

T Transportation Committee
Meeting date: September 12, 2011
Metropolitan Council Meeting: September 28, 2011

ADVISORY INFORMATION

Date:	August 23, 2011
Subject:	Central Corridor Light Rail Transit (Green Line): Initiate Eminent Domain Proceedings for the Acquisition of Parcel 64 (Prospect Park Properties Inc.) for Civil West Construction
District(s), Member(s):	All
Policy/Legal Reference:	Minnesota Statutes Chapter 117 and M.S § 473.405 Met Council 3-3 Expenditures Policy
Staff Prepared/Presented:	Brian Lamb, General Manager, 651-349-7510 Mark Fuhrmann, Deputy Gen Mgr, 651-602-1942 Rich Rovang, CCLRT Project Director, 651-602-1941
Division/Department:	Metro Transit / Central Corridor Project Office

Proposed Action

That the Metropolitan Council authorize the initiation of eminent domain proceedings to acquire the property rights for Parcel 64 (Prospect Park Properties Inc.) in Minneapolis for the Central Corridor Light Rail Transit Civil West Construction of the Green Line.

Background

Per 3-3 Expenditure Policy, the Metropolitan Council Regional Administrator authorized the Minnesota Department of Transportation (MnDOT) to make an initial offer on June 15, 2011 contingent on concurrence from the Federal Transit Administration (FTA). FTA's concurrence was received on August 17, 2011, and an offer was subsequently made to the property owner. If the parties cannot reach a settlement with respect to the acquisition within a reasonable amount of time, the Central Corridor Project Office (CCPO) needs the authority to initiate eminent domain proceedings.

Rationale

The property rights to Parcel 64 must be acquired in a timely manner to enable the construction contractor to begin work as specified in the construction documents. CCPO will continue to negotiate with the property owner, even after the initiation of eminent domain proceedings.

Funding

Subordinate Funding Agreement #4 with MnDOT makes funds available for the acquisition of right of way as part of the Central Corridor Project.

Known Support / Opposition

CCPO, FTA, and MnDOT have concurred with the appraisal documents for Parcel 64.