



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: July 3, 2018

Title: El Paso & Southwestern Greenway; Acq-0567

Introduction/Background:

Pima County needs to acquire two parcels from Chevron USA for construction of the El Paso & Southwestern Master Planned Greenway improvements.

Discussion:

The County has been unable to acquire the property through negotiation and requests condemnation authority. The County obtained an appraisal from an independent appraiser in the amount of \$20,500. Chevron has demanded \$50,000 and provided no support for its value. Chevron has also insisted on an environmental indemnity from the County for the period that Chevron owned the property.

Conclusion:

The property is necessary for the project and should be acquired through condemnation, so that it can be acquired at a fair price and without an environmental indemnity.

Recommendation:

Staff recommends approval of the attached Resolution authorizing condemnation.

Fiscal Impact:

The County will acquire the property at a price arrived at through condemnation, either by settlement or trial.

Board of Supervisor District:

- 1 2 3 4 5 All

Department: Pima County Real Property Services Telephone: 724-6633

Contact: Neil J Konigsberg Telephone: 724-6582

Department Director Signature/Date:  6/20/2018

Deputy County Administrator Signature/Date:  6/20/18

County Administrator Signature/Date:  6/20/18

RESOLUTION NO. 2018-_____

**RESOLUTION OF THE PIMA COUNTY BOARD OF SUPERVISORS
AUTHORIZING THE PIMA COUNTY ATTORNEY TO CONDEMN
REAL PROPERTY INTERESTS WHERE NECESSARY FOR EL
PASO & SOUTHWESTERN GREENWAY IN SECTION 24,
TOWNSHIP 14 SOUTH, RANGE 13 EAST, G&SRM, PIMA COUNTY,
ARIZONA**

The Board of Supervisors of Pima County, Arizona finds:

1. Pima County needs to acquire property for the construction and maintenance of certain linear park improvements in connection with the El Paso & Southwestern Greenway (the "Project") located in Section 24 of Township 14 South, Range 13 East, G&SRM, for the use and benefit of the public; and
2. The Board of Supervisors of Pima County finds it is necessary to exercise its powers of eminent domain, pursuant to A.R.S. §§ 11-932 and 12-1111, to acquire interests in the real property depicted in attached **Exhibit A** in order to construct the Project;

NOW, THEREFORE, BE IT RESOLVED that the Pima County Attorney be and is hereby authorized to institute condemnation proceedings to acquire real property interests necessary for the above described Project, from the real property shown on the attached **Exhibit A**, in the event that the property interests cannot otherwise be acquired in a timely manner.

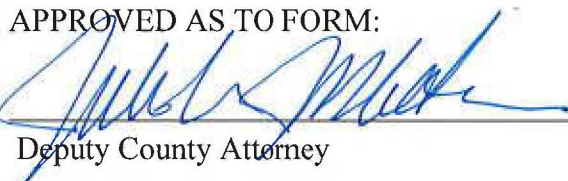
PASSED AND ADOPTED, this ____ day of _____, 2018.

Chairman, Pima County Board of Supervisors

ATTEST:

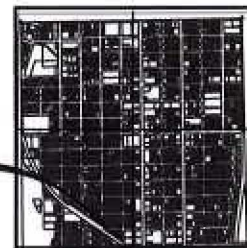
APPROVED AS TO FORM:

Clerk of the Board


Deputy County Attorney

Board of Supervisors Approval:		S <u>24</u> /T <u>14S</u> /R <u>13E</u>	
Agent: nk	File #: ACQ-0567	Project Code #: CCD.N04STL	P <input type="checkbox"/> De <input type="checkbox"/> Do <input type="checkbox"/> E <input type="checkbox"/>

SECTION 24
TOWNSHIP 14 SOUTH
RANGE 13 EAST



SUBJECT AREA

SECTION 24
TOWNSHIP 14 S, RANGE 13 E
PIMA COUNTY, ARIZONA

EXHIBIT "A"



PARCELS 118-24-3290 & 118-24-3430



PIMA COUNTY DEPARTMENT OF TRANSPORTATION
ENGINEERING INFORMATION MANAGEMENT