



Town of Johnstown

TOWN COUNCIL INFORMATIONAL COMMUNICATIONS

AGENDA DATE: April 5, 2021

SUBJECT: Thornton Pipeline Easement

ATTACHMENTS:

1. Notice of Offer and Intent
2. Easement Documents (Permanent and Temporary)
3. Master License Agreement

PROVIDED BY: Matt LeCerf, Town Manager

INFORMATIONAL DESCRIPTION:

The City of Thornton, in pursuit of the installation of a primary trunk line to access water that they purchased north of Fort Collins. To date, the City of Thornton has received right of way permits to install portions of the waterline under Highway 60, in various areas in Town right of way in the manners other entities would request installation permits, and on easements they have acquired from property owners.

Thornton continues to have interest to acquire an easement on our property near the intersection of Weld County Road 40 and Weld County Road 17. This is the site that the Town plans to install a new 1.5 million gallon water tank. They do have the ability to condemn a property through eminent domain and in an effort to try and work collaboratively to make sure that our interests are still met, it would appear at this time the best solution is to work collaboratively with them and possibly enter into a formal agreement for the Easement with compensation. An example of a formal agreement that was entered into between Thornton and the Town of Frederick is enclosed as a Master License Agreement.

While there was exploration for other options including the ability to run CBT through this trunk line to the Town, it was cost prohibited and not guaranteed in perpetuity, taking into consideration the long-term needs of Thornton's water needs. Staff believes this would be the best course of action to finding a solution for both parties on their respective projects and we welcome any feedback from Council on this alternative.

The Community That Cares

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