

**RESOLUTION**

RESOLUTION OF INTENT TO EXECUTE AN EASEMENT AGREEMENT AND EASEMENT DEED BETWEEN WASHOE COUNTY AND THE TRUCKEE MEADOWS WATER AUTHORITY FOR A WATER FACILITIES EASEMENT TOTALING  $\pm 3,734$  SQUARE FEET AND A TEMPORARY CONSTRUCTION EASEMENT TOTALING  $\pm 8,206$  SQUARE FEET ON APN 152-430-18, PART OF ARROWCREEK OPEN SPACE [AT THE NEGOTIATED VALUE OF \$3,734.00]; AND, IF ADOPTED, SET A PUBLIC HEARING ON THE MATTER FOR JANUARY 14, 2020.

**WHEREAS**, Washoe County owns certain real property (APN 152-430-18) located  $\pm 0.25$  miles southwest of Arrowcreek Park, adjacent to Thomas Creek; and

**WHEREAS**, the Truckee Meadows Water Authority (TMWA) has requested a water facilities easement totaling  $\pm 3,734$  square feet and a temporary construction easement totaling  $\pm 8,206$  square feet across the subject parcel for the purpose of constructing and maintaining a waste drain line and rock-lined channel as required by current Nevada Administrative Codes; and

**WHEREAS**, Nevada Revised Statutes 277.050 authorizes the Board of County Commissioners of Washoe County, Nevada, to sell or lease to another public agency, the State of Nevada or a department or agency of the State or an Indian tribe, any real property belonging to it under certain conditions; and

**WHEREAS**, TMWA is a Joint Powers Authority, a public agency defined in NRS 277.050 and has requested a water facilities easement and temporary construction easement for the negotiated amount of \$3,734.00, based on recent appraisals of Washoe County property in the area; and

**WHEREAS**, Nevada Revised Statutes 277.050 authorizes the Board of County Commissioners to sell real property to a public agency at a negotiated value without advertising for public bids, subject to the adoption of a resolution declaring its intention to sell the property; and

**WHEREAS**, in order to sell this property, Nevada Revised Statutes 277.050 requires the Board of County Commissioners to hold a public hearing no less than two (2) weeks after the adoption of the resolution at which objections to the sale may be made by the electors of the public agency; and

**WHEREAS,** Washoe County will schedule this proposed easement agreement for its next public meeting on January 14, 2020, to allow for any objections to this action; and

**NOW, THEREFORE BE IT RESOLVED** by the Board of County Commissioners:

1. That it has the authority to sell said property to the Truckee Meadows Water Authority, without offering said real property to the public as authorized within NRS 277.050; and
2. The Truckee Meadows Water Authority has proposed to purchase this easement at the negotiated value of \$3,734.00; and
3. The Board of County Commissioners will consider this proposal on January 14, 2020 to allow for any objections to this action; and
4. Upon approval by the Washoe County Board of Commissioners and satisfaction of all terms and conditions, the Chair shall be authorized to execute the proposed easement agreement and deliver it to the Truckee Meadows Water Authority upon the performance and compliance of all the terms and conditions of the easement to be performed concurrently with the delivery.

The motion to adopt the above resolution was made by County Commissioner

\_\_\_\_\_ and seconded by County Commissioner  
\_\_\_\_\_ and the vote of said motion is as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Vaughn Hartung, Chair  
Washoe County Commission

ATTEST:

\_\_\_\_\_  
Washoe County Clerk