



**AGENDA OF THE SPECIAL MEETING
OF THE
BOARD OF TRUSTEES OF THE UTAH TRANSIT AUTHORITY**

PUBLIC NOTICE is hereby given of the
Special Meeting of the
Board of Trustees of the Utah Transit Authority at
12:45 – 1:30 p.m. on Friday, June 2, 2017,
at the Embassy Suites Hotel
3524 South Market Street, West Valley City, Utah
Promenade Conference Room

www.rideuta.com/board

1. **Welcome to UTA Board Meeting** **Robert McKinley**, Board Chair
2. **General Public Comment Period** **Robert McKinley**
(The Board of Trustees invites brief comments or questions from the public. Please note, in order to be considerate of everyone attending the meeting and to more closely follow the published agenda times, public comments will be limited to two minutes per person per item. A spokesperson who has been asked by a group to summarize their comments may be allowed five minutes to speak.)
3. **R2017-06-01: Provo Orem TRIP Properties**
 - a. [Presentation of Item](#) Steve Meyer
 - b. *Public Input*
 - c. Board Discussion and Decision/Action
4. **Closed Session** **Robert McKinley**
 - a. Discussion of the Purchase, Exchange, Lease or Sale of Real Property when Public Discussion would Prevent the Authority from Completing the Transaction on the Best Possible Terms
 - b. Strategy Session to Discuss Collective Bargaining.
5. **Action Taken Regarding Matters Discussed in Closed Session** **Robert McKinley**
6. **Adjourn** **Robert McKinley**

The Board Mission Statement

Utah Transit Authority strengthens and connects communities thereby enabling individuals to pursue a fuller life with greater ease and convenience by leading through partnering, planning, and wise investment of physical, economic, and human resources.

Contact Regarding this Agenda:

Rebecca Cruz, Board of Trustees Support Manager

Utah Transit Authority

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**UTAH TRANSIT AUTHORITY BOARD OF TRUSTEES
Action Agenda Item Coversheet**

DATE:	June 2, 2017
CONTACT PERSON:	Steve Meyer
SUBJECT:	<ol style="list-style-type: none"> 1. Eminent domain updated requests 2. General status update on acquisitions
BACKGROUND:	<p>The Provo Orem Transportation Improvement Project right-of-way (ROW) team continues to negotiate with property owners regarding the acquisition of parcels required for the project.</p> <p>The ROW team previously appeared before the UTA Board of Trustees requesting the concurrence and use of Eminent Domain in acquiring the property necessary to complete the project. This request is for concurrence on additional properties.</p> <p>This item is being brought before the Board for consideration and as a Resolution (the item was not submitted with a resolution at the UTA Board meeting on May 24, 2017.) The Resolution is intended to include the original properties approved on April 12, 2017 as well as the additional properties being brought to this meeting for consideration.</p>
ALTERNATIVES:	<ul style="list-style-type: none"> • No action
PREFERRED ALTERNATIVE:	No recommendation
STRATEGIC GOAL ALIGNMENT:	Supports the promotion of stewardship and community
FINANCIAL IMPACT:	

LEGAL REVIEW:	Complete
EXHIBITS:	1) R2017-06-01: Approving Request to UDOT for Use of Eminent Domain for Acquisition of Properties for the Provo Orem TRIP

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE UTAH TRANSIT
AUTHORITY APPROVING REQUEST TO THE UTAH DEPARTMENT OF
TRANSPORTATION FOR USE OF EMINENT DOMAIN FOR ACQUISITION OF
PROPERTIES FOR THE PROVO OREM TRANSPORTATION IMPROVEMENT
PROJECT**

No. R2017-06-01

June 2, 2017

WHEREAS, the Utah Transit Authority (the “Authority”) is a public transit district organized under the laws of the State of Utah and was created to transact and exercise all of the powers provided for in the Utah Limited Purpose Local Government Entities-Local Districts Act and the Utah Public Transit District Act; and

WHEREAS, the Board of Trustees (the “Board”) has approved the project known as the Provo-Orem Bus Rapid Transit Project, to design, construct and operate a Bus Rapid Transit as part of the joint project with the Utah Department of Transportation known as the Provo Orem Transportation Improvement Project; and

WHEREAS, as part of the Provo Orem Transportation Improvement Project, and to complete construction of the Provo Orem Transportation Improvement Project, certain right-of-way acquisitions have been identified; and

WHEREAS, Authority staff and consultants have made diligent and reasonable efforts to acquire the right-of-way necessary for the Provo Orem Transportation Improvement Project, but have been unable to negotiate certain of those acquisitions to completion; and

WHEREAS, in order to complete the Provo Orem Transportation Improvement Project, and to meet budget and schedule needs, certain right-of-way acquisitions need to move forward through the eminent domain process; and

WHEREAS, Board Executive Limitations Policy No. 2.2.2 requires that, prior to acquiring property through eminent domain, the Board must be allowed to review and make a decision on such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Utah Transit Authority:

1. That the Board hereby authorizes the President/CEO and Authority staff to request that the Utah Department of Transportation commence eminent domain proceedings on the properties presented to the Board, each identified by its respective Provo Orem Transportation Improvement Project parcel number on Exhibit A attached hereto.

2. That the Board further ratifies the Board's action to request that the Utah Department of Transportation commence eminent domain proceedings on certain other properties, identified by Provo-Orem Transportation Improvement Project parcel number on Exhibit B, that were presented to the Board on April 12, 2017.
3. That this Resolution stay in full force and effect until amended or rescinded by further action of the Board.
4. That the corporate seal be attached hereto.

APPROVED AND ADOPTED this 2nd day of June, 2017.

Robert W. McKinley, Board Chair

ATTEST:

Robert K. Biles, Secretary/Treasurer

[SEAL]

CERTIFICATE

The undersigned duly qualified Chair of the Board of Trustees of the Utah Transit Authority certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of Trustees held on the 2nd day of June, 2017.

Robert W. McKinley, Board Chair

Robert K. Biles, Secretary/Treasurer

APPROVED AS TO FORM

Legal Counsel

EXHIBIT "A"

EXHIBIT "A"

POTIP PARCEL #	Property Street Address	City	State	Zip
138	64 East 1300 South	OREM	UT	84058
141	130 E University Parkway	Orem	UT	84058
144	160 East University Parkway	Orem	UT	84058
151	212 E. University Pkwy	OREM	UT	84058
154	287 E University Pkwy	OREM	UT	84058
155	304 East University Parkway	OREM	UT	84058
161	575 East University Parkway	OREM	UT	84097
163	545 East University Parkway	OREM	UT	84097
182	1261 South 800 East	OREM	UT	84097
636	1200 S TOWNE CENTRE BLVD	PROVO	UT	84601
641	66 West 1200 South	PROVO	UT	84601

EXHIBIT "B"

EXHIBIT "B"

POTIP PARCEL #	Property Street Address	City	State	Zip
119	360 W. University Pkwy	OREM	UT	84058
124	140 West University Pkwy	OREM	UT	84058
129	50 West 1200 South	OREM	UT	84058
136	55 East 1300 South	OREM	UT	84058
137	40 East 1300 South	OREM	UT	84058
139	86 East 1300 South	OREM	UT	84058
140	125 East 1300 South	OREM	UT	84058
143	165 E UNIVERSITY PKWY	OREM	UT	84058
152	220 E. University Pkwy	OREM	UT	84058
153	260 E. 1300 South	OREM	UT	84058
159	1290 South State Street	OREM	UT	84058
160	1320 S. State St.	OREM	UT	84097
176	1280 South 800 East	OREM	UT	84097
177	1240 South 800 East	OREM	UT	84097
180	1344 South 800 East Unit #1	OREM	UT	84097-7782
183	1325 South 800 East	OREM	UT	84097
185	1281 South 800 East	Orem	UT	84097
264	1718 N UNIVERSITY PKWY	PROVO	UT	84602
293	921 FIR AVE	PROVO	UT	84604
317	910 N 900 EAST	PROVO	UT	84604
395	695 North 300 East	PROVO	UT	84606
397	272 East 700 North	PROVO	UT	84606
398	262 East 700 North and 222 East 700 North	PROVO	UT	84606
401	715 North 200 East	PROVO	UT	84606
403	174 East 700 North	PROVO	UT	84606
543	250 South University Avenue	PROVO	UT	84601
560	70 E 300 SOUTH	PROVO	UT	84606
562	373 South University Avenue	PROVO	UT	84606
564	383 South University Avenue	PROVO	UT	84606
663	1800 S NOVELL PL	PROVO	UT	84606