

RESOLUTION NO. __:2019

WHEREAS, the City of Morehead, by and through the Morehead Utility Plant Board is in the process of upgrading and improving its sanitary sewer collection facilities;

WHEREAS, improvement of the facilities will require the acquisition of an additional easement to locate, construct, and operate a new sewer line in the Bull Fork area of Rowan County;

WHEREAS, Terry Warren, of 3185 Bull Fork Road, Morehead, Kentucky, is the owner of a certain tract of land in Rowan County, Kentucky, specifically located at 3185 Bull Ford Road, Morehead, Kentucky;

WHEREAS, it is necessary for the City of Morehead to acquire a temporary easement for construction and a permanent easement for purposes of operation and maintenance of the sanitary line on the land of Mr. Warren;

WHEREAS, the City of Morehead through the Morehead Utility Plant Board have been unable to negotiate the acquisition of the required easement from Mr. Warren which is necessary for the construction of the aforementioned sanitary sewer line;

WHEREAS, Morehead Utility Plant Board has recommended to the City of Morehead, and requested the City of Morehead, Kentucky, to initiate condemnation action against Terry Warren for the purpose of acquiring a 30' wide construction easement and a 15' wide permanent easement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Morehead, Kentucky, as follows:

That the City of Morehead, Kentucky, finds that it is necessary to acquire and obtain a 30' wide temporary construction easement and 15' wide permanent sewer line easement upon the property of Mr. Terry Warren and that the City of Morehead, Kentucky, proceed with the condemnation of the property of Terry Warren located at 3185 Bull Fork Road, Morehead, Kentucky, to acquire said necessary easement upon property for construction, operation and maintenance of the Morehead sanitary sewer

collection facilities. Further, Hon. Earl Rogers III shall be the attorney of record on behalf of the City of Morehead for this matter and the Morehead Utility Plant Board shall be responsible for all costs and fees including Hon. Earl Rogers III's fees associated with this matter.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MOREHEAD,
KENTUCKY, THIS the 12th day of August 2019.**

HON. LAURA WHITE BROWN, MAYOR

ATTEST:

CRISSY CUNNINGHAM, CITY CLERK

