

**TOWN OF PRESCOTT VALLEY  
REQUEST FOR COUNCIL ACTION  
Date: April 9, 2015**

**SUBJECT:** Right-of-Way Agreement – Arizona State Land Department

**SUBMITTING DEPARTMENT:** Utilities

**PREPARED BY:** Neil Wadsworth, PE – Director

**AGENDA LOCATION:** Comments/Communications , Consent , Work/Study ,  
New Business , Public Hearing , Second Reading

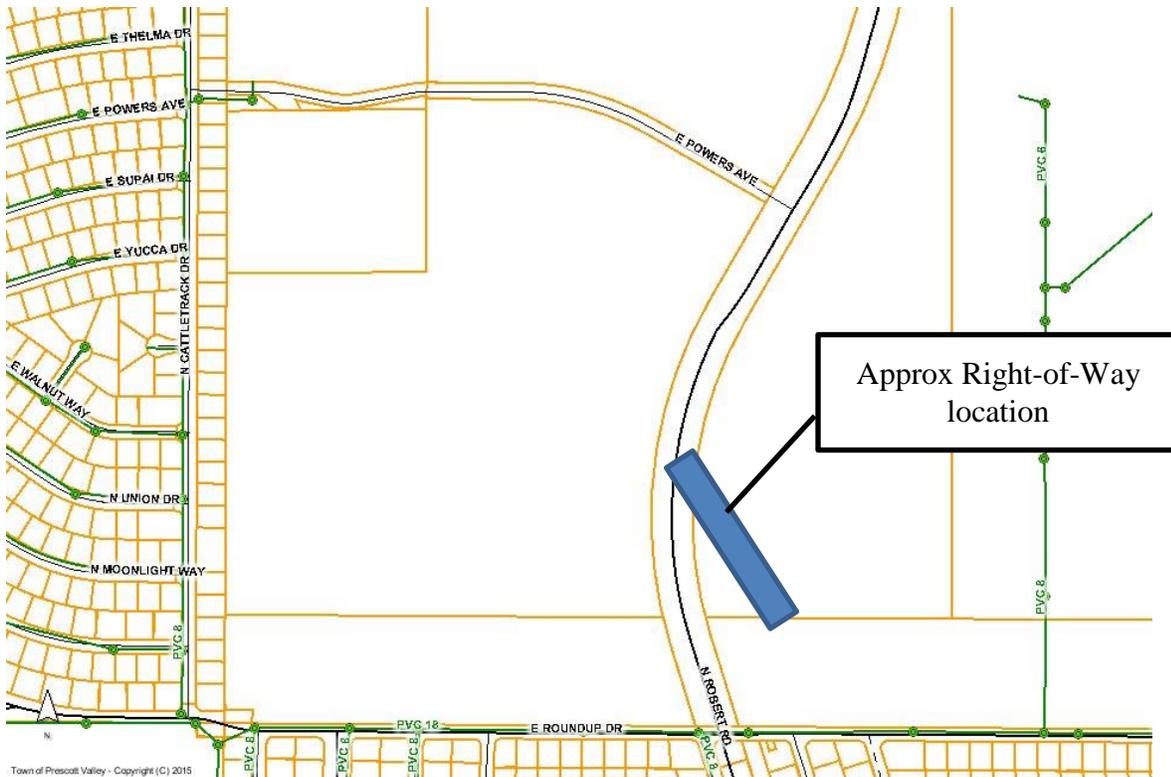
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**ATTACHMENTS:** a) Right-of-Way Agreement 16-113652 with Arizona State Land Department

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**SUMMARY BACKGROUND:** On (July 24, 2014) the Town Council approved the construction contract for the Northside Sewer Project along Robert Road and continuing north of Highway 89A towards the Pronghorn Ranch and Viewpoint Subdivisions. The purpose of this project is to provide needed sewer service to the commercial area between the subdivisions and Highway 89A.

During the course of the project, Staff have been working with the Arizona State Land Department (ASLD) to obtain permanent right-of-way adjacent to Robert Road (20-foot wide by approx. 400-foot long = 0.17 acres) in one area where use of existing rights-of-way was not possible. See map below.



The ASLD process to provide the needed right-of-way to the Town included a 30 day public notice period and culminated in a public auction which was held on the Yavapai County Courthouse steps on February 17, 2015. In that auction, the Town obtained the rights to the easement for a one-time cost of \$2,400.00 plus administrative and advertising fees associated with the auction.

The attached documents finalize the purchase of the perpetual right-of-way.

**OPTION ANALYSIS:** The Council may vote to:

- 1.) approve this Right-of-Way Agreement, **OR**
- 2.) not approve this the Right-of-Way Agreement, **AND/OR**
- 3.) direct staff to pursue other options

**ACTION OPTION:** Motion to approve the attached Right-of-Way Agreement with the Arizona State Land Department for the Northside Sewer Project, CIP #W280.3, **OR** Motion not to approve this Right-of-Way Agreement. **VOTE.**

**RECOMMENDATION:** Staff recommends approving this Right-of-Way Agreement with the Arizona State Land Department.

**FISCAL ANALYSIS:** The cost for the Right-of-Way easement related to the auction by the Arizona State Land Department was previously paid from the approved budget for the Northside Sewer Project:

Northside Sewer Project, CIP # W280.3		Finance Proj. # W280.3	
HTE Code: 552-7010-700.73-25			
FISCAL YEAR 2014/2015	Budget/Grant Amount:	\$1,400,000.00	FISCAL YEAR 2014/2015
	Expended & Encumbered:	<u>(\$1,333,808.65)</u>	
	Balance:	\$66,191.35	

**REVIEWED BY:**

Management Services Director \_\_\_\_\_

Town Clerk \_\_\_\_\_

Town Attorney \_\_\_\_\_

Town Manager \_\_\_\_\_

**COUNCIL ACTION:**

Approved    Denied    Tabled/Deferred    Assigned to \_\_\_\_\_