

**TOWN OF PRESCOTT VALLEY
REQUEST FOR COUNCIL ACTION
Date: May 12, 2011**

SUBJECT: Pedestrian & Public Utility Easement for the Robert Road Improvements Project, Spouse Drive to Tranquil Boulevard, CIP # 412B

SUBMITTING DEPARTMENT: Public Works Department

PREPARED BY: Kimberly J. Moon, P.E., Capital Projects Coordinator, for
Norm Davis, P.E. Public Works Director

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

ATTACHMENTS: a.) One Pedestrian & Public Utility Easement for Lot 1195, PV Unit 4
b.) Letter of Agreement dated May 3, 2011

SUMMARY/BACKGROUND: The approved budget for this fiscal year includes the Robert Road Improvements Project, from Spouse Drive to Tranquil Boulevard, CIP # 412B. The purpose of this project is to provide street widening, drainage and lighting improvements, which, in general, consists of earthwork, utility relocations, new water lines and fire hydrants, storm drainage structures (above and below ground), asphalt paving, street lights, and sidewalks. Engineering design services and construction oversight services are provided by Kirkham-Michael & Associates, Inc. Fann Contracting, Inc. began construction of this project on March 8, 2011.

Temporary and Permanent Easements are required to match the new road elevation to existing private property elevations, especially driveways. Most of the Temporary Construction Easements and Public Utility Easements were obtained prior to start of construction. Discussions for obtaining easements on two lots have been negotiated with property owners.

Acquisition of a Pedestrian & Public Utility Easement for Lot 1195 PV Unit 4 has been negotiated for reimbursement to private property impacts that the owner will remediate themselves – not as part of the construction contract via the Town. After prolonged negotiations, Town staff has successfully negotiated settlement terms for acquisition of a Pedestrian & Public Utility Easement with the property owner, with reimbursement in the amount of \$6,550, specifically to remediate changes to their private landscape areas.



OPTION ANALYSIS: The Council may vote to:

- 1.) Accept the Easement and associated negotiated reimbursement for landscape impacts, **OR**
- 2.) Not accept the Easement **AND/OR**
- 3.) Direct staff to pursue other options

ACTION OPTION: Motion to accept the Easement and approve negotiated reimbursement for landscaping impacts for the Robert Road Phase B Project from Spouse Dr. to Tranquil Blvd., CIP # 412B.

RECOMMENDATION: Staff recommends acceptance of the Easement as is needed for completion of the construction project as per design.

FISCAL ANALYSIS: This project is funded by the Town's transaction privilege / use tax (1/3rd cent sales tax). Each easement acquired cost is \$10.00 plus any negotiated compensation for impacts to private landscaping , plus any minor recording fees for the easement.

Table 1

1/3 Cent Sales Tax Revenue

Robert Road Improvements - Spouse to Tranquil - 412B		
HTE Code(s): 411-1000-700-73.40		Finance Proj. # ST0801
FISCAL YR 2010/2011	Approved Budget:	\$1,925,000.00
	Expended & Encumbered:	-\$1,894,745.13
	Easements for Lot 1177A:	-\$11,320.00
	Easement for Lot 1195	-\$6,560.00 < this action
	construction contingency:	<u>-\$155,590.50</u>
	Subtotal:	<u>-\$143,215.63</u>
	Est. Rollover to next FY:	<u>\$1,000,000.00</u>
	Balance:	<u>\$856,784.37</u>
		FISCAL YR 2010/2011

New water lines for additional capacity and new fire hydrants are funded from the Water Capacity Enterprise Fund.

Table 2

Water Capacity Funds

Robert Road Improvements (Waterline) - Spouse to Tranquil - 412B		
HTE Code(s): 551-7020-700-74.13		Finance Proj. # N/A
FISCAL YR 2010/2011	Approved Budget:	\$175,000.00
	Expended & Encumbered:	-\$224,088.00
	construction contingency:	<u>-\$22,408.80</u>
	Subtotal:	<u>-\$71,496.80</u>
	Est. Rollover to next FY:	<u>\$80,000.00</u>
	Balance:	<u>\$8,503.20</u>
		FISCAL YR 2010/2011

Estimated rollover amount for next Fiscal Year in the amount of \$1,000,000 for 1/3 cent sales tax revenue and \$80,000 for water capacity will be requested in the current budget process.

REVIEWED BY:

Management Services Director _____ Town Clerk _____

Town Attorney _____

Town Manager _____

COUNCIL ACTION:

Approved Denied Tabled/Deferred Assigned to _____