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**CITY OF TEMPE  
REQUEST FOR COUNCIL ACTION****Council Meeting Date: 05/21/2015  
Agenda Item: 6C2**

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**ACTION:** Hold the second and final public hearing to adopt an ordinance authorizing the granting of a power distribution easement to Salt River Project Agricultural Improvement and Power District over certain City-owned land located near 7195 South Shutterfly Way, and authorizing the City Manager or his designee to execute an easement agreement and related documents. (Ordinance No. O2015.18)

**FISCAL IMPACT:** No impact on City funds.

**RECOMMENDATION:** Adopt Ordinance No. O2015.18.

**BACKGROUND INFORMATION:** Per Ordinance 2011.47 the Tempe City Council approved a Planned Area Development Overlay (PAD) for the Discovery Business Campus located near the intersection of Elliot Road and South Price Road. Shutterfly is currently in the process of constructing a new building located within the development. The approved PAD allowed the developer to maximize the square footage of the proposed building by utilizing certain unimproved City right-of-way for location of a new perimeter fence and additional landscaping. Given the size and footprint of the approved building, certain SRP facilities required to supply power to the development must also be located within the same right-of-way. The City has been requested to grant an easement to Salt River Project for the power supply facilities. The developer will agree to pay any current and/or future costs associated with locating the facilities within the right-of-way. The new electrical facilities will be located per current City standards. The area to be utilized for the easement is a part of the previously unimproved South Country Club Way right-of-way. Engineering Staff has reviewed the request and has no objections to the easement location.

**ATTACHMENTS:** Ordinance and Exhibits A, B, and B-1.

**STAFF CONTACT(S):** Andy Goh, Deputy Public Works Director/City Engineer, (480) 350-8896

Department Director: Don Bessler, Public Works Director  
Legal review by: Cynthia McCoy, Assistant City Attorney  
Prepared by: Ken Olmstead, Real Property Manager – Land Services