



---

**CITY OF TEMPE**  
**REQUEST FOR COUNCIL ACTION**

**Council Meeting Date: 08/04/2016**  
**Agenda Item: 6B1**

---

**ACTION:** Introduce and hold the first public hearing to adopt an ordinance authorizing the granting of a utility easement to Arizona Public Service Company over certain City-owned land located near the southeast corner of Rural Road and 8th Street, and authorizing the Mayor or his designee to execute an Easement Agreement and related documents. The second and final public hearing is scheduled for August 18, 2016. (Ordinance No. O2016.42)

**FISCAL IMPACT:** N/A

**RECOMMENDATION:** Adopt Ordinance No. O2016.42.

**BACKGROUND INFORMATION:** 529 Tempe, LLC (“Developer”), an affiliate of GOLUB, LLC, is developing the southeast corner of Rural and 8th Street as a Multifamily/Mixed Use project named “SKY VIEW”. The three phase primary line providing electricity to the Developer’s property must be relocated to eliminate a conflict with the site construction and an SRP waterline. City has agreed to facilitate the relocation by granting APS a utility easement across the adjacent City-owned land (the Elias Rodriguez House). The Developer has agreed to pay all costs associated with the relocation and the costs of any future relocations, which agreement will be set forth in a Reimbursement Agreement for Electrical Supply Facilities.

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

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

Department Director: Andrew Goh, City Engineer  
Legal review by: Cynthia McCoy, Assistant City Attorney  
Prepared by: Patty Paulson, Right-of-Way Management Coordinator