

AGENDA ITEM #: \_\_\_\_\_

DATE: July 13, 2020

CAR #: 2020-7006



## CITY COUNCIL ACTION REPORT

**SUBJECT:** Authorize the acceptance of the dedication of a Public Utility, Sidewalk and Access Easement required for the development of Project Hustle

**STAFF PRESENTER(S):** Linda Beals, Real Estate Coordinator

**OTHER PRESENTER(S):** None

**Summary:** Accept the dedication of a Public Utility, Sidewalk and Access Easement along the north side of Indian School Road, west of Cotton Lane required for the development of Project Hustle.

**Recommendation:** Authorize the acceptance of the dedication of the easement described in the Public Utility, Sidewalk and Access Easement attached hereto and authorize the city manager to execute a Public Utility, Sidewalk and Access Easement in the form attached hereto, accepting the dedication once the city has received the original executed Public Utility, Sidewalk and Access Easement from the current property owner.

**Fiscal Impact:** There will be no fiscal impact to the city in the fiscal year 2021 or future years related to the acceptance of the easement.

### Staff Analysis

In connection with the development of Project Hustle on the property located north of Indian School Road, west of Cotton Lane (the "Project Hustle Property"), the city is requiring the construction of improvements to the section of Indian School Road located along the south side of the Project Hustle Property and along the south side of the city owned property located to the east of the Project Hustle Property. Construction plans for the Indian School improvements have been submitted, but they cannot be approved and permits cannot be issued until all of the right-of-way ("ROW") and public utility, sidewalk and access easement ("PUSE") needed for the Indian School Road improvements have been acquired and/or established. The city previously established the PUSE and ROW on the portion of the city's property. A map of dedication (being presented under a separate Council agenda item) will convey the portion of the Project Hustle Property for the ROW needed for the Indian School Road improvements and this PUSE dedicates the easement needed for the Indian School Road improvements.

### Attachments

Public Utility, Sidewalk and Access Easement