

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

DATE: March 16, 2015

COAC NUMBER: 15-5562

**CITY OF GOODYEAR  
CITY COUNCIL ACTION FORM**

**SUBJECT:** Approval of the Issuance of a Temporary Nonexclusive Easement to Construct and Maintain Drainage Facilities to Basis Schools, Inc.

**STAFF PRESENTER:** Linda R. Beals  
**COMPANY:** BASIS Schools, Inc., an Arizona nonprofit corporation  
**CONTACT:** Jonathan Gelbert

**RECOMMENDATION:**

Approve the issuance of a Temporary Nonexclusive Easement to Construct and Maintain Drainage Facilities to Basis Schools, Inc., adjacent to the north property line of the Basis Schools property.

**PURPOSE:**

The grant and conveyance of a 55-foot wide Temporary Nonexclusive Easement to Construct and Maintain Drainage Facilities (“Drainage Easement”) adjacent to the north side of the property recently purchased by BASIS Schools, Inc., an Arizona nonprofit corporation (“BASIS”), from the City. The issuance of the Drainage Easement will provide BASIS with the ability to fully develop the recently purchased property. (Linda R. Beals, Real Estate Coordinator)

**BACKGROUND AND COMMUNITY BENEFIT:**

The issuance of the Drainage Easement provides BASIS with the ability to locate, construct, install, operate, inspect, maintain, repair, replace and remove drainage facilities which have been designed to retain up to 26,136 cubic feet of storm-water run-off.

This Drainage Easement will allow BASIS to fully develop their property, rather than being required to build temporary facilities on their site that will no longer be necessary when the properties directly to the north (including the City 100-Acre Parcel) develop and retain their onsite storm water flows.

**PREVIOUS ACTIONS AND DISCUSSION:**

In October of, 2014 the City Council approved the sale of a portion of the City Center 100 Acre Site to BASIS. BASIS has recently requested the City provide this Drainage Easement to help facilitate the development of their property and to eliminate the need for temporary drainage structures. The Drainage Easement includes terms for the partial and full extinguishment of the Drainage Easement upon the development of the properties to the north of BASIS site.

**FISCAL ANALYSIS:**

The City is providing the Drainage Easement to Basis at no cost. There is no cost to the City for the conveyance. All costs for construction and maintenance of the drainage facilities will be the responsibility of BASIS.

**ATTACHMENTS:**

Temporary Nonexclusive Easement to Construct and Maintain Drainage Facility