

MEMORANDUM

May 6, 2010

TO: Board of Mayor and Aldermen

FROM: Eric S. Stuckey, City Administrator
Eric J. Gardner, P.E., Director of Engineering
David Parker, P.E., CIP Project Executive

SUBJECT: Contract 2010-0042; Agreement with Chestnut Bend for Ownership and Maintenance of Electrical Conduit and Meter at the Entrance to the Chestnut Bend Subdivision

Purpose

The purpose of this memorandum is to present to the Board of Mayor and Aldermen (BOMA) information pertaining to the request from the Chestnut Bend Homeowners Association (HOA) to install and electrical meter and conduit within City right-of-way (ROW).

Background

The Chestnut Bend HOA has requested that the City allow them to install an electrical meter and conduit within the City's ROW to provide landscape lighting and irrigation to the first two medians on Joel Cheek Boulevard. The City requires that all private entities wishing to install privately owned equipment and infrastructure within City ROW enter into an agreement with the City. The purpose of the agreement is to track anything that is installed in City ROW and determine how the maintenance will be handled. The agreement also protects the City when there is a need to make improvements within the City ROW that will affect privately owned equipment.

Financial Impact

None

Recommendation

At this time staff has reviewed the proposed agreement drafted and submitted by Chestnut Bend HOA. Staff has proposed some changes to the agreement and Chestnut Bend has not been able to review the changes yet. The final agreement that is to be approved will be reviewed and endorsed by Chestnut Bend prior to the agreement being approved by BOMA. Staff recommends approval of the agreement as amended by the City.