

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

CC: 10C
Amend No. _____

Date Prepared: August 25, 2008

Council Meeting Date: September 16, 2008

TO: Carl Swenson, City Manager
FROM: Dan Nissen, P.E., Acting Engineering Director
THROUGH: Maher M. Hazine, P.E., CFM, Assistant City Engineer
PREPARED BY: Julie Beloit, Engineering Assistant
SUBJECT: Adopt a Resolution accepting Deeds and Easements for various Real Property interests acquired by the City and previously recorded by the Maricopa County Recorder.

RECOMMENDATION:

Discussion and possible action to adopt a Resolution accepting Deeds and Easements for various Real Property interests acquired by the City and previously recorded.

SUMMARY:

The City of Peoria periodically acquires a number of property interests including deeds, roadway dedications and various types of easements. All documents are reviewed for accuracy and recorded. A Resolution to accept these documents has been prepared, which lists each document by recording number and provides information related to each so the property interest to be accepted can be identified.

Staff recommends the adoption of the attached Resolution.

ATTACHMENT:

1. Resolution

-
- Consent Agenda
 - Carry Over to Date: _____
 - Approved
 - Unfinished Business (Date heard previous: _____)
 - New Business
 - Public Hearing: No Action Taken

ORD. # _____ RES. # 08-134
LCON# _____ LIC. # _____
Action Date: _____

RESOLUTION NO. 08-134

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA ADOPTING A RESOLUTION FORMALLY ACCEPTING DEEDS AND EASEMENTS FOR PROPERTY RIGHTS CONVEYED TO THE CITY OF PEORIA.

WHEREAS, the real estate interests hereinafter referenced have been conveyed to the City of Peoria and

WHEREAS, it is to the advantage of the City of Peoria to accept said real property interests.

WHEREAS, the City has determined that acquisition of these property interests is in the interest of the public health, safety and welfare.

THEREFORE, it is resolved by the Mayor and Council of the City of Peoria, Maricopa County, Arizona as follows:

SECTION 1. That the following real property interests are hereby accepted by the City of Peoria and referenced by the recording number issued by the Maricopa County Recorder's Office recording number.

Thunderbird Road Widening W/O Loop 101
TBPC Management, LLC
SPECIAL WARRANTY DEED
Major Arterial
Maricopa County Recording No. 2008-0638969
(Project No. P-0505)

Thunderbird Road,
W/O 93rd Avenue

N/A
Hammer Homes, Inc.
DEDICATION OF PUBLIC ROADWAY
Maricopa County Recording No. 2008-0676730
(Project in City of Phoenix, R/W in Peoria's jurisdiction)

67th Avenue, N/O
Pinnacle Peak, E/S
of 67th Avenue

Resolution No. 08-134
Acceptance of Deeds and Easements
September 16, 2008
Page: 2

91st Avenue Intersection Improvements
McDonald's USA, LLC
SPECIAL WARRANTY DEED
Major Arterial
Maricopa County Recording No. 2008-0673707

SEC 91st Avenue &
Olive Avenue

83rd Avenue Realignment (Cotton Crossings)
8134 NW Grand, LLC
SPECIAL WARRANTY DEED
Local
Maricopa County Recording No. 2008-0714037
(Project No. P-0012)

Grand Avenue
Frontage N/O
Monroe Street

Happy Valley Road (Project No. P-0111)
Caballos del Rio, LLC
SLOPE & DRAINAGE EASEMENT
Maricopa County Recording No. 2008-0714072
(Previously accepted as Recording# 2008-0472640)

Happy Valley Road
W/O 75th Avenue

Happy Valley Road (Project No. P-0111)
JD Campbell
SPECIAL WARRANTY DEED
Major Arterial
Maricopa County Recording No. 2008-0721624
(Previously accepted as Recording# 2008-0480138)

Happy Valley Road
E/O 81st Avenue

Downtown Redevelopment
Property Holdings 2, LLC
SPECIAL WARRANTY DEED
Maricopa County Recording No. 2008-0732816
(CC taken to Council by Economic Development)

10225 N. 83rd Buddy
Avenue

SECTION 2. Public Easement and Land Rights

That pursuant to Section 25-10 of the Peoria City Code (1992), the Mayor and Council accept the deeds and public easements transferred to the City of Peoria as described herein.

Resolution No. 08-134
Acceptance of Deeds and Easements
September 16, 2008
Page: 3

SECTION 3. Recording Authorized

That the City Clerk shall record the original of this Resolution with the Maricopa County Recorder's Office.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 16th day of September, 2008.

Bob Barrett, Mayor

ATTEST:

Mary Jo Kief, City Clerk

APPROVED AS TO FORM:

Stephen M. Kemp, City Attorney