

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

CC: 7C
Amend No. _____

Date Prepared: September 10, 2008 Council Meeting Date: October 21, 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

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

ORD. # _____ RES. # 08-142
LCON# _____ LIC. # _____
Action Date: _____

RESOLUTION NO. 08-142

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA ADOPTING A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF PUBLIC STREETS, TO BE OPENED AND MAINTAINED BY THE CITY.

WHEREAS, the Mayor and Council of the City find and determine that the public health, safety and welfare require the establishment of public streets to be opened and maintained by the City; and

WHEREAS, the Mayor and Council are vested with the authority pursuant to Article 1, Section 3 (6) of the Peoria City Charter and Section 23-18 of the Peoria City Code (1992) to establish the general location and routing of public streets; and;

WHEREAS, the Engineering Director of the City having submitted a map indicating the general location of the proposed public streets and recommends the acceptance of the street by the City for inclusion in the City Street system:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Peoria as follows:

SECTION 1. Recommendation of Engineering Director to Establish a Public Street.

That the Mayor and Council find and determine that it is in the interest of the public health, safety and welfare of the city to accept the recommendation of the Engineering Director to establish public streets in accordance with the general location set forth herein and accept the street for inclusion in the city street system and designate the streets for inclusion on the street classification map required by this chapter.

SECTION 2. Designation of a Public Street

That the Mayor and Council find and determine that the proposed public streets, as described below shall be designated to be either a major arterial, a minor arterial, a collector street or a local street, to be opened as a public street and maintained by the City.

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Authorizing Establishment of Public Streets
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N/A
Victor M. Mendez
ABANDONMENT
Collector
Maricopa County Recording No. 2008-0723875

Golden Lane; 75th -
77th Aves

Beardsley Lake Pleasant Commerce
JMC I, LLC
DEDICATION OF PUBLIC ROADWAY
Major Arterial
Maricopa County Recording No. 2008-0779671
(ML08-01 / DEED08-049)

NWC Beardsley
Road and Lake
Pleasant Pkwy

Happy Valley Road
Donald K. Miller
ROADWAY AND PEORIA MUNICIPAL UTILITY
EASEMENT
Local
Maricopa County Recording No. 2008-0780345
(Project P-0111)

83rd Avenue N/O
Hatfield

Happy Valley Road
Salt River Project
SPECIAL WARRANTY EASEMENT
Major Arterial
Maricopa County Recording No. 2008-0803804
(Project P-0111)

83rd Avenue N/O
Hatfield

SECTION 3. Amendment of Plans and Maps

That the Mayor and Council find and determine that the Transportation Plan of the City's general plan, the street classification map and the local streets plan shall be amended in the manner required by law to reflect the addition of a public street as set forth herein.

SECTION 4. Signage, Posting and Effective Date

(a) That the Engineering Director or his designee are authorized to post such signage as deemed appropriate to indicate the existence of a public roadway and to provide for the safe and orderly movement of vehicular and pedestrian traffic on the public streets as set forth herein.

(b) That the City Attorney or his designee shall draft and submit the ordinances necessary to establish a speed limit for the public streets as set forth herein.

(c) That this Resolution shall become effective sixty-days after enactment by the City Council.

SECTION 5. 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, Peoria, Arizona this 21st day of October, 2008.

Bob Barrett, Mayor

ATTEST:

Mary Jo Kief, City Clerk

APPROVED AS TO FORM:

Stephen M. Kemp, City Attorney