



AGENDA MEMORANDUM

First Reading City Council Meeting of December 10, 2013
Second Reading City Council Meeting of December 17, 2013

DATE: November 26, 2013

TO: Ronald L. Olson, City Manager

FROM: Valerie Gray, P. E., Director of Streets and Storm Water Services
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Ordinance amending Chapter 49 of the Code of Ordinances, "Streets and Sidewalks"

CAPTION:

Ordinance amending Chapter 49 of the Code of Ordinances titled "Streets and Sidewalks" in order to provide requirements and prohibitions related to street cuts.

PURPOSE:

City council review and approval of the proposed ordinance amending Chapter 49 of the Code of Ordinances, titled "Street and Sidewalks" is required to provide necessary requirements and prohibitions related to street cuts on City streets.

BACKGROUND AND FINDINGS:

This ordinance amends several of the existing provisions found under Chapter 49 of the City's Code of Ordinances, Streets and Sidewalks. It provides certain measures to assist in maintaining the City's streets in good and safe condition. Amendments related to street cuts would apply to anyone that wants to cut a street for a utility installation.

Highlights of the changes related to street cuts:

- No cuts allowed for utilities under 6" without variance
- All permits issued by Development Services & work inspected by Engineering (includes city work)
- Updates fees & adds a pavement cost recovery fee
- Ask utilities for a projected 5 year work plan
- Warranty on work is 24 months not 12
- Prohibition on street cuts on new streets (less than 5 yrs. old)
- Ordinance takes effect 90 days after its passage

ALTERNATIVES:

- 1. Approve the proposed ordinance as presented.
- 2. Deny or motion to amend to make certain changes to the proposed ordinance

OTHER CONSIDERATIONS:

On November 19, 2013, City Council had the opportunity to review and comment on a proposed draft ordinance related to street cuts and sidewalks. The draft ordinance had been developed with input from various City departments. After the Council reviewed and commented on the draft ordinance, a final ordinance was developed and sent out to private utility companies for their review and comment. This final proposed ordinance addresses street cuts only. A second ordinance, related to sidewalks exclusively, will be presented to City Council after the first of the new year.

CONFORMITY TO CITY POLICY:

The proposed ordinance conforms to the City Charter’s requirements for amending the Code of Ordinances.

EMERGENCY / NON-EMERGENCY:

Non-emergency

DEPARTMENTAL CLEARANCES:

Street Department

FINANCIAL IMPACT: N/A

Operating Revenue Capital X Not applicable

Fiscal Year 2013-2014	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item				
Future Anticipated Expenditures				
BALANCE				

COMMENTS:

N/A

RECOMMENDATION:

Approval of the ordinance as presented

LIST OF SUPPORTING DOCUMENTS:

Ordinance