



Staff Report

TO: City Council
FROM: Jeff Hart, Public Works Director
DATE: August 3, 2021
SUBJECT: **Approve the Encroachment Agreement for the Installation of Monuments Within the Public Right-Of-Way, Located in the Oak Valley and SCPGA Golf Course Specific Plan**

Background and Analysis:

As part of the development of Oak Valley and SCPGA Golf Course Specific Plan, six entry monuments were constructed with four along Palmer Avenue and two along Tukwet Canyon Parkway. The development is proposing an additional two entry monuments along Tukwet Canyon Parkway (refer to Figure 1 - Monument Location for locations). The six existing entry monuments are maintained by the Fairway Canyon Community Association (HOA). Argent Management (Developer) will construct the additional two entry monuments and once completed, ownership and maintenance responsibilities will be conveyed to the HOA.

The entry monuments occur within the public right-of-way of said streets and consist of light-timber framing, stucco, and decorative elements. The approximate dimensions are 25-feet tall and 11.5-feet square at their base (refer to Figure 2 - Entry Monument for reference).

The encroachment agreement will allow for the installation of monuments within the public right-of-way (Agreement) and authorizes the HOA and Developer to construct and maintain the entry monuments subject to the provisions of the agreement.

The following provisions are included in the proposed agreement.

- All costs associated with the monument installation and maintenance shall be without cost to the City;
- Improvements shall not obstruct travel on any road or walkway;
- If the monuments are damaged from any cause, the monument(s) shall be removed or replaced at no cost to the City;

- Improvements shall be maintained in good and safe condition to the satisfaction of the City;
- Developer and/or HOA shall be responsible for any damage to City infrastructure as a result of installation and operation;
- Developer shall remove or relocate monument(s), at its expense, if deemed necessary by any City maintenance, construction project, or facilities operation; and
- Developer indemnifies City against any claims, demands, losses, damages, and all costs and cleanup actions of any kind.



Figure 1- Monument Location

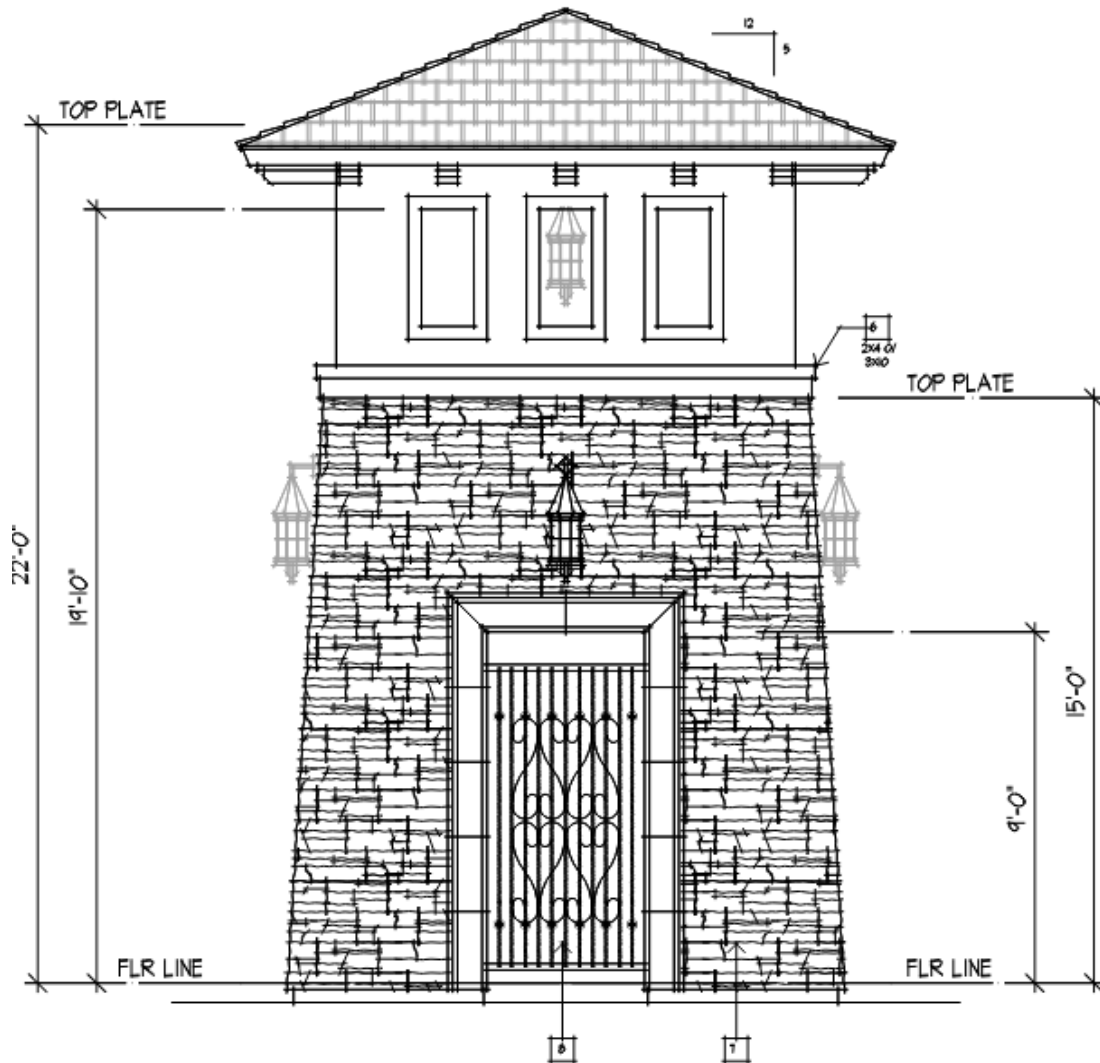


Figure 2- Entry Monument

Fiscal Impact:

The cost of preparing the staff report is estimated to be \$1,000.

Recommended Action:

Approve the encroachment agreement for the installation of monuments within the public right-of-way, located in the Oak Valley and SCPGA Golf Course Specific Plan.

Attachments:

- A. Encroachment Agreement for the Installation of Monuments Within the Public Right-Of-Way