

CITY OF FLAGSTAFF STAFF SUMMARY REPORT

To: The Honorable Mayor and Council
From:
Date: 03/26/2019
Meeting Date: 04/02/2019



TITLE:

Consideration and Adoption of Ordinance No. 2019-03: An ordinance of the Flagstaff City Council ratifying the grant and reservation of easements; and formally accepting dedications and donations of easements and real property interests; delegating authority; and establishing an effective date.
(approving receipt/transfer of easements and real property interests)

STAFF RECOMMENDED ACTION:

At the April 2, 2019 Council Meeting:

- 1) Read Ordinance No. 2019-03 by title only for the first time
- 2) City Clerk reads Ordinance No. 2019-03 by title only (if approved above)

At the April 16, 2019 Council Meeting:

- 3) Read Ordinance No. 2019-03 by title only for the final time
- 4) City Clerk reads Ordinance No. 2019-03 by title only (if approved above)
- 5) Adopt Ordinance No. 2019-03

Executive Summary:

The City regularly receives real property interests from private property owners during the development review process. Typically these real property interests are acquired by dedication or donation. These acquisitions may be for drainage, utilities, the urban trails system, slopes, rights-of-way or other public purposes.

The City also regularly grants or reserves utility easements across City property necessary for City projects or buildings.

This ordinance will ratify the easements and real property either received or granted by City.

Financial Impact:

Real property is considered a fixed asset in the City. Until City Council approves an ordinance accepting the acquisitions, the real property value is not recognized in an audit so while there is not an actual financial expenditure associated with these acquisitions, there is a fixed asset value the City receives through this action.

Policy Impact:

None

Connection to Council Goal, Regional Plan and/or Team Flagstaff Strategic Plan:

TRANSPORTATION AND OTHER PUBLIC INFRASTRUCTURE

Deliver quality community assets and continue to advocate and implement a highly performing multi-modal transportation system.

Has There Been Previous Council Decision on This:

Annually the Real Estate program brings a list of real property and easements to be approved by Council. January 2, 2018 was the last time the real property and easements were approved by Council through Ordinance No. 2018-02.

Options and Alternatives:

1. Adopt Ordinance No. 2019-03.

Pros: Formally approving the real property interest transactions confirms with City practices. Cons: None.

2. Do not adopt Ordinance No. 2019-03. In this case the transactions would need to be voided. Pros: None identified. Cons: This would result in loss of legal rights to use properties for utilities, trails, drainage and other public purposes.

Background and History:

The City Charter requires acquisition and disposition of real property by ordinance. The City generally applies this principle to lesser interests as well.

Key Considerations:

The real property interests received or transferred are necessary for the provision of services as the community grows and the liability assumed is consistent with these same real property rights throughout the community.

Community Involvement:

The Flagstaff community will benefit from acquisition of real property interests that are used by and serve community needs.

Attachments: Ord. 2019-03
Exhibit A
Presentation