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OCT 22 2009



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Where Values Make The Difference

MEMORANDUM Public Works Department - Memo ENG10-007

DATE: OCTOBER 22, 2009

TO: MAYOR AND COUNCIL

THRU: W. MARK PENTZ, CITY MANAGER
R. J. ZEDER, PUBLIC WORKS DIRECTOR
SHEINA HUGHES, ASSISTANT PUBLIC WORKS DIRECTOR/CITY ENGINEER

FROM: DARYL RACZ, DEVELOPMENT PROJECT ADMINISTRATOR

SUBJECT: RESOLUTION NO. 4328 AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO ENTER INTO AN IRRIGATION PIPELINE MAINTENANCE AGREEMENT WITH SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT FOR THE CITY'S ALMA SCHOOL ROAD AND RAY ROAD INTERSECTION IMPROVEMENT PROJECT.

RECOMMENDATION:

Staff recommends that Council pass and adopt Resolution No. 4328, authorizing the Director of Public Works to enter into an irrigation pipeline maintenance agreement with Salt River Project Agricultural Improvement and Power District for the City's Alma School Road and Ray Road Intersection Improvement Project.

BACKGROUND AND DISCUSSION:

The City has a capital project under way to improve the intersection of Alma School Road and Ray Road. In order to accommodate the planned improvements, it will be necessary to leave an existing irrigation pipeline, owned by Salt River Project Agricultural Improvement and Power District (SRP), in its existing alignment, which will result in it being within future City roadway. The pipeline is not currently under the street or sidewalk, but the work to be done through the capital improvement project will place portions of it under pavement.

As a requirement to install an irrigation pipeline under pavement, the City must enter into a maintenance agreement with SRP to cover restoration work above the pipeline in the event SRP should need to repair and/or replace the pipeline. Under terms of such an agreement, for projects requiring pipe replacement the City agrees to pay for:

- Barricading and Police Officers, if required
- Temporary steel plating material
- Temporary asphalt patching material
- ABC backfill material
- Installation of asphalt and/or concrete for permanent pavement restorations.

For projects requiring only pipe repair, the City agrees to pay for:

- Barricading and Police Officers, if required
- Temporary asphalt patch material
- ABC backfill material
- Installation of asphalt and/or concrete for permanent pavement restorations.

FINANCIAL IMPLICATIONS:

In the short term, there will be a cost savings of approximately \$240,000 to the Alma School Road and Ray Road Intersection Improvement Project as a result of being able to leave the pipeline in its existing alignment. There is a potential for costs to be incurred later if the pipeline is repaired or replaced.

PROPOSED MOTION:

Move that Council approve Resolution No. 4328, authorizing the Director of Public Works to enter into an irrigation pipeline maintenance agreement with Salt River Project Agricultural Improvement and Power District for the City's Alma School Road and Ray Road Intersection Improvement Project.

Attachments: Resolution No. 4328, Maintenance Agreement, Location Map

RESOLUTION NO. 4328

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO ENTER INTO AN IRRIGATION PIPELINE MAINTENANCE AGREEMENT WITH SALT RIVER PROJECT FOR THE CITY'S ALMA SCHOOL ROAD AND RAY ROAD INTERSECTION IMPROVEMENT PROJECT.

WHEREAS, the Chandler City Council has authorized and approved the Alma School Road/Ray Road Intersection Improvement Project No. ST0704-201, for which design is nearing completion; and

WHEREAS, for this project there exists underground irrigation pipeline (the "Pipeline"), which is operated and maintained by Salt River Project Agricultural Improvement and Power District ("SRP"), that is located under portions of the City's existing public roadway that currently are not under street or sidewalk pavement, but which will be under pavement as a result of the project; and

WHEREAS, even though the City has not required the Pipeline to be relocated for the project, before it will agree to allow this project or other City road projects, to proceed, SRP has demanded that the City enter into an agreement to reimburse SRP for increased Pipeline maintenance costs which SRP believes it will incur as a result of the paving of the roadway surface under which the Pipeline is located;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. It is hereby determined that it is in the best interest of the citizens of the City of Chandler that the City of Chandler enter into a maintenance agreement for the Pipeline affected by the above-described project in order that the project, and other road projects within the city, may proceed on schedule.

Section 2. The Director of the Public Works Department of the City of Chandler is authorized and directed to enter into the aforementioned maintenance agreement with SRP, subject to the agreement being in a form approved by the Chandler City Attorney.

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this _____ day of August, 2009.

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO FORM:

CITY ATTORNEY 

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Resolution No. _____ was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the ____ day of August, 2009, and that a quorum was present thereat.

CITY CLERK

SRP MAINTENANCE AGREEMENT

Salt River Project Agricultural Improvement and Power District, an agricultural improvement district organized and existing under the laws of the State of Arizona (“SRP”), and the City of Chandler, an Arizona municipal corporation (“City”), have entered into this Maintenance Agreement (“Agreement”) effective as of the date stated below.

AGREEMENT

1. The City and SRP are desirous of cooperating with each other in the repair and replacement of SRP irrigation pipe located in the City’s Rights-of-Way at Alma School Road and Ray Road, as shown on Exhibit A.
2. SRP will purchase needed materials, schedule and accomplish all needed work, except permanent pavement and concrete patching that includes curbing, gutters and sidewalks.
3. When both SRP and the City determine that work needs to be accomplished, the City will pay for:
 - a. Projects requiring pipe replacement:
 - i. Barricading and Police Officers, if required
 - ii. Temporary steel plating material
 - iii. Temporary asphalt patching material
 - iv. ABC backfill material
 - b. Projects requiring only pipe repair:
 - i. Barricading and Police Officers, if required
 - ii. Temporary asphalt patch material
 - iii. ABC backfill material

Co-Op Agreement

4. In both pipe repair and replacement projects, the City will be responsible for installing the replacement of asphalt and / or concrete needed for the permanent pavement restorations.
5. SRP will accomplish and / or pay for all other aspects of the project.
6. This Agreement shall be effective upon the last date signed below.

SALT RIVER PROJECT AGRICULTURAL
IMPROVEMENT AND POWER DISTRICT

BY: _____
Robert E. Larchick, P.E.
Manager, Water Engineering

DATE: _____

CITY OF CHANDLER

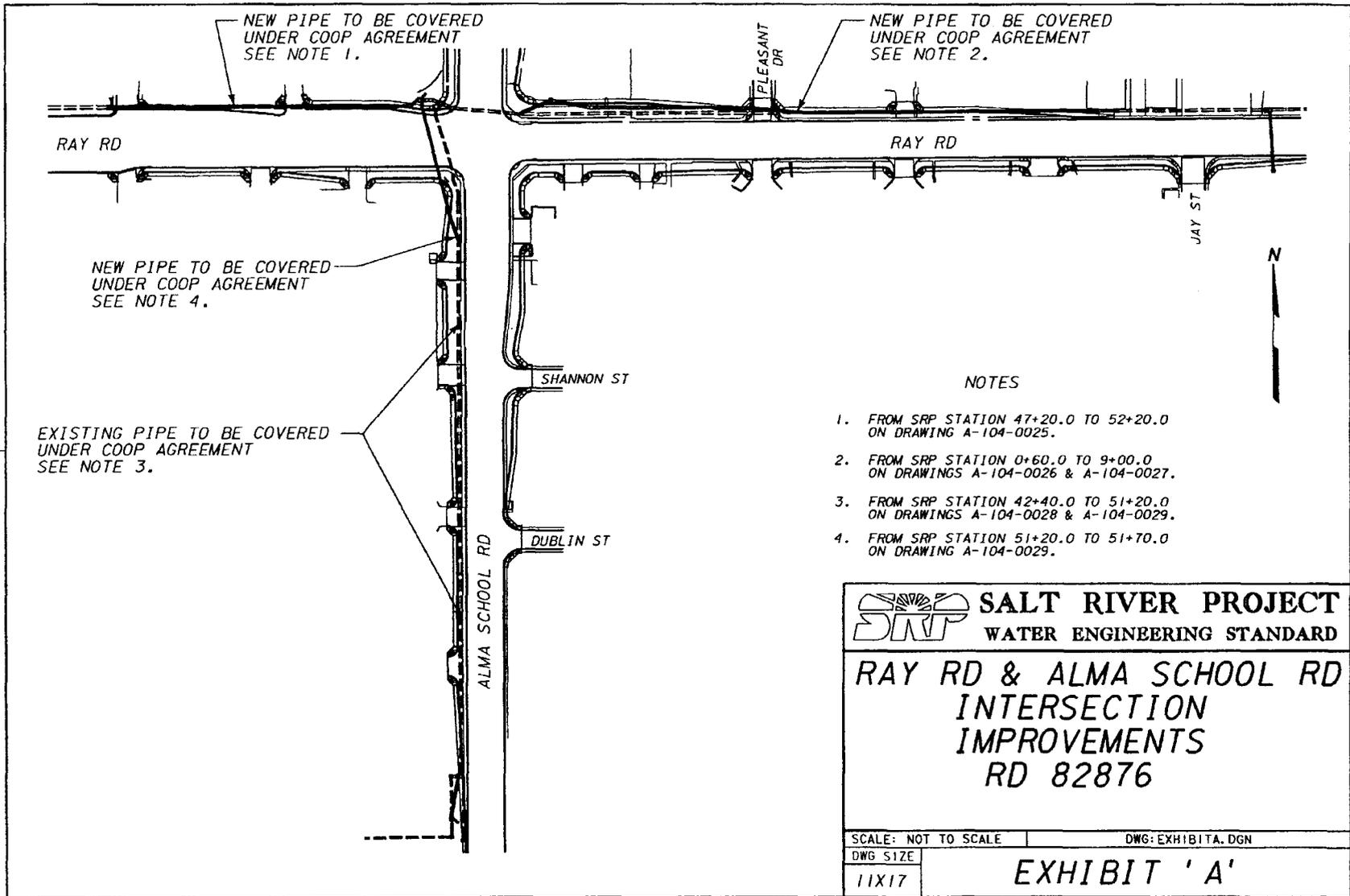
BY: _____

(Print or type name)

DATE: _____

APPROVED AS TO FORM

CITY ATTORNEY *WTFB*



NEW PIPE TO BE COVERED
UNDER COOP AGREEMENT
SEE NOTE 1.

NEW PIPE TO BE COVERED
UNDER COOP AGREEMENT
SEE NOTE 2.

NEW PIPE TO BE COVERED
UNDER COOP AGREEMENT
SEE NOTE 4.

EXISTING PIPE TO BE COVERED
UNDER COOP AGREEMENT
SEE NOTE 3.

NOTES

1. FROM SRP STATION 47+20.0 TO 52+20.0
ON DRAWING A-104-0025.
2. FROM SRP STATION 0+60.0 TO 9+00.0
ON DRAWINGS A-104-0026 & A-104-0027.
3. FROM SRP STATION 42+40.0 TO 51+20.0
ON DRAWINGS A-104-0028 & A-104-0029.
4. FROM SRP STATION 51+20.0 TO 51+70.0
ON DRAWING A-104-0029.

SALT RIVER PROJECT
WATER ENGINEERING STANDARD

**RAY RD & ALMA SCHOOL RD
INTERSECTION
IMPROVEMENTS
RD 82876**

SCALE: NOT TO SCALE DWG: EXHIBITA.DGN

DWG SIZE

11X17

EXHIBIT 'A'