



# Commerce City

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## Council Communication File Number: Res 2022-75

**Agenda Date:** 8/15/2022

**Version:** 1

**Status:** Consent Agenda

**In Control:** City Council

**File Type:** Resolution

A RESOLUTION GRANTING A UTILITY EASEMENT TO UNITED POWER, INC. FOR CONSTRUCTION, OPERATION, MAINTENANCE, REPLACEMENT, ENLARGEMENT, RECONSTRUCTION, IMPROVEMENT, INSPECTION, REPAIRS AND REMOVAL OF UTILITY, ELECTRICAL AND COMMUNICATIONS FACILITIES AND ALL FIXTURES AND DEVICES APPURTENANCES THERETO ON CITY PROPERTY GENERALLY LOCATED AT US-76 AND PEORIA STREET

### Summary & Background

Resolution No. 2022-75 authorizes the Mayor and the City Clerk to grant a utility easement to United Power, Inc., substantially in the form attached, on behalf of the City. United Power, Inc., is in the process of designing underground utilities to provide service for future development located north of the O'Brian Canal and east of I-76 in Commerce City, Colorado.

United Power, Inc. has requested a permanent easement from the City to be recorded in an Easement Agreement ("Agreement") substantially in the form attached hereto as Exhibit A, to permit construction of electrical and communications facilities and all fixtures and devices appurtenant thereto on City property.

**Staff Responsible (Department Head):** Joe Wilson, Director of Public Works

**Staff Presenting:** Chris Hodyl, P.E., Interim City Engineer

**Financial Impact:** None

**Funding Source:** N/A

**Staff Recommendation:** Approve resolution for easement to United Power, Inc.

**Suggested Motion:** Move to approve A Resolution Granting A Utility Easement to United Power, Inc. for Construction, Operations, Maintenance, Replacement, Enlargement, Reconstruction, Improvement, Inspection, Repairs and Removal of Utility Electrical and Communications Facilities and All Fixtures and Devices Appurtenances Thereto on City Property Generally Located at US-76 and Peoria Street.