

ORDINANCE NO. 02017-010

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AUTHORIZING THE GRANT OF A UTILITY EASEMENT ON CITY-OWNED REAL PROPERTY, HEREAFTER DESCRIBED, TO ARIZONA PUBLIC SERVICE COMPANY, FOR THE REASON THAT SUCH EASEMENT IS REQUIRED FOR THE DEVELOPMENT, OPERATION AND MAINTENANCE OF A MONOPALM CELLULAR TOWER LOCATED AT 1028 W. COLORADO STREET

WHEREAS, the City of Yuma (City) is authorized, pursuant to the City Charter, Article III, Section 2, to grant easements in City-owned real property for the public interest and public benefit; and,

WHEREAS, in order to bring electrical power to a monopalm cell tower located on City-owned real property at 1028 W. Colorado Street, Arizona Public Service Company has requested a utility easement which will allow the development, operation, and maintenance of the monopalm cell tower and improve cellular service in the City of Yuma.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma, Arizona as follows:

SECTION 1: That it is deemed necessary and essential, as a matter of public interest and public benefit, that a utility easement shall be granted by the City of Yuma to Arizona Public Service Company in order to power the monopalm cellular tower located at 1028 W. Colorado Street.

SECTION 2: The Utility Easement attached as Exhibit 1 and by this reference made a part of this Ordinance, is approved according to its terms.

SECTION 3: The City Administrator is authorized and directed to execute and record the Utility Easement on behalf of the City of Yuma.

Adopted this _____ day of _____, 2017.

APPROVED:

Douglas J. Nicholls
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Richard W. Files
City Attorney