



REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

June 19, 2019

DEPARTMENT:

Engineering

DIVISION:

- ☐ Motion
- ☐ Resolution
- ☐ Ordinance - Introduction
- ☒ Ordinance - Adoption
- ☐ Public Hearing

TITLE:

Amend Yuma City Code: Street Preservation

SUMMARY RECOMMENDATION:

Amend Title 21, Chapter 210 of the Yuma City Code to create a new subchapter titled Street Preservation, related to work within public streets, easements or rights-of-way, and providing for penalties for violations thereof. (Engineering) (Jeffrey A. Kramer)

REPORT:

One of the most significant assets owned by the City of Yuma is our street network, more specifically, the asphalt concrete pavement surface that comprises the uppermost layer of the roadway section with City-owned rights-of-way. Water infiltration into the pavement section of City streets is one of the issues that causes deterioration of the pavement, with that infiltration happening at locations of cracks, cuts and other surface damage.

Whenever the street surface is cut open, the patch used to close the opening back up is never as good as the original, uncut pavement. The cut lines leave seams that allow water infiltration. When a newer pavement surface is cut, the result is often premature deterioration, thereby reducing the life span of that street segment, and resulting in increased pavement maintenance costs and earlier need to replace the pavement.

Since the spring of 2016 the City has been developing a policy to discourage the cutting of newer pavement surfaces. Ordinances and policies from multiple other cities in Arizona and California were obtained and reviewed, with Yuma choosing to model our Ordinance after the one implemented by the City of Goodyear.

The proposed ordinance will amend Yuma City Code Title 21, Chapter 210, to add a subchapter titled "Street Preservation" that establishes (i) pavement preservation guidelines, (ii) pavement restoration fees, and (iii) inspection and maintenance fees (in addition to regular permit fees). The proposed Street Preservation ordinance will ensure that work within City streets is performed in accordance with approved City specifications and standards, that the City is compensated for the

damage and early deterioration of street assets, and that those persons requesting the permit will incur part of the costs associated with implementing the permit and inspection service and additional maintenance.

Internal reviews and coordination occurred over the course of 2017 and 2018. In January 2018 a draft of the proposed ordinance was distributed for review and feedback to 55 of the City's partners in the design and construction industry, including engineering and architecture firms, contractors, materials suppliers, utility companies, and developers. After a month of review time, two of those entities provided feedback, which led to several significant improvements in the ordinance.

The revised version of the ordinance, with the industry feedback incorporated, was distributed back to the same list of 55 industry partners in mid-April of 2019. There were no further comments received.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK:			
	1. 2. 3. 4. 5. IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="radio"/> Department <input checked="" type="radio"/> City Clerk's Office <input type="checkbox"/> Document to be recorded <input type="checkbox"/> Document to be codified			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	John D. Simonton		5/29/2019	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Richard W. Files		5/29/2019	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Jeffrey A. Kramer		5/21/2019		
WRITTEN/SUBMITTED BY:		DATE:		