Agenda Report

TO: **CITY COUNCIL**   **Date:** October 1, 2001

FROM: **City Manager**

SUBJECT: License Agreement Between the City of Pasadena and Operating Engineers Funds, Inc., for the Installation of Temporary Soil Nails and Tie-Backs for Subterranean Parking Under the Public Right-of-Way at 290 North Hudson Avenue

RECOMMENDATION:

It is recommended that the City Council adopt a resolution approving a License Agreement with Operating Engineers Funds, Inc., located at 290 North Hudson Avenue, with the terms and conditions as set forth in the background section of this report, and authorize the City Manager to execute and the City Clerk to attest, said License Agreement, on behalf of the City of Pasadena.
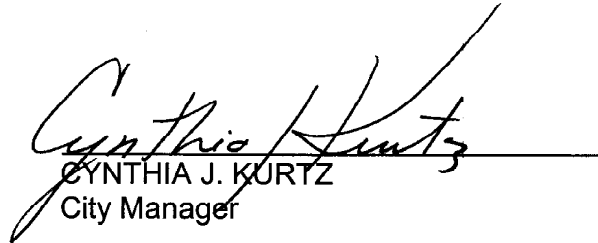
BACKGROUND:

Operating Engineers Funds, Inc., ("Licensee"), a California Corporation, the owner of the property at 290 North Hudson Avenue, is in the process of constructing a subterranean parking structure at said property. As part of that effort, the Licensee requests permission to use and occupy a portion of Hudson Avenue and Locust Street to install temporary soil nails and to use and occupy a portion of Corson Street to install tie-backs, all under the public right-of-way. These subsurface improvements will be used to temporarily support the subterranean walls of the parking garage during construction. The License Agreement sets forth terms of automatic termination once the subsurface improvements are no longer needed.

The proposed License Agreement area is described in the Legal Description (Exhibit "A") and shown on the City of Pasadena Public Works and Transportation Department Drawing No. 5170 (Exhibit "B"). Both exhibits are attached.

FISCAL IMPACT:

The developer has paid for staff's time to prepare and process the License Agreement.
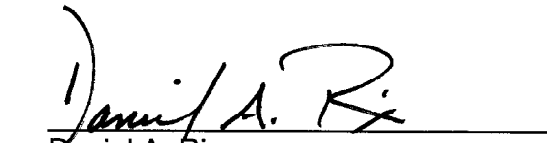
Respectfully submitted,

CYNTHIA J. KURTZ
City Manager

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AV:bs