

# Agenda Report

**.TO:** CITY COUNCIL

**Date:** May 5, 2003

**FROM:** City Manager

**SUBJECT:** License Agreement Between the City of Pasadena and 10944 Rose Avenue LLC, dba 149 West Green Street Associates, for the Installation of Tie-Backs and Soldier Beams Under the Public Right-of-Way for Subterranean Parking along Green Street and Pasadena Avenue.

## **RECOMMENDATION:**

It is recommended that the City Council adopt the following resolution approving a License Agreement with 10944 Rose Avenue LLC, for property located at 149 West Green Street, 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:**

10944 Rose Avenue LLC ("Licensee") is the owner of property located at 149 West Green Street. The Licensee is proposing to develop a 5-story mixed-use building that will include 38 apartments, retail/office spaces on the ground floor and a two-level subterranean parking garage.


The Licensee requests permission to use and occupy a portion of Green Street and Pasadena Avenue to install tie-backs and soldier beams under the public right-of-way. These subsurface construction components 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 supports are no longer necessary. When the construction components are no longer needed to support the subterranean walls of the parking garage, the Licensee will be required to release all tension in the tie-backs and remove any portion of the soldier beams and tie-backs that are located within ten feet below the surface.

The proposed License Agreement area is described in the Legal Description (Exhibit "A") and shown on the City of Pasadena Department of Public Works Drawing No. 5289 (Exhibit "B"). All exhibits are attached.

**FISCAL IMPACT:**

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

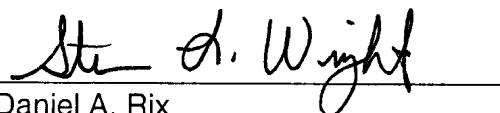
Respectfully submitted,

  
CYNTHIA J. KURTZ  
City Manager

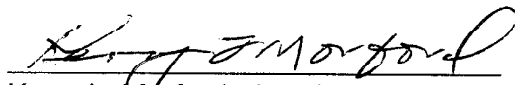
Prepared by:

  
Bonnie L. Hopkins  
Principal Engineer

Reviewed by:

  
for Daniel A. Rix  
City Engineer

Approved by:

  
Kerry L. Morford - Interim Director  
Department of Public Works

BLH:sk