



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Matthew R. Walsh, Director of Redevelopment, Downtown Services, and Special Projects

DATE: September 8, 2020

SUBJECT: Jennings Drive Lighting Project

Recommendation:

1. Accept the following report; and,
2. Approve the attached consent resolution authorizing the City Manager to enter into a License Agreement with Concord Housing + Redevelopment (CH+R) concerning operation, maintenance, repair, and replacement of street lights located on Jennings Drive.

Background:

Jennings Drive is a City-owned public street. It primarily serves Haller Apartments, which are owned by Concord Housing and Redevelopment Authority.

Jennings Drive was accepted by the City as a public street in 1974.

Discussion:

Although Jennings Drive is a City owned street, street lights associated therewith are owned by Concord Housing and Redevelopment (CH+R). CH+R has historically covered the cost of operation, maintenance, and repair of these lights.

CH+R recently contacted City Administration to discuss replacement of the existing street lights. Specifically, CH+R has proposed full replacement of all 9+/- existing street lights with new bases, poles, and lamps. The new lights will be approximately 20' in height. Please see the attached information attached to this report.

The work would be completed at the sole cost and expense of CH+R. Work will likely occur this fall. CH+R shall secure street encumbrance, excavation, and building permits from the City for the work.

Upon review of the Jennings Drive file, it was determined that no license agreement currently exists for these fixtures. Therefore, City Administration recommends that the City Council approve the attached consent resolution authorizing the City Manager to enter into a license agreement with CH+R concerning operation, maintenance, repair and replacement of street lights located at Jennings Drive. The terms of said agreement shall establish that CH+R (its heirs, successors, assigns, or nominees) shall be solely responsible for said costs in perpetuity.

In addition to the City's standard terms and conditions, the license agreement shall also require CH+R to indemnify and hold harmless the City for any injuries, claims or losses associated with the lights, as well as maintain property and liability insurance for these fixtures.