

MEMORANDUM

To: Mayor & City Council
Douglas G. Faseler, City Manager

From: Jose (Joe) R. Ramos, Jr., P.E.

Subject: Irrigation Systems in Right-of-way (ROW)

Date: June 2, 2016

Over the last few years of construction, the City of Seguin (City) has had a practice of reimbursing property owners for the removal or damage of sprinkler systems in the rights-of-way, where we have installed capital improvements such as street reconstruction projects, sidewalk projects, sanitary sewer projects, etc. As a result, the City had significant expenditures for private improvements that have been constructed in the public ROW, without City approval.

On the Jefferson Street and Cedar Street/College Street Sidewalk projects alone, the City has expended in excess of \$7,400, to date. The City has recently developed a plan to reconstruct and perform other needed improvements within existing City rights-of-way, throughout the City. Therefore, we anticipate that if we continue our practice for reimbursement of the alterations of private improvements in the exiting rights-of-way, less funds will be available for actual needed infrastructure improvements. Consequently, Staff is proposing that the City Code be amended to require that property owners be responsible (both physically and fiscally) to remove their improvements from the public ROW in advance of our improvements. If the proposed change is approved, we will make sure that property owners receive proper notice (two weeks or more) of the need for them to remove the improvements. Therefore, Staff recommends the approval of the proposed Code change.

XC: Andy Quittner, City Attorney
John Donnelly, Public Works Manager
Nate Garza, Projects Manager
Michael Sharp, Engineering Associate
David Rabago, P.E., Utilities Engineer
Susan Caddell, Director of Finance