



Council Agenda Item 25-0584R

MEETING DATE: July 21, 2025

SUBJECT/TITLE: RESOLUTION AUTHORIZING A UTILITY EASEMENT RESTORATION AGREEMENT OVER PORTIONS OF LOTS 10 THROUGH 26, BLOCK 1, LONDON EAST

SUBMITTED BY: Cindy Voigt, PE City Engineer, Public Works and Utilities

RECOMMENDATION: Approve

BOARD/COMMISSION/COMMITTEE RECOMMENDATION: N/A

PREVIOUS COUNCIL ACTION:

In 2022 the city council accepted a 20 foot utility easement on December 5, resolution 22-0975R was approved, and on July 24, 2023 resolution 23-0571 approved the vacation of 3 feet of the northwesterly (rear property line side) of the 20 foot easement.

BACKGROUND: This resolution will authorize City Officials to enter into a Utility Restoration Agreement with the current developer of the London East development. The plat was fast tracked and has a confined site. Given the quick development, misunderstandings occurred regarding use of the easement area. The utility easement area has a active gas main within some of the lots, with additional main to be extended in the future as development occurs. This gas main needs to be maintained and accessed by city staff. Previous owners on other lots in the subdivision have constructed obstructions including fencing, landscaping and placement of amenities that the city does not have the ability or funds to restore to a similar or equal condition upon repair or work on the gas main. We want to get this agreement in place prior to additional gas main extensions occur and before more property changes hands.

The developer, with the help of the city will attempt to obtain similar Utility Restoration Agreements with the lots that have already been sold.

BUDGET/FISCAL IMPACT: The Utility Restoration Agreement will help prevent costly restoration of private property upon repair or maintenance of the gas main.

OPTIONS: Approve or risk the City paying for private property restoration in the future.

NECESSARY ACTION: Approve

ATTACHMENTS: Utility Easement Restoration Agreement