

# CITY OF PHOENIX

## RESOLUTION NO. 955

### A RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT TO RESTORE WETLANDS ON CITY OWNED PROPERTY.

**WHEREAS**, the City of Phoenix and its Urban Renewal Agency have begun to restore a wetland located west of Bear Creek Drive and adjacent to its city center redevelopment project; and

**WHEREAS**, Mr. Mark Kellenbeck has acquired property within the City of Phoenix for the purposes of developing a self storage facility, and in doing so has assumed a regulatory obligation to mitigate for the unpermitted removal of wetlands; and

**WHEREAS**, it is mutually beneficial for the City and Mr. Kellenbeck to enter into an agreement whereby the City will restore  $\frac{1}{4}$  acre of wetland to assist Mr. Kellenbeck in meeting his mitigation obligations; and

**WHEREAS**, Mr. Kellenbeck would compensate the City in the amount of \$49,900.00 for the estimated costs to restore, maintain and monitor the restored wetland.

**NOW, THEREFORE, BE IT RESOLVED** that the City of Phoenix hereby authorizes the City Manager to negotiate and execute a development agreement that substantially conforms to that presented in Exhibit "A".

**APPROVED** by the City of Phoenix this 21<sup>st</sup> day of March, 2016.

\_\_\_\_\_  
Mayor

**Attest:**

\_\_\_\_\_  
City Recorder