

RESOLUTION NO. 2001-13

A RESOLUTION AUTHORIZING THE LOCATION OF
ALTERNATIVE SIDEWALK MATERIALS, TREES AND
DECORATIVE STREETLIGHTS WITHIN THE PUBLIC
RIGHT-OF-WAY ADJACENT TO COLUMBIA BASIN
HEALTH ASSOCIATION

Recitals:

1. Nothing may be placed in the dedicated rights-of-way of the City without the permission of the City Council.
2. Columbia Basin Health Association desires to place certain materials into the dedicated right-of-way adjacent to their facility at 140 E Main, Othello, Washington.
3. Staff has reviewed this request and with appropriate safeguards as set forth herein, finds no danger to the public from the placement of such improvements the dedicated City right-of-way adjacent to 140 E Main, Othello, Washington.

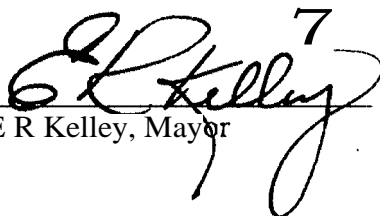
Resolved:

1. Columbia Basin Health Association is granted permission to locate within the public right-of-way adjacent to 140 E Main, Othello, Washington, the improvements listed herein and upon the conditions stated herein.
9. Columbia Basin Health Association may place in the public right-of-way: (1) alternative sidewalk materials, specifically pavers installed in a manner approved by the Public Works Director; (2) five (5) decorative trees to be installed in tiles to contain the root balls, with grates installed flush to the sidewalks and with underground irrigation systems to avoid the presence of pipes or hoses at the location to water the trees; and, (3) three (3) decorative streetlights to be installed with underground power and controls located in pedestals rising from a flush alignment with the sidewalks.
3. Columbia Basin Health Association shall be responsible to pay all costs of the removal of any existing trees, streetlights or sidewalks to be replaced with these improvements. Columbia Basin Health Association shall be responsible to plant or install all the above described plantings or improvements in accordance with City standards. Columbia Basin Health Association shall be responsible to maintain and repair the improvements permitted to be installed so long as such shall remain within the public

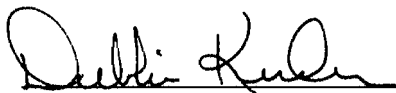
right-of-way of the City. All work done by Columbia Basin Health Association shall be done in a workmanlike manner after obtaining all necessary permits and inspections. All removal or installation work shall be done in a manner that properly signs, barricades and marks the area of all work to protect the public.

4. Columbia Basin Health Association shall execute a license agreement with the City in a form to be approved by the City Attorney which shall memorialize these requirements and provide Columbia Basin Health Association shall provide insurance to and assume all liability for any damage or injury arising from the placement of the above described improvements within the public right-of-way of the City.

ADOPTED by the City Council of Othello, Washington on the 11th day of June, 2001.


E R Kelley, Mayor

ATTEST:


Debbie Kudrna, City Clerk