



Agenda Date: 12/7/2016
Agenda Placement: 7F

Napa Sanitation District Board Agenda Letter

TO: Honorable Board of Directors
FROM: Timothy Healy - General Manager
NS-Technical Services/Engineer
REPORT BY: Matthew Lemmon, Associate Engineer - 707-258-6004
SUBJECT: Indemnification Agreement - Wine Country Cottages Subdivision

RECOMMENDATION

Authorize Chair to Sign Indemnification Agreement for Wine Country Cottages Subdivision.

EXECUTIVE SUMMARY

Pearl Avenue Partners, L.P. (Developer) is constructing an 11 lot subdivision located at 4215 Wine Country Court, 4245 Wine Country Court, 4255 Wine Country Court, 4265 Wine Country Court, 4275 Wine Country Court, 4270 Wine Country Court, 4260 Wine Country Court, 4235 Wine Country Court, and 4225 Wine Country Court in Napa. In order to provide sanitary sewer service to this project, the owner is installing approximately 390 linear feet of 6-inch diameter public sanitary sewer main within the proposed development. The new 6-inch main will be located beneath a new private street surfaced with pervious concrete or pavers. The private street is a public sanitary sewer and utility easement.

Pervious concrete and pavers are typically not allowed to be constructed within District easements. The Developer requested the District to allow the pervious concrete or pavers and has agreed to sign the attached Indemnification Agreement that relieves the District of the responsibility of replacing or repairing the pervious concrete or pavers if it is necessary for the District to repair or reconstruct the sewer mains. The Indemnification Agreement will be recorded with the Napa County Recorder after execution by the Board Chair.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

None.

BACKGROUND AND DISCUSSION

On March 2, 2015 the Board approved an Improvement Agreement for the construction of public sewer infrastructure associated with the Wine Country Cottages development. This Indemnification Agreement is for improvements that are not covered in the Improvement Agreement.

SUPPORTING DOCUMENTS

A . Indemnification Agreement

Napa Sanitation District: Approve

Reviewed By: Timothy Healy