



AGENDA ITEM SUMMARY FORM

PROPOSED MEETING DATE: June 5, 2024
PREPARED BY: Scott Dunlop, Director
DEPARTMENT: Development Services

AGENDA ITEM DESCRIPTION:

Consideration, discussion, and possible action on the Fourth Amendment to the Development Agreement Under Section 43.035, Texas Local Government Code with Jefferson Triangle Marine, LP.

BACKGROUND/SUMMARY:

In September 2017, the City Council approved the Development Agreement Under Section 43,035, Texas Local Government Code with Jefferson Triangle Marine L.P. (“Developer”) and amended it to, among other things, relocate a lift station associated with the Cottonwood wastewater treatment plant on Developer’s property. The agreement was further amended in order for the City to provide water service once decertification from Manville Water Supply Corporation is completed. The Developer is now in the process of constructing an offsite waterline to serve the property and the Fourth Amendment includes provisions to cover the oversizing of the offsite waterline if the City requests the waterline be oversized and a method for reimbursing the Developer for the difference in constructing an oversized waterline. As provided for by our engineers, the minimum required line size for the contemplated development of the Property is a 12” water line. However, due to known future projects in the vicinity of this line, our engineers have recommended a 16” water line. With this agreement, the developer would pay for the base cost of the 12” water line, and the city would pay the difference to upsize the line to a 16” water line.

The Fourth Amendment to the Development Agreement is provided for City Council consideration.

LEGAL REVIEW: Yes, Veronica Rivera, Assistant City Attorney
FISCAL IMPACT: No
PRESENTATION: No
ATTACHMENTS: Yes

- Fourth Amendment to Development Agreement

STAFF RECOMMENDATION:

The City Staff recommends that the City Council approve the Fourth Amendment to the Development Agreement Under Section 43.035, Texas Local Government Code with Jefferson Triangle Marine, LP.

PLANNING & ZONING COMMISSION: **Recommend Approval** **Disapproval** **None**