

The City of Lee's Summit

Legislation Details (With Text)

File #: BILL NO. 16-

259

Type: Ordinance Status: Passed

File created: 11/29/2016 In control: City Council - Regular Session

On agenda: 12/8/2016 Final action: 12/8/2016

Title: AN ORDINANCE AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT

Name:

BETWEEN CMH PARKS INC, A TENNESSEE CORPORATION, D.B.A. SUMMIT CUSTOM HOMES AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR EXPENSES INCURRED IN THE ACQUISITION

OF CERTAIN SANITARY SEWER AND TEMPORARY CONSTRUCTION EASEMENTS.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance, 2. Reimbursement Agreement with Exhibits

| Date | Ver. | Action By | Action | Result |
|-----------|------|--------------------------------|----------------------|--------|
| 12/8/2016 | 1 | City Council - Regular Session | adopted and numbered | Pass |

AN ORDINANCE AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BETWEEN CMH PARKS INC, A TENNESSEE CORPORATION, D.B.A. SUMMIT CUSTOM HOMES AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR EXPENSES INCURRED IN THE ACQUISITION OF CERTAIN SANITARY SEWER AND TEMPORARY CONSTRUCTION EASEMENTS.

Issue/Request:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BETWEEN CMH PARKS INC, A TENNESSEE CORPORATION, D.B.A. SUMMIT CUSTOM HOMES AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR EXPENSES INCURRED IN THE ACQUISITION OF CERTAIN SANITARY SEWER AND TEMPORARY CONSTRUCTION EASEMENTS.

Key Issues:

- Griffin Riley Investments, LLC ("Developer") is currently in the process of developing the property for the Arborwalk Development (the "Development").
- Adequate infrastructure in the form of sanitary sewer service is necessary for the development.
- Developer has exhausted all reasonable efforts in obtaining the easements for the necessary sanitary sewer facilities and infrastucture.
- The City of Lee's Summit has determined that a City owned sanitary sewer easment will serve a public purpose and is necessary to serve the development, current surrounding property and residents and future development in the area of SW Pryor Road and SW Hook Road in Lee's Summit, Missouri.
- In furtherance of the above, Developer and City desire to enter into the attached agreement whereby

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Developer will reimburse the City for costs incurred in acquisition of the easements necessary for the sanitary sewer improvements.

Proposed City Council Motion:

Background:

FIRST MOTION: I move for a second reading of AN ORDINANCE AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BETWEEN CMH PARKS INC, A TENNESSEE CORPORATION, D.B.A. SUMMIT CUSTOM HOMES AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR EXPENSES INCURRED IN THE ACQUISITION OF CERTAIN SANITARY SEWER AND TEMPORARY CONSTRUCTION EASEMENTS. I MOVE FOR SECOND READING.

SECOND MOTION: I move for adoption of AN ORDINANCE AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BETWEEN CMH PARKS INC, A TENNESSEE CORPORATION, D.B.A. SUMMIT CUSTOM HOMESLLC AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR EXPENSES INCURRED IN THE ACQUISITION OF CERTAIN SANITARY SEWER AND TEMPORARY CONSTRUCTION EASEMENTS. I MOVE FOR ADOPTION.

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| Impact/Analysis: [Enter text here] |
| <u>Timeline:</u> Start: Finish: |
| Other Information/Unique Characteristics: [Enter text here] |
| <u>Presenter:</u> Zach Cartwright, Chief of Litigation |

<u>Recommendation:</u> Staff recommends approval of AN ORDINANCE AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BETWEEN GRIFFIN RILEY INVESTMENTS, LLC AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR EXPENSES INCURRED IN THE ACQUISITION OF CERTAIN SANITARY SEWER AND TEMPORARY CONSTRUCTION EASEMENTS. I MOVE FOR ADOPTION.

Committee Recommendation: [Enter Committee Recommendation text Here]