



**BUSINESS OF THE CITY COUNCIL
BONDURANT, IOWA
AGENDA STATEMENT**

Item No. _5r_
For Meeting of _04.06.2020

ITEM TITLE: Resolution approving the Development Agreement for Sewer Fees


CONTACT PERSON: Marketa Oliver, City Administrator

SUMMARY EXPLANATION:

The City has been working with developers in the NW trunk sewer area on a development agreement that would effectively require developers to pay their connection fee district fees early (to cover debt service) if there was not already enough development to cover the costs. The purpose for the agreements is to ensure that the end users will pay for the new infrastructure and that the City is not tying up capital investments in infrastructure that would sit vacant.

Staff has collaborated with Kimberly Development and Vista Development to craft the agreements. The City's development legal counsel, John Danos, has been working on the agreements that are in near final form.

The attached resolution approves the agreements, pending final legal counsel review.

<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance <input type="checkbox"/> Contract <input type="checkbox"/> Other (Specify) _____
Funding Source _____ Building Permit fee _____
APPROVED FOR SUBMITTAL _____ <div style="text-align: center;"></div> <div style="text-align: center;">City Administrator</div>

RECOMMENDATION: Approve resolution on a roll call vote.

CITY OF BONDURANT
RESOLUTION 200406-103

RESOLUTION APPROVING DEVELOPMENT AGREEMENTS FOR SEWER FEES

WHEREAS, for the past few years, staff has been working with developers in the NW trunk sewer area on development agreements to facilitate the construction of essential infrastructure; AND

WHEREAS, under the development agreements, developers would effectively pay their connection fee district fees early (to cover debt service) if there was not already enough development to cover the costs; and

WHEREAS, the purpose for the agreements is to ensure that the end users will pay for the new infrastructure and that the City is not tying up capital investments in infrastructure that would sit vacant; and

WHEREAS, Staff has collaborated with Kimberly Development and Vista Development to craft the agreements and the City's development legal counsel has been working on the agreements that are in near final form.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Bondurant, Iowa, that the Mayor is hereby authorized to enter into development agreements regarding to the NW Trunk Sewer fees with Kimberly Development and Vista Development, or subsidiary entities, pending legal counsel review.

Passed and approved April 6, 2020.

By: _____
Curt Sullivan, Mayor

ATTEST: I, Shelby Hagan, City Clerk of Bondurant, hereby certify that at a meeting of the City Council held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year above written.

Shelby Hagan, City Clerk

Council Action	Ayes	Nays	Abstain	Absent
Cox				
Peffer				
Enos				
Keeler				
Elrod				