



## **AGENDA MEMORANDUM**

First Reading Ordinance for the City Council Meeting of May 17, 2016  
Second Reading Ordinance for the City Council Meeting of May 24, 2016

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**DATE:** 5/2/2016

**TO:** Ronald L. Olson, City Manager

**FROM:** Dan McGinn, AICP CFM, Interim Director, Development Services  
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(361) 826-3595

Approval of agreement and appropriating funds for Peterson Properties, Ltd., for the construction of sanitary sewer trunk line, force main and lift station
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### **CAPTION:**

Ordinance authorizing city manager or designee to execute a sanitary sewer trunk line, force main and lift station construction and reimbursement agreement ("Agreement") with Peterson Properties, Ltd., ("Developer"), for the construction of a sanitary sewer trunk line, force main and lift station and appropriating \$911,341.24 from the No. 4220 Sanitary Sewer Trunk System Trust Fund to reimburse the Developer in accordance with the Agreement.

### **PURPOSE:**

Peterson Properties, Ltd., is required to install 7,040 linear feet of 6-inch wastewater force main, 8-inch trunk line and a lift station with a flow of 470-gmp in order to provide adequate wastewater to a proposed commercial subdivision development. The subdivision is located on the southeast corner of South Padre Island Drive and Old Brownsville Road.

### **BACKGROUND AND FINDINGS:**

Per Section 8.5.2. E (2) and Section 8.5.2.4 Credits and Reimbursements of the Unified Development Code ("UDC"), Peterson Properties, Ltd., is requesting a Reimbursement Agreement for the development of Westpoint Crossing, Block 1, Lots 1 & 2 as shown on the final plat. The subdivision is located on the southeast corner of South Padre Island Drive and Old Brownsville Road. The development requires the extension of 7,040 linear feet of 6-inch wastewater force main, 8-inch trunk line and a lift station with a flow of 470-gmp in order to provide adequate wastewater to the property. A layout of existing and proposed improvements is included as Exhibit 3. The 6-inch wastewater force main, 8-inch trunk line and lift station is eligible for full reimbursement from the Sanitary Sewer Collection Line Trust Fund.

The Wastewater Master Plan calls for the construction of a 6-inch wastewater collection line and lift station along Old Brownsville Road. If the actual costs for installation of such wastewater force main and lift station are greater than the lot or acreage fee, the developer shall be reimbursed (less any lot or acreage fee credits) from funds available from the Sanitary Sewer Trunk System Trust Fund for that portion of the wastewater force main and lift station installed by the developer. The total amount reimbursable is \$911,341.24.

**ALTERNATIVES:**

Disapproval of the Reimbursement Agreement.

**OTHER CONSIDERATIONS:**

None

**CONFORMITY TO CITY POLICY:**

The developer will be extending a 6-inch wastewater force main, 8-inch trunk line and a lift station with a flow of 470-gmp to serve the proposed commercial development and has requested a Reimbursement Agreement, as provided in the Unified Development Code.

**EMERGENCY / NON-EMERGENCY:**

Non-emergency

**DEPARTMENTAL CLEARANCES:**

Legal  
Finance

**FINANCIAL IMPACT:**

☐ Operating      ☐ Revenue      ☐ Capital      ☐ Not Applicable

<b>Fiscal Year: 2015-2016</b>	<b>Project to Date Expenditures  (CIP only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Line Item Budget		\$1,972,566.71		
Encumbered / Expended Amount				
This item		\$911,341.24		
BALANCE		\$1,061,225.47		

Fund(s): Sanitary Sewer Trunk System Trust Fund

**Comments:**

**RECOMMENDATION:**

Staff recommends approval of the ordinance.

**LIST OF SUPPORTING DOCUMENTS:**

Ordinance  
Agreement  
Location Map