



City Council Agenda Item Summary Report

Meeting Date: July 19, 2022

Submitted by: Jennifer Barnes Smith, City Attorney

Consent

Public Hearing

Action Item X

Item Title: Discuss and consider a Resolution approving a Developer Participation Agreement with Forster & Giles Investments, GP for the construction and relocation of certain public improvements, including water infrastructure at US Highway 80 Frontage Road and Pinson Road.

Summary Statement

Forster & Giles Investments, GP (the "Developer") is the owner of real property located in the City of Forney and adjacent to US Highway 80 Frontage Road to be developed as Dairy Queen. The Developer will be constructing and relocating certain public improvements, including water infrastructure. The Developer will also construct the extension of an existing water line and connect the existing water line to the new water facilities.

The City shall reimburse the Developer a portion of the utility construction costs paid by the Developer in an amount not to exceed \$98,198.61 for the domestic water line cost and \$5,000.00 for the engineered water line drawing. This reimbursement amount is less than thirty percent (30%) of the total contract price, except for those costs that are required by the City for water improvements, which shall be reimbursed at one hundred percent (100%) of the total cost for the water line improvements.

The developer will design and construct the project in accordance with the City's design standards and the improvements are subject to City inspection and acceptance.

Staff recommends approval of the Resolution.