



Legislation Details (With Text)

File #: ID#23-314 **Version:** 1 **Name:**
Type: Action Item **Status:** Individual Consideration
File created: 4/21/2023 **In control:** City Council
On agenda: 5/2/2023 **Final action:**
Title: Receive a Staff presentation, hold discussion, and consider approval, by motion, initiating a review of the development agreement, providing direction on topics for discussion with the developer, and authorizing negotiations with Franklin Mountain San Marcos I, LP, if desired, to amend the SMART Terminal Development Agreement.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Presentation, 2. Community Requested Amendments, 3. Approved Development Agreement, 4. Approved Administrative Amendment, 5. Written Comments 4.21.23

Date	Ver.	Action By	Action	Result
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AGENDA CAPTION:

Receive a Staff presentation, hold discussion, and consider approval, by motion, initiating a review of the development agreement, providing direction on topics for discussion with the developer, and authorizing negotiations with Franklin Mountain San Marcos I, LP, if desired, to amend the SMART Terminal Development Agreement.

Meeting date: May 2, 2023

Department: Planning and Development Services

Amount & Source of Funding

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

Fiscal Note:

Prior Council Action: The SMART Terminal Development Agreement was originally approved in 2019. Amendments to the Agreement were subsequently approved by City Council on January 17, 2023 (2023-20R) to add additional acreage which included land formerly subject to the Cotton Center MUD Development Agreement. At their April 18, 2023 meeting, Council voted to postpone the associated Zoning Change request ZC-23-01 until July 3.

City Council Strategic Initiative: [Please select from the dropdown menu below]

N/A

N/A

N/A

Comprehensive Plan Element (s): [Please select the Plan element(s) and Goal # from dropdown menu below]

- ☐ Economic Development - Choose an item.
- ☐ Environment & Resource Protection - Choose an item.
- ☐ Land Use - Choose an item.
- ☐ Neighborhoods & Housing - Choose an item.
- ☐ Parks, Public Spaces & Facilities - Choose an item.
- ☐ Transportation - Choose an item.
- ☐ Core Services
- ☒ Not Applicable

Master Plan: [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]

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Background Information:

Administrative amendments were recently made to the Development agreement. City Council has expressed a desire to consider initiating a review of the development agreement and authorizing staff to discuss options with the developer regarding possible amendments to the SMART Terminal development agreement. Staff is presenting these items to City Council for discussion.

Council Committee, Board/Commission Action:

Click or tap here to enter text.

Alternatives:

- 1) Would City Council like to initiate review of the development agreement, or leave the agreement as is.
- 2) If review is initiated, provide direction on topics for discussion with the developer.
- 3) Provide direction and authorization on process:
 1. Allow staff to negotiate potential changes;
 2. Allow the Council Committee consisting of Mayor Hughson, Council Members Prather and Gleason to negotiate; or

3. Negotiate with the full City Council.

Recommendation:

Staff is seeking direction from City Council on this item