

Legislation Details (With Text)

File #: 3126 **Version:** 1 **Name:** Cencor Target Demolition Agreement Amendment
Type: Ordinance **Status:** Passed
File created: 2/14/2017 **In control:** City Council
On agenda: 2/21/2017 **Final action:** 2/21/2017

Title: Consider An Amendment To The Economic Development Incentive Agreement With Josey/Trinity Mills, Ltd.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Amendment to Cencor Target Demolition Incentive Agreement - Executed on 02-13-17 under POA

| Date | Ver. | Action By | Action | Result |
|-----------|------|--------------|----------|--------|
| 2/21/2017 | 1 | City Council | approved | Pass |

CC MEETING: February 21, 2017

DATE: February 14, 2017

TO: Erin Rinehart, City Manager

FROM: Thomas Latchem, Director of Economic Development

Consider An **Amendment To The Economic Development Incentive Agreement With Josey/Trinity Mills, Ltd.**

BACKGROUND:

Josey/Trinity Mills, Ltd. is a limited partnership managed by Cencor Realty. It owns and manages the Trinity Valley Shopping Center, which is located at the northeast corner of PGBT and Josey Lane. The partnership has requested that their incentive agreement dated January 12, 2016, be amended to provide additional time for the completion of the construction and the issuance of the certificate of occupancy for the proposed Winco Foods building being constructed on the site of the former Target building.

The additional time is being requested due to unforeseen setbacks in removing 137 piers which supported the former Target building in order to properly prepare the site for construction of the new Winco Foods building.

The incentive agreement between Josey/Trinity Mills, Ltd. and the City provides Josey/Trinity Mills, Ltd. with a reimbursement of up to 50% (not to exceed \$350,000) to offset the costs associated with the demolition of the former Target building.

The amended date of occupancy is reflected in changes to the following sections of the Agreement:

Per Article II, Term, of the incentive agreement, the original Term of the Agreement was to have run from the effective date and continue until June 30, 2017, unless sooner terminated as provided. The amended

term will run until June 30, 2018, unless sooner terminated as provided.

Per Section 3.1 of the incentive agreement, occupancy of the newly constructed Winco Food building was to have taken place no later than June 30, 2017, (as referenced above), as evidenced by a certificate of occupancy (or applicable equivalent). The amended term will extend the occupancy date until June 30, 2018, as evidenced by a certificate of occupancy (or applicable equivalent).

No other changes will be made to the agreement.

FINANCIAL IMPLICATIONS:

The proposed amendment will have no financial impact on the City and will not alter the originally approved grant agreement.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that City Council approve the amendment to the incentive agreement with Josey/Trinity Mills, Ltd., allowing additional time to commence and complete construction of the new Winco Foods building.