

## Legislation Details (With Text)

**File #:** 3369      **Version:** 1      **Name:** Development and Transfer Agreement Tri-Star  
**Type:**      **Status:** Passed  
**File created:** 6/30/2017      **In control:** City Council  
**On agenda:** 7/11/2017      **Final action:** 7/11/2017

**Title:** Consider Approval Of A Development And Transfer Agreement With Tri-Star Construction, Inc.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Development Agt. 6-28-17.pdf

Date	Ver.	Action By	Action	Result
7/11/2017	1	City Council	approved	Pass

**CC MEETING: July 11, 2017**

**DATE:** June 29, 2017

**TO:** Erin Rinehart, City Manager

**FROM:** Scott Whitaker, Parks & Recreation Director

Consider **Approval Of A Development And Transfer Agreement With Tri-Star Construction, Inc.**

**BACKGROUND:**

In August 2015 City Council approved a lease agreement with Blue Sky Sports on land east of McInnish Park. This land was previously a landfill and Blue Sky Sports plans to develop an indoor and outdoor soccer facility on approximately thirty acres.

Arthur James, Inc. proposed to do all the rough grading and dirt work at this location. Upon completion of all the grading work, the City agreed to transfer 6.27 acres of land on Sandy Lake Road to Arthur James, Inc. Arthur James, Inc. was also to grade soccer field "A" at Veterans Park where Blue Sky Sports will install a synthetic turf field at no cost to the City.

The contract with Arthur James, Inc. was recently terminated in accordance with the terms of the agreement. The City and Blue Sky have negotiated with a new construction company, Tri-Star Construction, Inc. to finish all the grading and repairs under the same contractual agreement. Tri-Star Construction, Inc. has previously completed the construction of three Blue Sky projects. Tri-Star Construction is willing to assume the costs associated with repairing the breach at the landfill prior to beginning construction on the rest of the property as well as covering any city expenses related to the breach.

**FINANCIAL IMPLICATIONS:**

Upon execution of this agreement Tri-Star Construction will provide the city with a check to cover all costs associated with the breach of the landfill. There will be no cost to the City.

**STAFF RECOMMENDATION/ACTION DESIRED:**

Staff requests approval for this development and transfer agreement.