

RESOLUTION TO AUTHORIZE A REIMBURSEMENT AGREEMENT WITH LEOTERRA DEVELOPMENT, INC.

WHEREAS, NCGS § 160A-499 authorizes the City to enter into reimbursement agreements with private developers and property owners for the design and construction of municipal infrastructure that is included on the City’s Capital Improvement Plan and serves the developer or property owner; and

WHEREAS, NCGS § 160A-320 authorizes the City to contract with a developer or property owner, or with a private party under contract with the developer or property owner, for public enterprise improvements that are adjacent or ancillary to a private land development project; and

WHEREAS, pursuant to NCGS §§ 160A-320 and 160A-499, City adopted Title 6, Article E, Section 6-1-101 of the City Ordinances setting forth the authority and procedures and terms under which the City Manager may negotiate reimbursement agreements; and

WHEREAS, Leoterra Development, Inc. (“Leoterra”) will install a 1,050 linear foot, 8” diameter sanitary sewer outfall that will serve the future Waterford Springs Subdivision and provide sanitary sewer service to the property adjacent to the Amada site located at 3789 Amada Drive; (“Project”); and

WHEREAS, the success of the Project requires expansion of City infrastructure and it is in the best interest of the City and Leoterra to jointly provide related improvements, which will serve not only the Project but future development in the area as well; and

WHEREAS, the cost to the City for these Improvements will not exceed the estimated cost of providing for the municipal infrastructure through either eligible force account qualified labor or through a public contract let pursuant to Article 8, Chapter 143 of the North Carolina General Statutes, or the coordination of separately constructed municipal infrastructure with the associated private development would be impracticable.

NOW, THEREFORE, BE IT RESOLVED: THE CITY COUNCIL OF THE CITY OF HIGH POINT approves the reimbursement agreement with Leoterra in an amount not to exceed \$110,362 and authorizes the City Manager or his designee to execute the same.

Adopted this the 21st day of June, 2021.



[Handwritten Signature]

Mayor Jay Wagner

ATTEST:

[Handwritten Signature]

Lisa B. Vierling
City Clerk