



CITY COUNCIL AGENDA ITEM

To: Mayor Graham and City Council

From: Ted Shekell, Planning Director
Walter Denton, City Administrator

Date: December 15, 2008

Subject: **Rock Spring Planned Use Rezoning (2nd reading – ON HOLD)**

List of committees that have reviewed: At its meeting on December 11, 2008 the Community Development Committee recommended the Rock Springs Planned Use Rezoning on Second Reading by a 4-0 vote.

Project Update:

After considerable work by all parties on resolving the issue of resident relocation, a final agreement has been reached between the residents (those with Land of Lincoln representation) and the developer. The final draft of the agreement was presented to the Committee at its Dec 11 meeting with a recommendation by City staff and the City's special legal counsel, Dan Vogel, to approve the agreement. The attorney for both the residents and developer agreed to the terms of the final draft, noting there were a few minor changes but nothing substantial and that the project should be able to move forward.

Late on Thursday, Dec 11, the attorney representing the developer, John Diehl, contacted the City notifying us that his client would be doing additional internal review of the document and is requesting another continuation of the Second Reading until the Jan 5, 2009, Council meeting. Consequently, the project will be on hold until then.