



## CITY COUNCIL AGENDA ITEM

**To:** Mayor Graham and City Council

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

**Date:** February 17, 2009

**Subject:** **Comprehensive Plan Amendment (2<sup>nd</sup> Reading) and Rock Springs Planned Use Rezoning (2<sup>nd</sup> reading)**

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**List of committees that have reviewed:** At its meeting on February 9, 2009, the Community Development Committee recommended the Comp Plan Amendment on Second Reading and the Rock Springs Planned Use Rezoning on Second Reading by a 5-0 vote.

### **Project Update:**

As the Council is well aware, a considerable amount of negotiation has been done on the agreement between the Rock Springs developer and residents. In December, a re-drafted agreement and amended Planned Use Ordinance were presented to the CD Committee, at which time the Committee recommended the project for approval to the full Council. Subsequently, and prior to the vote, the developer requested the project be put on hold until further notice. We received notice from their attorney this week that they are ready to move forward with a full vote by the Council on Second Reading.

In addition to the final planned use site plan and documents, attached is the final draft of the resident relocation agreement that we believe has general agreement by both parties, and which we find acceptable and recommend to you. The City's special legal counsel, Dan Vogel, and Mayor Graham, have been instrumental in mediating this matter between the developer and the residents. Also attached is a red-lined amendment of the Planned Use Rezoning Ordinance ready for consideration on Second Reading. Based upon the agreement that has been reached, the revised ordinance, and the merits of the project, staff recommends the Planned Use for Second Reading, as amended.