

Legislation Details (With Text)

File #: 19-0848 **Version:** 1 **Name:** RES 2019-83 close out of recovery of off site sanitary sewer
Type: Resolution **Status:** Consent Agenda
File created: 8/20/2019 **In control:** Board of Mayor & Aldermen
On agenda: 9/24/2019 **Final action:**
Title: Consideration of Resolution No. 2019-83 - Validating the Amount to Close-Out the Recovery of Off-site Sanitary Sewer and Water Improvements for Battle Ground Academy and Authorizing the Final Reimbursement of \$ 52,500. (WS 9/10/19)

Sponsors: Lynn Osland

Indexes:

Code sections:

Attachments: 1. BGA - Echo Estates - Sewer Access Agmt Only - 12.14.2004.pdf, 2. 2019-83 RES_ BGA Sewer Access Fee Recovery Close-out.Law Approved.pdf

Date	Ver.	Action By	Action	Result
9/24/2019	1	Board of Mayor & Aldermen	approved on the Consent Agenda	Pass
9/10/2019	1	Work Session	referred as a Consent Item	

DATE: August 23, 2019

TO: Board of Mayor and Aldermen

FROM: Eric Stuckey, City Administrator
Vernon Gerth, Assistant City Administrator - Community/Economic Development

SUBJECT:

Consideration of Resolution No. 2019-83 - Validating the Amount to Close-Out the Recovery of Off-site Sanitary Sewer and Water Improvements for Battle Ground Academy and Authorizing the Final Reimbursement of \$ 52,500. (WS 9/10/19)

Purpose

The purpose of this memorandum is to provide information to the Franklin Board of Mayor and Aldermen (BOMA) concerning the final reimbursement and close-out of the Recovery Agreement for Off-site Sanitary Sewer and Water Improvements for Battle Ground Academy (BGA).

Background

The intent of this resolution is to close out the Recovery Agreement for Off-site Sewer and Water Improvements and reimburse BGA for sewer access fees of \$52,500 collected for the last 25 lots in The Preserve at Echo Estates Section 2 based on the following:

- BOMA Minutes (2/14/1995) showing approval granting BGA the right of recovery of construction costs

incurred for the proposed sanitary sewer extension.

- BOMA Minutes (12/14/2004) approving the Recovery Agreement for Off-site Sewer and Water Improvements document.
- The Water Management Department has determined the drainage area that is served by the BGA sanitary sewer extension.
- The Director of Engineering has agreed that all of the construction is complete, and that reimbursement is appropriate.
- The Surety Coordinator has confirmed that no sureties are outstanding.
- Receipts support the construction amount in the agreement.
- Confirmation of Sewer Access Fees collected since the approval date of the document are equal to \$152,477.00.
- Confirmation of Sewer Access Fees reimbursed to BGA since the approval date of the document are equal to \$99,977.00.

Financial Impact

The City of Franklin agreed to reimburse BGA up to \$260,000 in Sewer Access Fees collected from lots in the drainage area that the sanitary sewer extension serves. To date, the City of Franklin has collected Sewer Access Fees of \$152,477.00, and has reimbursed BGA Sewer Access Fees of \$99,977.00, which leaves a remaining balance to be reimbursed to BGA of \$52,500 and will fully satisfy the terms of this agreement.

Recommendation

Staff recommends approval of Resolution 2019-83, Validating the Amount to Close-Out the Recovery of Off-site Sanitary Sewer and Water Improvements for Battle Ground Academy and Authorizing the Final Reimbursement of \$ 52,500.