



Legislation Details (With Text)

**File #:** 20-1361      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/9/2020      **In control:** City Council

**On agenda:** 11/17/2020      **Final action:** 11/17/2020

**Title:** Pass the ordinance approving an Amended Owner’s Acknowledgment and Acceptance Agreement for Lincoln at CityGate Centre

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance, 2. Exhibit A - Legal Description, 3. Exhibit B - Plat of Subdivision, 4. Exhibit C - OAA

Date	Ver.	Action By	Action	Result
11/17/2020	1	City Council	passed	Pass

**CITY COUNCIL AGENDA ITEM**

**ACTION REQUESTED:**

Pass the ordinance approving an Amended Owner’s Acknowledgment and Acceptance Agreement for Lincoln at CityGate Centre

**DEPARTMENT:** Transportation, Engineering and Development

**SUBMITTED BY:** Erin Venard

**BOARD/COMMISSION REVIEW:**

Not required.

**BACKGROUND:**

On May 5, 2020, City Council approved a Final Plat of Planned Unit Development for CityGate Centre III and a Final Plat of Subdivision for the Resubdivision of Lots 2 & 3 of CityGate Centre Subdivision to combine Lot 2 and a portion of Lot 3 into resubdivided Lots 2 and 2a.

The development project is sponsored by the residential division of Lincoln Property Company. Petitioner, CityGate Centre Ventures LLC, which is a joint venture between an affiliate of the Lincoln Property Company and an affiliate of Calamos Investments LLC, will construct an approximately 482,358, 5-story multi-family residential apartment building on replatted Lot 2. An affiliate of Calamos Investments LLC will construct an approximately 38,000 square foot roof level event center on replatted Lot 2a.

**DISCUSSION:**

The Petitioner, CityGate Centre Ventures LLC, has requested an amendment to the Owner’s Acknowledgement and Acceptance Agreement (OAA) passed in conjunction with Final Subdivision Plat approved by Ordinance 20-043 in order to add Calamos Property Holdings, LLC as a party to the

OAA for the sole purpose of making the requirements of the OAA pertaining to a future traffic signal at Ferry Road and Corporate Lane applicable to Calamos instead of the Petitioner. The Amended OAA for Lincoln at CityGate Centre is attached as Exhibit C to the Ordinance Approving an Amended Owner's Acknowledgement and Acceptance Agreement for Lincoln at CityGate Centre.

**FISCAL IMPACT:**

N/A