

## Legislation Text

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**File #:** 21-967, **Version:** 1

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**PRESENTER:**

Jeff Jewell, Economic and Community Development Director

**SUBJECT:**

Approval of a resolution of the City of New Braunfels, Texas, amending Resolution No. 2021-R-38 by extending the deadline for New Braunfels Utilities and Southstar at Mayfair, LP, Developer, to execute a Utility Agreement as a condition precedent to the creation of Comal County Water Improvement District No. 3, located in the City's Extraterritorial Jurisdiction.

**DEPARTMENT:** Economic and Community Development

**COUNCIL DISTRICTS IMPACTED:** N/A

**BACKGROUND INFORMATION:**

The City Council approved the Development Agreement ("Agreement") with Mayfair, LP ("Developer") on June 28, 2021. The Agreement required that the Developer and New Braunfels Utilities ("NBU") execute a Utility Agreement ("UA") by October 1, 2021. The parties continue to negotiate the UA, which is anticipated to be considered by the NBU Board at their regular October meeting. The deadline extension grants relief from the October 1 deadline to allow for those additional conversations and considerations by the NBU board to occur. The new date would be January 1, 2022, which would allow for the UA to potentially be approved and executed at any of the remaining board meetings in 2021.

**ISSUE:**

Extension of the deadline to negotiate the Utility Agreement between the Developer of the Mayfair project and NBU.

**FISCAL IMPACT:**

N/A

**RECOMMENDATION:**

Staff recommends approval of the resolution extending the deadline.