

25 March 2014

KAYSVILLE CITY COUNCIL
MARCH 25, 2014

Minutes of a special meeting of the Kaysville City Council held March 25, 2014 at 7:00 p.m. in the City Council Chambers of the Kaysville City Municipal Center.

Council Members present: Mayor Steve Hiatt, Mark Johnson, Ron Stephens, Jared Taylor, Brett Garlick and Susan Lee.

Others present: City Manager John Thacker, Recorder Linda Ross, David Adams, Stuart Adams, Jim Neuner and Brigg Lewis

**MODIFICATION OF DEVELOPMENT AGREEMENT AND
MODIFICATION OF PURCHASE AND SALE AGREEMENT WITH
TERRA BASIN, LLC TO EXTEND THE SETTLEMENT DATE TO
MARCH 31, 2014**

John Thacker explained that there are two amendments to the Purchase and Sale Agreement. One amendment is to refer to the property as lots rather than parcels because the subdivision plat has been approved by the Council. The second amendment is to extend the settlement date to March 31, 2014. Changes to the Development Agreement include adding a sentence which says that provisions in the Agreement are assignable to Smith's from the developer because Smith's intends to buy 11.303 acres of the site and will be the primary driver of the development. Another change is the addition of an acknowledgement and agreement by the Kaysville City Redevelopment Agency because the Agency has obligations in the Agreement.

Mayor Hiatt stated that all of the other terms in the Agreement, including the wall, the elevation, trees and rockscaping, will remain the same.

Council Member Stephens wanted to know if the Redevelopment Agency needs to approve this in a Redevelopment Agency meeting.

John Thacker explained that the Council can agree to this amendment and in the next regularly scheduled Redevelopment Agency meeting it will be included for approval by the Agency.

Council Member Johnson made a motion approving the

