## City of Columbia 701 East Broadway, Columbia, Missouri 65201



Agenda Item Number: <u>B 247-14</u> Department Source: Community Development - Planning To: City Council From: City Manager & Staff Council Meeting Date: August 4, 2014 Re: Boone Medical Park Plat 1 - final major plat (Case #14-122)

#### Documents Included With This Agenda Item

Council memo, Resolution/Ordinance, Exhibits to ordinance

**Supporting documentation includes:** Locator maps, proposed final plat, existing preliminary plat/C-P development plan

#### **Executive Summary**

A request by Boone Hospital Center (owner) for approval of a final plat of C-P (Planned Business District) zoned land, to be known as "Boone Medical Park Plat 1". The 13.19-acre subject site is located on the southeast corner of Nifong and Forum Boulevards. (Case #14-122)

#### Discussion

The applicant is requesting approval of a one-lot final major subdivision plat to allow for the development of a medical and commercial complex. The proposed plat substantially conforms with the preliminary plat/C-P development plan of Boone Hospital Medical Park South, which was approved by Council on April 1, 2013.

The plat has been reviewed by City departments and external agencies, and meets all applicable requirements of the City's Zoning and Subdivision Regulations.

Locator maps, a copy of the proposed plat, and the existing preliminary plat/C-P plan are attached.

#### **Fiscal Impact**

**Short-Term Impact:** No new capital spending is expected within the upcoming 2 years as a result of this proposal.

**Long-Term Impact:** Development/Redevelopment of this site may increase demands upon the adjacent streets, sanitary sewers, storm sewers, water and electric supply lines. The costs associated with meeting these demands will be offset by increased property and/or sales tax revenues and user fees.

#### Vision & Strategic Plan Impact

Vision Impact: N/A



<u>Strategic Plan:</u> N/A <u>Comprehensive Plan Impact:</u> N/A

### **Suggested Council Action**

Approval of the proposed plat

**Legislative History** 

Preliminary plat/C-P development plan of Boone Medical Hospital Park South (Case 13-8), approved by B72-13 on April 1, 2013

Department Approved

City Manager Approved

 Introduced by \_\_\_\_\_

 First Reading \_\_\_\_\_
 Second Reading \_\_\_\_\_

 Ordinance No. \_\_\_\_\_
 Council Bill No. \_\_\_\_\_B 247-14\_\_\_\_\_

#### **AN ORDINANCE**

approving the Final Plat of Boone Medical Park Plat 1, a major subdivision; accepting the dedication of rights-of-way and easements; authorizing a performance contract; and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Council hereby approves the Final Plat of Boone Medical Park Plat 1, as certified and signed by the surveyor on July 25, 2014, a major subdivision located on the southeast corner of Nifong Boulevard and Forum Boulevard, containing approximately 13.19 acres in the City of Columbia, Boone County, Missouri, and hereby authorizes and directs the Mayor and City Clerk to sign the plat evidencing such approval.

SECTION 2. The City Council hereby accepts the dedication of all rights-of-way and easements as dedicated upon the plat.

SECTION 3. The City Manager is hereby authorized to execute a performance contract with the Board of Trustees of Boone County Hospital in connection with the approval of the Final Plat of Boone Medical Park Plat 1. The form and content of the contract shall be substantially as set forth in "Exhibit A" attached hereto.

SECTION 4. This ordinance shall be in full force and effect from and after its passage.

PASSED this \_\_\_\_\_\_ day of \_\_\_\_\_\_, 2014.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor

#### PERFORMANCE CONTRACT

This contract is entered into on this \_\_\_\_\_ day of \_\_\_\_\_, 20<u>14</u> between the City of Columbia, MO ("City") and <u>Trustees of the Boone County Hospital</u> ("Subdivider").

City and Subdivider agree as follows:

1. Subdivider shall construct, erect and install all improvements and utilities required in connection with the final plat of <u>Boone Medical Park, Plat 1</u>, including sidewalks and all improvements and utilities shown on the plat and related construction plans, within 36 months after the City Council approves the plat.

2. If street, utility or other construction of public improvements should occur on or adjacent to land in the subdivision at the initiative of the City Council, as benefit assessment projects, Subdivider agrees to bear Subdivider's equitable and proportionate share of construction costs, as determined by such assessments.

3. No utility service connections or occupancy permits shall be issued to the Subdivider or to any other person for any structure on land in the subdivision unless and until all utilities and improvements have been constructed, erected and installed in the structure and upon the lot or lots on which the structure is situated in accordance with all applicable ordinances, rules and regulations of the City.

4. No occupancy permit shall be issued to Subdivider or any other person for any structure constructed on land in the subdivision unless the street and sidewalk adjacent to the structure have been completed in compliance with the City's Standard Street Specifications.

5. City may construct, erect or install any improvement or utility not constructed, erected or installed by Subdivider as required by this contract. City may perform such work using City employees or City may contract for performance of the work. Subdivider shall reimburse City for all costs an expenses incurred by City in connection with the construction, erection or installation of improvements in utilities under this paragraph. Subdivider agrees to pay City all expenses and costs, including reasonable attorneys' fees, incurred by City in collecting amounts owed by Subdivider under this paragraph.

6. City shall not require a bond or other surety to secure the construction of the improvements and utilities required in connection with the final plat.

7. The obligations of Subdivider under this contract shall not be assigned without the express consent of the City Council.

The remedies set forth in this contract are not exclusive. City does not waive any 8. other remedies available to enforce Subdivider's obligations under this contract or to recover damages resulting from Subdivider's failure to perform its obligations under this contract.

This contract is not intended to confer any rights or remedies on any person other 9. than the parties.

IN WITNESS WHEREOF, the parties have executed this contract on the day and year first above written.

CITY OF COLUMBIA, MISSOURI

BY: Mike Matthes, City Manager

ATTEST:

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Sheela Amin, City Clerk

APPROVED AS TO FORM:

Nancy Thompson City Counselor

Subdivide BY:

City of Columbia 701 East Broadway, Columbia, Missouri 65201



# SUPPORTING DOCUMENTS INCLUDED WITH THIS AGENDA ITEM ARE AS FOLLOWS:

Locator maps, proposed final plat, existing preliminary plat/C-P development plan



Hillshade Data: Boone County GIS Office Parcel Data Source: Boone County Assessor Imagery: Boone County Assessor's Office, Sanborn Map Company Created by The City of Columbia - Community Development Department













