

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

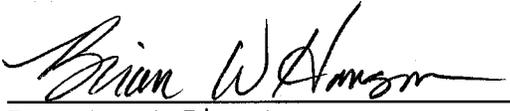
11-0345R

RESOLUTION AUTHORIZING FIRST AMENDMENT TO AGREEMENT WITH MILLER-DWAN FOUNDATION HOSPICE HOUSE LLC FOR THE AMBERWING DEVELOPMENT MODIFYING DRIVEWAY DESIGN PARAMETERS.

CITY PROPOSAL:

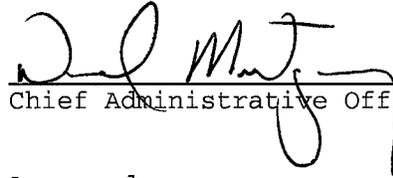
RESOLVED, that the proper city officials are hereby authorized to enter into a first amendment to agreement, substantially in the form of that agreement on file in the office of the city clerk as Public Document No. _____, with the Miller-Dwan Foundation Hospice House LLC modifying design parameters for the entry drive to address engineering and construction issues.

Approved:



Department Director

Approved for presentation to council:



Chief Administrative Officer

Approved as to form:



Attorney

Approved:



Auditor

DEDA/REA REA:dma 06/17/2011

STATEMENT OF PURPOSE: The purpose of this resolution is to authorize an amendment to the agreement with Miller-Dwan Foundation Hospice House LLC for the Amberwing facility to be constructed at Rice Lake Road and Pecan Avenue for the purpose of providing an out-patient mental health facility to serve the City's children, adolescents and college-age persons needing assistance in dealing with mental health issues.

The City previously sold the subject property to the Foundation to allow the construction of driveway access to the development, which will be located on Foundation property adjacent to Solway House, with requirements intended to minimize the impacts of the driveway on the property and on the views from Pecan Avenue. These requirements which were developed prior to actual design of the driveway were included in the Purchase Agreement.

When the driveway was actually designed, it was determined that the topography

to be transitioned by the driveway rendered the original design parameters impractical and therefore some modifications to the original requirements were needed. Also because the final design was now determined it is possible to eliminate conceptual prescriptions and substitute an actual design that accomplished the goals of the previous conceptual requirements.

This amendment to the agreement accomplishes substituting the agreed upon final design.