

## COUNCIL ACTION FORM

**SUBJECT: SUPPLEMENTAL AGREEMENT FOR RINGGENBERG SUBDIVISION**

**BACKGROUND:**

In accordance with the 2005 Development Agreement for the Ringgenberg Subdivision, the City is to pay for up-sizing Cedar Lane to Collector street standards; and if the cost of the City's share is in excess of \$50,000, the contract would be bid through the City. Since 2005, the State's bidding laws changed such that, if the City has any funds in the contract, the contract must be bid by the City as a public improvement.

The developer of this subdivision is anxious to have this street paved this fall. However, if the City were to bid the contract, time constraints involved with the public bidding process would not allow the street to be constructed this calendar year. The City would also have staff time and the cost of processing a contract for bid.

Under the existing agreement, the developer is responsible for paving the section of concrete trail on the west side of Cedar Lane from Oakwood Road to Sun Crest Drive (see attached map). **The cost to construct that trail is comparable to the City's portion of the costs to up-size the Cedar Lane.** To facilitate construction of Cedar lane this fall, an amendment has been prepared to exchange these two responsibilities. The developer will cover the City's over-sizing costs and take responsibility for paving the street; while the City will assume the responsibility to construct the trail. Staff will incorporate the Cedar Lane trail section into a project to extend the trail connection from Christofferson Park to Cedar Lane, which is planned for the near future.

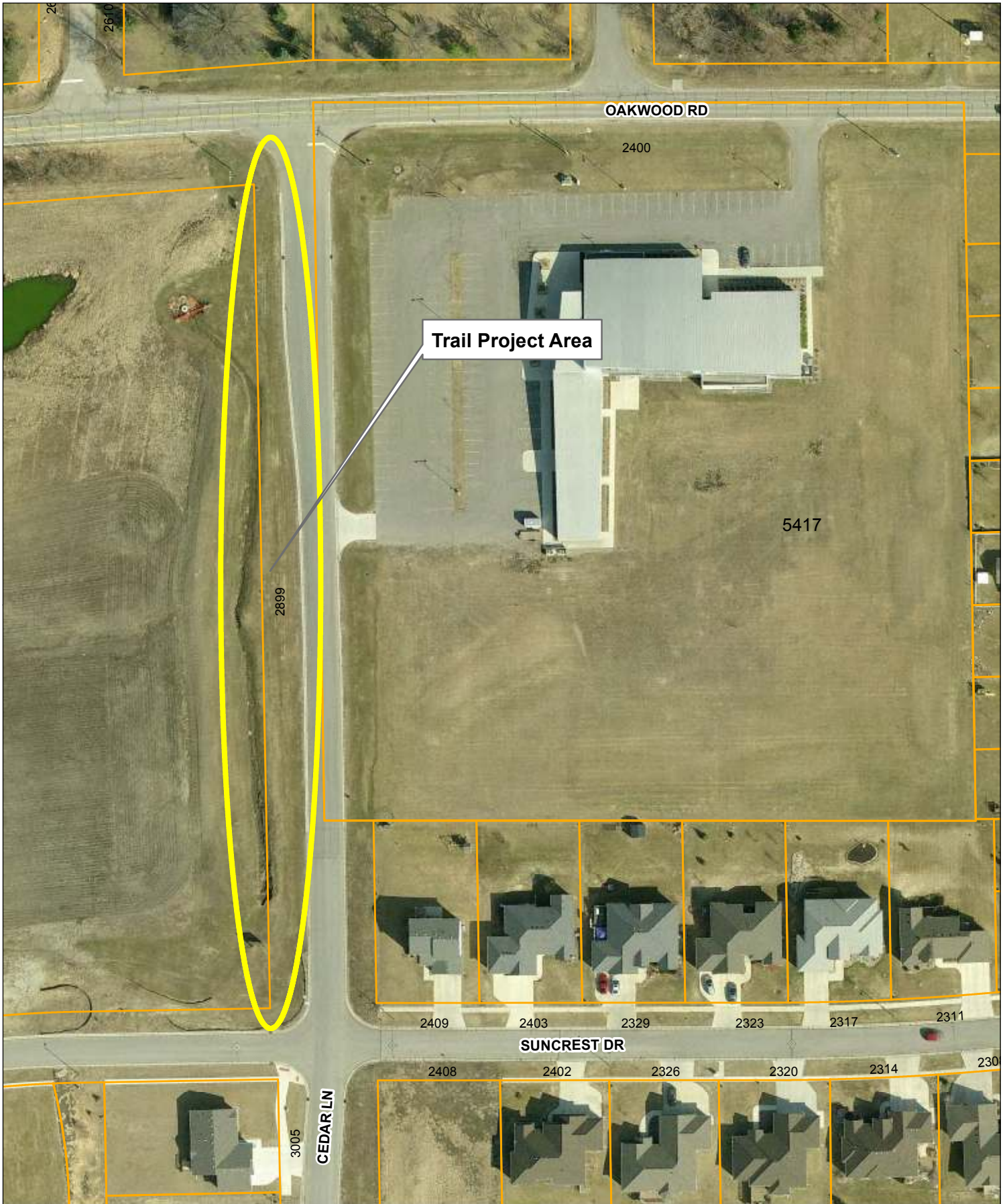
**ALTERNATIVES:**

1. Approve the Supplemental Agreement to the Ringgenberg Subdivision development agreement.
2. Do not approve the proposed Supplemental Agreement.

**MANAGER'S RECOMMENDED ACTION:**

Approval of the proposed Supplemental Agreement will allow the developer to construct the extension to Cedar Lane this calendar year, thus providing a hard surfaced roadway to new residents in this subdivision.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby approving the Supplemental Agreement for Ringgenberg Subdivision.



Geographic Information System (GIS) Product Disclaimer: City of Ames GIS map data does not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership and land use nor does it replace field surveys of utilities or other features contained in the data. All features represented in this product should be field verified. This Product is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The burden for determining accuracy, completeness, timeliness, merchantability and fitness for or the appropriateness for use rests solely on the User.



Ringgenberg Subdivision  
Trail Section along Cedar Lane



Title:	
Scale:	1 in = 100 ft
Date:	10/19/12