

AGENDA MEMO

CITY COUNCIL MEETING DATE: DECEMBER 17, 2008

DEPARTMENT: FIELD OPERATIONS

ITEM DESCRIPTION: Approval authorizing staff to enter into negotiations for a Real Property Transfer Agreement with The Summerlin Council for the conveyance of the Hills Park located at 9100 Hillpointe Road - Ward 4 (Brown)

TERMS AND CONDITIONS TO BE NEGOTIATED

The following list of proposed “terms and conditions” are illustrative only, and is not to be construed as “acceptance” of any “offer” by the Summerlin Council, nor is this list to be construed as an “offer” to the Summerlin Council. This list is not exclusive and the Parties may be required to further negotiate additional terms and conditions to protect the public interest.

These proposed terms and conditions are to be utilized as general concepts, the details of which are to be fully and finally negotiated and between the City and the Summerlin Council.

- The City will repair the retaining wall/drainage around the tennis courts and perform the work on the drainage channel along the eastern-most edge of the park; there will be a cap of \$80,000.00 for the work to be performed by the City
- The City will pay the utility costs for 9 years, not to exceed \$50,000 per year.
- The City to remove amphitheatre equipment on site that is owned by the city.
- The City’s Department of Leisure Services will be allowed to schedule and conduct Becker Community School’s after school programs.
- Summerlin shall use the site solely for the purpose of public recreation.
- Summerlin to perform additional needed repairs to the park and to maintain the park in a good and acceptable condition.
- Summerlin shall not transfer title or use the park for any other purpose than a public park or the property shall revert back to the City.