

**Meeting Date** (?) 02/28/2017

**Subject Matter**\* (?) Purchase of land on Mumford Rd  
This must match rolling agenda entry

**Department of Origin**\* WATER SERVICES

**Submitted By**\* Jayson E. Barfknecht

**Type of Meeting**\*  BCD  Special  Regular

**Classification**\*  Public Hearing  Consent  Statutory  Regular

**Ordinance**\*  None  First Read  Second Read  First & Only Read

**Strategic Initiative**\*  Public Safety  Service  
 Economic Development  Infrastructure  
 Quality of Life

**Agenda Item Description**\* Consider authorizing the Mayor to execute a purchase and sale agreement between the Bryan Business Council and the City of Bryan.

**Summary Statement**\* The Bryan Business Council (BBC) currently owns 227 acres (more or less) on Mumford Road inside the city limits of Bryan. Water Services wishes to put this property under contract so that it will not be sold to a third party while we consider the possibility of purchasing the property in the future. The property would be used for the aquifer storage and recovery (ASR) project currently underway. The purchase and sale agreement has a feasibility period of twelve (12) months to give the City time to determine the usefulness of the property. The City has the option of extending the feasibility period by an additional six (6) months. The feasibility period will track with the feasibility study of the aquifer storage and recovery project and will fall in line with the execution of the funding for phase 2 of the project.

Within thirty (30) days of the execution of this purchase and sale agreement, the City must pay \$50,000 in earnest money to the title company. During the first twelve (12) months, \$5,000.00 is non-refundable. If the City exercises its right to extend the feasibility period by six (6) months, an additional \$5,000.00 is non-refundable. The purchase price of the property is \$12,000 per acre or \$2,724,000. The earnest money will count towards the purchase price.

**Staff Analysis & Recommendation**\* The Bryan Business Council approved the purchase and sale agreement at their meeting on February 13, 2017. Staff recommends the City Council approve the purchase and sale contract and authorize the mayor to execute the agreement and tender the \$50,000.00 in earnest money. If Staff determines that the property is suitable for the ASR project, this issue will be brought back to the City Council for authorization to complete the purchase.

**Options**\* (In Suggested Order of Staff Preference)

1. Approve the purchase and sale agreement.
2. Deny approval of the purchase and sale agreement.

**Funding Source**\* Water Fund

**Attachments** Purchase and Sale Agmt (2-9-17).2.pdf 5.37MB

Please detail attachments and note attachments available for viewing in City Secretary's Office:

Combined in a single PDF  
1. Purchase and sale agreement  
2. Map of property

**Dept. Head Signature**



**Deputy City Manager Signature**



**City Manager Signature**



City Attorney Signature

*Janis K. Hampton*