


MEMORANDUM

Date: June 14, 2016

To: Marco A. Salvino, Sr., Mayor
Albert C. Jones, Vice Mayor
Chickie Brandimarte, Commissioner
Bobbie H. Grace, Commissioner
Paul Fetscher, Sr., Commissioner



From: Thomas J. Ansbro, City Attorney

Subject: Conveyance to City of "Lift Station 16"; Sewer Service to Hotels
Near I-95 and Stirling Road

BRE Polygon Property Owner, LLC ("BRE") is the current owner of the two Hyatt Hotels which are located north of Stirling Road, east of I-95.

Over the past year, BRE has reviewed its operations and wishes to transfer its private Lift Station to the City. Although the Lift Station provides service to a number of businesses in the area, the City's Department of Public Services first required that certain upgrades be made to the lift station to increase its capacity and rehabilitate its equipment before it would be willing to accept the station. BRE, through its management company, OTO Development, LLC, retained the services of the Hinterland Group, Inc. to perform the upgrades. The Hinterland Group is the same company the City uses for its lift station work and repairs. The upgrades were completed at a cost of \$314,960.00 which has been paid in full. The primary users of Lift Station 16 (principally, all the hotels in the area) have all agreed to share in the cost of the upgrades and share the desire to transfer the Lift Station to the City.

During the past several months, documentation has been prepared and reviewed by BRE's counsel, Tripp Scott, and me to provide for the conveyance of the Lift Station to the City.

The Public Services Department has thoroughly reviewed all aspects of the matter and recommends City acceptance of the lift station. A deed granting the site to the City and a document ("Bill of Sale") conveying all of the improvements have been prepared and it is recommended that City accept the land and the Lift Station itself.

TJA/law