

Memorandum

REPORT TO: City Commission

FROM: Jesse DiTommaso, Economic Development Coordinator
David Fine, Economic Development Manager
Brit Fontenot, Economic Development Director

SUBJECT: Authorize the City Manager to Sign an Assignment of Development Agreement Form of Consent for the Wallace Works Urban Renewal Project

MEETING DATE: March 25, 2025

AGENDA ITEM TYPE: Agreement - Legal

RECOMMENDATION: Authorize the City Manager to sign an Assignment of Development Agreement form of Consent for the Wallace Works Urban Renewal Project

STRATEGIC PLAN: 2.2 Infrastructure Investments: Strategically invest in infrastructure as a mechanism to encourage economic development.

BACKGROUND: The City Commission approved the Wallace Works Development Agreement on [October 1, 2024](#). As a condition of the developer's lending and collateral, Wallace Works, LLC (the developer) must assign the development agreement to the lender, First Western Bank Trust.

Section 8.5 of the approved development agreement states no party may assign any rights or privileges, or delegate any duties or obligations without first obtaining the written consent of the other Party. Authorizing the City Manager to sign the form of consent attached as Exhibit C to the assignment of agreement would satisfy the written consent requirement of the approved development agreement.

UNRESOLVED ISSUES: None.

ALTERNATIVES: As recommended by the Commission.

FISCAL EFFECTS: There are no fiscal effects associated with the assignment. The City is still responsible for reimbursing the developer \$2,055,563 for eligible public infrastructure as outlined in the development agreement.

Attachments:

[Assignment of Development Agreement with Exhibits.pdf](#)

Report compiled on: March 13, 2025