



Rochelle Municipal Utilities Water/Water Reclamation

To: David Plyman

From: Kathy Cooper

Date: September 5, 2012

Re: Fourth Amendment to the Creekside (King's Crossing) Annexation Agreement

The original King's Crossing annexation agreement anticipated the construction of more than 700 homes north of Flagg Road and the construction of new water main from Well #11 to Flagg and Center Roads to serve the new subdivision. The required installation of water and sanitary sewer mains to serve the new subdivision was disrupted when the market for new home construction collapsed.

City Code 98-103 (b) (3) requires a property owner to extend water main to the property or annexation line, whichever is further. As plans were reviewed for the construction of the new elementary school, City Staff concluded that the water main should be extended to the west property line. We met with Mr. Prusator and the school district's attorney to discuss the extension.

On June 8, 2012, the City made a formal proposal to District 231 to address the issue. The proposal stated that District 231 would provide a 15 foot easement to the west property line and stub out a section of water main. If the property to the west develops within five years, the School District will be responsible for extending the main to the property. After five years, the City will be responsible for extending the water main, should the property be developed. The school district agreed to the proposal.

An amendment to the annexation agreement, with approval by Council, is needed to finalize the agreement.

I recommend approval of the amendment.

