

Mayor
William Siegel
Mayor Pro Tem
Lois Wynne
Council Members
John Gordon
Eddie Neal
Willard Rodarmel



**Office of the
City Manager**

119 Fox Street
Lemoore ♦ CA 93245
Phone ♦ (559) 924-6704
FAX ♦ (559) 924-9003

Staff Report

ITEM 5

To: Lemoore Oversight Board

From: Judy Holwell, Project Manager 

Date: January 16, 2013

Subject: Resolutions to Amend Agreements between Gary V. Burrows, Inc., Burrows & Castadio, Inc., the City of Lemoore and the Lemoore Successor Agency to the Lemoore Redevelopment Agency Granting Additional Time to Completely Relocate Operations and Infrastructure from 416 N. Lemoore Avenue to the Lemoore Industrial Park

Discussion:

On May 3, 2011, the City of Lemoore (City) and the Lemoore Redevelopment Agency (Agency) approved a loan agreement to Gary V. Burrows, Inc. (Burrows) to purchase property at 1600 Enterprise Drive. Also on that date, the City and the Agency entered into an agreement with Burrows pertaining to covenants running with the land at 416 N. Lemoore Avenue. Additionally on that date, the Agency entered into an agreement to sell approximately 4.61 acres of land at 1280 S. Lemoore Avenue to Burrows & Castadio (B&C). Within the terms of the aforementioned agreements, Burrows and B&C agreed to relocate operations and infrastructure from 416 N. Lemoore Avenue to the Lemoore Industrial Park no later than December 31, 2013. Attached is an email from Mr. Brian Castadio, President of Gary V. Burrows, Inc. and Burrows & Castadio, Inc., indicating that he is awaiting approvals from the California Air Resources Board (CARB) and is requesting a six to twelve-month extension on the relocation project.

Burrows has been diligent in relocating its business operations from 416 N. Lemoore Avenue, however, more time is needed in order to completely vacate the premises. It is recommended that the three agreements listed above, and also attached, be amended to allow an additional six months for the relocation. This item was approved by the Lemoore City Council and the Lemoore Successor Agency to the Lemoore Redevelopment Agency on January 7, 2014. Before this item can be finalized, however, it must be approved by resolution of the Lemoore Oversight Board and then submitted to the State of California Department of Finance for final approval. The resolutions and amendments are attached for your review.

Budget Impact:

None.

Recommendation:

It is recommended that the Lemoore Oversight Board approve by motion, the three actions listed below authorizing a six-month extension of time for the relocation activities at 416 N. Lemoore Avenue to the Lemoore Industrial Park to June 30, 2014.

- 1) Approve by Resolution No. 2014-01 Amendment No. 2 to Loan Agreement for Property Acquisition (1600 Enterprise Drive, City of Lemoore) extending the deadline to vacate 416 N. Lemoore Avenue to June 30, 2014.
- 2) Approve by Resolution No. 2014-02 Amendment No. 1 to Agreement of Covenants Running with the Land (416 N. Lemoore Avenue) extending the deadline to vacate 416 N. Lemoore Avenue to June 30, 2014.
- 3) Approve by Resolution No. 2014-03 Amendment No. 1 to Disposition and Development Agreement Joint Escrow Instructions and Covenants Running with the Land extending the deadline to vacate 416 N. Lemoore Avenue to June 30, 2014.