

CITY COUNCIL AGENDA AMENDED

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PUBLIC NOTICE is hereby given that the City Council of SOUTH WEBER CITY, Utah, will hold a regular public meeting commencing at 6:00 p.m. on Tuesday, May 28, 2024, in the Council Chambers at 1600 E. South Weber Dr.

OPEN (Agenda items may be moved to meet the needs of the Council.)

1. Pledge of Allegiance: Councilman Winsor
2. Prayer: Councilwoman Petty
3. Public Comment: Please respectfully follow these guidelines.
 - a. Individuals may speak once for 3 minutes or less: Do not remark from the audience.
 - b. State your name & city and direct comments to the entire Council (They will not respond).

ACTION ITEMS

4. Consent Agenda
 - a. Minutes May 14, 2024
- 5. Public Hearing on Executive Municipal Officers Salary Increases**
- 6. Public Hearing on Fiscal Year 2025 Tentative Budget**
7. Amended Real Estate Purchase Contract from South Weber, LLC (General RV)

BOARD MEETINGS

8. Suspend Council Meeting and Convene Local Building Authority Meeting

REPORTS

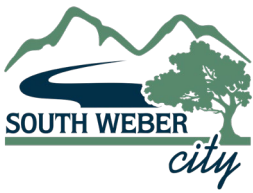
9. New Business
10. Council & Staff
11. Adjourn

In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify the City Recorder, 1600 East South Weber Drive, South Weber, Utah 84405 (801-479-3177) at least two days prior to the meeting.

The undersigned City Recorder for the municipality of South Weber City hereby certifies that a copy of the foregoing notice was mailed/emailed/posted to: City Office building; Mayor, Council, and others on the agenda; City Website southwebercity.com/; and Utah Public Notice website www.utah.gov/pmn/index.html.

DATE: 05-21-2024

CITY RECORDER: Lisa Smith



7 Amended RE Purch
CITY COUNCIL MEETING
STAFF REPORT

MEETING DATE

May 28, 2024

PREPARED BY

David Larson
City Manager

ITEM TYPE

Administrative

ATTACHMENTS

Amendment

PRIOR DISCUSSION DATES

[September 26, 2023](#)

AGENDA ITEM

Amendment to Real Estate Purchase Contract with South Weber, LLC

PURPOSE

Consider an amendment to the purchase agreement with South Weber, LLC (General RV) for an additional 60 days of due diligence

RECOMMENDATION

Staff recommends approval

BACKGROUND

South Weber City and General RV entered into a purchase agreement on September 26, 2023, which included a total of 240 days for due diligence – 120 for “inspection” and 120 for “entitlement”.

ANALYSIS

The amendment grants an additional 60 days to the purchase contract (until July 22, 2024) to complete due diligence – 30 days to each phase described above. The City was approached about extending the contract as the due diligence has taken longer than anticipated. General RV anticipates an additional 60 days would be enough to complete the remaining steps.

**FIRST AMENDMENT TO
PURCHASE AGREEMENT**

THIS FIRST AMENDMENT TO PURCHASE AGREEMENT (this “Amendment”) is made this ____ day of April, 2024 (the “Effective Date”), by and between SOUTH WEBER CITY, a Utah municipal corporation, as seller (“Seller”), and SOUTH WEBER, LLC, a Michigan limited liability company, as purchaser (“Purchaser”) (individually a “Party” and collectively the “Parties”).

RECITALS

A. On or about September 18, 2023, Purchaser submitted that certain Offer to Purchase Real Estate (the “Offer”) for the purchase of certain real property located in Davis County, Utah, as more particularly described in the Offer. The Offer was accepted by Seller on or about September 26, 2023 (the “Agreement”).

B. The Parties desire to amend the Agreement subject to the terms and conditions set forth herein.

AGREEMENT

NOW, THEREFORE, FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Amendment to Agreement. In the event of any conflict or inconsistency between the terms of this Amendment and the terms of the Agreement, the terms of this Amendment shall control. Unless otherwise indicated herein, all capitalized terms used in this Amendment shall have the definitions assigned to them in the Agreement.

2. Inspection and Entitlement Period. Sections 11(A) and 11(B) of the Agreement are hereby amended so that the Inspection Period and Entitlement Period shall be extended an additional thirty (30) days from the Effective Date of this Amendment.

a. Extension of Inspection and Entitlement Period. Purchaser shall have the right to extend the Inspection Period and Entitlement Period for one (1) period of thirty (30) days by delivering written notice to Seller of Purchaser’s intent to exercise its extension option under this Amendment prior to the expiration of the Inspection Period and Entitlement Period.

3. Counterparts. This Amendment may be executed in multiple counterparts, each of which shall be deemed an original, and all of which when taken together shall constitute one and the same document and agreement. A copy, facsimile or email transmission of any part of this Amendment, including the signature page, shall have the same force and effect as an original.

4. Recitals Incorporated. The foregoing Recitals are incorporated herein and are a part of this Amendment.

5. No Other Changes. Except as herein expressly provided, the Agreement remains in all other respects unmodified and in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the date first above written.

SELLER: SOUTH WEBER CITY, a Utah municipal corporation

By: _____
Name: _____
Its: _____

PURCHASER: SOUTH WEBER, LLC, a Michigan limited liability company

By: _____
Name: _____
Its: _____