

**CITY OF PRINEVILLE
ORDINANCE NO. 1234**

**AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH VITESSE, LLC
AND DECLARING AN EMERGENCY**

WHEREAS, Vitesse, LLC is party to a purchase agreement which gives Vitesse, LLC the right to acquire certain real property (hereafter the "Property") within Prineville city limits and thereafter to develop the Property; and

WHEREAS, as part of the Property development Vitesse, LLC plans to construct at least one data center which will add construction and permanent jobs to the Prineville community; and

WHEREAS, Vitesse, LLC will receive site plan approval from the City of Prineville ("City") for development of the Property; and

WHEREAS, Vitesse, LLC and City staff have negotiated a Development, Water and Sewer Service Agreement (hereafter "Development Agreement") setting out obligations of Vitesse, LLC and City in regards to development of the Property; and

WHEREAS, ORS 94.508 requires that the City approve the Development Agreement by adoption of an ordinance; and

WHEREAS, notice of a hearing before the City Council on the Development Agreement has been mailed and published as required by City's land development ordinance; and

WHEREAS, a public hearing on the Development Agreement was held November 28, 2017, before the City Council; and

WHEREAS, the City Council finds that the Development Agreement is consistent with City regulations currently in effect;

NOW, THEREFORE, based upon the above recitals, the people of the City of Prineville ordain as follows:

1. The Development Agreement is approved.
2. The Mayor and/or City Manager shall execute the Development Agreement and all other documents necessary to carry out the terms of the Development Agreement.
3. An emergency is declared to exist and this Ordinance shall go into effect immediately.

Dated: November _____, 2017

Betty J. Roppe, Mayor

ATTEST:

Lisa Morgan, City Recorder