



# City of Yuma

## Legislation Details (With Text)

**File #:** MC 2024-041 **Version:** 1 **Name:**  
**Type:** motion **Status:** Passed  
**File created:** 4/4/2024 **In control:** City Council Meeting  
**On agenda:** 4/17/2024 **Final action:** 4/17/2024  
**Title:** Approval of Land Use for "Parcel B" pursuant to the January 23, 2023, Development Agreement  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
4/17/2024	1	City Council Meeting	APPROVED	Pass

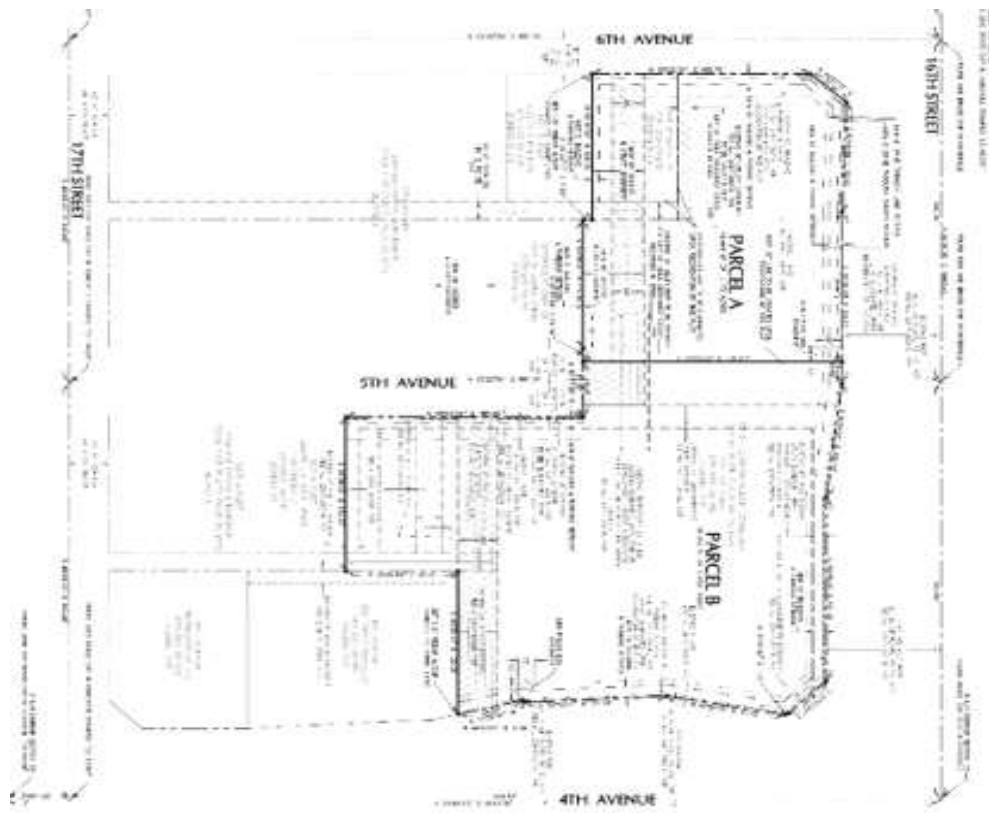
<b>DEPARTMENT:</b> City Administration	<b>STRATEGIC OUTCOMES</b> <input type="checkbox"/> Safe & Prosperous <input checked="" type="checkbox"/> Active & Appealing <input type="checkbox"/> Respected & Responsible <input type="checkbox"/> Connected & Engaged <input type="checkbox"/> Unique & Creative	<b>ACTION</b> <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Resolution <input type="checkbox"/> Ordinance - Introduction <input type="checkbox"/> Ordinance - Adoption <input type="checkbox"/> Public Hearing
<b>DIVISION:</b> Click or tap here to enter text.		

**TITLE:**  
Approval of Land Use for "Parcel B" pursuant to the January 23, 2023, Development Agreement

**SUMMARY RECOMMENDATION:**  
Authorize the construction and operation of Bubba's 33 on Parcel B. (Administration) (Jay Simonton)

**STRATEGIC OUTCOME:**  
This item furthers City Council's strategic outcome of Active and Appealing.

**REPORT:**  
Ordinance No. O2022-054 approved a Property Sale, Option and Development Agreement (Development Agreement) between the City and Hardknocks, LLLP (now Spencrazi, LLC, or "Spencrazi") for the development of City-owned property, Parcel A and Parcel B, at the southwest corner of 4<sup>th</sup> Avenue and 16<sup>th</sup> Street are shown below.

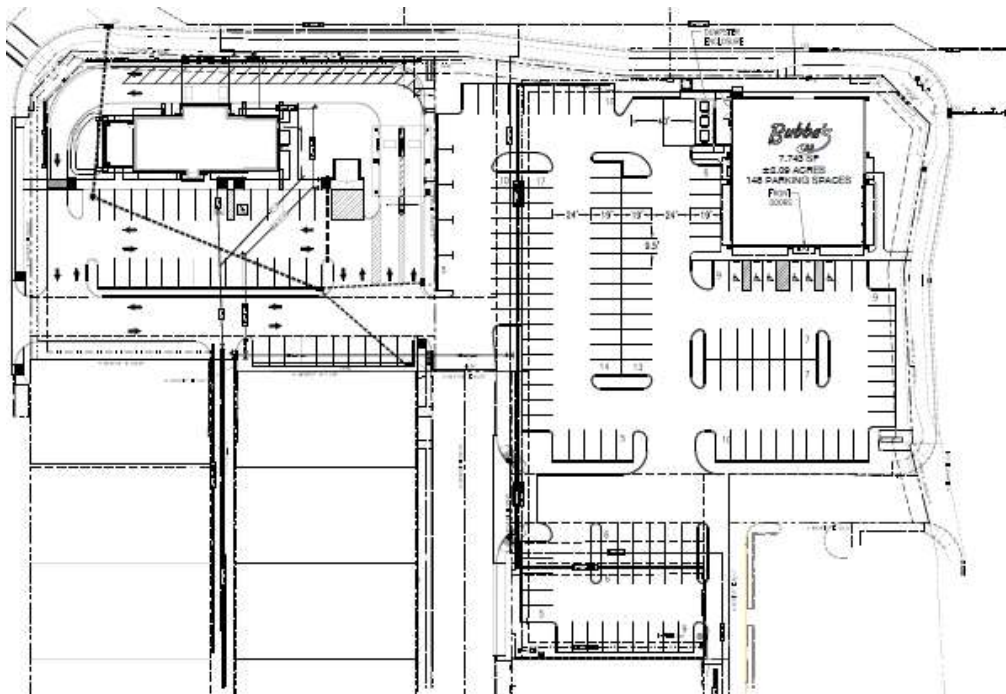


Under the Development Agreement, the City sold Parcel A to Spencrazi for the construction and operation of a new restaurant, Slim Chickens. The Development Agreement also grants Spencrazi an option to buy Parcel B within four years of the close of escrow on Parcel A but the City Council must approve “by motion . . . any use of Parcel B prior to the Close of Escrow of Parcel B.”

Hardknocks’ assignee, SpenCrazi L.L.C., seeks City Council approval to construct and operate Bubba’s 33, a new 7,743 square foot restaurant, on Parcel B in order to finalize a lease with Bubba’s 33 and submit building plans for approval.



**FRONT ELEVATION**



This motion approves the construction of a Bubba's 33 on Parcel B in accordance with the terms of the Development Agreement.

**FISCAL REQUIREMENTS:**

CITY FUNDS:	\$ 0.00	BUDGETED:	\$ 0.00
STATE FUNDS:	\$ 0.00	AVAILABLE TO TRANSFER:	\$ 0.00
FEDERAL FUNDS:	\$ 0.00	IN CONTINGENCY:	\$ 0.00
OTHER SOURCES:	\$ 0.00	FUNDING: ACCOUNT/FUND #/CIP	

TOTAL\$ 0.00

Click or tap here to enter funding - 11pt Arial		
To total; right click number & choose "Update Field"		

**FISCAL IMPACT STATEMENT:**

In addition to the sale price, the development of Parcel B will bring additional tax dollars to the City.

**ADDITIONAL INFORMATION:**

SUPPORTING DOCUMENTS NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT ARE ON FILE IN THE OFFICE OF THE CITY CLERK:

Proposed elevations and site plan for Bubba's 33, Development Agreement.

IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL?

- ☐ Department  
☒ City Clerk's Office  
☐ Document to be recorded  
☐ Document to be codified

Acting City Administrator: John D. Simonton	Date: 04/08/2024
Reviewed by City Attorney: Richard W. Files	Date: 04/05/2024