

**CA-d**

**Meeting Date:** August 9, 2021

**Subject:** RESOLUTION 21-53, A RESOLUTION GRANTING FINAL ACCEPTANCE OF THE PUBLIC IMPROVEMENTS FOR THE LONGS PEAK BUSINESS PARK AMENDED SITE PLAN

**Presenter:** Jennifer Krieger, ACIP, Community Development Director

**Background:** By Resolution No. 17-47, adopted on May 8, 2017, the City Council approved a Subdivision Agreement between the City and Longs Peak Business Center, LLC, which was recorded with the Weld County Clerk and Recorder on September 18, 2017, at Reception No. 4336020.

Resolution No. 17-32, adopted on May 8, 2017, granted probationary acceptance and authorized the release of eighty percent (80%) of the Improvement Guarantee. The required public improvements, as outlined in Exhibit B of the Subdivision Agreement, were installed and inspected by Jon Rabas, Public Works Manager.

**Recommended Action:** Staff is recommending approval of Resolution 21-53, finding the required public improvements for the Longs Peak Business Park Amended Site Plan were built per the approved plans and passed final inspection.

**RESOLUTION NO. 21-53**

**A RESOLUTION GRANTING FINAL ACCEPTANCE OF THE PUBLIC IMPROVEMENTS FOR THE LONGS PEAK BUSINESS PARK AMENDED SITE PLAN**

**WHEREAS**, by Resolution No. 17-47 adopted on September 11, 2017, the City Council approved a Subdivision Agreement between the City and Longs Peak Business Center, LLC (the “Subdivider”), which Agreement was recorded with the Weld County Clerk and Recorder on September 18, 2017 at Reception No. 4336020; and; and

**WHEREAS**, the Development Agreement requires the Subdivider to construct certain improvements for the Longs Peak Business Park Amended Site Plan, which improvements have been completed; and

**WHEREAS**, in accordance with Section 1.11 of the Development Agreement and Chapter 17, Article 15 of the Dacono Municipal Code, the Subdivider provided the City with an Improvement Guarantee in the amount of \$23,045.71; and

**WHEREAS**, by Resolution No. 19-55 adopted on June 10, 2019, the City Council granted probationary acceptance of the public improvements and authorized release of eighty percent (80%) of the Improvement Guarantee; and

**WHEREAS**, a final acceptance inspection of the public improvements has been conducted by the City and City staff has recommended the public improvements be granted final acceptance; and

**WHEREAS**, in accordance with Section 17-264(b) of the Dacono Municipal Code, the City Council by this resolution grants final acceptance of the public improvements.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DACONO, COLORADO:**

**Section 1.** Pursuant to Section 1.8 of the Subdivision Agreement between the City and Longs Peak Business Park, LLC and Section 17-264(b) of the Dacono Municipal Code, the City Council hereby grants final acceptance of the public improvements for the Longs Peak Business Park Amended Site Plan.

**Section 2.** Such public improvements are hereby deemed dedicated to the City and other serving utilities for the public use forever, the City Council accepts for ownership and maintenance those public improvements to be owned by the City, and the City Council authorizes release of the remaining Improvement Guarantee.

**INTRODUCED, READ, and ADOPTED** this 9<sup>th</sup> day of August, 2021.

CITY OF DACONO, COLORADO

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Joe Baker, Mayor

ATTEST:

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Valerie Taylor, City Clerk