

**CA-k**

**Meeting Date:** August 23, 2021

**Subject:** RESOLUTION 21-64, A RESOLUTION GRANTING FINAL ACCEPTANCE OF THE PUBLIC IMPROVEMENTS FOR SWEETGRASS FILING NO. 1 REPLAT E

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

**Background:** By Resolution No. 18-67 adopted on August 27, 2018, the City Council approved a Subdivision Agreement with Dacono Properties, LLC for Sweetgrass Filing No. 1 Replat E. Resolution No. 19-54 adopted on June 10, 2019, the City Council granted probationary acceptance of the public improvements. The City staff has conducted a final acceptance inspection of the public improvements recommends the public improvements be granted final acceptance,

**Recommended Action:** Staff is recommending approval of Resolution 21-64, finding the required public improvements for the Sweetgrass Filing No. 1 Replat E.

**RESOLUTION NO. 21-64**

**A RESOLUTION GRANTING FINAL ACCEPTANCE OF THE PUBLIC IMPROVEMENTS FOR SWEETGRASS FILING NO. 1 REPLAT E**

**WHEREAS**, by Resolution No. 18-67 adopted on August 27, 2018, the City Council approved a Subdivision Agreement between the City and Dacono Properties, LLC (the “Subdivider”) for Sweetgrass Filing No. 1 Replat E (the “Subdivision”), which Subdivision Agreement was recorded with the Weld County Clerk and Recorder on October 2, 2018 at Reception No. 4435651; and

**WHEREAS**, the Subdivision Agreement requires the Subdivider to construct certain improvements for the Subdivision; and

**WHEREAS**, in accordance with Section 1.11 of the Subdivision Agreement and Chapter 17, Article 15 of the Dacono Municipal Code, the Subdivider provided the City with a letter of credit in the amount of \$272,102; and

**WHEREAS**, by Resolution No. 19-54 adopted on June 10, 2019, the City Council granted probationary acceptance of the public improvements and authorized a reduction in the required 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**, the City Council desires by this resolution to grant final acceptance of the public improvements and authorize release of the Improvement Guarantee for the same in accordance with the Subdivision Agreement, as set forth herein.

**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 Dacono Properties, LLC for the Eagle Meadow Filing 2A subdivision and Section 17-264(b) of the Dacono Municipal Code, the City Council hereby grants final acceptance of the public improvements for Sweetgrass Filing No. 1 Replat E, and the same are deemed dedicated to the City and other serving utilities for the public use forever.

**Section 2.** The City Council hereby authorizes release of the Improvement Guarantee for Sweetgrass Filing No. 1 Replat E.

**INTRODUCED, READ, and ADOPTED** this 23<sup>rd</sup> day of August, 2021.

CITY OF DACONO, COLORADO

---

Joe Baker, Mayor

ATTEST:

---

Valerie Taylor, City Clerk