

**RESOLUTION 2021-14**

**A RESOLUTION OF THE FRUITA CITY COUNCIL APPROVING THE FINAL RELEASE OF THE SUBDIVISION IMPROVEMENTS AGREEMENT FOR THE BRANDON ESTATES FILING 3, PHASE 2C SUBDIVISION.**

**WHEREAS**, the developer of Brandon Estates Filing 3, Phase 2C Subdivision entered into a subdivision improvements agreement recorded in the records of the Mesa County Clerk and Recorder at Reception # 2859824 to guarantee that required improvements would be completed within a certain time period, and

**WHEREAS**, the City Council approved the 1<sup>st</sup> Release of the SIA by Resolution 2019-18 which started the two-year warranty period for the subdivision improvements, and

**WHEREAS**, the warranty period has expired and the developer has requested the Final Release of the SIA, and

**WHEREAS**, improvements required by the subdivision improvements agreement for the Brandon Estates Filing 3, Phase 2C Subdivision have been inspected and have been sufficiently completed to allow the Final Release of the SIA, and

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

**THAT** the required subdivision improvements for the Brandon Estates Filing 3, Phase 2C Subdivision are approved for the Final Release of the Subdivision Improvements Agreement and the 10% of the total cost of improvements for the performance guarantee is hereby released.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRUITA, COLORADO THIS 18<sup>th</sup> DAY OF MAY 2021.**

ATTEST:

City of Fruita

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Margaret Sell, City Clerk

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Joel Kincaid, Mayor