

RESOLUTION NO. 107-25

A RESOLUTION ACCEPTING THE INFRASTRUCTURE
IMPROVEMENTS FOR LAKE VIEW ESTATES

WHEREAS, the City of Dyersville, Iowa (“City”) and the Developer entered into a Residential Development Agreement dated April 1, 2024 (the “Agreement”) for the construction of public infrastructure improvements to serve Lake View Estates; and,

WHEREAS, under the Agreement, the Developer employed a state-certified Professional Engineer to design and supervise all work related to the Infrastructure Improvements, and the Developer agrees to construct the improvements following the plans and specifications approved by the city under the supervision of the Developer’s Engineer; and,

WHEREAS, upon completion, the Developer’s Engineer has certified the substantial compliance with said plans, and a complete set of as-built drawings has been provided, which must be received before the final acceptance of this Project; and,

WHEREAS, City staff report that the infrastructure improvements identified in the Agreement have been completed in accordance with the plans and specifications approved by the City, the engineer’s certification has been received, and the required as-built drawings are on file with the City; and,

WHEREAS, the Agreement provides that the Developer agrees to maintain the infrastructure improvements for two (2) years from the date the City accepts them, except as otherwise provided in the Agreement; and,

WHEREAS, streets within the Project shall not become public streets until the provisions of the Agreement are complied with and the City of Dyersville, Iowa accepts the streets; and,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DYERSVILLE, IOWA:

Section 1. *Final Acceptance.* The City of Dyersville hereby accepts the infrastructure improvements constructed pursuant to the Agreement for Lake View Estates as of the date of this Resolution. From and after this date, such improvements—including, as applicable, the streets as platted—are placed into public use and hereby added to the municipal systems.

Section 2. *Commencement of Two-Year Maintenance Period.* Pursuant to the Agreement, the two (2) year maintenance period for the infrastructure improvements shall commence as of the date of final acceptance outlined in Section 1 of this Resolution, except as otherwise provided in the Agreement.

Section 3. The city administrator or his designee is authorized and directed to take further administrative steps to carry out this Resolution and the Agreement, including retaining the engineer's certification and as-built drawings in the city's records.

PASSED, APPROVED, AND ADOPTED this 2nd day of September, 2025.

CITY OF DYERSVILLE, IOWA

Jeff Jacque, Mayor

ATTEST:

Tricia L. Maiers, City Clerk