



**FRUITA**  
COLORADO

## AGENDA ITEM COVER SHEET

---

**TO:** FRUITA CITY COUNCIL

**FROM:** PLANNING & DEVELOPMENT

**DATE:** DECEMBER 21, 2021

**AGENDA TEXT:** RESOLUTION 2021-44, A RESOLUTION OF THE FRUITA CITY COUNCIL APPROVING THE FINAL RELEASE OF THE SUBDIVISION IMPROVEMENTS AGREEMENT FOR THE OAK CREEK ESTATES SUBDIVISION

---

### BACKGROUND

This is a request for approval for a Final Release of the Subdivision Improvements Agreement (SIA) for the Oak Creek Estates Subdivision. The City Council approved the SIA on July 2, 2019 and approved the 1<sup>st</sup> Release of the SIA on December 3, 2019. The 1<sup>st</sup> Release began the 2-year warrantee period for all the public improvements that were then the city's responsibility for maintenance. Staff have inspected the public improvements and find them to be free from defects in materials and workmanship and authorize the final release of the 2-year warrantee.

### FISCAL IMPACT

There are no additional fiscal impacts associated with the final release. The city took ownership of the public improvements (sewer, streets, and sidewalks) at the beginning of the 1<sup>st</sup> release which took place on December 3, 2019.

### APPLICABILITY TO CITY GOALS AND OBJECTIVES

The process of approving and releasing Subdivision Improvements Agreements helps ensure that the City's goal of requiring development to pay its own way is met and that residents and taxpayers of the City are not subsidizing growth.

### OPTIONS AVAILABLE TO THE COUNCIL

1. Adopt Resolution 2021-44
2. Direct Staff to research any area of the improvements on which the Council has concerns or questions.

### RECOMMENDATION

Staff recommends that the City Council by motion:

**ADOPT RESOLUTION 2021-44, APPROVING THE FINAL RELEASE OF THE  
SUBDIVISION IMPROVEMENTS AGREEMENT FOR THE OAK CREEK ESTATES  
SUBDIVISION.**