



Date: 9-23-2024

To: Mayor Kudron and the Trustees

From: Kim White, Community Development Director

RE: Consideration of Resolution 59-2024, an Amendment to the Annexation Agreement of the Genette Simpkins RLT for the Love Parcel

**Purpose:**

To amend Section 9(a)(4) of the Love Parcel Annexation Agreement between Genette Simpkins RLT and the Town of Grand Lake to extend the deadline to have all improvements completed by October 15, 2025.

**Background:**

The Town entered into an Annexation Agreement for certain property owned by Genette Simpkins RLT "Owner" for the Love Parcel "Annexation Agreement" on July 19, 2023 for property more particularly described on Exhibit A, "Property"(attached). In Section 9(a)(4) of the Annexation Agreement sets forth additional obligations of both the Town and the Owner to construct certain improvements (collectively the "Improvements") and dates by which such improvements are to be completed by each responsible party.

Due to a variety of conditions beyond the control of the Town or the Owner, including, but not limited to a short construction season, difficulty in responses to the bid for construction, and other considerations, the Improvements have not or will not be completed in accordance with the terms of the Annexation Agreement. The Annexation Agreement permits the deadlines for each party or respective task to be extended by written agreement of the Parties. The Town and the Owner agree it is in the best interest of each party to amend Section 9(a)(4) of the Annexation Agreement to extend the deadline to have all improvements completed by October 15, 2025.

**Suggested Action:**

I move to approve Resolution 59-2024, an Amendment to the Annexation Agreement of the Genette Simpkins RLT for the Love Parcel