

**TOWN OF GRAND LAKE  
BOARD OF TRUSTEES  
RESOLUTION NO. 59 – 2024**

**A RESOLUTION AUTHORIZING AN AMENDMENT TO THE ANNEXATION  
AGREEMENT OF THE GENETTE SIMPKINS RLT FOR THE LOVE PARCEL**

**WHEREAS**, the Board of Trustees (the “Board”) of the Town of Grand Lake, Colorado, pursuant to Colorado statute, is vested with the authority of administering the affairs of the Town of Grand Lake, Colorado (the “Town”); and

**WHEREAS**, the Town entered into an Annexation Agreement for certain property owned by Genette Simpkins RLT (the “Owner”) for the Love Parcel (the “Annexation Agreement”) on July 19, 2023 for certain property more particularly described on Exhibit A, attached hereto and incorporated herein (the “Property”); and

**WHEREAS**, Section 9(a)(4) of the Annexation Agreement sets forth, *inter alia*, 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; and

**WHEREAS**, 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; and

**WHEREAS**, Section 9(a)(4)(vi) permits the deadlines for each party or respective task to be extended by written agreement of the Parties; and

**WHEREAS**, 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.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO AS FOLLOWS:**

1. The Board of Trustees hereby approve the Amended Annexation Agreement attached hereto as Exhibit B and incorporated herein.
2. The Mayor or his designee is hereby authorized and directed to the Amended Annexation Agreement attached hereto as Exhibit B and incorporated herein.
3. Severability: If any Article, Section, paragraph, sentence, clause, or phrase of this Resolution is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution. The Planning Commission declares that it would have passed this Resolution and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

4. Repeal: Existing resolutions or parts of resolutions covering the same matters as embraced in this Resolution are hereby repealed and all resolutions or parts of resolutions inconsistent with the provisions of this Resolution are hereby repealed.

**DULY MOVED, SECONDED, AND APPROVED BY THE BOARD OF TRUSTEES OF  
THE TOWN OF GRAND LAKE, COLORADO, THIS 23<sup>RD</sup> DAY OF SEPTEMBER, 2024.**

( S E A L )

Votes Approving:     —  
Votes Opposed:       —  
Absent:                 —  
Abstained:             —

ATTEST:

TOWN OF GRAND LAKE

---

Alayna Carrell  
Town Clerk

---

Steve Kudron, Mayor