

**TOWN OF MINTURN, COLORADO
RESOLUTION NO. 29 – SERIES 2024**

**A RESOLUTION RESCINDING A COST SHARE
AGREEMENT FOR THE CONSTRUCTION OF A
STORMWATER SEWER IMPROVEMENT BETWEEN
MINERS BASE CAMP AND THE TOWN OF MINTURN,
COLORADO**

WHEREAS, on March 16, 2022 as part of the Belden Place PUD Final Development Plan and Final Subdivision Plat approvals the Town approved a Cost Share Agreement related to stormwater improvements; and

WHEREAS, the Cost Share Agreement was approved by Resolution No. 10, Series 2022.

WHEREAS, Miner's Base Camp, LLC filed litigation against the Town challenging, in part, elements of the approval of the PUD, Final Plat, and the Subdivision Improvement Agreement; and

WHEREAS, the parties entered into a Settlement Agreement approved by Resolution No. 32, Series 2023; and

WHEREAS, the Settlement Agreement provides that if various approvals are granted for the Miner's Base Camp property that the Cost Share Agreement shall be voided; and

WHEREAS, the approvals identified in the Settlement Agreement have been approved; and

WHEREAS, The Town Council hereby rescinds its approval of Resolution 10 – Series 2022 and the Cost Share Agreement.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF
THE TOWN OF MINTURN, COLORADO:**

1. The foregoing recitals are hereby incorporated as if set forth in full.
2. The Minturn Town Council hereby rescinds its approval of Resolution 10 – Series 2022 and the Cost Share Agreement.

**INTRODUCED, READ, APPROVED, ADOPTED AND RESOLVED this 19th day
of June, 2024.**

TOWN OF MINTURN

By: _____
Earle Bidez, Mayor

ATTEST:

Jay Brunvand, Town Clerk