

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 12 - R - 2003**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, GRANTING
CONDITIONAL ACCEPTANCE OF STREETS, SIDEWALKS, WATER, SEWER
AND DRAINAGE IMPROVEMENTS CONSTRUCTED IN PHASE 1 OF THE
MARGIL FARMS 2ND FILING, EFFECTIVE JULY 14, 2003.**

WHEREAS, Larry Buckendorf, Willowbrook Development, LLC, 3080 West 29th Street, Greeley, CO 80631 hereinafter known as the "Developer" has completed construction of certain public improvements within the First Phase of the Margil 2nd Filing in the Town of Mead; and

WHEREAS, the improvements are subject to a warranty period of two years following the conditional acceptance of the improvements; and

WHEREAS, Developer has requested conditional acceptance of said public improvements by the Board of Trustees of the Town of Mead and have in place the proper letters of credit as surety for the improvements; and

WHEREAS, the Town Engineer has reviewed the construction of the streets, sidewalks, water, sewer and drainage improvements and found said public improvements to be constructed and installed in substantial conformance with the Town's construction standards and to be in good repair following the construction; and

WHEREAS, it is the expressed intent of the Board of Trustees to give "conditional acceptance" of the public improvements constructed by Larry Buckendorf, Willowbrook Development, LLC, 3080 West 29th Street, Greeley, CO 80631 in accordance with the "Margil Farms Second Filing Memorandum of Agreement for Public Improvements" dated March 25, 2003;

**BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF MEAD,
COLORADO, AS FOLLOWS:**

Section 1. Conditional Acceptance of Public Improvements. The Board of Trustees on behalf of the Town of Mead, hereby grants "conditional acceptance" of the public improvements constructed by the Developer in the First Phase of the Margil Farms 2nd Filing subdivision including but not limited to the streets, sidewalks, water, sewer and drainage improvements in, on or adjacent to WCR 38 and portions of Margil Road, Whetstone Way, Settler Ridge Drive and Tincup Lane for the purpose for which they were constructed and installed and orders the commencement of the two year warranty period beginning July 14, 2003.

Section 2. Effective Date. This Resolution is to become effective as provided by law..

Section 3. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town Board hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases be declared invalid.

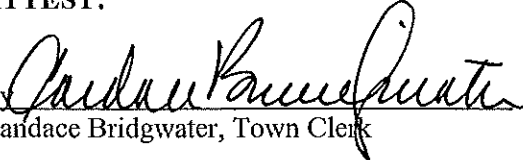
Section 4. Repealer. All ordinances or resolutions and motions of the Board of Trustees of the Town of Mead or parts thereof, in conflict with this ordinance are to the extent of such conflict hereby superseded and repealed, provided that such repealer shall not repeal the repealer clauses of such

ordinance, resolution or motion, no revive any ordinance, resolution or motion thereby.

INTRODUCED, READ, PASSED, ADOPTED THIS 14th DAY OF July, 2003.

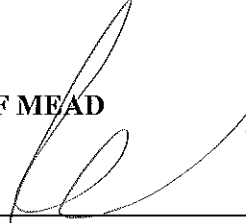
ATTEST:

By


Candace Bridgwater, Town Clerk

TOWN OF MEAD

By


Richard E. Kraemer, Mayor