# AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

**Agenda Item:** Release of Development Improvements Agreement and

**Action Requested:** Board of County Commissioners' Signature

**Parties to the Agreement:**

**Term Begins:** **Term Ends:** **Grant Contract #:**

**Summary:**

Attached please find the Release of Development Improvements Agreement and Addendums Thereto for Horse River Ranch, Tract A. The requisite improvements have been completed and security has been returned.

**Fiscal Impact:** 0

**Submitted by:** Office of the County Attorney **Submitter's Email Address:** rmagruder@gunnisoncounty.org

**Finance Review:** ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

**County Attorney Review:** ◉ Required ○ Not Required

Comments:

Reveiwed by: Discharge Date: 6/29/2018 Certificate of Insurance Required Yes ○ No ◉

**County Manager Review:**

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 6/29/2018

◉ Consent Agenda ○ Regular Agenda ○ Worksession Time Allotted: 0

Agenda Date: 7/3/2018

*Revised April 2015*

RELEASE OF DEVELOPMENT IMPROVEMENTS AGREEMENT

AND ADDENDUMS THERETO FOR HORSE RIVER RANCH, TRACT A

WHEREAS, a Development Improvements Agreement was entered into on September 1, 2015 by and between the Board of County Commissioners of the County of Gunnison, Colorado and Horse River, L.L.C., a Maryland limited liability company ("Developer"), which was recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 17, 2015, bearing Reception No: 635499; and

WHEREAS, an Addendum to the Development Improvements Agreement for Horse River Ranch, Tract A was entered into on January 10, 2017 which was recorded in the records of the Office of the Clerk and Recorder of Gunnison County on January 11, 2017, bearing Reception No: 644310 and a Second Addendum to the Development Improvements Agreement was entered into on November 7, 2017 which was recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on November 8, 2017, bearing Reception No: 650180 (collectively "Addendums"); and

WHEREAS, all conditions of the Development Improvements Agreement and Addendums thereto have been met and fully satisfied; and

WHEREAS, all funds that had been retained for security have been fully released to Developer; and

NOW THEREFORE, the Board of County Commissioners of the County of Gunnison, Colorado shall and hereby does fully release the following:

1. Development Improvements Agreement recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 17, 2015, bearing Reception No: 635499; and

2. Addendum to the Development Improvements Agreement for Horse River Ranch, Tract A recorded in the records of the Office of the Clerk and Recorder of Gunnison County on January 11, 2017, bearing Reception No: 644310; and

3. Second Addendum to the Development Improvements Agreement recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on November 8, 2017, bearing Reception No: 650180.

APPROVED this 3rd day of July, 2018.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By: _____
Phil Chamberland, Chairperson

ATTEST:

By: _____
Deputy County Clerk