

RESOLUTION NO. 02-79

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING PUBLIC IMPROVEMENTS FOR TRACT 2223-2 (SUB-PHASE 1) -
BELLA VISTA ESTATES, LLC - CONSTRUCTED PURSUANT TO THE SUBDIVISION
IMPROVEMENT AGREEMENT, AUTHORIZING PARTIAL RELEASE OF THE PAYMENT AND
PERFORMANCE BONDS, AND AUTHORIZING RELEASE OF MAINTENANCE SECURITIES ONE
YEAR FROM DATE OF ACCEPTANCE OF PUBLIC IMPROVEMENTS

WHEREAS, Tract 2223-2 was accepted on September 5, 2000, through Resolution 00-184, for recordation, and a Subdivision Improvement Agreement was entered into; and

WHEREAS, A sub-phasing plan was approved on April 23, 2002, through Resolution 02-026; and

WHEREAS, all public improvements required as Conditions of Approval for this sub phase of the subdivision have been constructed in compliance with the improvement plans and all applicable City Standards, and the City Engineer has certified to the Council the completion of such public improvements; and

WHEREAS, The Subdivider had constructed the following street in accordance with the Subdivision improvement agreement and in compliance with the improvement plans and all applicable City standards:

<u>STREET NAME</u>	<u>FROM</u>	<u>TO</u>	<u>MILES</u>
Mesa Road	e/o Cielo CT. (pvt.)	190 ft. w/o Apion Way	0.10
Bella Vista Court	380 ft. s/o Mesa Rd	335 ft. n/o Mesa Rd	0.12

WHEREAS, Subdivider has requested that the City accept said public improvements and authorize the release of improvement securities furnished by Subdivider pursuant to the terms and conditions of the Subdivision Improvement Agreement.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the public improvements constructed as required for the subdivision of Tract 2223-2 sub-phase 1 be accepted into the City's maintenance system upon the release of maintenance securities, and the City shall then assume responsibility for their future maintenance and repair.

SECTION 2. That upon receipt of a maintenance bond in the amount of \$75,285.00, the payment and performance bonds guaranteeing construction of these public improvements may be reduced by \$752,848.00 and \$376,424.00, respectively.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 7th day of May 2002 by the following vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk