

RESOLUTION NO. _____ (2021 SERIES)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN LUIS OBISPO, CALIFORNIA, ACCEPTING THE COMPLETED PUBLIC IMPROVEMENTS OF TRACT 3096; CERTIFYING THE COMPLETED PRIVATE SUBDIVISION IMPROVEMENTS OF TRACT 3096; RELEASING THE SECURITIES FOR THE COMPLETED PORTIONS OF TRACT 3096; AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO ACCEPT THE REMAINING IMPROVEMENTS AND TO RELEASE THE REMAINING SECURITIES ONCE ALL THE IMPROVEMENTS ARE DEEMED COMPLETE

WHEREAS, the City Council approved the Tentative Map for Tract 3096 by Resolution No. 10822 (2017 Series); and

WHEREAS, the City Council approved a supplemental Final Environmental Impact Report for Tract 3096 by Resolution No. 10927 (2018 Series); and

WHEREAS, the City Council approved a Development Agreement with the subdivider by Ordinance No. 1649 (2018 Series); and

WHEREAS, the City Council approved the final map for Tract 3096 per Resolution No. 10961 (2018 Series); and

WHEREAS, the subdivider has satisfactorily completed a portion of the public improvements in accordance with City standards, specifications and the approved plans, and has requested that the City accept these public improvements for maintenance and operation by the City; and

WHEREAS, the subdivider has satisfactorily completed a portion of the private improvements in accordance with City standards, specifications and the approved plans, and has requested that the City certify completion of these private improvements; and

WHEREAS, the subdivider has on file the appropriate securities to guarantee the completion of the remaining subdivision improvements as shown on the approved plans.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of San Luis Obispo as follows:

SECTION 1. The City Council hereby accepts a portion of the public improvements for Tract 3096, specifically, the water distribution network, the sewer collection system, and the recycled water distribution system within the Tract boundary.

SECTION 2. The City Council hereby certifies completion of a portion of the required private subdivision improvements within the Tract 3096 boundary.

SECTION 3. The Faithful Performance securities guaranteeing completion of the on-site and off-site improvements may be reduced with the approval of the Director of Public Works upon submittal of the following items:

1. Progress record drawings for the completed improvements; and
2. Certification by the Engineer of Record for the completion of the public improvements.

SECTION 4. The corresponding Labor & Materials security may be released after 90 days from the date of acceptance of the improvements in accordance with Section 66499.7(h) of the California Government Code.

SECTION 5. The Director of Public Works is hereby authorized to accept the remaining improvements and to release the remaining securities on behalf of the City Council once the work is completed to the City's satisfaction.

SECTION 6. The security guaranteeing the workmanship and materials may be released by the Director of Public Works upon the successful completion of the 12-month warranty time period from the date of acceptance of the improvements.

Upon motion of Council Member _____, seconded by Council Member _____, and on the following roll call vote:

AYES:

NOES:

ABSENT:

The foregoing resolution was adopted this _____ day of _____ 2021.

Mayor Heidi Harmon

ATTEST:

Teresa Purrington
City Clerk

APPROVED AS TO FORM:

J. Christine Dietrick
City Attorney

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of San Luis Obispo, California, on _____.

Teresa Purrington
City Clerk

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