



## PUBLIC HEARING AGENDA ITEM

<b>DATE OF PUBLIC HEARING:</b> December 5, 2017
<b>SUBJECT:</b> Subdivision Improvements Agreement with Vladimir Elizondo and Anselmo Rodriguez
<b>FROM:</b> Kristin Sullivan, Director, Community and Economic Development Department
<b>AGENCY/DEPARTMENT:</b> Community and Economic Development
<b>HEARD AT STUDY SESSION ON:</b> N/A
<b>AUTHORIZATION TO MOVE FORWARD:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO
<b>RECOMMENDED ACTION:</b> The Board of County Commissioners approves the Subdivision Improvements Agreement with Vladimir Elizondo and Anselmo Rodriguez for the development of the Hayesmount Estates Subdivision.

### **BACKGROUND:**

The applicants, Vladimir Elizondo and Anselmo Rodriguez, are requesting to enter into a Subdivision Improvements Agreement (SIA) for the Hayesmount Estates subdivision. Exhibit B of the Subdivision Improvements Agreement describes the required improvements for development of the subdivision. The Board of County Commissioners (BOCC) approved the final plat for the Hayesmount Estates subdivision on October 1, 2007. However, no SIA was approved with the subdivision, and the subdivision was never constructed. The subdivision was approved for 22 lots on approximately 36.3 acres in the Residential Estate zone district.

The subject request is consistent with the requirement for approval for SIAs. In addition, staff reviewed the SIA and determined the document and exhibits conform to the requirements outlined in Section 5-02-04 of the County's Development Standards and Regulations. This section outlines the manner and timing of the completion of all subdivision improvements and the responsibility for payment of the costs of all the subdivision improvements. The Department of Community and Economic Development has also reviewed construction documents associated with the subdivision. Final approval of the construction documents is contingent upon approval of the SIA.

As a requirement of the Subdivision Improvements Agreement, the Developer will furnish to the County a performance bond, releasable only by the County, to guarantee compliance with this Agreement. The collateral will be in the amount of four hundred and sixty nine thousand, three hundred sixty three dollars and twelve cents (\$469,363.12).

**AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:**

Community and Economic Development, Public Works Department, County Attorney, Finance Department

**ATTACHED DOCUMENTS:**

Subdivision Improvements Agreement

Resolution Approving the Subdivision Improvements Agreement

**FISCAL IMPACT:**

Please check if there is no fiscal impact ☒. If there is fiscal impact, please fully complete the section below.

**Fund:** NA**Cost Center:** NA

	<b>Object Account</b>	<b>Subledger</b>	<b>Amount</b>
Current Budgeted Revenue:			
Additional Revenue not included in Current Budget:			
<b>Total Revenues:</b>			

	<b>Object Account</b>	<b>Subledger</b>	<b>Amount</b>
Current Budgeted Operating Expenditure:			
Add'l Operating Expenditure not included in Current Budget:			
Current Budgeted Capital Expenditure:			
Add'l Capital Expenditure not included in Current Budget:			
<b>Total Expenditures:</b>			

**New FTEs requested:** ☐ YES ☒ NO

**Future Amendment Needed:** ☐ YES ☒ NO

**Additional Note:**