

RESOLUTION NO. 2019-229

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE
CREDIT REIMBURSEMENT AGREEMENT WITH TAYLOR MORRISON OF
CALIFORNIA, LLC (CONTRACT NO. C-19-196) FOR PRIVATELY CONSTRUCTED
PUBLIC FACILITIES REQUIRED AS A CONDITION OF APPROVAL FOR THE FINAL
MAP FOR SUBDIVISION NO. 03-481.08, MADEIRA EAST VILLAGE 8, WHICH
FACILITIES ARE INCLUDED IN THE ELK GROVE ROADWAY FEE PROGRAM**

WHEREAS, Elk Grove Municipal Code Section 16.95.070 provides for reimbursement to developers for the private construction of any facilities designated in the Roadway Fee Program subject to entering into a reimbursement agreement with the City of Elk Grove; and

WHEREAS, on May 22, 2019, the City Council approved a Credit Reimbursement Agreement (the "Agreement") with Taylor Morrison of California, LLC (the "Developer") to construct a segment of Whitelock Parkway which was required as a Condition of Approval for the Madeira East Village 8 subdivision (the "Development"), and which is included in the Roadway Fee Program; and

WHEREAS, after approval of the Agreement on May 22, 2019, the City requested a modification to median improvements on Whitelock Parkway, which is an eligible Roadway facility but was not included in the original Agreement because it was not foreseen to be a required improvement at the time; and

WHEREAS, Developer is requesting an amendment be made to the Agreement to include the modified facilities, as well as an amendment to language in Section 4.1 of the Agreement to clarify the credit reimbursement process.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute an amendment to the Credit Reimbursement Agreement with Taylor Morrison of California, LLC, in substantially the form presented, to include additional required Roadway-eligible facilities and to clarify language in Section 4.1 describing the credit reimbursement process.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 23rd day of October 2019.

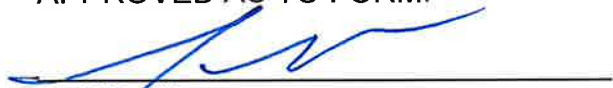


STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:


JONATHAN P. HOBBS,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2019-229**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)

I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on October 23, 2019 by the following vote:

AYES: COUNCILMEMBERS: *Ly, Hume, Detrick, Suen*

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *Nguyen*



**Jason Lindgren, City Clerk
City of Elk Grove, California**