

City of Colfax

City Council

Resolution № 17-2022

AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE
SUBDIVISION IMPROVEMENT AGREEMENT WITH COLFAX HOSPITALITY PARTNERS LLC, FOR
THE BEST WESTERN HOTEL PROJECT

WHEREAS, on June 13, 2018, the City Council adopted Resolution 43-2018 whereby, it approved a mitigated negative declaration and design review DRP-2017-03 for a Best Western Hotel on South Auburn Street in the City (the "Project"); and,

WHEREAS, the conditions of Project approval require the Project developer and owner, Colfax Hospitality Partners, LLC, to install various public and private Project improvements prior to issuance of a Project certificate of occupancy; and,

WHEREAS, on December 17, 2021, the City Council authorized the City Manager to execute a Subdivision Improvement Agreement that allowed the City to issue a certificate of occupancy for the Best Western Hotel in exchange for the Hotel Owner's agreement to complete all project improvements no later than June 17, 2022, and the Owner's deposit of a valid check in the amount of \$113,920.00 to secure completion of the Project improvements; and,

WHEREAS, circumstances have changed since December 17, 2021, such that Owner will not be able to complete all Project Improvements by June 17, 2022, and has requested, and City staff has recommended, a three-month extension to September 17, 2022, to complete all required project improvements; and,

WHEREAS, the City Council finds and determines that execution of an amendment to the subdivision improvement agreement in the form presented to Council and the deposit of security in the form and amount required by that amendment will adequately protect the City and is in the City's best interests.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Colfax authorizes the City Manager to execute in the name of the City a First Amendment to Subdivision Improvement Agreement with Colfax Hospitality Partners, LLC, in the form presented to Council for approval and attached to this Resolution.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED at a regular meeting of the City Council of the City of Colfax held on the 8th of June 2022 by the following vote of the Council:

AYES: Lomen, Ackerman, Fatula, Burruss

NOES:

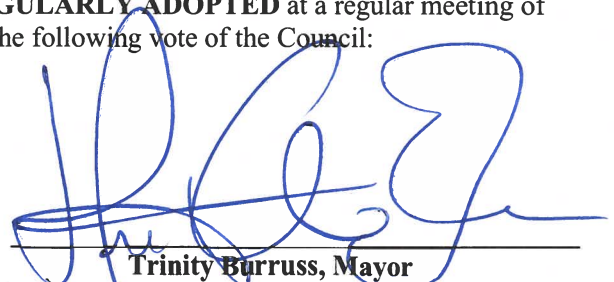
ABSTAIN:

ABSENT: Mendoza

ATTEST:



Marguerite Bailey City Clerk



Trinity Burruss, Mayor