

**Town of Erie  
Resolution No. 21-140**

**A Resolution of the Board of Trustees of the Town of Erie  
Approving the First Amendment to the Morgan Hill Filing 2  
Development Agreement**

**Whereas**, on November 17, 2020, CDG Morgan Hill, Inc. ("Developer") and the Town entered into a Development Agreement; and

**Whereas**, the Town and Developer wish to amend the Agreement by the addition of a new Section 6.A. which would allow the Morgan Hill Filing 2 development to be constructed in three phases, and the addition of an updated Exhibit C (phasing map).

**Now Therefore be it Resolved by the Board of Trustees of the Town of Erie, Colorado, that:**

**Section 1.** The First Amendment to the Morgan Hill Filing 2 Development Agreement is hereby approved in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Mayor is authorized to execute the First Amendment on behalf of the Town.

**Adopted this 12<sup>th</sup> day of October, 2021.**

\_\_\_\_\_  
Jennifer Carroll, Mayor

**Attest:**

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Heidi Leatherwood, Town Clerk