

RESOLUTION NO. 19-_____

**A RESOLUTION OF THE TOWN OF ERIE
URBAN RENEWAL AUTHORITY APPROVING THE FIFTH AMENDMENT
TO THE DISPOSITION AND DEVELOPMENT AGREEMENT, NINE MILE
PROJECT**

WHEREAS, the Town of Erie Urban Renewal Authority (the “Authority”), along with the Town of Erie (“Town”) entered into that certain Disposition and Development Agreement, dated March 22, 2016 (the “Agreement”), pursuant to which the Developer agreed to acquire and develop certain real property located in the Town of Erie, Colorado, as more particularly described in the Agreement; and

WHEREAS, the Authority, Erie and the Developer entered into that certain First Amendment to the Disposition and Development Agreement dated December 13, 2016 (“First Amendment”);

WHEREAS, the Authority, Erie and the Developer entered into that certain Second Amendment to the Disposition and Development Agreement dated May 1, 2017 (“Second Amendment”);

WHEREAS, the Authority, Erie and the Developer entered into that certain Third Amendment to the Disposition and Development Agreement dated December 12th, 2017 (“Third Amendment”);

WHEREAS, the Authority, Erie and the Developer entered into that certain Fourth Amendment to the Disposition and Development Agreement dated May 8th, 2018 (“Fourth Amendment”);

WHEREAS, Erie and the Developer desire to further amend the Agreement pursuant to the terms of this Fifth Amendment;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE
TOWN OF ERIE URBAN RENEWAL AUTHORITY:**

Section 1. The foregoing Recitals are incorporated herein by this reference.

Section 2. The Fifth Amendment to the Agreement, attached hereto, is hereby approved.

Section 3. This Resolution shall be effective upon approval of the Authority.

INTRODUCED, READ and ADOPTED this 12th day of August, 2019.

TOWN OF ERIE URBAN RENEWAL
AUTHORITY

BY: _____
Chair

ATTEST:

Authority Clerk

BY: _