

**TOWN OF ERIE URBAN RENEWAL AUTHORITY
RESOLUTION NO. 17-____**

A RESOLUTION AUTHORIZING THE TOWN OF ERIE URBAN RENEWAL AUTHORITY TO ENTER INTO A SECOND AMENDMENT TO DISPOSITION AND DEVELOPMENT AGREEMENT WITH THE TOWN OF ERIE AND EVERGREEN-287 & ARAPAHOE, L.L.C.; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OF ERIE URBAN RENEWAL AUTHORITY OFFICERS TO SIGN SAID SECOND AMENDMENT; AND, SETTING FORTH DETAILS IN RELATION THERETO.

WHEREAS, the Town of Erie Urban Renewal Authority, the Town of Erie, Colorado, and Evergreen-287 & Arapahoe, LLC previously entered into a Disposition and Development Agreement, dated March 22, 2016 (the "DDA"); and

WHEREAS, the Town of Erie Urban Renewal Authority, the Town of Erie, Colorado, and Evergreen-287 & Arapahoe, LLC previously entered into a First Amendment to the Disposition and Development Agreement, on December 13, 2016; and

WHEREAS, the Commissioners of the Town of Erie Urban Renewal Authority believe it is in the best interest of the Town of Erie Urban Renewal Authority to now approve a second amendment to the DDA.

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

Section 1. That the Second Amendment to the Disposition and Development Agreement by and among the Town of Erie Urban Renewal Authority, the Town of Erie and Evergreen-287 & Arapahoe, LLC (the "Second Amendment"), a copy of which is attached hereto and incorporated herein by reference, is found to be a reasonable, acceptable and necessary amendment to the DDA.

Section 2. That the Town of Erie Urban Renewal Authority be and is hereby authorized and directed to enter into the Second Amendment, and the appropriate Town of Erie Urban Renewal Authority officers are hereby authorized and directed to sign and bind the Town of Erie Urban Renewal Authority to said Second Amendment.

Section 3. That entering into the Second Amendment is found to be in the best interest of the Town of Erie Urban Renewal Authority.

ADOPTED AND APPROVED THIS 9TH DAY OF MAY, 2017, BY THE TOWN OF ERIE URBAN RENEWAL AUTHORITY.

Town of Erie Urban Renewal Authority,
a body corporate and politic

By: _____
Tina Harris, Chairperson

ATTEST:

By: _____
Nancy Parker, Secretary

EXHIBIT A