

**TOWN OF ERIE
RESOLUTION NO. 20-__**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF ERIE APPROVING THE SEVENTH AMENDMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT WITH EVERGREEN-287 & ARAPAHOE, LLC AND THE TOWN OF ERIE URBAN RENEWAL AUTHORITY FOR THE NINE MILE CORNER DEVELOPMENT

WHEREAS, the Town, Evergreen-287 & Arapahoe LLC and Town of Erie Urban Renewal Authority entered into a Disposition and Development Agreement for the Nine Mile Corner development dated March 22, 2016 (the "DDA"), which DDA was subsequently amended on December 13, 2016, May 1, 2017, December 12, 2017, May 8, 2018, August 13, 2019 and October 22, 2019;

WHEREAS, the parties wish to further amend the DDA; and

WHEREAS, the Board of Trustees finds that it is in the best interest of the Town and the public health, safety and welfare to approve the Seventh Amendment to the Disposition and Development Agreement for the Nine Mile Corner development.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, COLORADO, THAT:

Section 1. The Seventh Amendment to the Disposition and Development Agreement by and among the Town, Evergreen-287 & Arapahoe, LLC and the Town of Erie Urban Renewal Authority 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 Development Agreement on behalf of the Town.

ADOPTED this 12th day of May, 2020.

Jennifer Carroll, Mayor

ATTEST:

Heidi Leatherwood, Town Clerk