

**CITY OF LAKE ELMO
WASHINGTON COUNTY
STATE OF MINNESOTA**

RESOLUTION NO. 2018-041

*A RESOLUTION APPROVING FIRST AMENDMENT TO DEVELOPMENT AGREEMENT FOR
WILDFLOWER AT LAKE ELMO 2ND ADDITION*

WHEREAS, the City of Lake Elmo is a municipal corporation organized and existing under the laws of the State of Minnesota; and

WHEREAS, Robert Engstrom Companies, 4801 West 81st Street, #101, Bloomington, MN 55437 (the "Applicant") has previously submitted an application to the City of Lake Elmo (the "City") for a final plat for Wildflower at Lake Elmo 2nd Addition; and

WHEREAS, the Lake Elmo City Council adopted Resolution No. 2016-106 on December 6, 2016 approving the final plat for Wildflower at Lake Elmo 2nd Addition; and

WHEREAS, the Lake Elmo City Council adopted Resolution No. 2017-021 on March 21, 2017, approving the Development Agreement for Wildflower at Lake Elmo 2nd Addition; and

WHEREAS, the Applicant and City have agreed to amend the approved Development Agreement in order to allow building permits to be released prior to installation of sidewalks with the conditions that boulevard grading must be completed within the entire right-of-way (without holding down grading for the future sidewalk or any other improvements); that the developer assumes all responsibility for the coordination, liability and costs ensure that sidewalks and trails are constructed continuously from end of street to end of street without exceptions, that work stops for curing, and that boulevard grading and restoration re-work is completed immediately following sidewalk and trail construction; and that the one-time, 50% security reduction for Categories 4-5 will not be released until sidewalks are installed.


NOW, THEREFORE, based on the information received, the City Council of the City of Lake Elmo does hereby approve the First Amendment to Development Agreement for Wildflower 2nd Addition and authorizes the Mayor and City Clerk to execute the agreement.

Passed and duly adopted this 17th day of April, 2018 by the City Council of the City of Lake Elmo, Minnesota.



Mike Pearson, Mayor

ATTEST:



Julie Johnson, City Clerk