

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL ACCEPTING THE SUBDIVISION PUBLIC IMPROVEMENTS FOR EDMUNDSON PARK – TRACT NO. 10135 AND PIAZZA PARK – TRACT NO. 10136, AND DIRECTING THE CITY CLERK TO FILE A NOTICE OF COMPLETION WITH THE RECORDER OF SANTA CLARA COUNTY

WHEREAS, the City of Morgan Hill, and KB Home South Bay Inc., owner of Edmundson Park – Tract No. 10135 and Piazza Park – Tract No. 10136, entered into a Subdivision Improvements Agreement on February 14, 2013, recorded at the office of the Santa Clara County Recorder as Document No. 22117794; and

WHEREAS, Karl Bjarke, Director of Public Works, has certified in writing to the City Council that all of said improvements have been installed according to the City specifications and plans for said subdivision.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, AS FOLLOWS:

1. The City Council hereby finds and determines that all public improvements required to be constructed pursuant to the above-mentioned Subdivision Improvements Agreement have been completed in accordance with the plans and specifications for said improvements.
2. This resolution shall constitute an interim acceptance of all said public improvements and the date of its passage shall constitute the starting day for computing the one year maintenance provisions referred to in Section 7 of the Subdivision Improvements Agreement of February 14, 2013.
3. The City Clerk, following adoption of this resolution, will file with the Recorder of Santa Clara County, California a Notice of Completion of the subdivision public improvements, substantially in the form attached hereto as Exhibit A.
4. If requested by the developer or subdivider, the City Clerk hereby is authorized to record a certified copy of this resolution with the Recorder of Santa Clara County, California.

PASSED AND ADOPTED this 24th day of August 2016.

AYES:

NOES:

ABSTAIN:

ABSENT:

CERTIFICATION

I, IRMA TORREZ, CITY CLERK OF THE CITY OF MORGAN HILL, CALIFORNIA, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____ adopted by the City Council at the Regular City Council Meeting of August 24, 2016.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

DATE: _____

IRMA TORREZ, City Clerk