

RESOLUTION NO. 2009-168

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
ACCEPTING THE SUBDIVISION IMPROVEMENTS AS COMPLETE FOR SONOMA
CREEK PHASE 2**

WHEREAS, Western Pacific Housing, Inc. entered into a Subdivision Improvement Agreement (Contract No. C-04-216) with the City of Elk Grove project entitled "Sonoma Creek Phase 2" (EG-03-487) on December 15th, 2004; and

WHEREAS, the subdivision agreement required the subdivider to design and construct subdivision improvements in accordance with Title 22 of the Elk Grove Municipal Code and the conditions of approval for the corresponding tentative map and to provide financial securities ensuring faithful performance, payment, monumentation, and warranty obligations of the agreement; and

WHEREAS, the required subdivision improvements have been satisfactorily completed in accordance with City-approved improvement plans; and

WHEREAS, the improvements are subject to a one year warranty on materials and workmanship by the developer as set forth in the subdivision improvement agreement.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the City Council of the City of Elk Grove, pursuant to Elk Grove Municipal Code section 22.80.010, hereby accepts the subdivision improvements subject to the conditions of the Subdivision Improvement Agreement for the project listed above.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to release faithful performance securities provided in conjunction with the project listed above, and to release the remaining securities in accordance with the subdivision improvement agreement.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 26th day of August 2009.



PATRICK HUME, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2009-168**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)

I, Susan Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on August 26, 2009 by the following vote:

AYES : COUNCILMEMBERS: *Hume, Scherman, Davis, Detrick*

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *Cooper*


**Susan Blackston, City Clerk
City of Elk Grove, California**