



CITY OF BEACON

CITY COUNCIL

Resolution No. _____ of 2020

RESOLUTION ACCEPTING DEDICATION OF UTILITY INFRASTRUCTURE AND EASEMENT IN AND OVER FAIRWAYS LANE

WHEREAS, an irrevocable offer of dedication was made to the City of Beacon by OL Beacon LLC dated November 3, 2004 and recorded in the Dutchess County Clerk's Office on November 5, 2004 as Document No. 02 2004 11922 in connection with the "Final Subdivision Plat of Phase 3 of Polo Field Investments" which map was filed in the Dutchess County Clerk's Office on November 4, 2004 as Filed Map No. 11042B; and

WHEREAS, the Offer of Dedication includes: (1) a water and sewer easement in Fairways Lane, and (2) a sewer pumping station at the end of Fairways Lane; and

WHEREAS, the public improvements to be dedicated as part of the Polo Fields Subdivision are shown on a map entitled "Map Showing Proposed Conveyances including Fee Conveyances, Conveyances for Highway Purposes and Conveyances of Easements for various purposes to the City of Beacon, the Town of Fishkill and Dutchess Junction Fire District from the Polo Field Development," which map was filed in the Dutchess County Clerk's Office on November 4, 2004 as Filed Map No. 11042C; and

WHEREAS, the City is in receipt of an as-built survey entitled "As-Built Survey of Fairways Lane", last revised October 10, 2018, as prepared by Badey & Watson Surveying & Engineering, P.C.; and

WHEREAS, the Owner has submitted Maintenance Bond No. BMYH084803 by The Hanover Insurance Company for the Sewage Pump Station in Fairways Lane in the amount of \$20,000.00; and

WHEREAS, the City Engineer recommends an additional bond amount of \$4,000.00 for the water main and sewer main in Fairways Lane; and

WHEREAS, the City Engineer has inspected the utilities with the Highway Superintendent and Water & Sewer Superintendent and found that the water and sewer infrastructure have been constructed and installed in general conformance to the approved plans and were tested in accordance with NYSDEC and NYSDOH requirements.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Beacon hereby accepts the Offer of Dedication for the water and sewer utilities located in Fairways Lane, sewer pump station and force main, and water and sewer easement in Fairways Lane, as shown on the As Built Survey of Fairways Lane and referenced in the Offer of Dedication, and accepts the above-referenced maintenance bond, subject to the following conditions:

1. Payment of all outstanding fees and professional review fees.
2. Revision of the Maintenance Bond to add reference to the water main and sewer main in Fairways Lane and to add the amount of \$4,000.00, for a total bond amount of \$24,000.00.

BE IT FURTHER RESOLVED, that the Mayor and/or the City Administrator are authorized to execute any forms and documents necessary to effectuate the purpose of this Resolution.

Resolution No. ____ of 2020			Date: <u>May 4, 2020</u>				
<input type="checkbox"/> Amendments			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.						<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Terry Nelson					
		Jodi McCredo					
		George Mansfield					
		Amber Grant					
		Air Rhodes					
		Dan Aymar-Blair					
		Mayor Lee Kyriacou					
		Motion Carried					