

RESOLUTION NO. 2011-07

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR APPROVING
A CONSULTANT SERVICES AGREEMENT WITH JOHN MESERVE / HORTICULTURAL
ASSOCIATES FOR MITIGATION AND MONITORING SERVICES FOR SEVEN
EXISTING OAK TREES LOCATED ON VINTAGE GREENS DRIVE WITHIN THE
GREENS SUBDIVISION AND AUTHORIZING EXECUTION OF THE AGREEMENT**

WHEREAS, as part of a settlement agreement with Christopherson Homes, developer of The Greens Subdivision, funds were deposited with the Town for purposes of monitoring and mitigation of eight existing oak trees due to damages sustained during the construction process of the subdivision; and

WHEREAS, one of these trees has subsequently been removed and replaced following authorization by the staff due to safety hazard considerations; and

WHEREAS, Town Arborist John Meserve / Horticultural Associates, the Town's consulting arborist during negotiations with Christopherson Homes, has submitted a Scope of Services for monitoring and oversight for the remaining seven trees for a four year period, including replacement as necessary, and this Scope of Services has been reviewed and recommended by Town staff; and


WHEREAS, John Meserve / Horticultural Associates services are not to exceed \$53,610.00 for this project; and

NOW, THEREFORE BE IT RESOLVED that the Windsor Town Council approves a Consultant Services Agreement with John Meserve / Horticultural Associates in the not to exceed amount of \$53,610.00 for Mitigation and Monitoring Services for the seven remaining oak trees on Mitchell Lane within The Greens Subdivision as described herein, and authorizes the Town Manager to execute said Agreement on behalf of the Town.

BE IT FURTHER RESOLVED that the Town Council authorizes the Administrative Services Director to pay all proper claims for the performance of services provided by John Meserve / Horticultural Associates in accordance with said Agreement.

PASSED, APPROVED AND ADOPTED this 17th day of January 2007 by the following vote:

AYES: COUNCILMEMBERS FUDGE, GOBLE, AND MAYOR PARKER
NOES: COUNCILMEMBER SALMON
ABSTAIN: NONE
ABSENT: COUNCILMEMBER ALLEN


WARIN J. PARKER, MAYOR

ATTEST:

MARIA DE LA O, TOWN CLERK