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RESOLUTION NO. 2150-07

**A RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF WINDSOR AUTHORIZING
THE TOWN MANAGER TO NEGOTIATE AND EXECUTE
AN AGREEMENT WITH FRANK AND MARJORIE SMITH
(ANX/PRZ/UP 05-34)**

WHEREAS, Frank and Marjorie Smith ("Smith's") have requested that the Town enter into an agreement to mitigate financial impacts to them related to creation of an assessment district, sizing of water system extensions, and historical designation of the current Smith residence; and

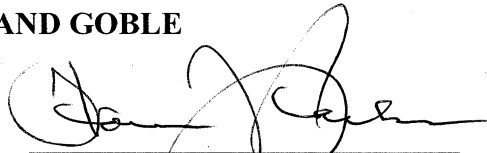
WHEREAS, the Town desires to accommodate "Smith's" request subject to direction of the Town Council; and

NOW, THEREFORE BE IT RESOLVED that the Town Council authorizes the Town Manager to negotiate and execute an agreement that incorporates, to the extent allowed by law, the following:

1. Smith's request not to be subject to creation of an assessment district during the time that Frank and Marjorie Smith are the owners of the property within the Sanderson Ford annexation area and said property remains undeveloped.
2. Smith's request to size the water infrastructure extensions to serve the Sanderson site to also serve future development of the Smith property at no cost to the Smith's.
3. Smith's request for assurance that the existing Smith residence will not be designated by the Town as an historical building.
4. Such other provisions as the Town Manager may determine are appropriate to implement the Town Council's direction.

PASSED, APPROVED AND ADOPTED this 19th day of September 2007 by the following vote:

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


WARIN J. PARKER, MAYOR

ATTEST:


MARIA DE LA O, TOWN CLERK