

**VILLAGE OF WINDSOR
BOARD RESOLUTION 2016-12**

**REDUCTION IN LETTER OF CREDIT
FOR NORTH TOWNE HOMES LLC (WOLF HOLLOW LOT 97)
(Utility Infrastructure)**

WHEREAS, North Towne Homes LLC (Wolf Hollow Lot 97) has requested a reduction in its letter of credit which serves as surety for completion of water and sewer utility infrastructure, as set forth in the Development Agreement by and between the Village and Windsor Sanitary District No. 1 (now Village of Windsor) and Developer regarding water and sewer utility improvements; and

WHEREAS, the project is substantially complete as of December 9, 2015; and

WHEREAS, the Utility Engineer has summarized a listing of items requiring attention dated December 9, 2015 attached hereto as Exhibit A; and

WHEREAS, the Developer's request has been reviewed by the Utility Engineer and the Utility Engineer recommends a reduction from \$187,000.00 to \$15,582.71; and

WHEREAS, following review of the request, the Utility Commission, at their January 23rd, 2016 Utility Commission Meeting moved to recommend approval of the reduction in the letter of credit as recommended by the Utility Engineer; and

WHEREAS, at its regularly scheduled meeting on February 4, 2016, the Village Board reviewed the request for a reduction in the letter of credit as well as the information referenced herein and wishes to reduce the letter of credit as set forth herein.

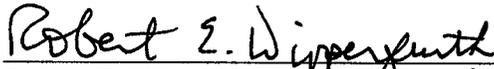
NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Village of Windsor as follows:

- A. The Developer's letter of credit for water & sewer utility infrastructure shall be reduced to Fifteen Thousand Five Hundred Eighty Two Dollars and Seventy One Cents (\$15,582.71).
- B. The Developer may provide a copy of this Resolution to any third party requesting verification of the Village's approval of the reduction.
- C. Updated letters of credit, in the same form as the previous letters of credit, shall be issued and provided to the Village simultaneous with or prior to the Village's surrender of the existing letters of credit.

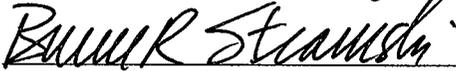
D. It is the Developer's obligation to timely satisfy those conditions adopted by the Village Board, and to provide satisfactory verification of compliance to the Village. Any necessary or requested reviews or submissions to the Village for determinations of compliance with this Resolution shall be made at least ten (10) business days prior to the date upon which verification of compliance is required.

The above and foregoing Resolution was duly adopted at the regular meeting of the Village Board of the Village of Windsor on the 4th day of February, 2016 with a vote of 5 in favor and 0 opposed.

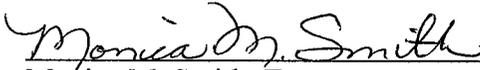
VILLAGE OF WINDSOR



Robert E. Wipperfurth, President



Bruce Stravinski, Trustee



Monica M. Smith, Trustee



Donald G. Madelung, Trustee



Alan Buchner, Trustee

Attest:



Tina Butteris, Deputy Village Clerk

December 9, 2015

Dean Hefter
K.D. Engineering Consultants
2600 County Road Y
Dodgeville, WI 53533

Subject: Windsor Utility District
Lot 97 Preliminary Punchlist

Dear Mr. Hefter:

A walk-through of the project site was performed December 9th, 2015. The following is the list of deficient items that were observed and work that needs to be performed:

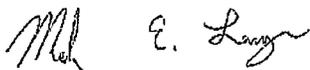
1. Adjust curb stop boxes to finish grade.
2. Install the tracer wire locating boxes.
3. Install sanitary manhole chimney seals.
4. Remove the debris from the pipe approximately 3 feet downstream of manhole 3.
5. Remove the debris from manhole 2 and 3. Also verify that the downstream pipe invert in manhole 2 is below the concrete flowline of the manhole. If it is not install a new flowline to correct the deficiency.
6. Provide waivers of lien for the project.
7. Provide as-built drawings for the project.

This list may not be all-inclusive, and failure to include an item does not alter the responsibility of the Contractor to complete all the Work in accordance with the Contract Documents and Windsor Utility District specifications.

If you have any further questions please feel free to contact me.

Sincerely,

BAXTER & WOODMAN, INC.
CONSULTING ENGINEERS



Mark E. Langer, P.E.
Project Engineer

Cc: Jeff Bartosiak, Windsor Utility District
Tina Butteris, Village of Windsor
Kevin Richardson, Village of Windsor
Dana Fjelstad, Iverson Construction, LLC