

Resolution No. 34-08

**A RESOLUTION APPROVING A LETTER OF CREDIT
PERTAINING TO MANOR HILL II – PLAT 1**

WHEREAS, the developer of Manor Hill II, Plat 1, has requested, and the Consulting Engineer for the Village has approved, reduction of the security securing construction of public infrastructure with respect to Manor Hill II, Plat 1, to an amount of \$127,100.00, all as outlined in a letter from the Village's Consulting Engineer dated July 15, 2008 and attached hereto as Exhibit A;

WHEREAS, the developer has also asked for a substitution of the existing letter of credit, with a new letter of credit.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Letter of Credit No. 492, issued by Illini Bank on June 14, 2006, which secures the construction of public infrastructure for Manor Hill II, Plat 1, is hereby released, except for the sum of \$127,100.00.

SECTION 2: Illini Bank Letter of Credit No. 505, dated July 23, 2008, a copy of which is attached as Exhibit B, is hereby accepted as security for the remaining infrastructure in Plat 1 of Manor Hill II Subdivision.

SECTION 3: This Resolution is effective immediately.

PASSED this 12 day of AUGUST, 2008.

Thomas S Gray
Village President

ATTEST:

Pat Schach BY Karl E. Talt, DEPUTY CLERK
Village Clerk

AYES: 6 - HERR, SCHATTENMAN, BOYLE, REYNOLDS, McGRATH, KAYANAGH
NAYS: 0

PASSED: 8-12-08
APPROVED: 8-12-08

ABSENT: 0



GREENE & BRADFORD, INC.

3501 Constitution Drive
Springfield, Illinois 62711
(217) 793-8844
(217) 793-6227 Fax
www.greeneandbradford.com



July 15, 2008

Mr. Meredith Branham
Village of Chatham
116 E. Mulberry
Chatham, IL 62629

RE: Manor Hill II – Plat 1
G&B# 05001.02

Dear Meredith:

I am in receipt of Coombe-Bloxdorf's 7/10/08 letter of credit and recommend the reduced credit to be set at \$127,100. The initial one was posted at \$132,000.

Sincerely,
GREENE & BRADFORD, INC.

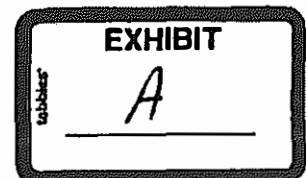
A handwritten signature in cursive script that reads 'Jay Jessen'.

Jay Jessen, P.E.

cc: Fred Coombe -Coombe-Bloxdorf
John Myers

JJ/sf

FA:GENOFFIC\05001-02 LTR TO BRANHAM - 7-15-08.DOC



COOMBE - BLOXDORF, P.C.

Engineers/Land Surveyors/Planners

755 South Grand Avenue West • Springfield, Illinois 62704

(217) 544-8477 • Fax (217) 544-8483

July 10, 2008

Jay Jessen, P.E.
Greene & Bradford, Inc.
3501 Constitution Drive
Springfield, Illinois 62707

RE: Manor Hill II, Plat 1
Chatham, Illinois

A final Plat has been submitted to the Village on this project. Sanitary sewer, storm sewer and storm water retention, water main and the majority of roadway work has been completed. Following is a summary of work remaining to be completed for the plat:

| <u>Cost Item</u> | <u>Construction Cost</u> | <u>Percent Complete</u> | <u>Cost to Complete</u> |
|----------------------|--------------------------|-------------------------|-------------------------|
| Pond Construction | \$ 82,758.13 | 100% | \$ 0.00 |
| Sanitary Sewer | 218,255.32 | 100% | 0.00 |
| Storm Sewer | 272,568.75 | 100% | 0.00 |
| Water Main | 133,328.85 | 100% | 0.00 |
| Street Paving | <u>433,011.62</u> | <u>100%</u> | <u>0.00</u> |
| | \$1,137,918.77 | 100% | \$ 0.00 |
| Sidewalks * | 27,108 SF @ \$3.75/SF = | | <u>101,647.50</u> |
| Total work remaining | | | \$101,647.50 |

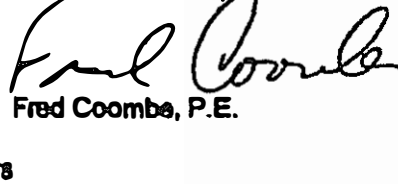
* Summary of sidewalks to be completed is attached.

The requirement for security for completion of the unfinished work on the plat is as follows:

$\$ 101,647.50 \times 125\% = \$ 127,059$

We are requesting approval of \$127,100 to be posted in the form of a bank letter of credit as security for platting the subdivision.

Very Truly Yours,
Coombe-Bloxdorf, P.C.


Fred Coomba, P.E.

cc: Tip Tippet, Charles Robbins Realtors

COPY

IRREVOCABLE LETTER OF CREDIT #505

July 23, 2008

Village of Chatham
Attn: Village Engineer
116 East Mulberry
Chatham, IL 62629

RE: Manor Hill II Subdivision
Chatham, IL

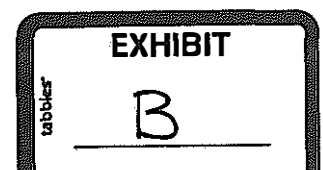
To Whom It May Concern:

We hereby establish our IRREVOCABLE LETTER OF CREDIT NUMBER 505 in your favor for the account Of Charles E. Robbins and Maurice Tippet/Manor Hill II Subdivision for the amount of \$127,100.00, available by your drafts at sight, drawn on the ILLINI BANK, Springfield, Illinois accompanied by:

- (a) Copy of final inspection letter from the Municipality to Developer detailing sidewalk work to be completed including cost estimate.
- (b) Statement signed by the Engineer of Village of Chatham, Illinois certifying that the public improvements for which this Letter of Credit is security have not been completed as required by Chapter 153 of the code of the Village of Chatham, and releasing ILLINI BANK of liability under this Letter of Credit to the extent of each draw.

This Letter of Credit #505 will be effective once original Letter of Credit #475 and Letter of Credit #492 are returned to Illini Bank.

Except as otherwise expressly stated herein, this credit is subject to the Uniform Commercial Code as adopted in the State of Illinois.



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Village of Chatham
Attn: Village Engineer
July 23, 2008

We hereby agree with the drawers, endorsers and bona fide holders of drafts drawn under and in compliance with the terms of this debt, that such drafts will be duly honored on due presentation to the drawee on or before June 14, 2009. All parties hereto agree that the outstanding obligation hereunder may be released only upon written authorization of the Engineer of said Village of Chatham. This Letter of Credit shall be automatically extended for additional periods of one year from the expiration date or each future expiration date unless sixty (60) days prior to such date, the Bank shall notify you in writing, by registered mail at the above address, that we elect not to renew this Letter of Credit at the end of said 60 day period, provided however, that nothing contained herein shall be construed to limit the right of Village of Chatham to make drafts against this letter until its initial expiry date or any date to which said letter is automatically extended as described above.

ILLINI BANK

BY: Ronald E. Wenger
Ronald E. Wenger, Senior Vice President

ATTEST: Gaylon E. Martin
Gaylon E. Martin, President.

RESOLUTION CERTIFICATE

STATE OF ILLINOIS)
) SS.
COUNTY OF SANGAMON)

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois.

I do further certify that the Resolution attached hereto is a full, true, and exact copy of Resolution No. 34-08 adopted by the President and Board of Trustees of said Village on the 12 day of AUGUST, 2008, said resolution being entitled:

**A RESOLUTION APPROVING A LETTER OF CREDIT
PERTAINING TO MANOR HILL II, PLAT 1**

I do further certify that prior to the making of this certificate, the Resolution was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this 12 day of AUGUST, 2008.

Pat Schaal BY Karl E. Tall, DEPUTY CLERK
Village Clerk

