



AGENDA ITEM FORM

TYPE OF AGENDA ITEM:

- CONSENT AGENDA
- PRESENTATION
- ACTION ITEM
- TOWN MANAGER & STAFF COMMENTS
- PUBLIC HEARING
 - Duly Advertised

PURPOSE OF ITEM:

- INFORMATION ONLY
- DISCUSSION ONLY
- DISCUSSION AND/OR DECISION
 - Introduction Resolution
 - Ordinance Grant/MOU
 - By Motion Bylaws

PRESENTER: Gregory Tkac

PRESENTER TITLE: Director of Public Works

AGENDA ITEM: Performance Bond Partial Release for Miller and Erbe Subdivision

BACKGROUND / SUMMARY:

We are in receipt of a letter from Mr. Bruce Leinberger for Danforth Homes LLC. Mr. Leinberger is requesting to reduce the Performance Bond at the Miller & Erbe project located at 17682, 17700 and 17674 Possum Point Road. We are currently holding a Performance Bond in the amount of \$126,667.52 which represents 50% of the initial bond of \$253,333.02 posted on September 26, 2006.

Public Works has reviewed this project and recommends retaining 10% of the original bond amount in the amount of \$25,333.00. The remaining bonded items that are not completed are surface pavement and very minor concrete items.

ATTACHMENTS: Resolution

REQUESTED ACTION: Approval per recommendation.

NO ACTION REQUESTED

FOR MORE INFORMATION, CONTACT: Name: Gregory Tkac

Phone#: 703 221-3400

E-mail: gtkac@dumfriesva.gov

FOR USE DURING MEETING

VOTE:

PASSED

NOT PASSED

Y	N		Y	N		Y	N	
<input type="checkbox"/>	<input type="checkbox"/>	Barr	<input type="checkbox"/>	<input type="checkbox"/>	Foreman	<input type="checkbox"/>	<input type="checkbox"/>	Forrester
<input type="checkbox"/>	<input type="checkbox"/>	Jurgensen	<input type="checkbox"/>	<input type="checkbox"/>	Toney	<input type="checkbox"/>	<input type="checkbox"/>	Washington
<input type="checkbox"/>	<input type="checkbox"/>	West						

AT A REGULAR MEETING OF THE DUMFRIES TOWN COUNCIL HELD ON TUESDAY, JANUARY 3, 2012, IN COUNCIL CHAMBERS, 1775 MAIN STREET, DUMFRIES, VIRGINIA: ON A MOTION DULY MADE BY _____, AND SECONDED BY _____, THE FOLLOWING RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTE:

Nancy H. West, ___;
Willie J. Toney, ___;
Dorothea D. Barr, ___;
Gerald M. Foreman, II, ___;
Kristin W. Forrester, ___;
Michele D. Jurgensen, ___;
Gwen P. Washington, ___;

A RESOLUTION TO PARTIALLY RELEASE A PERFORMANCE BOND FOR MILLER AND ERBE SUBDIVISION

WHEREAS, on September 26, 2006, Danforth Homes LLC, (Danforth) posted a performance bond (hereinafter “the Bond”) with the Town of Dumfries, (hereinafter “the Town”) in the amount of \$253,333.02 of which the Town is still holding \$126,667.52 for the construction of project infrastructure at the Miller and Erbe Subdivision located at 17682 , 17700, and 17674 Possum Point Road; and

WHEREAS, the Department of Public Works (DPW) has reviewed the project as it exists today and it recommends releasing \$101,334.52 of the Bond to Danforth; and

WHEREAS, the DPW recommends retaining \$25,333.00 (representing 10% of the original bond amount) of the Bond for surety that Danforth will complete the items outstanding on the project infrastructure for the project to date.

NOW, THEREFORE BE IT RESOLVED by the Council of the Town of Dumfries on this the 3rd of January, 2012, that \$101,334.52 of the Bond be released to Danforth.

By Order of Council:

Nancy H. West, Mayor

Attest: _____
Dawn Hobgood, Clerk