

RESOLUTION NO. 5 -2005

Offered by: All of Council

A RESOLUTION AUTHORIZING THE RELEASE OF THE MAINTENANCE BOND FOR THE DEER CREEK SUBDIVISION, PHASE II

WHEREAS, the developer of the Deer Creek Subdivision, Phase II, furnished a maintenance bond with Summit County, issued by Peerless Insurance Company on November 19, 1999 (No. 348156); and

WHEREAS, the Deer Creek Subdivision, Phase II was annexed to the Village; and

WHEREAS, the Village wishes to authorize the release of the maintenance bond by Summit County; and

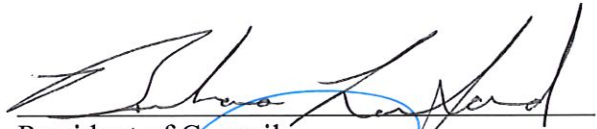
WHEREAS, the Village Engineer has recommended release of this bond.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio:

SECTION 1. That Summit County be, and hereby is, authorized to release the maintenance bond for the Deer Creek Subdivision, Phase II.

SECTION 2. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

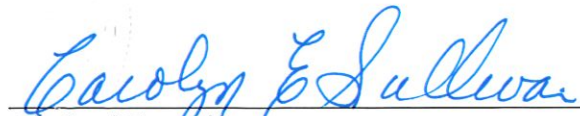
PASSED: 2/6/07

  
\_\_\_\_\_  
President of Council

  
\_\_\_\_\_  
Mayor

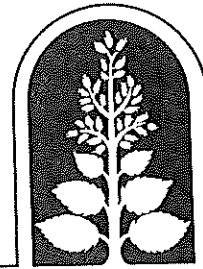
Dated: 2/6/07

ATTEST:

  
\_\_\_\_\_  
Clerk of Council

# VILLAGE OF RICHFIELD

Crossroads of Community and Commerce



## Memo

To: Village of Richfield Council  
From: Roger Davis Swan  
Date: January 29, 2007  
Re: Resolution No. 5-2005

A handwritten signature in black ink, appearing to read 'RDS', positioned to the right of the 'From' field.

Phase I and II of Deer Creek Reserve were designed and built before annexation to the Village. Bonding therefore was under the authority of the Summit County Engineer's office and the maintenance bond for that development has been in place since December of 1999.

From 1999 to the present, there have not been any problems with storm water runoff at the location of Phase II were it meets Phase III, the area of contention. The Mayor and I have reviewed this situation and have met on the site with the developer. We now recommend that the bond be released.

Therefore, I am asking that Council remove resolution no. 5-2005 from the inactive agenda and take affirmative action on this resolution at the next meeting, February 6, 2007.

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45889

COUNTY OF SUMMIT  
EXECUTIVE ORDER 99-322

Item: Release of Performance Bond  
Acceptance of Maintenance Bond

Subject: Deer Creek Reserve Phase II  
Richfield Township

Distribution: Gene Esser, County Engineer  
James B. McCarthy, County Auditor  
Deer Creek Partners, Inc.

To: First Merit Bank, N.A.

A performance bond in the amount of \$123,238.05 was accepted for the construction of storm sewers, paving, and miscellaneous items shown upon the record plat of Deer Creek Reserve Phase II on August 30, 1999. Such subdivision having been completed, inspected, and approved by the County Engineer, and the terms of the performance bond having been complied with, it is hereby ordered released. The obligation being void, it is ordered to be forwarded to the surety.

A maintenance bond in the amount of \$20,235.00 is accepted for the record plat of Deer Creek reserve Phase II.

12/16/99  
DATE

*Tim Davis*  
TIM DAVIS  
County Executive

CERTIFICATION

I, Gene Esser, County Engineer, hereby certify that the above construction was accepted in compliance with the subdivision regulations of the County of Summit.

12-1-99  
DATE

*Gene Esser*  
GENE ESSER  
County Engineer