



Date of Council Meeting: July 28, 2015

**TOWN OF LEESBURG
TOWN COUNCIL MEETING**

Subject: Public improvements at PMW Farms Fort Evans Road Phase 2 and Riverside Parkway (TLPF-2009-0019).

Staff Contact: Renée LaFollette, P.E., Director of Public Works and Capital Projects
Thomas A. Mason, P.E., Assistant Town Manager

Council Action Requested: Section 6.04 of the Leesburg Subdivision and Land Development Ordinance requires all performance agreements and guarantees over \$200,000 for land development projects to be approved by the Town Council.

Staff Recommendation: That the Town Council approve the proposed action for PMW Farms Fort Evans Road Phase 2 and Riverside Parkway.

Commission Recommendation: Not applicable.

Fiscal Impact: This item does not impact the Department of Public Works and Capital Projects operating budget.

Work Plan Impact: No impact.

Executive Summary: The Fort Evans Road Phase 2 and Riverside Parkway developer constructed road improvements project is ready for Town Council acceptance of public improvements, release of the performance guarantee and approval of the maintenance guarantee for public improvements.

Background: The public improvements at PMW Farms Fort Evans Road Phase 2 and Riverside Parkway have been completed. Final inspections have been performed by both the Public Works Department and Utilities Department and all punch list items have been resolved. We recommend acceptance of the public improvements and release of the corporate surety bond from Lexon Insurance Company in the current amount of \$574,000 and acceptance of the maintenance guarantee from Lexon Insurance Company in the amount of \$28,700 in a form approved by the Town Attorney.

Attachments: Resolution

PRESENTED: July 28, 2015

RESOLUTION NO. 2015-___

ADOPTED: July 28, 2015

A RESOLUTION: ACCEPTING THE PUBLIC IMPROVEMENTS, RELEASING THE PERFORMANCE GUARANTEE AND APPROVING A MAINTENANCE GUARANTEE FOR PMW FARMS FORT EVANS ROAD PHASE 2 AND RIVERSIDE PARKWAY (TLPF-2009-0019)

WHEREAS, GTIS-HOV Festival Lakes, LLC, the developer of PMW Farms PMW Farms Fort Evans Road Phase 2 and Riverside Parkway has completed the public improvements in accordance with approved plans and Town standards and these have been inspected and approved; and

WHEREAS, the Director of Public Works and Capital Projects and the Assistant Town Manager recommend accepting the public improvements and approving a maintenance guarantee for PMW Farms PMW Farms Fort Evans Road Phase 2 and Riverside Parkway.

THEREFORE, RESOLVED by the Council of the Town of Leesburg in Virginia as follows:

SECTION I. The corporate surety bond in the current amount of \$574,000 from Lexon Insurance Company is released and acceptance of a corporate surety bond from Lexon Insurance Company for a maintenance guarantee in the amount of \$28,700 is approved and shall be in effect for a period of one year from this date.

SECTION II. This release is contingent upon delivery of a properly executed instrument conveying unto the Town all such improvements and easements free of any liens or charges.

PASSED this 28th day of July, 2015.

Kristen C. Umstattd, Mayor
Town of Leesburg

ATTEST:

Clerk of Council