

DATE: July 18, 2023

**REGULAR** 

**AGENDA ITEM:** Approve Draw on Letter of Credit from Chase Development, Inc. for the Easton

Village 2nd, 3rd, 4th, and 5th Additions.

**SUBMITTED BY**: Jack Griffin, City Engineer

**REVIEWED BY**: Kristina Handt, City Administrator

Sarah Sonsalla, City Attorney Sophia Jensen, City Planner

Marty Powers, Public Works Director Chad Isakson, Assistant City Engineer

**BACKGROUND:** Chase Development Inc. is the developer for the Easton Village subdivision. As a condition of Final Plat approval for each Addition, Chase Development entered into a Development Agreement for the Easton Village 2nd, 3rd, 4th and 5th Additions. As part of each Development Agreement, Chase Development was required to provide a letter of credit (LOC) as the form of security to ensure that the subdivision improvements are constructed as detailed in Development Agreement and the approved Subdivision Plans.

Also, in accordance with the Development Agreement, the security amount for each letter of credit may be reduced incrementally once predefined completion milestones are met. Accordingly, the remaining security amount for each respective Addition is as follows:

Subdivision	Initial Security \$	Current Security \$
Easton Village 2nd Addition	\$1,001,487.00	\$127,754.00
Easton Village 3rd Addition	\$1,104,400.00	\$137,707.00
Easton Village 4th Addition	\$ 640,438.00	\$454,176.00
Easton Village 5th Addition	\$2,298,724.00	\$993,824.00

**ISSUE BEFORE COUNCIL:** Should Council approve the drawing on the letter of credits for the Easton Village 2nd, 3rd, 4th and 5th Additions as determined by the City Administrator?

**PROPOSAL DETAILS/ANALYSIS:** City staff has been tracking the status and progress of the work in the Easton Village Additions over the past several years and has documented a lack of progress of the remaining elements. Detailed punch lists have been developed, itemized and submitted to the developer's attention on multiple occasions and have communicated that these issues be addressed promptly and prior to city acceptance of the work. In addition, the issues related to the required corrective work have in many cases become more problematic due to the delays and lack of response, particularly as they relate to more homeowners occupying new homes.

At the April 12, 2022 Council Workshop the Easton Village subdivision was included in the presentation to council regarding developments that required staff enforcement. Subsequently, formal enforcement notices were sent to Chase Development, dated June 24, 2022. A second formal enforcement notice was sent May 4, 2023. In addition to the formal notices, staff has met with the developer's representatives in the field and issued multiple email communications detailing the city's requirements and expectations.

Staff is proposing that the Council provide the City Administrator with full authority to draw on each of the letter of credits for the Easton Village 2nd, 3rd, 4th and 5th Additions, without further notice to the developer, and to be drawn in the amounts as deemed appropriate by the City Administrator, and that one or more draws may be made without further Council action or approval, for the purpose of completing the subdivision improvements.

#### FISCAL IMPACT: NA.

#### **OPTIONS:**

- 1) Authorize the City Administrator to draw on the Letter of Credit for Chase Development, Inc. for the Easton Village 2nd, 3rd, 4th and 5th Additions, without further notice to the developer, and to be drawn in the amounts as deemed appropriate by the City Administrator, and that one or more draws may be made without further Council action or approval, for the purpose of completing the subdivision improvements.
- 2) Direct staff to take no action at this time and continue to work with the developers at the staff level to encourage project completion.

**RECOMMENDATION**: Staff is recommending that the City Council approve a motion to authorize the City Administrator to draw on the Letter of Credits for the Easton Village 2nd, 3rd, 4th, and 5th Additions. The recommended motion for the action is as follows:

"Move to authorize the City Administrator to draw on the Letter of Credit for Chase Development, Inc. for the Easton Village 2nd, 3rd, 4th and 5th Additions, without further notice to the developer, and to be drawn in the amounts as deemed appropriate by the City Administrator, and that one or more draws may be made without further Council action or approval, for the purpose of completing the subdivision improvements."

#### **ATTACHMENTS:**

- Easton Village 2nd Addition Punch List.
- Easton Village 3rd Addition Punch List.
- Easton Village 4th Addition Punch List.
- Easton Village 5th Addition Punch List.
- Easton Village 2nd Addition Security Tracking Spreadsheet and Letter of Credit.
- Easton Village 3rd Addition Security Tracking Spreadsheet and Letter of Credit.
- Easton Village 4th Addition Security Tracking Spreadsheet and Letter of Credit.
- Easton Village 5th Addition Security Tracking Spreadsheet and Letter of Credit.

#### CITY OF LAKE ELMO PUNCHLIST

#### **EASTON VILLAGE 2ND ADDITION**

PROJECT NO. 2016.120

ADDRESSED TO: ANDY CHASE, CHASE DEVELOPMENT

DATE ISSUED: NOVEMBER 3, 2020

DATE UPDATED: NOVEMBER 3, 2022

**CURRENT DEVELOPMENT STATUS:** 

WATER/SAN. SEWER UTILITIES: COMPLETE, WARRANTY SECURITY RELEASED

Engineering Punch List does not include/address Landscape Improvements

OTHER SUBDIVISION IMP: ACCEPTED, WARRANTY EXPIRED, PUNCHLIST OUTSTANDING

RECORD PLANS: COMPLETE AND DELIVERED

SUMMARY STATUS: DEVELOPMENT IN DEFAULT PENDING COMPLETION OF PUNCHLIST ITEMS

ITEM#	CORRECTIVE ACTION	DATE	ADDED BY	CONTRACTOR	CONTRACTOR	DATE VERIFIED	VERIFIED BY	REMARKS
		ADDED		INITIAL	DATE COMPLETED	(CITY)	(CITY)	
1	Verify upstream soils are restored and stabilized. Then remove inlet protection, silt fences and other erosion control measures.	11/3/2020	DMK					Reinspected 11/3/22 and found not complete. Remove biolog between FES-1 and FES-5 (behind Lot 1-3 Block 1)
2	Remove sediment from inlet protection on the north end of Linden Avenue and all inlets on Village Parkway.	11/3/2020	DMK			DJ	10/30/2022	
3	Remove silt fence along rear lot line of Lots 1-5 Block 2.	11/3/2020	DMK					Reinspected 11/3/22. Silt fence remains in place (knocked down)
4	Remove sediment from the rip rap on FES-1.	11/3/2020	DMK					Reinspected 11/3/22. Not complete. Trees were cleared.
5	Jet and clean storm sewer from FES-1 to FES-5.	11/3/2020	DMK			DJ	10/30/2022	
6	Remove sediment from sump catch basin manhole 2.	11/3/2020	DMK			DJ	10/30/2022	
7	Raise existing STMH-60 to grade and install off road structure marker.	11/3/2020	DMK			DJ	10/30/2022	
8	Reinstall the two missing no parking signs in the Linden Court CDS.	11/3/2020	DMK			DJ	10/30/2022	
9	Saw and seal all cracked concrete curb and gutter. Coordinate with city engineering department 1 week in advance of mobilization to have areas marked for repair.	11/3/2020	DMK			DJ	10/30/2022	
10	Remove and replace all damaged concrete sidewalk marked in the field. Coordinate with city engineering department 1 week in advance of mobilization to have areas marked for repair.	11/3/2020	DMK				·	Concrete R&R complete. Restoration along edge of sidewalk (topsoil and seed) needed.
11	Contact Planning Department to address status and work plan to finalize landscaping improvements	11/3/2020	DMK			_		

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**PUNCHLIST PURPOSE:** 

■ PROJECT ACCEPTANCE

PRE-WEAR COURSE

UTILITY WARRANTY

SUBDIVISION IMP. WARRANTY

# EASTON VILLAGE

Lake Elmo, Minnesota

May 19, 2017

# 2nd Addition - Final Plan

PL ITEM #1 - Remove

5,1832

14852

GRADING, EROSION CONTROL, STREET, STORM SEWER, UTILITY, LANDSCAPE AND PLAT

13,

12 11875

11

10

PL ITEM #4 - Remove sediment from rip rap

3275

**2** <sub>3271</sub>

**3** 3267

**5** 3257

PL ITEM #3 - Remove silt fence along rear lot line of Lots 1-5 Block 2

SHEET NO.	SHEET ID	DESCRIPTION							
1 OF 22	C1	TITLE SHEET							
2 OF 22	C2	EXISTING CONDITIONS							
3 OF 22	C3	GRADING STANDARD PLAN NOTES							
4 OF 22	C4	EROSION CONTROL & SITE RESTORATION PLAN							
5 OF 22	C5	EROSION CONTROL & SITE RESTORATION PLAN							
6 OF 22	C6	GRADING PLAN							
7 OF 22	C7	GRADING PLAN							
8 OF 22	C8	SITE LAYOUT/ LIGHTING AND SIGNAGE PLAN							
9 OF 22	C9	STREET PLAN & PROFILE							
10 OF 22	C10	STREET PLAN & PROFILE							
11 OF 22	C11	STREET PLAN & PROFILE							
12 OF 22	C12	SANITARY SEWER & WATERMAIN PLAN & PROFILE							
13 OF 22	C13	SANITARY SEWER & WATERMAIN PLAN & PROFILE							
14 OF 22	C14	STORM SEWER PLAN & PROFILE							
15 OF 22	C15	DETAILS							
16 OF 22	C16	DETAILS							
17 OF 22	C17	DETAILS							
18 OF 22	C18	DETAILS							
19 OF 22	C19	DETAILS							
20 OF 22	C20	DETAILS							
21 OF 22	C21	DETAILS							
21 OF 22	C22	DETAILS							

2 OF 2 LANDSCAPE DETAIL

1 OF 22	C1	TITLE SHEET
2 OF 22	C2	EXISTING CONDITIONS
3 OF 22	C3	GRADING STANDARD PLAN NOTES
4 OF 22	C4	EROSION CONTROL & SITE RESTORATION PLAN
5 OF 22	C5	EROSION CONTROL & SITE RESTORATION PLAN
6 OF 22	C6	GRADING PLAN
7 OF 22	C7	GRADING PLAN
8 OF 22	C8	SITE LAYOUT/ LIGHTING AND SIGNAGE PLAN
9 OF 22	C9	STREET PLAN & PROFILE
10 OF 22	C10	STREET PLAN & PROFILE
11 OF 22	C11	STREET PLAN & PROFILE
12 OF 22	C12	SANITARY SEWER & WATERMAIN PLAN & PROFILE
13 OF 22	C13	SANITARY SEWER & WATERMAIN PLAN & PROFILE
14 OF 22	C14	STORM SEWER PLAN & PROFILE
15 OF 22	C15	DETAILS
16 OF 22	C16	DETAILS
17 OF 22	C17	DETAILS
18 OF 22	C18	DETAILS
19 OF 22	C19	DETAILS
20 OF 22	C20	DETAILS
21 OF 22	C21	DETAILS
21 OF 22	C22	DETAILS
1 OF 2	L1	LANDSCAPE PLAN
		1

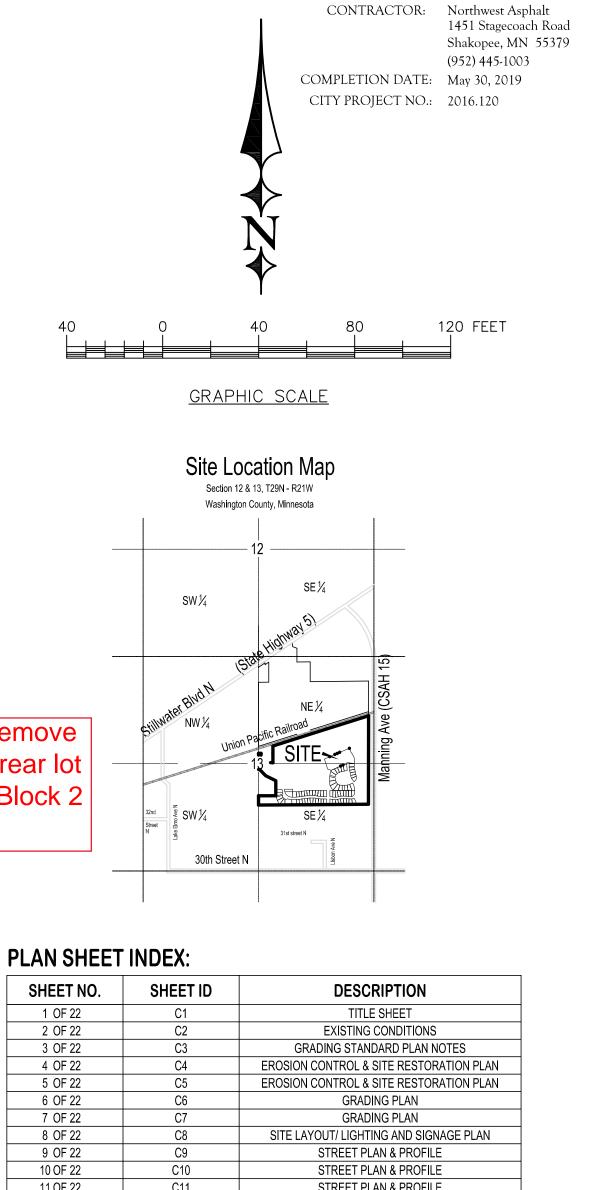
1 OF 3	FINAL PLAT DEDICATION
2 OF 3	FINAL PLAT DEDICATION
3 OF 3	FINAL PLAT GRAPHICS

JOB NO. 16-175 SHEET TITLE

TITLE SHEET

2nd Addition - 19 Unit Single Family Residential Subdivision

NOTE: ALL CONSTRUCTION SHALL COMFORM TO THE STANDARDS OF THE CITY OF LAKE ELMO



SHEET NO. 2113

AS-BUILT PLAN

ERICKSON

333 North Main Street, Suite 201

Stillwater, Minnesota 55082

Phone (612) 309-3804

www.ericksoncivilsite.com

OWNER REVIEW AGENCY REVIEW BID DOCUMENT

FOR CONSTRUCTION ✓ AS-BUILT DOCUMENT

I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION OR REPORT WAS PREPARED BY ME

SUPERVISION AND THAT I AM A

DULY LICENSED PROFESSIONAL NGINEER UNDER THE LAWS OF

40418

05/19/2017

DRAWING PHASE:

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# CITY OF LAKE ELMO PUNCHLIST

#### **EASTON VILLAGE 3RD ADDITION**

PROJECT NO. 2016.142

ADDRESSED TO: ANDY CHASE, CHASE DEVELOPMENT

DATE ISSUED: NOVEMBER 3, 2020

DATE UPDATED: NOVEMBER 3, 2022

**CURRENT DEVELOPMENT STATUS:** 

WATER/SAN. SEWER UTILITIES: COMPLETE, WARRANTY SECURITY RELEASED

OTHER SUBDIVISION IMP: ACCEPTED, WARRANTY EXPIRED, WARRNTY PUNCHLIST OUTSTANDING

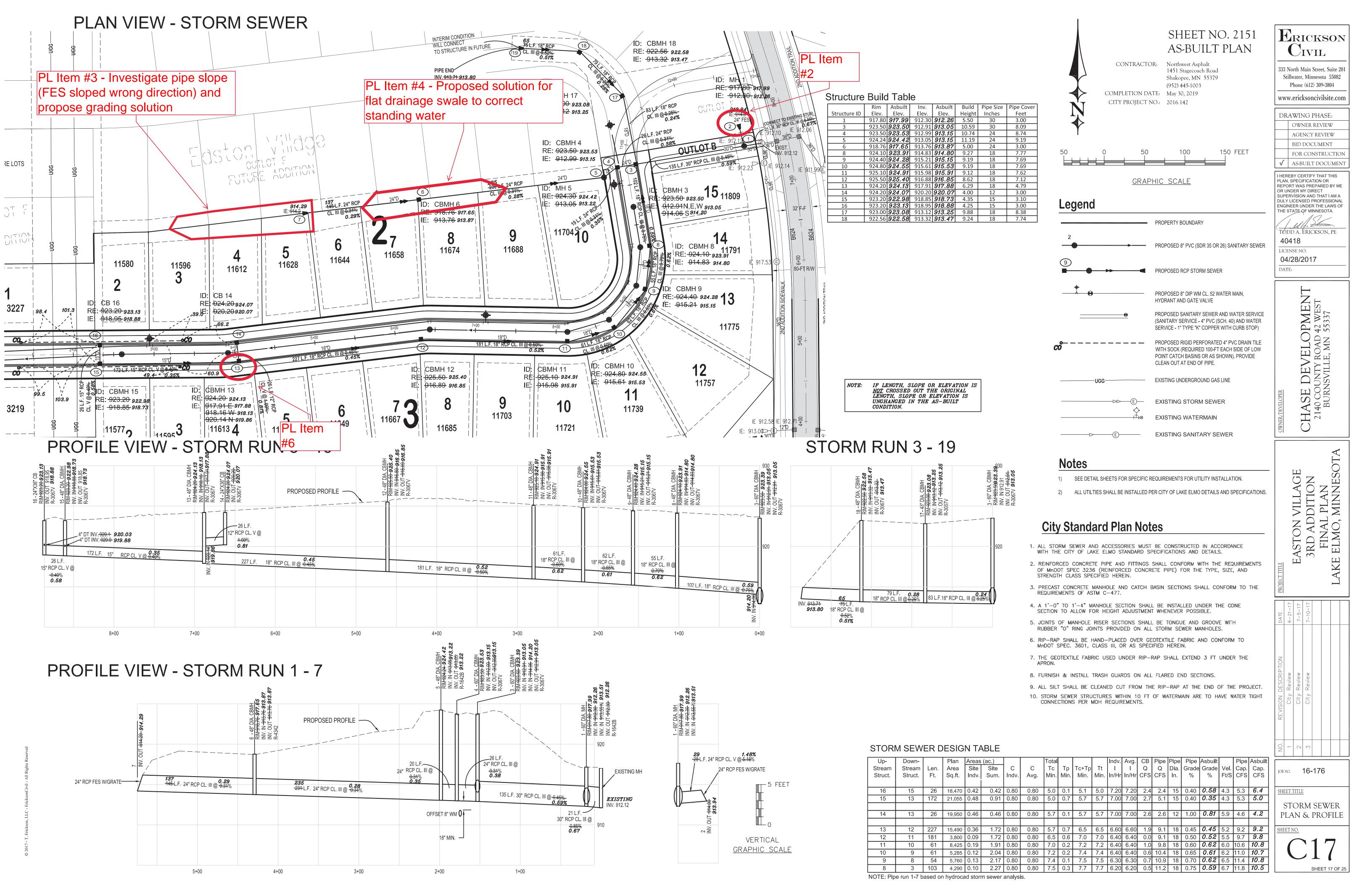
RECORD PLANS: COMPLETE AND DELIVERED

SUMMARY STATUS: DEVELOPMENT IN DEFAULT PENDING COMPLETION OF PUNCHLIST ITEMS

PUNCHLIST PURPOSE:
PROJECT ACCEPTANCE
PRE-WEAR COURSE
UTILITY WARRANTY
SUBDIVISION IMP. WARRANTY

RECTIVE ACTION	DATE ADDED	ADDED BY	CONTRACTOR INITIAL	CONTRACTOR DATE COMPLETED	DATE VERIFIED (CITY)	VERIFIED BY (CITY)	REMARKS
fy upstream soils are restored and stabilized. Then remove all inlet protection, silt fences and other erosion rol measures.	11/3/2020	DMK			11/3/2022	DJ	
ove sediment buildup around FES-2, regrade and stabilize	11/3/2020	DMK					11/3/2022 - Regraded but not stabilized
ade upstream lot lines from FES-7 to drain. Remove and reinstall all sod and irrigation as necessary and dinate work with property owners.	11/3/2020	DMK					
stigate and propose solution to flat swale holding water from Block 2 Lots 7-9. Coordinate work with property ers.	9/8/2022	CJI					Item added based multiple home owner complaints and developer as- built survey indicating the swale is flat.
nd clean storm sewer lines from FES-7 to Existing CBMH-31	11/3/2020	DMK			11/3/2022	DJ	
concrete doghouse water tight in CBMH-13	11/3/2020	DMK					
concrete rings/casting smooth in CBMH-11	11/3/2020	DMK			11/3/2022	DJ	
and seal all cracked concrete curb and gutter	11/3/2020	DMK			11/3/2022	DJ	
ove and replace all damaged concrete sidewalk panels marked in the field. Coordinate with city engineering artment 1 week in advance of mobilization to have areas marked for repair.	11/3/2020	DMK					11/3/2022 - Material needs to be added along sidewalk and restored
ace damaged concrete splash pad to the hydrant on 33rd Street Sta 10+50. Coordinate with city engineering artment 1 week In advance of mobilization to have areas marked for repair.	11/3/2020	DMK			11/3/2022	DJ	
d "W" in curb for Lot 14 Block 3 as marked in the field	11/3/2020	DMK			11/3/2022	DJ	
act the Planning Director, to address status and work plan to finalize landscaping improvements.	10/3/2022	Staff					
act the Pla		anning Director, to address status and work plan to finalize landscaping improvements. 10/3/2022	anning Director, to address status and work plan to finalize landscaping improvements. 10/3/2022 Staff	anning Director, to address status and work plan to finalize landscaping improvements. 10/3/2022 Staff	anning Director, to address status and work plan to finalize landscaping improvements.  10/3/2022 Staff	anning Director, to address status and work plan to finalize landscaping improvements.  10/3/2022 Staff	anning Director, to address status and work plan to finalize landscaping improvements.  10/3/2022 Staff

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#### CITY OF LAKE ELMO PUNCHLIST

#### **EASTON VILLAGE 4TH ADDITION**

PROJECT NO. 2018.118

ADDRESSED TO: ANDY CHASE, CHASE DEVELOPMENT

DATE ISSUED: DECEMBER 14, 2020 (PROJECT ACCEPTANCE)

DATE UPDATED: NOVEMBER 3, 2022

DATE ISSUED: DECEMBER 14, 2020 (UTILITY WARRANTY)

DATE UPDATED: NOVEMBER 3, 2022

**CURRENT DEVELOPMENT STATUS:** 

WATER/SAN. SEWER UTILITIES: ACCEPTED, WARRANTY EXPIRED 1/15/2021, PUNCHLIST ITEMS OUTSTANDING

OTHER SUBDIVISION IMP: NOT ACCEPTED, NOT IN WARRANTY

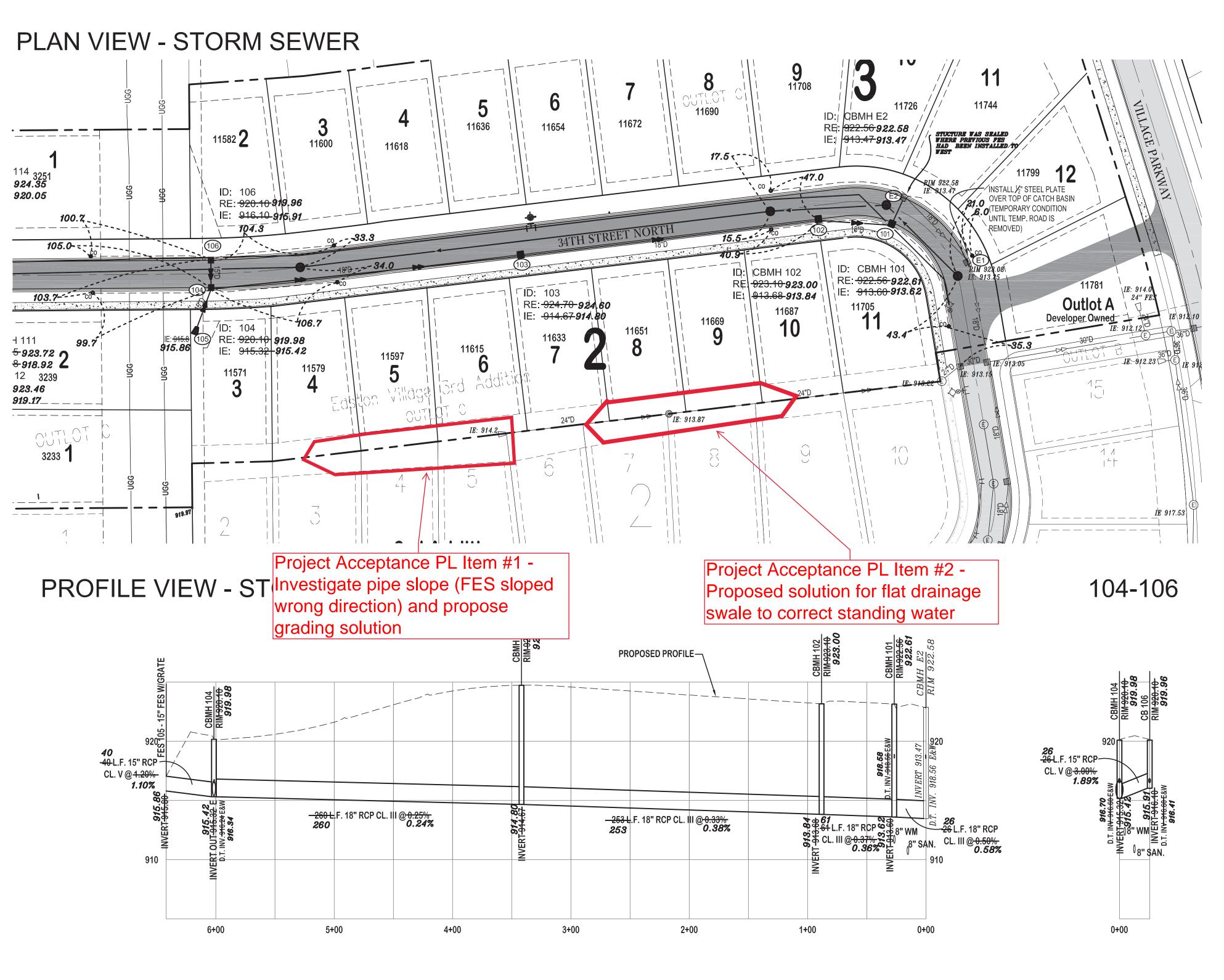
RECORD PLANS: COMPLETE AND DELIVERED

SUMMARY STATUS: DEVELOPMENT IN DEFAULT PENDING COMPLETION OF PUNCHLIST ITEMS

PUNCHLIST PURPOSE:
PROJECT ACCEPTANCE
PRE-WEAR COURSE
UTILITY WARRANTY
SUBDIVISION IMP. WARRANTY

ITEM #	CORRECTIVE ACTION	DATE ADDED	ADDED BY	CONTRACTOR INITIAL	CONTRACTOR DATE COMPLETED	DATE VERIFIED (CITY)	VERIFIED BY (CITY)	REMARKS						
	PROJECT ACCEPTANCE PUNCHLIST SECTION													
1	Regrade upstream lot lines from FES 7 to drain (between 3rd and 4th Additions). Remove and reinstall all sod and irrigation as necessary and coordinate work with affected property owners													
2	Investigate and propose solution to flat swale holding water from Block 2 Lots 7-9. Coordinate work with property owners.	9/8/2022	CJI					Item added based multiple home owner complaints and developer as built survey indicating the swale is flat.						
3	Easton Village 4th Addition Record Drawings dated 07.25.2018. Must be revised per the review memo dated February 26, 2021 and resubmitted for further review by the city.	2/26/2021	Staff			5/21/2022	MAR							
UTILITY WARRANTY PUNCHLIST SECTION														
1	Raise curb stop and snake pit to grade at address 11781 34th St. N. (unbuilt lot where the temp. access road was located).	12/14/2020	DMK					11/3/2022: Was not able to locate						
2	Raise CS and snake pit at address (did not have enough slack) 3251 Lilac Ave. N.	12/14/2020	DMK			9/29/2021	DMK							
3	Raise CS and snake pit at address (did not have enough slack) 11615 34th St. N.	12/14/2020	DMK					11/3/2022: Wrong snake pit						
4	Raise CS and snake pit at address (did not have enough slack) 11636 34th St. N.	12/14/2020	DMK			10/3/2022	DJ							
5	Raise CS and snake pit at address (did not have enough slack) 11799 34th St. N.	12/14/2020	DMK			10/3/2022	DJ							
6	Raise CS and snake pit at address (wires not attached correctly) 11571 34th St. N.	12/14/2020	DMK			10/3/2022	DJ							
7	Raise CS and snake pit at address (wires not attached correctly) 11633 34th St. N.	12/14/2020	DMK			10/3/2022	DJ							
8	Raise CS and snake pit at address (wires not attached correctly) 11669 34th St. N.	12/14/2020	DMK					11/3/2022: Wrong snake pit						
9	Raise CS and snake pit at address (wires not attached correctly) 11705 34th St. N.	12/14/2020	DMK					11/3/2022: Wrong snake pit						
10	Raise CS and snake pit at address (wires not attached correctly) 11744 34th St. N.	12/14/2020	DMK			10/3/2022	DJ							
11	Raise CS and snake pit at address (wires not attached correctly) 11708 34th St. N.	12/14/2020	DMK					11/3/2022: Fix wires and reconnect						
12	Raise CS and snake pit at address (wires not attached correctly) 11690 34th St. N.	12/14/2020	DMK					11/3/2022: Wrong snake pit						
13	Raise CS and snake pit at address (wires not attached correctly) 11654 34th St. N.	12/14/2020	DMK			10/3/2022	DJ							
14	Complete restoration around all snake pits and curb stops	12/14/2020	DMK			10/3/2022	DJ							
Engineeri	ng Punch List does not include/address Landscape Improvements													

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# m⊤ 5 FEET VERTICAL GRAPHIC SCALE

#### Structure Build Table

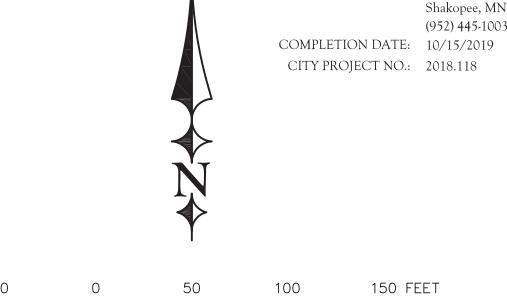
	Structure	Rim	As-Built Rim	Invert	As-Built Invert	Total Build	As-Built Build	Casting
	115	924.40	924.27	920.40	920.47	4.00	3.80	R-3067-V
	114	924.40	924.35	919.89	920.05	4.51	4.30	R-3067-V
	113	923.60	923.42	919.35	919.26	4.25	4.16	R-3067-V
eq	112	923.60	923.46	919.25	919.17	4.35	4.29	R-3067-V
All Rights Reserved	111	923.85	923.72	918.88	918.92	4.97	4.97	R-3067-V
ts Re	110	923.00	922.83	918.38	918.45	4.62	4.80	R-3067-V
Righ	109	922.30	922.14	918.80	918.76	3.50	3.38	R-3067-V
All	108	922.25	922.12	917.86	917.90	4.39	4.22	R-3067-V
vil -	107	922.25	922.04	917.74	917.76	4.51	4.28	R-3067-V
EricksonCivil	106	920.10	919.96	916.10	915.91	4.00	4.05	R-3067-V
icks	104	920.10	919.98	915.32	915.42	4.78	4.56	R-3067-V
	103	924.70	924.60	914.67	914.80	10.03	9.80	R-3067-V
LLC	102	923.10	923.00	913.68	913.84	9.42	9.16	R-3067-V
kson, LLC	101	922.56	922.61	913.60	913.62	8.96	8.99	R-3067-V

Up-	Down-		Plan	Area	s (ac.)			Total				Indv.	Avg.	СВ	Pipe	Pipe	Pipe	Pipe			Pipe	Pipe	Q	Q
Stream	Stream	Len.	Area	Site	Site	С	С	Tc	Тр	Tc+Tp	Τt	1	Ĭ	Q	ġ		Grade	-	Vel.	Vel.		Cap.	Excess	Exces
Struct.	Struct.	Ft.	Sq.ft.	Indv.	Sum.	Indv.	Avg.	Min.	Min.	Min.	Min.	In/Hr	In/Hr	CFS	CFS	ln.	%	%	Ft/S	Ft/S	CFS	CFS	CFS	CFS
106	104	26	27,320	0.63	0.63	0.80	0.80	5.0	0.0	5.0	5.0	7.20	7.20	3.6	3.6	15	3.00	1.89	11.9	10.0	14.5	12.3	10.9	8.7
105	104	40	6,330	0.15	0.15	0.80	0.80	5.0	0.1	5.1	5.1	7.20	7.20	0.8	0.8	15	1.20	1.10	7.5	7.4	9.2	9.1	8.4	8.3
104	103	260	28,200	0.65	1.42	0.80	0.80	5.0	1.1	6.1	6.1	6.80	6.80	3.5	4.4	18	0.25	0.24	3.9	3.7	6.8	6.2	2.5	1.9
103	102	253	-	0.00	1.42	0.80	0.80	5.0	0.9	7.1	7.1	6.40	6.40	0.0	4.4	18	0.33	0.38	4.4	4.7	7.8	8.4	3.5	4.1
102	101	61	15,530	0.36	1.78	0.80	0.80	5.0	0.2	7.3	7.3	6.40	6.40	1.8	6.2	18	0.37	0.36	4.7	4.6	8.3	8.1	2.1	1.9
101	E2	26	10,171	0.23	2.01	0.80	0.60	5.0	0.1	7.4	7.4	6.40	6.40	1.2	7.4	18	0.50	0.58	5.5	5.9	9.7	10.5	2.3	3.1
115	114	_26	16,300	0.37	0.37	0.80	0.80	5.0	0.1	5.1	5.1	7.20					1.00	0.65	5.9	4.9	4.6	3.8	2.5	1.7
114	111	78	16,740		0.76	0.80	0.80	5.0		5.2	5.2			2.2		$\overline{}$	1.29	1.45	7.8	8.7	9.5	10.7	5.2	6.4
113	112	26	29,153	0.67	0.67	0.80	0.80	5.0	0.1	5.1	5.1	7.20		3.9			0.35	0.35	4.0	4.0	5.0	5.0	1.1	1.1
112	111	62	18,630	0.43	1.10	0.80	0.80	5.0	0.2	5.2	5.2			2.5	6.3	18	0.60	0.40	6.0	4.8	10.6	8.6	4.3	2.3
111	110	166	605	0.01	1.87	0.80	0.80	5.1	0.5	5.7	5.7	7.00	7.00	0.1	10.8	_24	0.30	0.28	5.1	4.8	16.1	15.0	5.3	4.2
110	108	148	9,035	0.21	2.08	0.80	0.80	5.4	0.4	6.2	6.2	6.80	6.80	1.1	11.9	_24	0.35	0.37	5.5	5.8	17.4	18.4	5.5	6.5
109	108	20	60,500	1.39	1.39	0.60	0.60	14.0	0.0	14.0	14.0	4.90	4.90	4.1	4.1	_12	1.50	1.10	7.2	6.5	5.7	5.1	1.6	1.0
108	107	26	40,688	0.93	4.40	0.60	0.75	14.2	0.1	14.3	14.3	4.90	4.90	2.7	18.7	24	0.45	0.53	6.3	7.4	19.7	23.0	1.0	4.3
107	E3	156	45,045	1.03	5.43	0.75	0.75	14.3	0.5	14.8	14.8	4.80	4.80	3.7	22.4	30	0.20	0.21	4.9	5.1	23.8	25.0	1.4	2.0

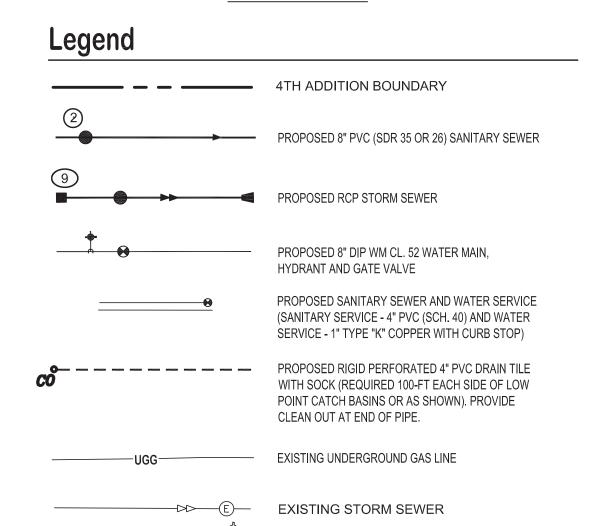
## SHEET NO. 2171 AS-BUILT PLAN

CONTRACTOR:

Shakopee, MN 55379 (952) 445-1003



#### GRAPHIC SCALE



### **Notes**

- 1) SEE DETAIL SHEETS FOR SPECIFIC REQUIREMENTS FOR UTILITY INSTALLATION.
- ALL UTILTIES SHALL BE INSTALLED PER CITY OF LAKE ELMO DETAILS AND SPECIFICATIONS.

EXISTING WATERMAIN

**EXISTING SANITARY SEWER** 

# **City Standard Plan Notes**

- 1. ALL STORM SEWER AND ACCESSORIES MUST BE CONSTRUCTED IN ACCORDANCE WITH THE CITY OF LAKE ELMO STANDARD SPECIFICATIONS AND DETAILS.
- 2. REINFORCED CONCRETE PIPE AND FITTINGS SHALL CONFORM WITH THE REQUIREMENTS OF MnDOT SPEC 3236 (REINFORCED CONCRETE PIPE) FOR THE TYPE, SIZE, AND STRENGTH CLASS SPECIFIED HEREIN.
- 3. PRECAST CONCRETE MANHOLE AND CATCH BASIN SECTIONS SHALL CONFORM TO THE REQUIREMENTS OF ASTM C-477.
- 4. A 1'-0" TO 1'-4" MANHOLE SECTION SHALL BE INSTALLED UNDER THE CONE SECTION TO ALLOW FOR HEIGHT ADJUSTMENT WHENEVER POSSIBLE.
- 5. JCINTS OF MANHOLE RISER SECTIONS SHALL BE TONGUE AND GROOVE WITH RUBBER "O" RING JOINTS PROVIDED ON ALL STORM SEWER MANHOLES.
- 6. RIP-RAP SHALL BE HAND-PLACED OVER GEOTEXTILE FABRIC AND CONFORM TO MnDOT SPEC. 3601, CLASS III, OR AS SPECIFIED HEREIN.
- 7. THE GEOTEXTILE FABRIC USED UNDER RIP-RAP SHALL EXTEND 3 FT UNDER THE
- 8. FURNISH & INSTALL TRASH GUARDS ON ALL FLARED END SECTIONS.

CONNECTIONS PER MDH REQUIREMENTS.

- 9. ALL SILT SHALL BE CLEANED OUT FROM THE RIP-RAP AT THE END OF THE PROJECT.
- 10. STORM SEWER STRUCTURES WITHIN 10 FT OF WATERMAIN ARE TO HAVE WATER TIGHT

ERICKSON Civil

> 333 North Main Street, Suite 201 Stillwater, Minnesota 55082 Phone (612) 309-3804

www.ericksoncivilsite.com DRAWING PHASE:

OWNER REVIEW AGENCY REVIEW BID DOCUMENT FOR CONSTRUCTION ✓ AS-BUILT DOCUMENT

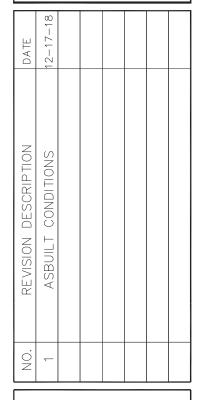
I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A **DULY LICENSED PROFESSIONAL** ENGINEER UNDER THE LAWS OF THE STATE OF MINNESOTA.

TODD A. ERICKSON, PE 40418

07/25/2018

DATE:

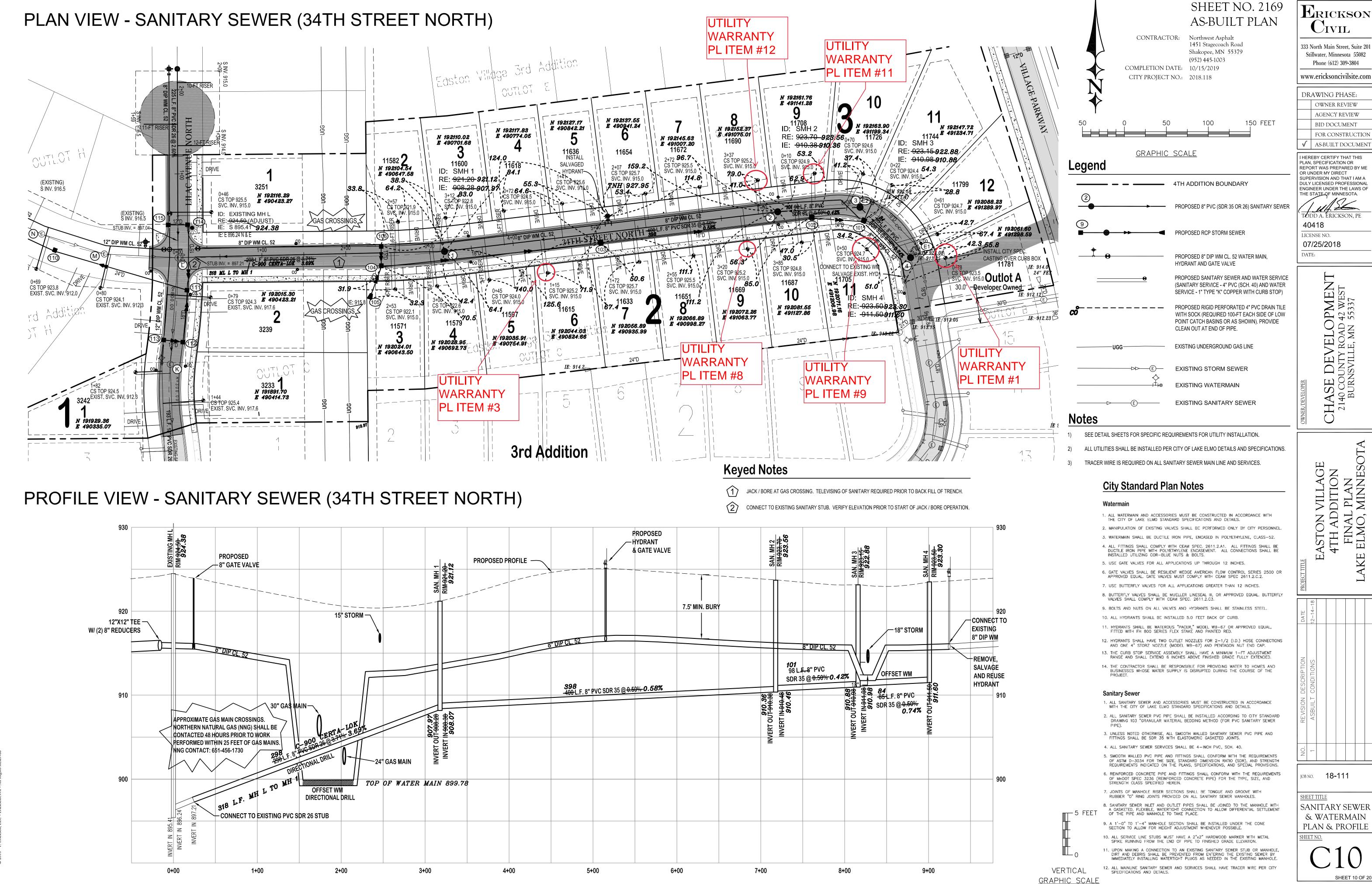
CHASE DEVELOPMENT 2140 COUNTY ROAD 42 WEST BURNSVILLE, MN 55337



JOB NO. **18-111** 

SHEET TITLE STORM SEWER

PLAN & PROFILE





# CITY OF LAKE ELMO PUNCHLIST

#### **EASTON VILLAGE 5TH ADDITION**

PROJECT NO. 2019.111

ADDRESSED TO: ANDY CHASE, CHASE DEVELOPMENT

DATE ISSUED: JUNE 6, 2021 (PROJECT ACCEPTANCE)

DATE UPDATED: NOVEMBER 3, 2022

DATE ISSUED: DECEMBER 7, 2022 (UTILITY WARRANTY)

**CURRENT DEVELOPMENT STATUS:** 

2

and reinstall.

WATER/SAN. SEWER UTILITIES: ACCEPTED, WARRANTY EXPIRED 10/6/2022, PUNCHLIST ITEMS OUTSTANDING

Gate valve at end of Lilac Avenue Alcove North cul-de-sac: Could not be located, bring to grade, inspect, and

Watermain green space marker run over and destroyed at end of Lilac Avenue Alcove North cul-de-sac. Replace

OTHER SUBDIVISION IMP: NOT ACCEPTED, NOT IN WARRANTY

RECORD PLANS: COMPLETE AND DELIVERED

SUMM	ARY STATUS: DEVELOPMENT IN DEFAULT PENDING COMPLETION OF PUNCHLIST ITEMS														
ITEM#	CORRECTIVE ACTION	DATE ADDED	ADDED BY	CONTRACTOR INITIAL	CONTRACTOR DATE COMPLETED		VERIFIED BY (CITY)	REMARKS							
	PROJECT ACCEPTANCE PUNCHLIST SECTION														
1	Remove bio rolls from the pond edge where vegetation is established.	6/6/2021	DMK			11/3/2022	DJ								
2	Repair pond erosion behind lot 10 block 2 (3516 Lilac Ave. N.)	6/6/2021	DMK			9/26/2022	CJI								
3	Repair rutting and erosion off the north end of Village Parkway down to the pond.	6/6/2021	DMK												
4	Remove and replace all damaged curb and concrete sidewalk panel marked in the field. Coordinate with city engineering department 1 week in advance of mobilization to have areas marked for repair.	6/28/2021	DMK					11/3/2022 - Add topsoil along sidewalk edges							
5	Install all pavement adjusting rings to all castings and valve boxes in pavement	6/28/2021	DMK			11/3/2022	DJ								
6	Clean off 3537 Lilac Alcove North's driveway, remove stains and extra concrete	11/3/2022	DJ												
7	Correct drainage issue along the trail in the rear yard for block 2 lot 7 (3492 Lilac Avenue)	9/26/2022	CJI												
	זט	ILITY WAR	RANTY PU	JNCHLIST SEC	ΓΙΟΝ										
1	Watermain Gate Valves: Gate Valves in the roadway could not be operated as they were filled with snow/ice.  Reinspect in favorable weather conditions	11/28/2022	JJS				_								

JJS

JJS

11/28/2022

11/28/2022

Engineering Punch List does not include/address Landscape Improvements

PRINT DATE: 5/3/2023 PAGE 1 OF 1

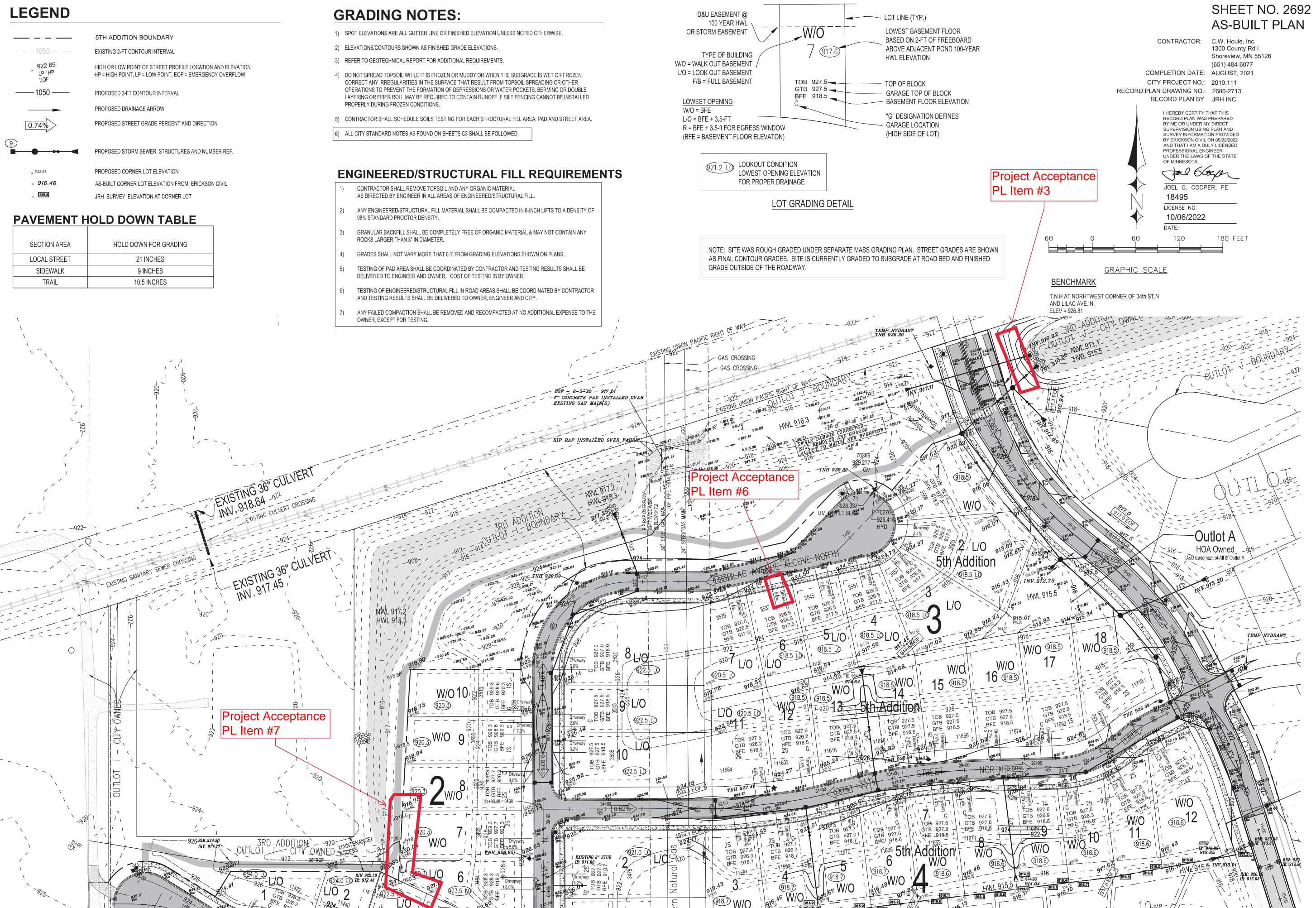
**PUNCHLIST PURPOSE:** 

☑ PROJECT ACCEPTANCE

PRE-WEAR COURSE

☑ UTILITY WARRANTY

SUBDIVISION IMP. WARRANTY



E RICKSON
C ivil

333 North Main Street, Suite 201 Stillwater, MinnesoTA 55082 Phone (612) 309-3804

DRAWING PHASE:

OWNER REVIEW

AGENCY REVIEW

BID DOCUMENT

FOR CONSTRUCTION

AS-BUILT DOCUMEN

I HEREBY CERTIFY THAT THIS
PLAN, SPECIFICATION OR
REPORT WAS PREPARED BY ME
OR UNDER MY DIRECT
SUPERVISION AND THAT I AM A
DULY LICENSED PROFESSIONAL
ENGINEER UNDER THE LAWS OF
THE STATE OF MINNESOTA.

TODD A. ERICKSON, PE
40418

LICENSE NO.
08/05/2020

DATE:

CHASE DEVELOPMENT 2140 COUNTY ROAD 42 WEST BURNSVILLE, MN 55337

EASTON VILLAGE 5TH ADDITION FINAL PLAN LAKE ELMO, MINNESOTA

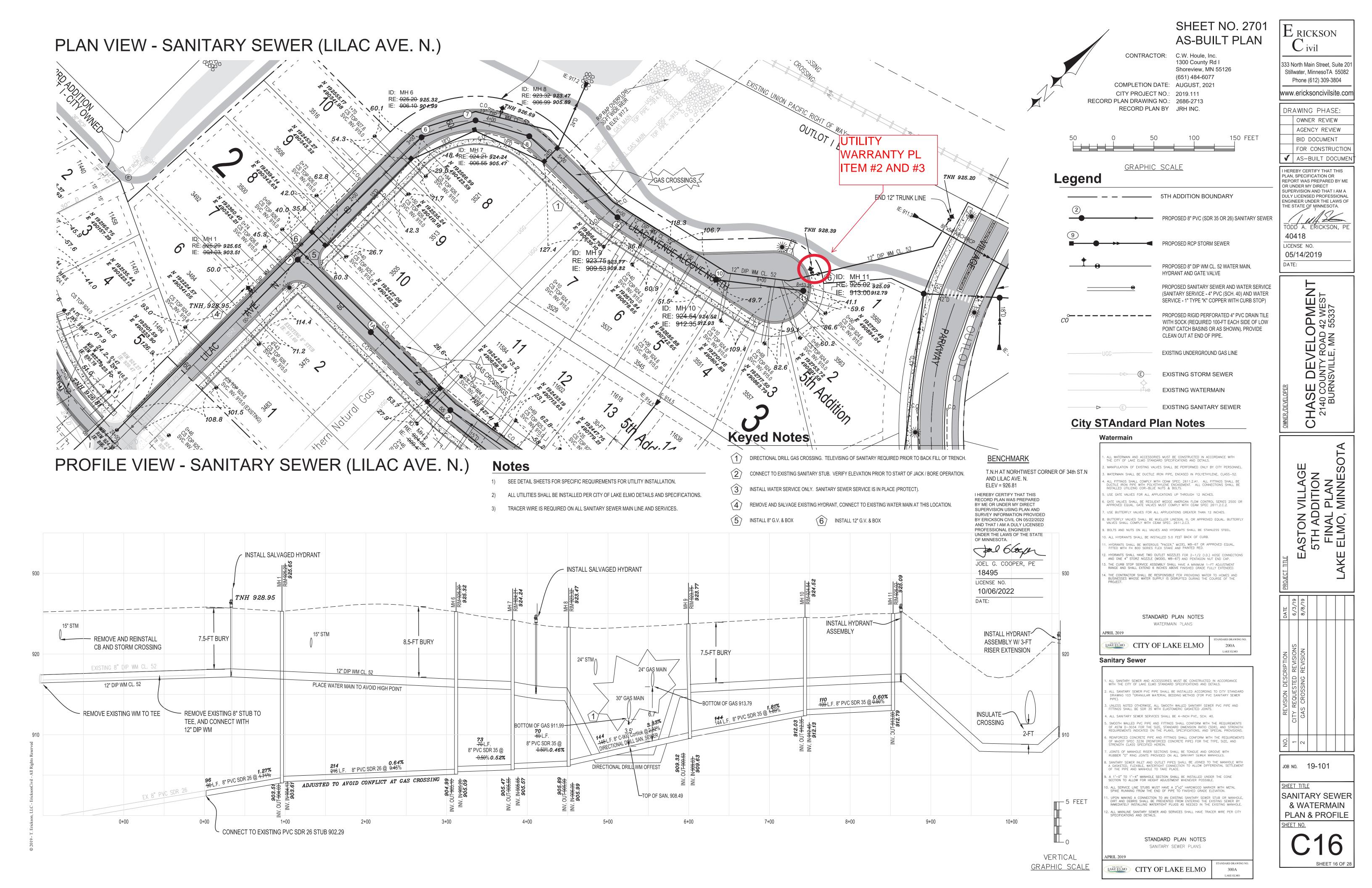
1 CITY REQUESTED REVISIONS 6/3/19
2 CITY REQUESTED REVISIONS 6/18/19
3 CITY REQUESTED REVISIONS 7/19/19
4 ADJUSTED FES'S 7/19/19
5 GAS MAIN OVERFLOW 8/5/20

JOB NO. 19-101

SHEET TITLE

GRADING PLAN

C7



#### **EASTON VILLAGE 2ND ADDITION**

#### Time of Performance: October 31, 2017

DEVELOPMENT AGREEMENT AMOUNTS				REDUCTIONS						
CATEGORY	CONSTRUCTION	125% REM	ARKS	#1	#2	#3	#4	#5	#6	
Grading	\$238,969	\$298,711.25 100%		\$298,711						
Grading	\$38,286	\$47,858 100%			\$47,858					
Sanitary Sewer	\$54,276	\$67,845 100%			\$50,884	\$16,961				
Watermain	\$60,848	\$76,059 100%			\$57,045	\$19,015				
Storm Sewer	\$54,920	\$68,650 75%			\$34,325	\$17,162				
Streets and Sidewalks	\$226,308	\$282,885 75%			\$141,443	\$70,721				
Trails	\$12,570	\$15,713 75%				\$11,784				
Surface Water Facilities	NA	NA								
Street Lighting	\$48,000	\$60,000 75%				\$45,000				
Street Signs and Traffic Control Signs	\$700	\$875 75%				\$656				
Private Utilities (electricity, natural gas, telephone, and cable	e)									
Landscaping	\$46,008	\$57,510 75%				\$43,133				
Tree Preservation and Restoration	NA	NA includ	ed in Grading Agreement							
Wetland Mitigation and Buffers	NA	NA LOC TI	nrough VBWD							
Monuments	\$1,900	\$2,375 75%				\$1,781				
Erosion Control	\$15,406	\$19,257 75%				\$14,443				
Misc.	\$0	\$0 None								
Record Drawings	\$3,000	\$3,750 75%				\$2,813				
TOTALS	\$562,221	\$702,776	RELEASED AMOUNTS:	\$0	\$331,553	\$243,469				
			CUMMULATIVE AMOUNTS:	\$0	\$331,553	\$575,022				

CUMMULATIVE AMOUNTS: \$0 \$331,553 \$575,022 SECURITY AMOUNT REMAINING: \$702,776 \$371,223 \$127,754

DATE: 10/17/2017 2/7/2018 2/4/2020



Wells Fargo Bank, N.A. U.S. Trade Services Standby Letters of Credit 794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 Phone: 1(800) 776-3862 Option 2 E-Mail: sblc-new@wellsfargo.com

#### **Amendment To Irrevocable Standby Letter Of Credit**

Number: IS000002923U

Amendment Number: 003

Amend Date: May 11, 2020

**BENEFICIARY** 

**APPLICANT** 

CITY OF LAKE ELMO 3800 LAVERNE AVE. NORTH LAKE ELMO, MINNESOTA 55042 CHASE DEVELOPMENT, INC 2140 COUNTY ROAD 42 WEST BURNSVILLE, MINNESOTA 55337

#### LADIES AND GENTLEMEN:

AT THE REQUEST AND FOR THE ACCOUNT OF THE ABOVE REFERENCED APPLICANT, WE HEREBY AMEND OUR IRREVOCABLE STANDBY LETTER OF CREDIT (THE "WELLS CREDIT") IN YOUR FAVOR AS FOLLOWS:

PLEASE BE ADVISED THAT THE BENEFICIARY HAS NOTIFIED US DIRECTLY THAT THEY ARE AUTHORIZING A REDUCTION TO THE AMOUNT OF THIS CREDIT. WE HAVE THEIR WRITTEN AGREEMENT IN OUR FILES.

THIS CREDIT IS NOW REDUCED IN THE AMOUNT OF USD243469.00 TO A TOTAL OF USD 127754.00.

ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.

THIS AMENDMENT IS TO BE ATTACHED TO THE ORIGINAL WELLS CREDIT AND IS AN INTEGRAL PART THEREOF.

Very Truly Yours,

WELLS FARGO BANK, N.A.

HANS FORSBERG ASSISTANT VICE PRESIDENT

The original of the Letter of Credit contains an embossed seal over the Authorized Signature.

Please direct any written correspondence or inquiries regarding this Letter of Credit, always quoting our reference number, to **Wells Fargo Bank, National Association**, Attn: U.S. Standby Trade Services

at either

794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 401 N. Research Pkwy, 1st Floor MAC D4004-017, WINSTON-SALEM, NC 27101-4157

Phone inquiries regarding this credit should be directed to our Standby Customer Connection Professionals

1-800-776-3862 Option 2

(Hours of Operation: 8:00 a.m. PT to 5:00 p.m. PT)

1-800-776-3862 Option 2 (Hours of Operation: 8:00 a.m. EST to 5:00 p.m. EST)

#### **EASTON VILLAGE 3RD ADDITION**

#### Time of Performance: October 31, 2017

DEVELOPMENT AGREEMENT AMOUNTS				REDUCTIONS						
CATEGORY	CONSTRUCTION	125% REMARKS	S	#1	#2	#3	#4	#5	#6	
Grading	\$196,245	\$245,306 100%		\$245,306						
Sanitary Sewer	\$118,179	\$147,724 100%		\$110,793	\$36,931					
Watermain	\$128,435	\$160,544 100%		\$120,408	\$40,136					
Storm Sewer	\$118,267	\$147,834 75%			\$110,876					
Streets and Sidewalks	\$157,590	\$196,988 75%			\$147,741					
Trails	\$14,600	\$18,250 75%			\$13,688					
Surface Water Facilities	NA	NA included in	Grading Agreement							
Street Lighting	\$12,000	\$15,000 75%			\$11,250					
Street Signs and Traffic Control Signs	\$1,850	\$2,313 75%			\$1,734					
Private Utilities (electricity, natural gas, telephone, ar	nd cable)									
Landscaping	\$98,573	\$123,216 75%			\$92,412					
Tree Preservation and Restoration	NA	NA included in	Grading Agreement							
Wetland Mitigation and Buffers	NA	NA LOC Throug	h VBWD							
Monuments	\$2,800	\$3,500 75%			\$2,625					
Erosion Control	\$29,982	\$37,477 75%			\$28,108					
Misc.	NA	NA								
Record Drawings	\$5,000	\$6,250 75%			\$4,688					
OTALS	\$883,520	\$1,104,400	RELEASED AMOUNTS:	\$476,507	\$490,187					

CUMMULATIVE AMOUNTS: \$476,507 \$966,694
SECURITY AMOUNT REMAINING: \$627,894 \$137,707

DATE: 2/7/2018 2/4/2020



May 7, 2020

Wells Fargo Bank N.A.
U.S. Trade Services
Standby Letters of Credit
MAC D4004-017
401 N. Research Pkwy., 1st Floor
Winston-Salem, North Carolina 27101

RE:

Easton Village 3rd Addition

Lake Elmo, Minnesota

Irrevocable Letter of Credit #IS000010066U

Dear Sir or Madam:

The City of Lake Elmo ("City") has reviewed a request for a reduction in the Letter of Credit issued by Wells Fargo Bank, N.A. as security (the "security") for park dedication within the Easton Village 3rd Addition in Lake Elmo, Minnesota. The City Council, at its meeting of February 4, 2020, agreed to reduce the security afforded by the Letter of Credit from the amount of \$627,894 to \$137,707. Therefore, the Letter of Credit #IS0010066U is hereby reduced to \$137,707.

Should you have any questions or require additional information, please call me at 651-747-3914.

Sincerely,

Julie Johnson

City Clerk

Wells Fargo Bank, N.A. U.S. Trade Services Standby Letters of Credit 794 Davis Street, 2nd Floor MAC Ao283-023, San Leandro, CA 94577-6922 Phone: 1(800) 776-3862 Option 2 E-Mail: sblc-new@wellsfargo.com

#### Amendment To Irrevocable Standby Letter Of Credit

Number: IS000010066U

Amendment Number: 001

Amend Date: February 28, 2018

BENEFICIARY	APPLICANT
CITY OF LAKE ELMO 3800 LAVERNE AVE. N LAKE ELMO, MINNESOTA 55042	CHASE DEVELOPMENT INC 2140 COUNTY ROAD 42 W BURNSVILLE, MINNESOTA 55337
LADIES AND GENTLEMEN:	
AT THE REQUEST AND FOR THE ACCOUNT OF THE ABOUNT OF THE ABOUND OF THE STANDBY LETTER OF CREDIT (THE "WEL	OVE REFERENCED APPLICANT, WE HEREBY AMEND OUR LLS CREDIT") IN YOUR FAVOR AS FOLLOWS:
THE CURRENT AVAILABLE AMOUNT IS DECREASED BY	USD 476,506.00 TO USD 627,894.00.
ALL OTHER TERMS AND CONDITIONS REMAIN UNCHA	NGED.
THIS AMENDMENT IS TO BE ATTACHED TO THE ORIGIN	NAL WELLS CREDIT AND IS AN INTEGRAL PART THEREOF.
Very Truly Yours,	1st TRACER 2nd TRACER 3rd and FINAL TRACER
WELLS FARGO BANK, N.A.	Your Immediate response would be appreciated.
( Ala Carl	DATE: 5 BY:
Ву	DATE: OT:
Authorized Signature	
The original of the Letter of Credit contains an embo	ssed seal over the Authorized Signature.
Please direct any written correspondence or inquiries reference number, to <b>Wells Fargo Bank, National As</b>	
at either 794 Davis Street, 2nd Floor	or 401 N. Research Pkwy, 1st Floor
MAC A0283-023,	MAC D4004-017,
San Leandro, CA 94577-6922	WINSTON-SALEM, NC 27101-4157
Phone inquiries regarding this credit should be dire	ected to our Standby Customer Connection Professionals
1-800-776-3862 Option 2	1-800-776-3862 Option 2
(Hours of Operation: 8:00 a.m. PT to 5:00 p.m. PT)	(Hours of Operation: 8:00 a.m. EST to 5:00 p.m. EST)

Consent to Amendment **001** on Standby Letter of Credit No. **IS000010066U** is required to become effective. **Please date and sign below and return a copy via e-mail to standbylc@wellsfargo.com or return an original signed copy to our office located at either:** 

794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 or Fax to 844-879-2898.	<ul> <li>401 N. Research Pkwy, 1st Floor</li> <li>MAC D4004-017,</li> <li>WINSTON-SALEM, NC 27101-4157</li> <li>or Fax to 844-879-2898.</li> </ul>
Amendment accepted in its entirety	Amendment rejected in its entirety
Date	Authorized Signature - CITY OF LAKE ELMO
( )	
Telephone Number	Printed Name of Authorized Signer

#### **EASTON VILLAGE 4TH ADDITION**

**TOTALS** 

#### Time of Performance: October 31, 2018

\$640,438

\$512,350

DEVELOPMENT AGREEMENT AMOUNTS			REDUCTIONS							
CATEGORY	CONSTRUCTION	125% REMARKS	#1	#2	#3	#4	#5	#6		
Grading	NA	NA								
Sanitary Sewer	\$74,754	\$93,443	\$70,082							
Watermain	\$123,925	\$154,906	\$116,180							
Storm Sewer	\$109,294	\$136,618								
Streets and Sidewalks	\$146,487	\$183,109								
Trails	NA	NA								
Surface Water Facilities	NA	NA								
Street Lighting	\$12,000	\$15,000 By Xcel Energy								
Street Signs and Traffic Control Signs	\$700	\$875								
Private Utilities (electricity, natural gas, telephone, and cable	NA	NA								
Landscaping	\$15,900	\$19,875								
Tree Preservation and Restoration	NA	NA								
Wetland Mitigation and Buffers	NA	NA								
Monuments	\$2,400	\$3,000								
Erosion Control	\$21,890	\$27,363								
Misc.	NA	NA								
Record Drawings	\$5,000	\$6,250								

RELEASED AMOUNTS: \$186,262 CUMMULATIVE AMOUNTS: \$186,262 SECURITY AMOUNT REMAINING: \$454,176

DATE: 1/15/2019



Wells Fargo Bank, N.A. U.S. Trade Services Standby Letters of Credit 401 N. Research Pkwy, 1st Floor MAC D4004-017, Winston-Salem, NC 27101-4157 Phone: 1(800) 776-3862 Option 2 E-Mail: sblc-new@wellsfargo.com

#### **Amendment To** Irrevocable Standby Letter Of Credit

Number: IS000052288U

Amendment Number: 001

Amend Date: January 25, 2019

BENEFICIARY

**APPLICANT** 

CITY OF LAKE ELMO 3800 LAVERNE AVE. N

LAKE ELMO, MINNESOTA 55042

CHASE DEVELOPMENT INC 2140 COUNTY ROAD 42 W

BURNSVILLE, MINNESOTA 55337

#### LADIES AND GENTLEMEN:

AT THE REQUEST AND FOR THE ACCOUNT OF THE ABOVE REFERENCED APPLICANT, WE HEREBY AMEND OUR IRREVOCABLE STANDBY LETTER OF CREDIT (THE "WELLS CREDIT") IN YOUR FAVOR AS FOLLOWS:

PLEASE BE ADVISED THAT THE BENEFICIARY HAS NOTIFIED US DIRECTLY THAT THEY ARE AUTHORIZING A REDUCTION TO THE AMOUNT OF THIS CREDIT. WE HAVE THEIR WRITTEN AGREEMENT IN OUR FILES. THIS CREDIT IS NOW REDUCED IN THE AMOUNT OF USD 186263.00 TO A TOTAL OF USD 454176.00.

ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.

THIS AMENDMENT IS TO BE ATTACHED TO THE ORIGINAL WELLS CREDIT AND IS AN INTEGRAL PART THEREOF.

Very Truly Yours,

WELLS FARGO BANK, N.A.

Authorized Sianature

The original of the Letter of Credit contains an embossed seal over the Authorized Signature.

Please direct any written correspondence or inquiries regarding this Letter of Credit, always quoting our reference number, to Wells Fargo Bank, National Association, Attn: U.S. Standby Trade Services

at either

794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 401 N. Research Pkwy, 1st Floor MAC D4004-017, WINSTON-SALEM, NC 27101-4157

Phone inquiries regarding this credit should be directed to our Standby Customer Connection Professionals

1-800-776-3862 Option 2

1-800-776-3862 Option 2

(Hours of Operation: 8:00 a.m. PT to 5:00 p.m. PT)

(Hours of Operation: 8:00 a.m. EST to 5:00 p.m. EST)

<del>Together we'l</del>l go far





#### **EASTON VILLAGE 5TH ADDITION**

#### Time of Performance: October 31, 2019

DEVELOPMENT AGREEMENT AMOUNTS				REDUCTIONS							
CATEGORY	CONSTRUCTION	125% REMARI	(S	#1	#2	#3	#4	#5	#6		
Site Grading Agreement	\$0	\$0									
Sanitary Sewer	\$219,845	\$274,806		\$206,105							
Watermain	\$324,705	\$405,881		\$304,411							
Storm Sewer	\$485,728	\$607,160		\$303,580							
Streets and Sidewalks	\$693,676	\$867,095		\$433,548							
Trails	\$0	\$0									
Surface Water Facilities	NA	NA									
Street Lighting	\$40,000	\$50,000 By Xcel En	ergy								
Street Signs and Traffic Control Signs	\$4,150	\$5,188									
Private Utilities (electricity, natural gas, telephone, and cable	NA	NA									
Landscaping	\$61,074	\$76,343		\$57,257							
Tree Preservation and Restoration	NA	NA									
Wetland Mitigation and Buffers	NA	NA									
Monuments	\$4,800	\$6,000									
Erosion Control	\$0	\$0									
Misc.	NA	NA									
Record Drawings	\$5,000	\$6,250									
OTALS	\$1,838,978	\$2,298,724	RELEASED AMOUNTS:	\$1,304,900	\$0	\$0	\$0	\$0			

CUMMULATIVE AMOUNTS: \$1,304,900

SECURITY AMOUNT REMAINING: \$993,824

DATE: 10/6/2020



Wells Fargo Bank, N.A. U.S. Trade Services Standby Letters of Credit 794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 Phone: 1(800) 776-3862 Option 2 E-Mail: sblc-new@wellsfargo.com

#### **Amendment To Irrevocable Standby Letter Of Credit**

Number: IS000091989U

Amendment Number: 001

Amend Date: February 19, 2021

**BENEFICIARY** 

**APPLICANT** 

CITY OF LAKE ELMO 3880 LAVERNE AVENUE NORTH, SUITE 100 ATTN: JULIE JOHNSON LAKE ELMO, MINNESOTA 55042

CHASE DEVELOPMENT INC. 2140 COUNTY ROAD 42W BURNSVILLE, MINNESOTA 55337

#### LADIES AND GENTLEMEN:

AT THE REQUEST AND FOR THE ACCOUNT OF THE ABOVE REFERENCED APPLICANT, WE HEREBY AMEND OUR IRREVOCABLE STANDBY LETTER OF CREDIT (THE "WELLS CREDIT") IN YOUR FAVOR AS FOLLOWS:

PLEASE BE ADVISED THAT THE BENEFICIARY HAS NOTIFIED US DIRECTLY THAT THEY ARE AUTHORIZING A REDUCTION TO THE AMOUNT OF THIS CREDIT. WE HAVE THEIR WRITTEN AGREEMENT IN OUR FILES. THIS CREDIT IS NOW REDUCED IN THE AMOUNT OF USD 1304931.00 TO A TOTAL OF USD 993824.00.

PLEASE BE ADVISED THAT THE BENEFICIARY HAS NOTIFIED US DIRECTLY THAT THEY ARE AUTHORIZING A CHANGE TO THEIR ADDRESS THROUGH OUT THE CREDIT AS FOLLOWS:

3880 LAVERNE AVENUE NORTH, SUITE 100 ATTN: JULIE JOHNSON LAKE ELMO MN 55042 US

ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.

THIS AMENDMENT IS TO BE ATTACHED TO THE ORIGINAL WELLS CREDIT AND IS AN INTEGRAL PART THEREOF.

Very Truly Yours,

WELLS FARGO BANK, N.A.

EISA CHAU ASSISTANT VICE PRESIDENT

Authorized Signature

The original of the Letter of Credit contains an embossed seal over the Authorized Signature.

By

Please direct any written correspondence or inquiries regarding this Letter of Credit, always quoting our reference number, to **Wells Fargo Bank, National Association**, Attn: U.S. Standby Trade Services

at either

794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 401 N. Research Pkwy, 1st Floor MAC D4004-017, WINSTON-SALEM, NC 27101-4157

Phone inquiries regarding this credit should be directed to our Standby Customer Connection Professionals

1-800-776-3862 Option 2

1-800-776-3862 Option 2

(Hours of Operation: 8:00 a.m. PT to 5:00 p.m. PT)

(Hours of Operation: 8:00 a.m. EST to 5:00 p.m. EST)