0-20-13

ORDINANCE NO.

AN ORDINANCE ACCEPTING STREETS AND DRAINAGE FACILITIES WITHIN PHASE 1 OF GRANDVIEW PLACE IN THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the owner and developer of Grandview Place has requested that the City of North Little Rock accept dedication of the public streets and drainage facilities constructed with the development of Phase 1 of Grandview Place and to assume responsibility for their maintenance (see letters from Joe D. White of White-Daters & Associates, Inc. collectively attached hereto as Exhibit A); and

WHEREAS, the said roadways and related improvements have been completed according to plans and specifications, duly approved by the North Little Rock City Engineer and supported by the Planning Department (see Exhibits B and C attached hereto), and a maintenance bond in the amount of \$56,594,62 has been provided to the City (see Exhibit D attached hereto).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the City of North Little Rock, Arkansas hereby accepts the dedication of the public streets and drainage infrastructure within Phase 1 of Grandview Place in the City of North Little Rock, Pulaski County, Arkansas, more particularly described on survey map attached hereto as Exhibits E and incorporated herein by reference.

SECTION 2: That a certified copy of this Ordinance shall be filed in the Office of the Pulaski County Recorder and recorded in the Deed Records of Pulaski County.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: That it is hereby found and determined that the acceptance of the above-mentioned roadways and drainage infrastructure in Phase 1 of Grandview Place is immediately necessary to insure the proper and orderly growth of this land and the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:	APPROVED:
	Mayor Joe A. Smith
SPONSOR:	ATTEST:
Roudle Ron Harris AF	Diane Whitbey, City Clerk
APPROVED AS TO FORM: Amy Beckman Fields, City Attorney	
PREPARED BY THE OFFICE OF THE CITY ATT	ORNEY/CF





January 30, 2020

Mayor Joe Smith Alderman Steve Baxter Alderman Ron Harris City of North Little Rock 300 Main Street Little Rock, AR 72201

RE: Grandview Place Addition, Phase 1

Gentlemen,

I am writing on behalf of James A. Penney, Jr. and Barbara Penney, the developers of the above referenced project. The Penney's are requesting that West 52nd Street and Division Street lying within Grandview Place Addition be accepted by the City of North Little Rock. I have attached a map indicating the portions of both streets included in this request.

Please place this item on the next available agenda. Do not he sitate to call should you have any questions or require additional information.

Your help in this matter is greatly appreciated.

Respectfully,

Joe D. White, PE



January 14, 2019

Mr. David Cook
City of North Little Rock
Public Works Department
500 West 13th Street
North Little Rock, Arkansas 72114

RE: Grandview Place Addition

Mr. Cook,

The contractor has completed your punch list dated December 3, 2019.

We are requesting that a final inspection be done to allow the final plat to be released and the street dedication to occur.

As the engineer of record, we certify that all subdivision improvements as required by the City of North Little Rock Subdivision Rules and Regulations have been made and installed in accordance with those specifications.

If you have any further questions, please do not hesitate to call.

Your help in this matter is greatly appreciated.

Best Regards,

Joe White, Jr.

Engineering Department



500 West 13th Street North Little Rock, Arkansas 72114

Phone: (501)-371-8345 Fax: (501) 371-8348

January 30, 2020

Mayor and Council Members,

City Engineering has inspected work for Grandview Place Addition and confirms that streets and drainage were built to City standards. A two (2) year maintenance bond for 50% of street and drainage work has been submitted as well. All requirements from City Engineering have been met and therefore, City Engineering recommends the City accept all street and drainage work.

Sincerely,

Chus h

Chris Wilbourn Chief City Engineer





120 Main St. • North Little Rock, AR 72114-2134 Phone (501) 975-8835 • Fax (501) 975-8837

January 21, 2020

Re: Grandview Place Addition, street acceptance (52nd and Division)

David,

NLR Planning supports the acceptance of streets in this phase of Grandview Place Addition.

Shawn Spencer Planning



Granite Re, Inc.

MAINTENANCE BOND

Bond# GRAR44835

KNOW ALL MEN BY THESE PRESENTS, That We, the undersigned
Escamilla Excavating, LLC , as Principal
and Granite Re, Inc., a corporation organized under the laws of the State of Okiahoma and duly
authorized to do business in the State of Arkansas , as Surety, are held and firmly bound unto:
The City of North Little Rock, Arkansas in the penal sum of
**** Fifty-Six Thousand Five Hundred Ninety-Four & 62/100 ****
(\$ 56,594.62) Dollars, for the payment of which well and truly to be
made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors, and
assigns.
Signed this 17th day of January , 20 20 .
THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above named
Principal did on the day of, 20 enter into a
contract with the
City of North Little Rock, Arkansas
for: Grading, Paving & Drainage - Grandview Place Addition, North Little Rock, AR
AND, WHEREAS, the specifications of said construction contract provide that upon final acceptance by Obligee said Principal shall furnish a maintenance bond for the sum amounting to **** Fifty **** percent (
develop during the period of (2) year(s) from the date of completion and final
acceptance of said work, then this obligation shall be void; otherwise to remain in full force and effect.
Escamilla Excavating, LLC Principal BY: Title Granite Re, Inc. Surety
BY: Wally Clevenezer
Holly Clevenger , Attorney-in-Fact



GRANITE RE, INC. GENERAL POWER OF ATTORNEY

Know all Men by these Presents:

That GRANITE RE, INC., a corporation organized and existing under the laws of the State of OKLAHOMA and having its principal office at the City of OKLAHOMA CITY in the State of OKLAHOMA does hereby constitute and appoint:

BENSON A. CASHION; MATTHEW K. CASHION, JR.; JUDY SCHOGGEN; MICHAEL G. DORNBLASER; JIM R. ALLBRITTON; LEE W. JACKSON; JULIE MARTIN; DANETTE WARD; CATHERINE PARKER; LOLA BURTON; SUSAN SIMMONS; HOLLY CLEVENGER; JOHN A. DAVIE its true and lawful Attorney-in-Fact(s) for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said GRANITE RE, INC. a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said GRANITE RE, INC. through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said:

BENSON A. CASHION; MATTHEW K. CASHION, JR.; JUDY SCHOGGEN; MICHAEL G. DORNBLASER; JIM R. ALLBRITTON; LEE W. JACKSON; JULIE MARTIN; DANETTE WARD; CATHERINE PARKER; LOLA BURTON; SUSAN SIMMONS; HOLLY CLEVENGER; JOHN A. DAVIE may lawfully do in the premises by virtue of these presents.

In Witness Whereof, the said GRANITE RE, INC. has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its President and Secretary/Treasurer, this 9th day of April, 2019.

STATE OF OKLAHOMA

55.

COUNTY OF OKLAHOMA)

S E A L

Kenneth D. Whittington, Preside

theen & Carlson

Kyle F. McDonald, Treasure

On this 9th day of April, 2019, before me personally came Kenneth D. Whittington, President of the GRANITE RE, INC. Company and Kyle P. McDonald, Secretary/Treasurer of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said, that they, the said Kenneth D. Whittington and Kyle P. McDonald were respectively the President and the Secretary/Treasurer of GRANITE RE, INC., the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so fixed by order of the Board of Directors of said corporation, and that they signed their name thereto by like order as President and Secretary/Treasurer, respectively, of the Company.

My Commission Expires: August 8, 2021

Commission #: 01013257



748

GRANITE RE, INC.

Certificate

THE UNDERSIGNED, being the duly elected and acting Secretary/Treasurer of Granite Re, Inc., an Oklahoma Corporation, HEREBY CERTIFIES that the following resolution is a true and correct excerpt from the July 15, 1987, minutes of the meeting of the Board of Directors of Granite Re, Inc. and that said Power of Attorney has not been revoked and is now in full force and effect.

"RESOLVED, that the President, any Vice President, the Secretary, and any Assistant Vice President shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the Company in the course of its business. On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the Company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

WITNESS WHEREOF, the undersigned has subscribed this Certificate and affixed the corporate seal of the Corporation this

M day of JANNAW, 2020

Kyle P. McDonald, Secretary/Treasure



