



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 7/11/2024

File ID: TMP-4388

Department: Legal

Subject:

Type of Action: Approval/Action

Resolution authorizing the City Clerk to invoke First National Bank Letter of Credit Number 526656700 for Preserve at Inspiration Phase 3 Subdivision.

Resolution No.

Finance Information:

Account Number: NA

City Cost Amount: NA

Total Cost: NA

Special Circumstances:

Grant Funded: NA

Grant Title - CFDA or granting Agency: NA

Resolution #: NA

Location: (list below)

Address: Preserve at Inspiration Phase 3 Subdivision

District: District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☐ District 5 ☐

Additional Comments:

RESOLUTION NO. 24-_____

WHEREAS, First National Bank issued a certain letter of credit (No. 526656700) a copy of which is attached hereto and incorporated herein by reference, including any amendments thereto, in favor of the City of Huntsville, Alabama pursuant to Article 5 of the Subdivision Regulations for the City of Huntsville, Alabama; and

WHEREAS, the letter of credit is due to be invoked and the proceeds used in accordance with said subdivision regulations.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the City of Huntsville City Clerk be and is hereby authorized to present for payment to First National Bank Letter of Credit No. 526656700, prior to the expiration date thereof, with the language as specified in said Letter of Credit.

ADOPTED this the 11th day of July, 2024.

President of the City Council
of the City of Huntsville,
Alabama

APPROVED this the 11th day of July, 2024.

Mayor of the City of
Huntsville, Alabama



IRREVOCABLE LETTER OF CREDIT NO. 526656700

Beneficiary:

City of Huntsville
P.O. Box 308
Huntsville, AL 35804

Account Party:

Diltina Development Corporation
7545 Hwy 72 West
Madison, AL 35758

Bank:

First National Bank of Pulaski
2101 Clinton Ave W Suite 101
Huntsville, AL 35805

Subject: Article 5 Landscape Letter of Credit for The Preserve at Inspiration Phase III a resubdivision of Tract A of the Estates at Inspiration as recorded in Document No. 2018-00031996

Amount: \$16,500.00
Issue Date: July 21, 2023
Expiration Date: July 21, 2024

Gentlemen:

We hereby open our Irrevocable Standby Letter of Credit in your favor, effective July 21, 2023, for a sum not to exceed the aggregate of Sixteen Thousand Five Hundred and 00/100 dollars. Available by your one or more drafts at SIGHT on us.

All draft(s) drawn under and in compliance with the terms of this Credit prior to the expiration thereof will be duly honored if drawn and presented for payment to First National Bank of Pulaski, 2101 Clinton Ave, Suite 101, Huntsville, AL 35805.

Each draft must be accompanied by a statement signed by a representative of the City of Huntsville, Alabama, stating that the draw is being made pursuant to Article 5 of the Subdivision Regulations.

The original of this Letter of Credit must be presented with any drawing.

We hereby engage with you that drafts drawn under and in compliance with the terms of the credit will be duly honored upon presentation and deliver of the documents specified.

This Letter of Credit shall be governed by the laws of the State of Alabama including but not limited to, the Alabama Uniform Commercial Code, as the same may be from time to time amended.

J. Read Crawford

J. Read Crawford
Vice President
First National Bank of Pulaski
Huntsville Office

MW 7-21-23 *SE 8/2/23*
MM 7/28/23