

AN ORDINANCE OF THE TOWN OF KIRKLIN, INDIANA
REQUIRING PERFORMANCE BONDS FOR ALL UTILITY PERMITS AND
UNDERGROUND INSTALLATIONS

Findings

Town of Kirklin, Indiana ("Town") through their Town Council ("Council") hereby require that all road work, utility permit and underground cable applications and installation be accompanied by a performance bond in the amount of the project's estimated total cost. The performance bond shall be for the benefit of Town. Town has experienced an increased number of contractors failing to properly finish road, utility work, and underground cable installation within the Town's right-of-way. Once these contractors leave a certain project, it has proven to be extremely difficult locating the particular sub-contractor(s) who performed the work for communication on proper completion and determination of location. It is necessary that Town protect its interest in all Town right-of-ways and ensure any work performed is done properly and finished per the specification of the construction permit.

NOW , THEREFORE,

BE IT ORDAINED BY THE TOWN OF KIRKLIN, OF THE STATE OF INDIANA,
AS FOLLOWS:

1. That all applicants for road work, utility permits, and underground installations shall be required to obtain a performance bond in the amount at least equal to the estimated costs of the total project.
2. That the performance bonds shall list Town of Kirklin, State of Indiana, as the beneficiary and shall allow and authorize the Town to utilize these performance bonds to address any issues of the applicant's work.

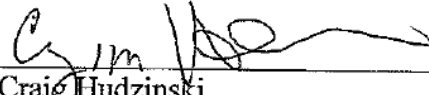
3. That the performance bond, or copy thereof, shall be included with the submission of the road work, utility permit, and underground installation applications.

4. That the failure of any applicant not procuring a performance bond and including it with their road work, utility permit, and/or underground installation application shall face a civil penalty of \$1,000.00 the first day and the \$500.00 everyday thereafter the performance bond is not accompanied with their permit.

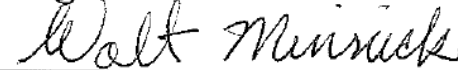
ADOPTED this 10th day of February 2025.



Mindi Job, President



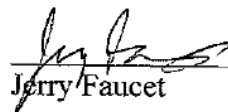
Craig Hudzinski



Walt Minick



Brent Stetler



Jerry Faucet

ATTEST:



Tara Walker, Clerk-Treasuer