

RESOLUTION 2009-636

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE RELEASE OF THE PERFORMANCE
BOND FOR PATRIOT'S COVE, SANITARY SEWER IMPROVEMENTS**

WHEREAS, Mignatti Corporation the builder of Patriot's Cove, has requested the release of the Performance Bond for Sanitary Sewer Improvements; and

WHEREAS, the Township Engineer has performed an inspection on the subject site and recommends the release of the Performance Bond for Sanitary Sewer Improvements based upon the following:

1. The applicant must make application to the Township of Barnegat for a "Certificate of Completion" (Exhibit "D").
2. The applicant must submit all legal documents as are necessary to convey their interest in the facilities to the Township (Exhibit "E").
3. The applicant must submit an affidavit that all contractors, subcontractors and materials have been paid (Exhibit "F").
4. The applicant must post a two-year maintenance guarantee in the amount of \$19,247.00, which represents 15% of the original construction costs of \$128,311.50.

THEREFORE BE IT RESOLVED by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the Performance Bond for Patriot's Cove, Sanitary Sewer Improvements is hereby released based on the Township Engineer's letter dated October 13, 2009.

CERTIFICATION

I, Kathleen T. West, Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify that the foregoing resolution was duly adopted by the Barnegat Township Committee at their regular meeting held on the 19th day of October, 2009, in the Municipal Court Room, 900 West Bay Avenue, Barnegat, New Jersey.

Kathleen T. West, RMC
Municipal Clerk