

RESOLUTION 2011-116

RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, DENYING THE RELEASE OF PERFORMANCE GUARANTEE FOR LIGHTHOUSE CROSSING, DRY WATER SYSTEM

WHEREAS, D&F Barnegat Developments, LLC, the developer of Lighthouse Crossing has requested a release of the Performance Guarantee for Dry Water System; and

WHEREAS, the Township Engineer has inspected subject site, and recommends denying the release of the Performance Guarantee, Dry Water System until the listed items below are complete;

1. The new water main must be tested for leakage in accordance with the Water Supply System Rules and Regulations
2. As-built plans in GIS format must be submitted to the Township Engineer's Office.

Once the above punch list items have been completed, the following items must be addressed prior to the performance guarantee being released:

1. Applicant must make application to the Township of Barnegat for a "Certificate of Completion" (Exhibit "D")
2. Applicant must submit an affidavit that all contractors, subcontractors and materials have been paid (Exhibit "F")
3. Applicant must post a two-year maintenance guarantee in the amount of \$8,838.00 which represents 15% of the original construction cost of \$58,920.00

THEREFORE BE IT RESOLVED by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the request for release of Performance Guarantee for Lighthouse Crossing, Dry Water System is hereby denied based on the recommendation of the Township Engineer, in his letter dated December 30, 2010.

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 7th day of February, 2011, at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.

Kathleen T. West, RMC
Municipal Clerk