

RESOLUTION 2011-188

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE
FOR HERITAGE POINT, NORTH, SECTIONS 3B AND 3C,
WATER SYSTEM FACILITIES**

WHEREAS, Mignatti Companies, the developer of Heritage Point, North, Sections 3B and 3C has requested the release of a Performance Guarantee, Water System Facilities; and

WHEREAS, the Township Engineer has inspected subject site, and recommends authorizing the release of the Performance Guarantee, Water System Facilities based on the following punch list items remain to be corrected;

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").

THEREFORE BE IT RESOLVED by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the request for the release of the Performance Guarantee for Heritage Point, North, Sections 3B and 3C, Water System Facilities is hereby denied based on the recommendation of the Township Engineer, in his letter dated March 17, 2011.

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 4th day of April, 2011, at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.

Kathleen T. West, RMC
Municipal Clerk