

RESOLUTION 2012-624

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE
FOR HERITAGE POINT, NORTH, SECTION 3A, SITE IMPROVEMENTS**

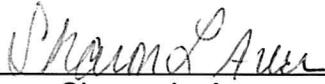
WHEREAS, Mignatti Companies, the developer of Heritage Point, North, Section 3A Performance Guarantee for Site Improvements; and

WHEREAS, the Township Engineer has inspected subject site, and recommends approving the release of the Performance Guarantee, Site Improvements for Section 3A; contingent up the posting of a two (2) year Maintenance Bond in the amount of \$222,173.00 which represents 15% of the original estimated construction cost of \$1,481,156.00

THEREFORE BE IT RESOLVED by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the request for the release of the Performance Guarantee for Heritage Point, North, Section 3A Site Improvements is hereby approved based on the recommendation of the Township Engineer, in his letter dated December 7, 2012.

CERTIFICATION

I, Sharon L. Auer, Acting 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 17th day of December, 2012, at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.



Sharon L. Auer
Acting Municipal Clerk



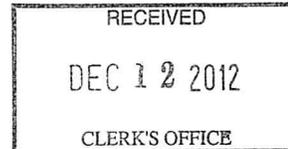
BIRDSALL SERVICES GROUP

ENGINEERS & CONSULTANTS

Sharon L. Auer, CMR, Acting Municipal Clerk
Township of Barnegat
900 West Bay Avenue
Barnegat, New Jersey 08005

December 7, 2012
Job No. 2-06351-110072

**Re: Request for Release of Performance Guarantee
Heritage Point North - Section 3A
Site Improvements – LOC #4636
Developer: Mignatti Companies**



Dear Mrs. Auer:

In accordance with your request, we have reviewed our records and have performed a site observation of the site improvements at the subject site relative to the developer's request for release of the performance guarantee. Please be advised that the required improvements have been installed in a satisfactory manner. In addition, we are in receipt of a November 8, 2012 letter (copy attached) from Scott D. Taylor, C.L.A., P.P. with the Taylor Design Group, Inc. which states that the landscape improvements are acceptable and his office takes no exception to release of the performance bond.

Based on the above, our office has no objection to the performance guarantee being released contingent upon the applicant posting a two-year maintenance bond in the amount of \$222,173.00 which represents fifteen percent (15%) of the original estimated construction cost of \$1,481,156.00.

We trust that this letter will answer all of your questions regarding the subject matter. If we can be of further assistance, please feel free to call.

Very truly yours,

BIRDSALL SERVICES GROUP, INC.

John J. Hess, P.E., P.P., C.M.E.

Township Engineer

JJH:ps

Enclosure

cc: David Breeden, Administrator
Kathleen Janeski, CFO
Jerry J. Dasti, Esq.
Scott Taylor, C.L.A., Taylor Design Group
Karen Gerdy, Mignatti Companies

M:\Barnegat\Old-Jobs\206351110072\Documents\CI-Auer-2012-12-07-Performance Bond Release.docx



Michelle M. Taylor, AICP, PP, CNU A
Scott D. Taylor, AICP, PP, LLA, LEED AP

Cheryl Bergallo, AICP, PP
Amy Cieslewicz, LLA

November 8, 2012

John J. Hess, PE, PP, CME, Township Engineer
Birdsall Engineering, Inc.
529 Route 9
Barnegat, NJ 08005

- Planning
- Landscape Architecture
- Municipal Consulting
- Streetscape Design
- Economic Development
- Parks and Recreation

Re: Heritage Point North Section 3A: Performance Bond Release Inspection Sign-Off Report
Barnegat Township, Ocean County, NJ
TDG # 2001-118.10

Dear Mr. Hess:

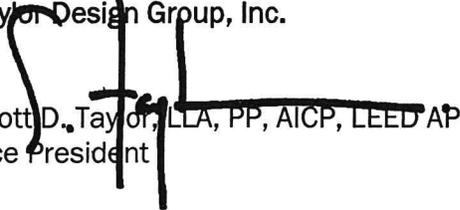
In accordance with the request of the Developer, our office performed inspections at the referenced site for the purposes of determining compliance with the approved plans for the release of Performance Bonds posted in favor of these improvements.

At this time we find that the landscape improvements have been installed in accordance with the approved plans, and/or any acceptable field changes, and take no exception to the release of the Performance Bonds posted in favor of the landscape improvements.

The landscape improvements are subject to additional evaluation of their condition during the Maintenance Bond period of the project.

If you have any questions or require additional information, please do not hesitate to contact our office.

Respectfully submitted,
Taylor Design Group, Inc.


Scott D. Taylor, LLA, PP, AICP, LEED AP
Vice President

- Ec (only):
- David Breeden, Township Administrator
 - Sharon Auer, CMR, Acting Township Clerk
 - Kathleen Janeski, CFO
 - Stacey Daniels, Acting Township Planning Board Secretary
 - Jerry J. Dasti, Esq., Township Attorney
 - Karen Gerdy, Mignatti Companies
 - Patricia Scott, Birdsall Engineering, Inc.
 - Mary Elliot, Heritage Point HOA

WBE • SBE
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