

**RESOLUTION 2012-638**

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE  
FOR SITE IMPROVEMENTS FOR FREEDOM HILLS**

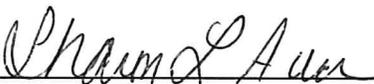
**WHEREAS**, K. Hovnanian, the developer of Freedom Hills has requested a release of the Performance Guarantee for Site Improvements; and

**WHEREAS**, the Township Engineer has inspected subject site, and recommends approving the release of the Performance Guarantee for Site Improvements contingent upon the posting of a two-year Maintenance Bond in the amount of \$400,293.00 which represents fifteen percent (15%) of the original estimated construction cost of \$2,668,621.25.

**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 the Performance Guarantee for Freedom Hills Site Improvements is hereby approved based on the recommendation of the Township Engineer, in his letter dated December 14, 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 17<sup>th</sup> 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, NJ 08005

December 14, 2012  
Job No. 2-06351-110151

**Re: Request for Release of Performance Guarantee  
Freedom Hills  
Site Improvements – Bond No. 8827334  
Developer: K. Hovnanian Homes**

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 above referenced project 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 1, 2012 letter (copy attached) from Scott D. Taylor, C.L.A., P.P. with the Taylor Design Group 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 release contingent upon the applicant posting a two-year maintenance bond in the amount of \$400,293.00 which represents fifteen percent (15%) of the original estimated construction cost of \$2,668,621.25.

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., P.P., Taylor Design Group  
Kelly Higgins, Bond Manager, K. Hovnanian at Barnegat II, LLC

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

Cheryl Bergailo, AICP, PP  
Amy Cieslewicz, LLA

November 1, 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: Site Inspection- Performance Bond Release Inspection Sign-Off Report  
Manors @ Freedom Hills  
Barnegat Township, Ocean County, NJ  
TDG # 2001- 118.50**

Dear Mr. Hess:

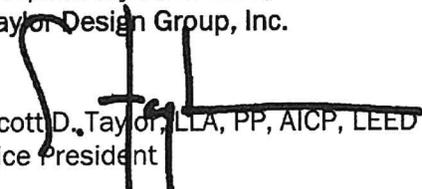
In accordance with the request of your office and the Developer, our office performed inspections at the referenced site for the purposes of determining compliance with the approved plans for the release of Performance Bonds posted in favor of these improvements.

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  
Kathleen Janeski, CFO  
Sharon Auer, Township Clerk  
Stacey Daniels, Acting Planning Board Secretary  
Jerry Dasti, Esq., Township Attorney  
Patricia Scott, Birdsall Engineering, Inc.  
Saul Yarmush, K. Hovnanian  
Frank Wood, K. Hovnanian  
Dominick Tumas, Homestead Nursery

**WBE • SBE**  
Woman Business  
Enterprise  
•  
Small Business  
Enterprise

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