

RESOLUTION NO. 2025-239

**A RESOLUTION OF THE TOWNSHIP OF
BARNEGAT, COUNTY OF OCEAN, AND STATE OF
NEW JERSEY DENYING THE RELEASE OF A
PERFORMANCE GUARANTEE FOR
SEA CREST PINES SECTION 1**

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (the “Township”) is the holder of a performance guarantee Bond No. 1098082 posted by the developer D.R. Horton, Inc. (“the Developer”) for a development known as Sea Crest Pines Section 1 which has been posted for site improvements; and

WHEREAS, the Developer has requested the performance bond be released, however, upon review by the Township a performance bond was never posted by the Developer with regard to the project; and

WHEREAS, the Township hereby requires the Developer to post the originally required performance guarantee in the amount of \$100,850.00 immediately and only upon posting of same will the Township review whether a reduction is appropriate; and

WHEREAS, the Developer is hereby put on notice that said performance guarantee shall be posted within ten (10) days of the adoption of this resolution.

NOW THEREFORE BE IT RESOLVED this 1st day of July 2025, by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey as follows:

1. The Township hereby denies the Developer’s request and requires the Developer to post a performance guarantee in the amount of \$100,850.00 immediately.

2. A certified copy of this Resolution shall be forwarded by the Township Clerk to the following:

(a) Alfonso Cirulli, Mayor

- (b) Martin Lisella, Township Administrator
- (c) Tom Lombarski, CFO
- (d) Christine Roessner, Finance Department
- (e) Kurt Otto, P.E., Township Engineer
- (f) Zachary M. Jordan, P.E., CME Associates
- (h) D.R. Horton
- (i) Christopher J. Dasti, Esq., Township Attorney

CERTIFICATION

I certify that the forgoing Resolution was duly adopted by the Township of Barnegat at a meeting held on July 1, 2025 a quorum being present and voting in the majority.

Donna M. Manno, RMC
Municipal Clerk