

RESOLUTION NO. 2025 –352

**RESOLUTION OF THE TOWNSHIP OF
BARNEGAT, COUNTY OF OCEAN, STATE OF
NEW JERSEY, DENYING RELEASE OF THE
PERFORMANCE GUARANTEE FOR RIGHT-
OF-WAY IMPROVEMENTS FOR
CVS HEALTH CORPORATION
BLOCK 92.111, LOTS 24.12 AND 24.13**

WHEREAS, the Township of Barnegat, County of Ocean, State of New Jersey (“the Township”) has received a request from the applicant CVS Health Corporation (“the Applicant”) for the release of a performance guarantee for right-of-way site improvements for property known as Block 92.111, Lots 24.12 and 24.13 (“the Property”); and

WHEREAS, the Township’s Consulting Engineer CME Associates issued a review memorandum dated September 19, 2025, a copy of which is attached hereto and made a part hereof, indicating that there are a number of punch list items that remain outstanding and that the performance guarantee cannot be released at this time; and

WHEREAS, the Township accepts the recommendations of its professional staff.

NOW, THEREFORE, BE IT RESOLVED on this 7th day of October, 2025, by the Mayor and the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey as follows:

1. The Township hereby denies the release of the performance guarantee for right-of-way site improvements until the punch list items set forth in the review memorandum of the Township Engineer CME Associates, a copy of which is attached hereto, have been completed. Once the items have been completed to the satisfaction of the Engineer, the Applicant can resubmit for release of the performance guarantee.

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) Kurt J. Otto, Township Engineer
- (e) Roger Budd, Water and Sewer Utility Supervisor
- (f) Christine Roessner, Township Finance Department
- (g) Zachary M. Jordan, CME Associates
- (h) Christopher J. Dasti, Township Attorney
- (i) Sam Steinberg, CVS Health Corporation

CERTIFICATION

I certify that the forgoing Resolution was duly adopted by the Township of Barnegat at a meeting held on October 7, 2025, a quorum being present and voting in the majority.

Donna M. Manno, RMC
Municipal Clerk