

RESOLUTION

Councilmember offered the following resolution and moved its adoption;
seconded by Councilmember

WHEREAS, on January 29, 2001, the Planning Board of the Township of Ocean did approve the application of Central Jersey Radiologists for preliminary and final site plan approval on property described as Block 1.02, Lot 39 located at 2128 Kings Highway; and

WHEREAS, the Township Council did authorize and enter into a developer's agreement dated June 13, 2001 with Central Jersey Radiologists for preliminary and final site plan approval on property described as Block 1.02, Lot 39 located at 2128 Kings Highway; and

WHEREAS, performance guarantees were posted totaling \$169,313.58 in the form of performance bond No. 13BCSAB1871 issued by Hartford Fire Insurance Company in the amount of \$152,382.22 together with cash in the amount of \$16,931.36; and

WHEREAS, the Township Council granted a time extension with no reduction of the performance guarantees by resolution dated March 22, 2006; and

WHEREAS, Louis J. Lobosco, P.E., P.P., representing the Township Engineer, has advised the Township Clerk by letter dated March 13, 2009, a copy of which is on file in the Office of the Township Clerk and made a part hereof, denying the request for release; and

WHEREAS, the Township Council is in agreement with said extension and consents to same.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean in the County of Monmouth, that it does hereby authorize and approve a time extension to the developer's agreement between Central Jersey Radiologists and the Township of Ocean expressly subject to the following conditions:

1. Payment of any outstanding inspection fees
2. All required certificates of insurance be properly filed with the Office of the Township Clerk

BE IT FURTHER RESOLVED that a copy of this resolution, certified to be a true copy, be forwarded to the following:

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Central Jersey Radiologists
6. The Hartford Fire Insurance Company

ROLL CALL: Garofalo, Hiers, Schepiga, Siciliano, Larkin

CERTIFICATION

*I hereby certify that this is a true copy of a resolution passed by the Township of Ocean Governing Body at their meeting held on **November 9, 2009**.*

Vincent Buttiglieri, RMC/CMC
Township Clerk