

RESOLUTION

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

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) permits the Township of Ocean to accept certain improvements and to release performance guarantees posted by Developers when said improvements have been certified as complete by the Township Engineer; and

WHEREAS, the MGO Group, Inc. had deposited with the Township of Ocean a cash performance guarantee in the amount of \$4,669.20 to guarantee the completion of all improvements on premises located on Block 35, Lot 88 also known as 38 Brandywine Road; and

WHEREAS, the Township Council authorized the release of performance guarantees by way of a resolution dated October 19, 2009; and

WHEREAS, Louis J. Lobosco, P.E., P.P., representing the Township Engineer has advised the Township Manager by letter dated October 28, 2009, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that because the bonded work included only clearing and re-establishing the vegetation which is complete, said representative of the Township Engineer recommends the waiver of the maintenance guarantees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantees are hereby waived per the memorandum of Louis J. Lobosco, P.E., P.P.; and

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

1. MGO Group, Inc.
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Township Engineer

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