

RESOLUTION 34-19

**RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE
BOND FOR FAITH TABERNACLE CHURCH – BLOCK 1902, LOT 22 AND
WAIVING THE REQUIRED POSTING OF A MAINTENANCE BOND**

WHEREAS, the applicant, Faith Tabernacle Church, Block 1902, Lot 22, has posted, pursuant to the requirements of the Clayton Development Regulation and Zoning Ordinance, Performance Guarantees, guaranteeing the water and sewer improvements in conjunction with said project; and

WHEREAS, the said applicant has completed said water and sewer improvements and has applied for a release of said performance guarantees; and

WHEREAS, the Borough Engineer has made an inspection and rendered a report, a copy of which is attached hereto, and made a part hereof, certifying that the improvements have been completed; and

WHEREAS, the Borough Engineer has also recommended that the maintenance bond requirement be waived; and

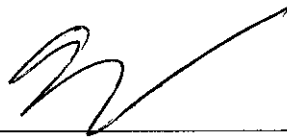
WHEREAS, prior to release of said performance bond, all outstanding engineering, escrow and legal fees, if any, shall be paid in full.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Clayton, in the County of Gloucester and State of New Jersey, that the aforementioned performance guarantees for Faith Tabernacle Church, Block 1902, Lot 22, be and hereby is released as per the Engineers letter.

BE IT FURTHER RESOLVED that any and all outstanding engineering, escrow and/or legal fees, if any, shall be paid in full.

ADOPTED, at a meeting of the Mayor and Council of the Borough of Clayton, in the County of Gloucester, held January 10, 2019

BOROUGH OF CLAYTON



THOMAS BIANCO, Mayor

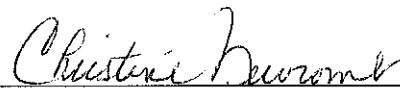
Attest:



CHRISTINE NEWCOMB
Municipal Clerk

CERTIFICATION

I, Christine Newcomb, Municipal Clerk of the Borough of Clayton, do hereby certify that the foregoing Resolution was presented and duly adopted by the Borough Council at a regular meeting of the Borough of Clayton Council, held on January 10, 2019.



CHRISTINE NEWCOMB
Municipal Clerk

January 3, 2019

Borough of Clayton
125 North Delsea Drive
Clayton, New Jersey 08312

Attention: Mayor and Council Members

**Reference: Performance & Maintenance Bond Release – Water & Sewer Improvements
Faith Tabernacle Church - Block 1902, Lots 22
Borough of Clayton, Gloucester County, New Jersey
Applicant: Faith Tabernacle Church
Bond No.: 5012435
S&A File No. C-521**

Dear Mayor and Council Members:

Pursuant to the request made by the Applicant, we have completed our review of the above referenced site to determine if the performance bond (\$20,790.00 reduced amount) can be released for Faith Tabernacle Church. Based on the findings of our observations, we are informing the Borough that the work under this project has been completed, corrected and/or repaired.

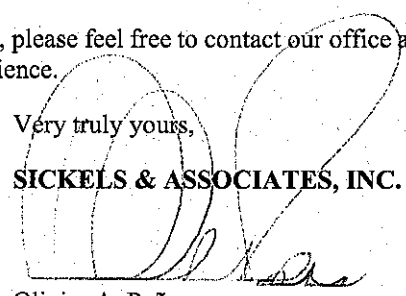
As such, we would recommend that Borough consider the release of the water & sewer improvements performance bond. The Borough of Clayton requires that the Applicant post a two (2) year maintenance bond in the amount of 15% of the original water & sewer improvements performance bond. However, it should be noted that the water & sewer improvements have been in place for approximately a two (2) year period. As such, we would recommend that Council consider the release of the performance bond in the amount of \$20,790.00 (reduced amount) along with the waiving of the required maintenance bond.

It should be noted that prior to the release of the performance bond, all outstanding engineering fees must be paid in full. By copy of this letter to Christine Newcomb, Borough Clerk, we are requesting that this matter be placed on the agenda for approval at the next available Mayor & Council meeting.

If you have any questions regarding the above matter, please feel free to contact our office at (856) 848-6800 or via e-mail (oap@sickelsassoc.com) at your earliest convenience.

Very truly yours,

SICKELS & ASSOCIATES, INC.


Olivier A. Peña
Senior Construction Technician

OAP

Copy To: Sue Miller, Borough Administrator (via e-mail only)
Christine Newcomb, Borough Clerk (via e-mail only)
Joseph Hunt, Director of Public Works (via e-mail only)
Debbie Schlosser, Borough Planning / Zoning Board Secretary (via e-mail only)
Samantha Apostle, Technical Assistant (via e-mail only)
Pastor Elder Horace Pritchett, Applicant
Bill Mitchell, Asbury, Mitchell & Associates (via e-mail only)
Patricia A. Owens, Sickels & Associates, Inc. (via e-mail only)

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