

RESOLUTION No. 137-2017
Ocean Avenue Streetscape Improvements Project
Acceptance of a Maintenance Guarantee

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

WHEREAS, on October 4, 2016, the Borough Council of the Borough of Sea Bright awarded a contract to LandTek Construction d/b/a United Terrain, Piscataway, NJ in the amount of \$1,108,996.00 for the Ocean Avenue Streetscape Improvement Project; and

WHEREAS, over the course of the project the Borough Council approved Change Orders 1-5 at the recommendation of the Borough Engineer that changed the original contracted amount of \$1,108,996.00 to a final adjusted contract amount of \$1,210,049.50; and

WHEREAS, Francis Mullan, P.E., P.P., Borough Engineer, has advised the Borough Council by letter dated July 7, 2017, a copy of which is on file in the Office of the Borough Clerk and made a part hereof, that the improvements have been substantially completed and recommends the acceptance of said improvements and recommends the release of the aforementioned performance guarantee subject to the posting of a maintenance guarantee equal to 25% of the final adjusted contract amount.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the Performance Bond #B 1174001 in the amount of \$1,108,996.00 be release to LandTek Construction d/b/a United Terrain of Piscataway, 875 River Road, New Jersey 08854 for the Ocean Avenue Streetscape Improvements Project; and

BE IT FURTHER RESOLVED by the Borough Council that this resolution shall not become effective until the Borough Clerk is furnished with a two year maintenance guarantee in the amount of 25% (\$302,512.38) of the cost of the improvements along with the Affidavit of Compliance, Monthly Project Manning Reports and Payroll Records. The bond shall remain in full force and effect for a period of no less than two years from the date of July 7, 2017.

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

1. Landtek Construction, LLC
2. Selective Insurance Company of America
3. Borough Engineer

Roll Call: Birdsall, Kelly, Keeler, Lamia, Leckstein, Rooney
Yes Yes Yes Yes Yes Yes

August 1, 2017

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on August 1, 2017.


Christine Pfeiffer, Borough Clerk