

RESOLUTION #2021 – 38

**Resolution of the Mantua Township Municipal Utilities Authority
Denying the Release of First Indemnity of America Insurance Company
Maintenance Bond No. FP0024159 in the Amount of \$44,120.70 and
Bond No. FP0024160 in the Amount of \$39,710.70 filed by Landmark
Companies, LLC for the Legends at Mantua Development –
Block 6, Lots 5 & 5.03 for both Sanitary Sewer and Potable Water**

WHEREAS, Landmark Companies, LLC of 1200 Sunnyview Oval, Keasbey, New Jersey 08832 is the developer of The Legends at Mantua Development – Block 6, Lots 5 & 5.03 having posted maintenance bonds issued by First Indemnity of America Insurance Company in the amounts of \$44,120.70 and \$39,710.70; and

WHEREAS, the progress of the work completed was previously reviewed, and based upon Sickels & Associates, Inc. letter dated May 4, 2021, incorporated herein at length, the Authority required completion of items listed in the Construction Punch List outlined in detail in the aforementioned letter and reaffirmed herein; and

WHEREAS, outstanding items to be addressed before the bond may be released include: **1.** At Legends Lane & Palomino Circle the top portion of the potable water service 2 gate valves - valve box needs to be replaced because of damage, **2.** At Legends Lane & Palomino Circle the potable water service fire hydrant lid on the valve box needs to be freed up for inspection, **3.** At Legends Lane & Palomino Circle the potable water service lid on 3 valve boxes must be freed up for inspection, **4.** At Palomino Circle & Trotters Court the potable water service lid on 3 valve boxes must be freed up for inspection, **5.** At Palomino Circle & Trotters Court the potable water service fire hydrant must have the lid on 3 valve boxes freed up for inspection, **6.** At Palomino Circle & Friesan Court cars must be removed from the potable water service valve box covers to allow for inspection, and **7.** At Trotters Court the potable water service valve box lid must be freed up for inspection; and

WHEREAS, additional outstanding items to be addressed before the bond may be released include: **1.** At sanitary sewer service manhole 13 remove the debris from the mortar casing, **2.** At sanitary sewer service manhole 14 add a step the max distance from rim to first step is 18", **3.** At sanitary sewer service manhole 12 free up the cover for inspection, **4.** At sanitary sewer service manhole 15 the shelf and steps must be cleaned off and a slow flow has been noted, **5.** At sanitary sewer service manhole 17 free up the cover for inspection, **6.** A sanitary sewer service manhole covers 1, 2, 3, 5, 7, 10, 16, 18, 19, 20, 21, 22, and 25 must all be freed up for inspection,

and **7.** Sanitary sewer service Manhole 4 is under a mulch bed 8. Provide post inspection video of sanitary sewer lines that were repaired/replaced – two sections were replaced prior to the release of the performance bond; and

WHEREAS, additional outstanding items to be addressed before the bond may be released include: **1.** At 14 Palomino Circle potable water services must adjust to grade as needed, soil restoration is required and sanitary sewer service plastic cap must be replaced with a brass cap, **2.** At 10 Palomino Circle potable water services must be adjusted to allow the cap to close and sanitary sewer service cap & Ferrell must be replaced and the grading must be adjusted as needed, **3.** At 8 Palomino Circle the potable water services must be located and marked on the curb with a blue “W” and sanitary sewer service must be marked on the curb with a green “X”, **4.** At 6 Palomino circle sanitary sewer service must have the top portion of clean out repaired and grading adjusted as needed, **5.** At 1 Legends Lane the sanitary sewer service must be located and marked on the curb with a green “X”, **6.** At 7 Legends Lane the sanitary sewer service must be located and marked on the curb with a green “X”, **7.** At 21 Palomino Circle the potable water service must be located and marked on the curb with a blue “W” and the sanitary sewer service must be located and marked on the curb with a green “X”, **8.** At 23 Trotter Court the sanitary sewer service must be located and marked on the curb with a green “X”, **9.** At 39 Palomino Circle the potable water service must be located and marked on the curb with a blue “X”, **10.** At 38 Palomino Circle the sanitary sewer service must be located and marked on the curb with a green “X”, **11.** At 36 Friesan Court the sanitary sewer service must be located and marked on the curb with a green “X”, **12.** At 26 Palomino Circle the potable water service must be located and marked on the curb with a blue “W” and the sanitary sewer service must be located and marked on the curb with a green “X”; and

WHEREAS, at the May 18, 2021 meeting of the Authority, the request of the Landmark Companies, LLC to be released of Maintenance Bonds No. FP0024159 and FP0024160 was denied until the above-referenced items as outlined in the May 4, 2021 Sickles & Associates, Inc. letter have been satisfactorily completed and confirmed by review and examination of same by Sickles & Associates and this Authority; and

WHEREAS, the items listed in detail in the Construction Punch List included in the aforementioned letter remain open and incomplete; and

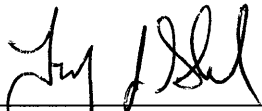
NOW, THEREFORE, BE IT RESOLVED, that Landmark Companies, LLC of 1200 Sunnyview Oval, Keasbey, New Jersey 08832 is the developer of The Legends at Mantua Development – Block 6, Lots 5 & 5.03 and their request for the release of Maintenance Bond No. FP0024159 in the amount of \$44,120.70 and Maintenance Bond No. FP0024160 in the amount of \$39,710.70 for both Sanitary Sewer and Potable Water is hereby again denied

until the above-referenced items as outlined in the May 4, 2021 Sickels & Associates, Inc. letter have been satisfactorily completed and confirmed by review and examination of same by Sickles & Associates and this Authority.

THIS RESOLUTION shall take effect immediately.

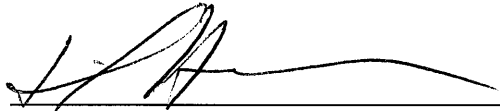
DULY ADOPTED at the Regular Meeting of the Mantua Township Municipal Utilities Authority held on August 17, 2021.

**The Mantua Township
Municipal Utilities Authority**

By: 

Timothy Sheehan, Chairman

ATTEST:



John Parks, Secretary
Daniel Hauss, Treasurer

Governing Body

Recorded Vote

**Res. 2021-38:
Bond Release
Second Denial**

| | Aye | Nay | Abstain | Absent |
|--|------------|------------|----------------|---------------|
| Timothy Sheehan, Chairman | ✓ | | | |
| Mario Dilisciandro, Vice Chairman | | | | ✓ |
| Daniel Hauss, Treasurer | ✓ | | | |
| John Parks, Secretary | | | | ✓ |
| Victor Torino | ✓ | | | |
| Howard Bruner, Alternate No. 1 | | | | ✓ |