

RESOLUTION OF THE CITY OF GLOUCESTER CITY
County of Camden, State of New Jersey
#R 050 -2020

**RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND AND
WAIVER OF A MAINTENANCE BOND FOR ROYAL FARMS STORE #251 IN THE
CITY OF GLOUCESTER CITY, COUNTY OF CAMDEN
AND STATE OF NEW JERSEY**

WHEREAS, Royal Farms has submitted a Performance Bond for the aforementioned Project located at 1200 Crescent Boulevard, in the City of Gloucester City, guaranteeing that the principal will perform the aforementioned Contract and maintain the work as required by the City of Gloucester City in a manner consistent with its Planning Board approvals; and

WHEREAS, a recommendation to release the Performance Bond has been issued by Norman K. Rodgers, III, P.E., P.L.S., CME from Consulting Engineer Services (“CES”) in a letter dated December 12, 2019; and

WHEREAS, in an e-mail dated December 20, 2019 from CES it was recommended as follows:

“The Performance bond was posted for 100% of the site improvements around March 2017 for improvements approved by the planning board. The improvements were installed per the approved plans and the store opened in January 2018. The applicant could have requested release of the performance bond when the project was complete and the store opened in January 2018. The performance bond was held for approximately two additional years to 12/20/19 after the store was open.

The intent of the maintenance bond is to ensure the improvements are substantial compliant with the approved plans. CES performed a site observation in November 2019 and improvements were compliant with the approved plans.

Since the Performance bond was held for nearly two additional years after the business was in operation, it appears they have met the intent of the maintenance bond requirement.”; and

WHEREAS, such recommendations are common place when the Performance Bond has remained in effect, long after the improvements are satisfactorily completed; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Gloucester, County of Camden and State of New Jersey as follows:

1. The provisions of the **WHEREAS** clauses set forth above are incorporated herein by reference and made a part hereof.
2. The Performance Bond posted for the Royal Farms located at 1200 Crescent Boulevard in the City of Gloucester City is hereby released and the requirement to post a Maintenance Bond is hereby waived.



Daniel T. Spencer, Mayor

CERTIFICATION

I hereby certify this is a true and exact copy of a Resolution adopted by the Mayor and Common Council of the City of Gloucester this February 27, 2020.



Vanessa L. Parent, Registered City Clerk