

City of Vineland, NJ

RESOLUTION NO. 2017 - 202

A RESOLUTION APPROVING THE REDUCTION OF
SUN NATIONAL BANK LETTER OF CREDIT NO.
2007076 AND IT'S VARIOUS AMENDMENTS FROM
\$224,800.00 TO \$45,265.02.

WHEREAS, the City of Vineland Planning Board, by Resolution 5574 approved the Major Subdivision Project No. 06-916, submitted by developer Ironwood Building Company, Inc. (Developer), known as Whispering Meadows, Dante Avenue, Block 863, Lot 2, Vineland, New Jersey, subject to the performance of all site improvements required for completion; and

WHEREAS, on January 25, 2017, the City Engineer estimated the cost for completion of the improvements for the Whispering Meadows development was \$179,534.98, and concluded that such improvements were not yet complete and approved, and thereafter the City made a draft request in the amount of \$179,534.98 upon the Sun Bank Letter of Credit No. 2007076, serving as security for the performance of the subject Whispering Meadows site improvements; and

WHEREAS, prior to the City's draft request the amount of the original Letter of Credit had been reduced, through various amendments to \$224,800.00; and

WHEREAS, Sun National Bank has paid to the City, upon the City's draft, the sum of \$179,534.98 to be utilized towards completion of the subject Whispering Meadows improvements and Sun Bank has, accordingly, requested that the City approve reduction of the Letter of Credit surety by the amount of such payment; and

WHEREAS, the Council of the City of Vineland does hereby determine that reduction of the surety provided by the aforesaid original Letter of Credit and its various amendments should be approved to the extent of the aforesaid payment, thereby amending and decreasing the amount of the Letter of Credit from \$224,800.00 to \$45,265.02;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vineland as follows:

1. City Council does hereby approve the reduction of surety provided by the subject original Letter of Credit and its various amendments to the extent of the \$179,534.98 payment made to the City by Sun National Bank, thereby amending and decreasing the amount of said Letter of Credit and its amendments from \$224,800.00 to \$45,265.02.

Adopted:

President of Council

ATTEST:

Municipal Clerk

REPORT TO: Mayor and City Council
FROM: Brian Myers, City Engineer
DATE: April 26, 2017
RE: Surety Report



The Engineering/Planning Division has conducted an on-site inspection of the below project for the purpose of determining compliance with required site improvements, and has prepared the following report:

BOND REDUCTION:

1. Whispering Meadows Major Subdivision– Dante Avenue, Block 863, Lot 2, Project #06-916.

Mailing Address: Mr. Michael Benson, Esq.
Buonadonna & Benson
1138 E. Chestnut Avenue, Suite 2A
Vineland, NJ 08360

Type of Surety: Letter of Credit #2007076 for \$224,800.00

Surety Expiration Date: N/A

Sun National Bank has paid to the City, upon the City's draft, the sum of \$179,534.98 to be utilized towards completion of the subject Whispering Meadows improvements and Sun Bank has, accordingly, requested that the City approve the reduction of Letter of Credit #2007076 to the surety amount of \$45,265.02.

Very Truly Yours,

Brian Myers
City Engineer

BM/YR
xc: City Clerk
Finance Dept.