

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R14-164**

**K. HOVNANIAN  
FOUR SEASONS AT GREAT NOTCH  
PHASE 3 ON-SITE IMPROVEMENTS  
PERFORMANCE BOND RELEASE**

**REJECTION**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, is in possession of a Phase 3 Onsite Performance Guarantee (No. 1060668) from K. Hovnanian, 110 Fieldcrest Avenue, Edison, NJ, for certain On-Site Improvements in connection with the premises commonly known as Four Seasons at Great Notch, and

**WHEREAS**, the Mayor and Council are in receipt of correspondence from K. Hovnanian dated February 11, 2014, requesting that the Borough consider releasing the Performance Guarantee based on their judgment that all of the improvements have been fully and satisfactorily completed; and

**WHEREAS**, the Mayor and Council are in receipt of correspondence dated May 7, 2014, from the Borough Engineer, advising the Borough that his office has performed a final inspection of the site to determine the amount of bondable improvements satisfactorily installed to date; and

**WHEREAS**, based on that inspection, the Borough Engineer has determined that various bonded improvements have been found to be unsatisfactory, which require corrective action to complete and has documented same in his May 7, 2014 correspondence; and

**WHEREAS**, the Borough Engineer has further documented in his May 7, 2014 correspondence that in consideration of the noted deficiencies, his office cannot recommend any further release or reduction of the performance bond for this project, since there remains outstanding corrective work and 30% minimum of the original bond must be retained in accordance with the terms of the existing bond posted for the project;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, based on the recommendation of the Borough Engineer, hereby rejects K Hovnanian’s request to release or reduce the Phase 3 Performance Bond until all deficiencies are addressed to the satisfaction of the Borough Engineer.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Spinelli					Kallert				
DeCesare					Pascrell				
Gatti					Mayor Kazmark				
Holloway									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 4<sup>th</sup> day of June, 2014. Signed and sealed before me.

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Kevin Galland, Municipal Clerk

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June 4, 2014  
Dated