

**RESOLUTION 2025-243**

**RESOLUTION OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES POSTED FOR MOTTS FARM SUBSTATION IMPROVEMENTS- ATLANTIC CITY ELECTRIC, 290 GREAT BAY BOULEVARD, BLOCK 326.100, LOT 2**

**WHEREAS**, the Township of Little Egg Harbor required the posting of a Performance Guarantee by Atlantic City Electric, for the project Motts Farm Substation Improvements at 290 Great Bay Boulevard, also known as Block 326.100, Lot 2 on the Tax Map of the Township of Little Egg Harbor; and

**WHEREAS**, Atlantic City Electric posted said Performance Guarantee, consisting of a cash bond in the amount of \$13,143.60, to assure the complete installation of bonded right-of-way improvements; and

**WHEREAS**, the Township Engineer has determined that all bonded improvements have been completed in substantial compliance with the Planning Board approvals; and

**WHEREAS**, the governing body authorizes the release of the performance guarantee posted as a cash bond in the amount of \$13,143.60, conditioned upon the posting of a Maintenance Guarantee in the amount of \$1,971.54, representing 15% of the performance guarantee, said Maintenance Guarantee to run for a period of two (2) years.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey as follows:

1. That the governing body does hereby authorize the release of the Performance Guarantee posted by Atlantic City Electric for the project Motts Farm Substation

**r|m|sh|c**

Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
ATTORNEYS AT LAW

98 East Water Street  
Toms River, NJ 08753

o: 732.363.0777  
f: 732.905.6555

Improvements at 290 Great Bay Boulevard, also known as Block 326.100, Lot 2 on the Tax Map of the Township of Little Egg Harbor, in the amount of \$13,143.60, posted as a cash bond.

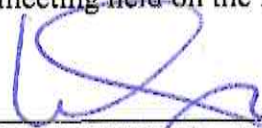
2. That the release of the aforementioned Performance Guarantee is conditioned upon the posting of a Maintenance Guarantee in the amount of \$1,971.54, representing 15% of the performance guarantee, said Maintenance Guarantee to run for a period of two (2) years.

2. That the release of the aforementioned Performance Guarantee is also conditioned upon the payment of any outstanding fees due the municipality, including, but not limited to, engineering and attorneys' fees, as well as reimbursement for the costs of any outstanding construction inspection fees.

3. That a certified copy of this Resolution be forwarded to the Chief Financial Officer, Interim Township Administrator, Township Engineer and Atlantic City Electric.

### CERTIFICATION

I, **KELLY LETTERA, RMC, CMC**, Municipal Clerk of the Township of Little Egg Harbor, do hereby certify that the foregoing resolution was duly adopted by the Township of Little Egg Harbor Township Committee at a meeting held on the 9<sup>th</sup> day of **October, 2025**.

  
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**KELLY LETTERA, RMC, CMC**  
Township Clerk  
Township of Little Egg Harbor

**r|m|s|h|c**

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| YOUR GOALS. OUR MISSION.

TO: Kelly Lettera, Township Clerk  
FROM: Jason A. Worth, P.E., Township Engineer  
DATE: October 6, 2025  
REF: T&M FILE NO. LEHT-I2310  
REQUEST FOR RELEASE OF PERFORMANCE GUARANTEE  
MOTTS FARM SUBSTATION IMPROVEMENTS - ATLANTIC CITY ELECTRIC  
290 GREAT BAY BOULEVARD  
BLOCK 326.100 LOT 2  
TOWNSHIP OF LITTLE EGG HARBOR, OCEAN COUNTY, NJ

Dear Ms. Lettera:

Our office has received a request from the developer for Release of the Performance Guarantee for the above referenced project. The project consists of both access and on-site substation upgrades along Great Bay Boulevard. A review of our files indicates that a Performance Guarantee was posted in the amount of \$13,143.60 with the Township's Clerks Office to assure the complete installation of bonded right-of-way improvements as set forth in the Performance Guarantee Estimate prepared by the Planning Board Engineer.

The Performance Guarantee consists of a cash bond in the amount of \$13,143.60.

At the request of the developer, this office has conducted construction observation of site improvements to ascertain the status of the completed improvements covered by the bond. It is our determination that all bonded improvements have been completed in substantial compliance with the Board approvals.

In accordance with the Municipal Land Use Law and the Township Ordinance, the governing body must either approve, partially approve or reject the improvements on the basis of the report of the Township Engineer. Accordingly, it is our recommendation to the Township Committee that the request for Release of the Performance Bond be granted.

The Mayor and Township Committee must act on the applicant's request for Release of the Performance Bond no later than 45 days after receipt of the notice and must notify the applicant of their decision in writing by certified mail. By copy of this letter to Melanie Szuba, Township Attorney, we recommend that she prepare a resolution suitable for adoption by the Mayor and Committee at its next regular meeting.

The Release of the Performance Guarantee shall be conditioned upon the following:

1. The applicant posting a Maintenance Guarantee with the Township in the amount of \$1,971.54, representing 15% of the Performance Guarantee. Said Maintenance Guarantee shall run for a period of two (2) years.

The Maintenance Guarantee requirement is based upon the original bonding requirements of \$13,143.60.



TO: Kelly Lettera, Township Clerk  
FROM: Jason A. Worth, P.E., Township Engineer  
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MOTTS FARM SUBSTATION IMPROVEMENTS – ATLANTIC CITY ELECTRIC  
290 GREAT BAY BOULEVARD  
BLOCK 326.100 LOT 2  
TOWNSHIP OF LITTLE EGG HARBOR, OCEAN COUNTY, NJ

In addition, and prior to Release of any Performance Guarantee, the applicant/developer shall reimburse the Township for the costs of any outstanding construction inspection fees. The Township will be in receipt of all of our final invoices on this project with our next months billing. Should the Committee have any questions regarding any of the above, please feel free to contact me at your convenience.

cc: Township Committee  
Rodney Haines, Township Administrator/CFO  
Melanie Szuba, Township Attorney