

**RESOLUTION NO. 19-157**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WOODBURY  
AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE AND  
ACCEPTING THE MAINTENANCE BOND OF LANDBERG CONSTRUCTION LLC  
FOR THE RESURFACING OF WEST CENTRE STREET – SOUTH DREXEL STREET  
TO SOUTH JACKSON STREET**

**WHEREAS**, Landberg Construction, LLC posted a Performance Guaranty, being Aegis Security Insurance Company Bond No. B10 034 210 dated October 24, 2018, for the project known as the FY2018 Local Aid Project Resurfacing of West Centre Street from South Drexel Street to South Jackson Street; and

**WHEREAS**, Federici & Akin, City Engineer on the Project, by correspondence dated September 17, 2019, recommends release of the Performance Guaranty contingent upon the posting of a Maintenance Guaranty in a form acceptable to the City Solicitor to be held for a period of two (2) years; and

**WHEREAS**, Landberg Construction, LLC has posted Aegis Security Insurance Company Bond No. B10 034 210M in the amount of \$354,623.05 for a period of two (2) years commencing July 29, 2019; and

**WHEREAS**, Federici & Akin, City Engineer on the Project, and John A. Alice, City Solicitor, recommend acceptance of the Maintenance Bond for the project; and

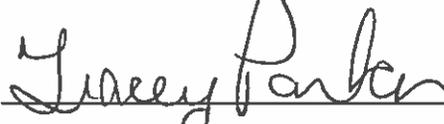
**WHEREAS**, Federici & Akin, City Engineer on the Project, recommends release of the retainer held by the City of Woodbury in the amount of \$7,092.46 to Landberg Construction, LLC.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Woodbury, County of Gloucester and State of New Jersey on this 24<sup>th</sup> day of September, 2019, that:

1. The Performance Guaranty being Aegis Security Insurance Company Bond No. B10 034 210 posted by Landberg Construction, LLC for the project known as the FY2018 Local Aid Project is hereby released; and
2. The Maintenance Bond being Aegis Security Insurance Company Bond No. B10 034 210M posted by Landberg Construction, LLC for the project known as the FY2018 Local Aid Project in the amount of \$354,623.05 is hereby accepted; and
3. The Retainer held by the City of Woodbury in the amount of \$7,092.46, is hereby released to Landberg Construction, LLC

**ADOPTED** at a regular meeting of the Mayor and City Council of the City of Woodbury on September 24, 2019.

**CITY OF WOODBURY**

By:   
**TRACEY PARKER**  
**President of Council**

**ATTEST:**



**DANEEN D. FUSS, City Clerk**

<b>Council Member</b>	<b>Ayes</b>	<b>Nays</b>	<b>Abstain</b>	<b>Absent</b>
Councilwoman Carter				✓
Councilman Fleming	✓			
Councilman Johnson				✓
Councilman McIlvaine	✓			
Councilwoman O'Connor	✓			
Councilwoman Miller	✓			
Councilman Hagerty	✓			
Councilwoman Tierney	✓			
Council President Parker	✓			
Mayor Floyd				

**CERTIFICATION**

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a meeting held on **September 24, 2019** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.



Daneen D. Fuss  
City Clerk



FEDERICI & AKIN, P.A.  
CONSULTING ENGINEERS

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Joseph P. Federici, Jr. P.E., P.P.  
President

Douglas E. Akin, P.L.S., P.P.  
Vice President

Bret T. Yates  
Associate

Jonathan A. Bryson, P.E., C.M.E.  
Associate

307 Greentree Road  
Sewell, New Jersey 08080  
856-589-1400  
Fax 856-582-7976

September 17, 2019  
F&A #17189

Mr. Franklin Brown, Administrator  
City of Woodbury  
33 Delaware Street  
Woodbury, NJ 08096

Re: **FY2018 NJDOT Local Aid Project**  
**Resurfacing of West Centre Street – S. Drexel Street to S. Jackson Street**  
**Landberg Construction, LLC**  
**Acceptance of Maintenance Bond and**  
**Release of Retainer and Performance Bond**

Dear Frank:

The Contractor for the above-referenced project, Landberg Construction, LLC, has submitted the required Maintenance Bond (No.B10 034 210M) in the amount of \$354,623.05 which is 100% of the final contract amount. The Bond is in effect for a period of two (2) years from the date of July 29, 2019.

Therefore, I am recommending release of the retainer for this project to Landberg Construction, LLC in the amount of \$7,092.46. I am also requesting that a resolution be prepared for the next Council meeting for the acceptance of the maintenance bond and the release of the performance bond and the retainer to Landberg Construction, LLC.

By copy of this letter I am sending the original Maintenance Bond to Daneen Fuss for the City's project file and a copy of the bond to John Alice for his review and approval. I have also attached a Council Agenda Item form and a draft resolution with the project particulars for Daneen's use to finalize for Council's review and approval.

Please add this resolution to the agenda for the September 24<sup>th</sup> Council meeting.

Should you have any questions please do not hesitate to contact me.



09/17/2019  
F&A#17189

Very truly yours,  
**FEDERICI & AKIN, P.A.**

  
Erika S. Vardaxis, P.E.  
City Engineer

**Enclosures**

**Cc:** Daneen Fuss, City Clerk (w/ attachments)  
Robert Law, CFO  
John A. Alice, Esq., City Solicitor (w/att.)