

RESOLUTION 2017 - 210

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE REMITTANCE OF ONE-HALF OF THE "WATER ESCROW" TO MARK MADISON LLC AS PARTIAL REIMBURSEMENT FOR THE CONSTRUCTION OF WELL NO. 9

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as the "Township") has been advised by the Township Solicitor that the Honorable Mark Troncone, J.S.C. has ordered that the Township remit one-half of the "Water Escrow" to Mark Madison LLC as partial reimbursement for the construction of Well No. 9 and the appurtenances; and

WHEREAS, the Township is holding in the Water Escrow account substantial monies from developers who have benefited from the construction of Well No. 9 by Mark Madison, LLC.

NOW THEREFORE BE IT RESOLVED, this 2nd day of May, 2017, by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey as follows:

1. The Township authorizes and directs payment in the amount of \$433,818.22 to Mark Madison, LLC as partial reimbursement for the construction of Well No. 9. Said funds are not Township Taxpayer funds but rather funds originally deposited by developers who have benefited from the construction of Well No. 9.
2. The Township authorizes and directs the Mayor, Township Clerk, Township Administrator and Township CFO to execute any and all necessary documents in order to implement the intent of this Resolution.

**DASTI, MURPHY
McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD
P.O. BOX 1057
FORKED RIVER, N.J. 08731

3. A certified copy of this Resolution shall be forwarded by the Township Clerk to the following:

- a) Honorable Albert Bille, Mayor
- b) Martin Lisella, Township Administrator
- c) Thomas Lombarski, CFO
- d) John Hess, PE, PP
- e) Christine Roessner

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on May 2, 2017, a quorum being present and voting in the majority.

**_____
MICHELE RIVERS, RMC, TOWNSHIP CLERK**

Prepared by:
**DASTI, MURPHY, McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS**
Forked River, New Jersey 08731

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