

TOWNSHIP OF MOORESTOWN

RESOLUTION NO. 112-2015

**RESOLUTION DECLARING LANDTEK GROUP, INC.
IN DEFAULT OF CONTRACT NO. 2012-3A AND AUTHORIZING
CLAIM ON PERFORMANCE AND MAINTENANCE BOND**

WHEREAS, pursuant to Contract No. 2012-3A, (“the Contract”), the Township of Moorestown (“the Township”) procured the services of Landtek Group, Inc. (“the Contractor”) to perform work associated with renovations to Wesley Bishop Park North; and

WHEREAS, following the commencement of work under the Contract, the Township, through its consulting engineer, The Alaimo Group, notified Landtek Group, Inc. through a series of letters that work under the Contract had not been performed in a timely manner, and/or had not been completed in a satisfactory manner; and

WHEREAS, The Alaimo Group has recommended to the Township that it declare Landtek Group, Inc. in default of its obligations to complete the work required by Contract No. 2012-3A, and further that the Township notify the Contractor’s surety of the Contractor’s default and to institute a claim upon the Contractor’s performance bond; and

WHEREAS, the recommendations of the Township’s Consulting Engineer are appropriate, and the Township wishes to memorialize the Township’s position in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Moorestown, County of Burlington, New Jersey, that:

1. The Township hereby:
 - a. Landtek Group, Inc. in default of its obligations to complete the work required by Contract No. 2012-3A, and
 - b. Authorizes notification to the Contractor’s surety, through the Township’s representatives, of the Contractor’s default and the assertion of a claim upon the Contractor’s performance and/or maintenance bond(s) in this matter.

VOTE:
NEWCOMER
GARWOOD
DELGADO
JORDAN
NAPOLITANO

Certified to be a true and correct copy of a resolution adopted by the Township Council of the Township of Moorestown at its meeting of May 4, 2015.

Patricia L. Hunt, Township Clerk