

Mr. Nolan offered the following Resolution and moved on its adoption:

**R-07-76**  
**RESOLUTION**  
**AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES**  
**FOR JAMES & LISA ALEXANDER FOR PROPERTY LOCATED**  
**AT 69 SOUTH BAY AVENUE ALSO KNOWN AS**  
**BLOCK 6 LOT 15**

**WHEREAS**, the applicant has requested the release of their Performance Guarantees in the amount of \$6,389.71 (90% Performance Bond Amount posted with a Check) and \$709.97 (10% Cash Portion paid by check) for Block 6 Lot 15; and

**WHEREAS**, this request was forwarded to the Borough Engineer and an inspection was performed by T & M Associates and they have authorized the release of said Performance Guarantees subject to the following conditions:

1. A maintenance guarantee must be posted in the amount of \$1,064.95 for a two year period.
  2. Payment of any outstanding inspection or other fees owed to the Borough;
- and

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Highland that the Performance Bond for James & Lisa Alexander for Block 6 Lot 15, 69 South Bay Avenue is hereby released and the Chief Financial Officer is hereby authorized to refund the Performance Bond in the amount of \$6,389.71 (90% Bond Amount) and \$709.97 (10% Cash Portion) plus any accrued interest **less the required maintenance bond that must be posted in the amount of \$1,064.95 and any outstanding engineering invoices. Any remaining legal fees shall also be refunded if such exist.**

Seconded by Miss Thomas and adopted on the following roll call vote:

**ROLL CALL:**

**AYES:** Mr. Nolan Miss Thomas, Mr. Caizza, Mr. Urbanski, Mayor O'Neil  
**NAYES:** None  
**ABSENT:** None  
**ABSTAIN:** None  
**DATE:** May 2, 2007

**NINA LIGHT FLANNERY, Borough Clerk**  
**CAROLYN CUMMINS, Deputy Clerk**

I hereby certify this to be a true copy of the Resolution adopted by the Mayor and Council of the Borough of Highlands on May 2, 2007.

**BOROUGH CLERK/DEPUTY CLERK**