



RESOLUTION 24-12
A RESOLUTION RELEASING A PERFORMANCE BOND FOR “CHRISTOPHER COMPANIES ” IN THE DEVELOPMENT KNOWN AS “MILLVILLE BY THE SEA, SEA BREEZE VILLAGE” IN THE TOWN OF MILLVILLE

WHEREAS, CHRISTOPHER COMPANIES, the developer of Sea Breeze Village in the development known as Millville by the Sea, provided a performance bond for improvements therein, said bond being Bond No. #PR2712011 prepared by Platte River Insurance Company, in the original amount of \$1,698,696.38; and

WHEREAS, the aforementioned developer has completed the improvements subject to the aforementioned bond within the right of way of the following roads:

- **Calmwater Drive as shown on the Road and Right of Way plat recorded on December 18, 2023 in Book Number 416 Page 28, and Deed recorded in Book Number 6028 Page 233.**
- **Sunkissed Land as shown on the Road and Right of Way plat recorded on December 18, 2023 in Book Number 416 Page 28, and Deed recorded in Book Number 6028 Page 2367.**

WHEREAS, the aforementioned developer has provided as-built drawings to the Town of said improvements; and

WHEREAS, Millville’s Town Engineer has inspected said improvements and confirmed their completion; and

WHEREAS, the aforementioned developer has acknowledged the need to provide a one (1) year warranty bond, and a three (3) year warranty bond with said year starting on January 23, 2024 , for the following improvements:

- **Calmwater Drive as shown on the Road and Right of Way plat recorded on December 18, 2023 in Book Number 416 Page 28, and Deed recorded in Book Number 6028 Page 233.**
- **Sunkissed Land as shown on the Road and Right of Way plat recorded on December 18, 2023 in Book Number 416 Page 28, and Deed recorded in Book Number 6028 Page 2367; and**

NOW THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Millville do hereby approve the release of Bond No. #PR2712011 prepared by Platte River Insurance Company, subject to the aforementioned developer providing the required one (1) year warranty bond in the amount of \$169,870.00, which represents 10% of the construction cost, and a three (3) year asphalt paving bond in the amount of \$98,662.00, which represents 100% of the cost of the surface course of the asphalt paving, both relating to Performance Surety Bond #PR2712011.

BE IT FURTHER RESOLVED that, upon receipt of the required bonds, the Town Manager is authorized to provide a copy of this Resolution, inform the bond company of the bond's release, and take any other necessary actions to implement the terms of this Resolution.

BE IT FURTHER RESOLVED that, the Mayor and Town Council of the Town of Millville approves transfer of Calmwater Drive to the Millville by the Sea Master Community Association, Inc, and Sunkissed Land to the Millville by the Sea, Sea Breeze Village Homeowners Association, Inc.

I, Joseph Parent, Secretary of the Town Council of the Town of Millville, hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Town Council of the Town of Millville at its meeting held on January 23, 2024, at which a quorum was present and voting throughout and that the same is still in full force and effect.

JOSEPH PARENT
SECRETARY