

**TOWNSHIP OF FRANKLIN
R-213-16**

**RESOLUTION AUTHORIZING MAYOR AND/OR HER DESIGNEE TO ENTER
INTO AN AGREEMENT BETWEEN THE TOWNSHIP OF FRANKLIN AND
AMERICAN SOUTHERN INSURANCE COMPANY, PIERSOL HOMES AT
FLORAWOOD ESTATES LLC, SUSAN PIERSOL, RICHMOND AMERICAN
HOMES OF MARYLAND**

WHEREAS, the Township of Franklin Committee authorized litigation against the developer of Piersol Homes at Florawood by and through its surety (American Southern Insurance Company) based upon the fact that the improvements required by the approvals were not completed in accordance with the Municipal Land Use Law; and

WHEREAS, certain litigation entitled Township of Franklin v. Piersol Homes at Florawood Estates, LLC Inc., et al, bearing Docket No. GLO-L-1125-16 was instituted; and

WHEREAS, the parties have agreed to resolve the differences between them and whereas the defendant, American Southern Insurance Company, Dave Wingate, Richmond Homes and Susan Piersol (Piersol Homes) wishes to resolve all issues with the Township of Franklin which are contained on the attached punchlist/agreement; and

NOW THEREFORE, BE IT RESOLVED, by the Township of Franklin, Committee of the Township of Franklin, County of Gloucester, State of New Jersey that the Mayor and/or her designees are hereby authorized and empowered to execute the agreement between the Township of Franklin and Piersol Homes, Southern Insurance Company and Richmond American Homes whereas upon completion of the punchlist items which are attached hereunto this resolution and are under the supervision of the Township Engineer, the Township will release the Bonding Company, American Southern Insurance Company Bond # B98816012508 and the two cash escrows posted by Richmond American Homes for the Florawood site.

ADOPTED at a meeting of the Township Committee of the Township of Franklin held on November 2, 2016.

ATTEST:

TOWNSHIP OF FRANKLIN

Barbara Freijomil, Municipal Clerk

Sheryl Neely, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, in the County of Gloucester, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting of the Franklin Township Committee held on November 2, 2016.

Barbara Freijomil, Municipal Clerk