

RESOLUTION 88-116

A RESOLUTION OF THE HOPEWELL TOWNSHIP BOARD OF COMMISSIONERS
RELEASING A PERFORMANCE BOND REQUIRED OF D. C. WINSLOW
CONSTRUCTION COMPANY FOR CERTAIN IMPROVEMENTS PERTAINING TO
BEAVER LAKES ESTATE PHASE I (VILLAGE ON THE GREEN).

WHEREAS, the Township of Hopewell is satisfied that all improvements covered by the subject bond have been properly completed; and

WHEREAS, John J. Ross, Esquire, Attorney for the Village of the Green Condominium Association has requested that the Township of Hopewell release the performance bond presently being held with respect to the Beaver Lakes Estate #1/Village on the Green Development; and

WHEREAS, the Township has received acknowledgment from Attorney Ross that the Village on the Green Condominium Association will hold harmless the Township of Hopewell from any and all claims, suits, causes of action, now existing or that may exist, as a result of the Township releasing the D. C. Winslow Company from the performance bond concerning the construction of the Village on the Green Condominium Project in letter dated March 28, 1988; A copy of said acknowledgment is marked Exhibit "1" and is attached hereto; and

WHEREAS, D. C. Winslow had submitted the performance bond through the Travelers Indemnity Company bearing #620E2182 in the amount of \$235,000 on February 3, 1978; and

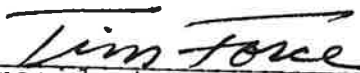
WHEREAS, the Township of Hopewell is agreeing to release the D. C. Winslow performance bond at the request of the Village on the Green Condominium Association and the D. C. Winslow

Construction Company, and for the additional reason that the Township is satisfied that all necessary improvements have been satisfactorily completed.

NOW THEREFORE, be it resolved that the Township of Hopewell releases the D. C. Winslow Performance Bond held by the Travelers Indemnity Company Bond #620E2182 and hereby releases the Travelers Indemnity Company.

ADOPTED THIS 7th day of June, 1988.

HOPEWELL TOWNSHIP BOARD OF COMMISSIONERS:



President

ATTEST:



Secretary

JOHN J. ROSS

ATTORNEY AT LAW

1916 MAIN STREET - ALIQUIPPA, PENNSYLVANIA 15001
378-0558

March 28, 1988

Keith R. McMillen, Esquire
23rd & Davidson Streets
Aliquippa, PA. 15001

Re: D. C. Winslow Performance Bond

Dear Mr. McMillen:

Per your letter of March 24, 1988, this is to inform you that the Village on the Green Condominium Association hereby agrees to hold harmless the Township of Hopewell from any and all liability as a result of the Township releasing the D. C. Winslow Company from the Performance Bond concerning the construction of the Village on the Green Condominium project, including but not limited to: streets, water & sewage lines, power lines, curbing, and water drainage, etc.

Please send written confirmation as to the release of the aforesaid Performance Bond at your earliest convenience.

Thank you for your cooperation in this matter.

Very truly yours,


John J. Ross

JJR/dg

CC: Hopewell Township Commissioners
Hopewell Township Business office
Clark Boulevard
Aliquippa, PA. 15001

Exhibit 1