

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
MOUNT OLIVE AUTHORIZING THE EXECUTION OF A DEVELOPER'S
AGREEMENT BASED ON PRELIMINARY AND FINAL MAJOR SITE PLAN
APPROVAL BETWEEN THE TOWNSHIP OF MOUNT OLIVE
AND CONSTELLATION ENERGY PROJECTS & SERVICES GROUP, INC.,**

WHEREAS, Constellation Energy Projects & Services Group, Inc. received preliminary and final major site plan approval for development from the Mount Olive Zoning Board of Adjustment and the Planning Board for Block 6800, Lots 7 and 9 and Block 6801, Lot 7, subject to the execution of a Developer's Agreement with the Township; and,

WHEREAS, the Developer's Agreement has been drawn by the Township Attorney and approved by the Township Engineer and the Township Planner.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Mount Olive that the Mayor and Clerk are authorized to execute said Agreement upon submission by the Developer of the following items:

- 1) A certificate of insurance disclosing public liability insurance of not less than \$3,000,000.00, for each person and \$300,000.00, for property damage.
- 2) In connection with the Solar Energy Farm, a check to the Township of Mount Olive in the amount of \$11,955.63, to cover Inspection Fees.
- 3) In connection with the Solar Energy Farm, a check to the Township of Mount Olive in the amount of \$23,911.26, representing a ten percent (10%) Cash Performance Bond.
- 4) In connection with the Solar Energy Farm, a ninety percent (90%) Surety Bond in the amount of \$215,201.34.
- 5) In connection with the Parking Lot and Canopy, a check to the Township of Mount Olive in the amount of \$1,483.22, to cover Inspection Fees.
- 6) In connection with the Parking Lot and Canopy, a check to the Township of Mount Olive in the amount of \$2,966.88, representing a ten percent (10%) Cash Performance Bond.
- 7) In connection with the Parking Lot and Canopy, a ninety percent (90%) Surety Bond in the amount of \$26,701.92.
- 8) Approvals and permits required from outside agencies, including but not limited to, the following:
 - a) Morris County Soil Conservation District
 - b) Morris County Planning Board.

- c) N.J. DEP
- d) Road Opening Permit from the County of Morris Engineering Dept.
- e) Highlands approval or exemption in regard to the solar energy farm.

TOWNSHIP OF MOUNT OLIVE

Mount Olive Township Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on _____, 2010.

LISA M. LASHWAY
Mount Olive Township Municipal Clerk

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