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Town of Kure Beach

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FOR IMMEDIATE RELEASE

April 15, 2014

The Kure Beach Town Council, after much thought and consideration, has decided to settle the lawsuit filed against the Town by the former Ocean Front Park project contractor, Integrity Builders, LLC.

During construction of the park, certain claims and disputes arose between the Town and the contractor over the quality of work being performed. On December 30, 2011, the Town Council terminated the contract with Integrity Builders. The surety bonding company that provided a performance bond for Integrity Builders agreed to take over and complete the project.

In March of 2012, Integrity Builders filed a suit against the Town alleging various breaches of contract and warranties by the Town that resulted in the contractor being wrongfully terminated.

To defend itself, the Town Council authorized counterclaims to be filed against Integrity Builders. The parties engaged in extensive and expensive discovery before agreeing to participate in a mediated settlement conference. Before this mediation, Integrity Builders made it clear that if a settlement was not reached, it intended to add Engineering Services, Lisle Architecture & Design, and David A. Lisle, individually, as parties to the lawsuit. These are firms the Town also had contracts with regarding construction of the park. These firms also participated in the mediation and in the resulting settlement.

The mediated settlement conference and subsequent negotiations resulted in a settlement of all disputed issues and claims without an admission of wrongdoing or liability by any party. As part of this settlement, the Town Council agreed to remit payment of \$160,000. The Town Council regrets that the citizens and the good name of the Town have been involved in this lawsuit. The Council's goal throughout this project was to obtain a well built, quality product that everyone would be proud of.

The Town Council is very proud of the Ocean Front Park as it stands today and believes it to be a true asset and gathering place for the community. Thousands have enjoyed the Park since it opened in April of 2012 and future generations will continue to enjoy this wonderful public space on the ocean front.