# RESOLUTION NO. 2018 - <u>35</u>

A RESOLUTION APPROVING SURETY REDUCTION, RELEASE OR RENEWAL AS SUBMITTED BY THE CITY ENGINEER.

WHEREAS, pursuant to N.J.S.A. 40:55D-53 and a report submitted by the City of Vineland Engineer dated January 8 and January 9, 2018, a surety reduction, release or renewal is hereby requested.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Vineland that:

- 1. Requests for Surety Release as submitted by the City of Vineland Engineer are hereby approved for:
  - BASB, LLC, Mill Road, Project #08-1062
  - Pasha Halal Poultry, LLC, N. Delsea Drive, Project #14-1385
  - MedExpress Urgent Care, Main Road, Project #16-00054
- 2. Pursuant to N.J.S.A. 40:55D-53, the City Clerk of the City of Vineland is hereby authorized and directed to notify the obligor of the action taken by City Council as set forth above.

Adopted:	
	President of Council
ATTEST:	
City Clerk	

REPORT TO: Mayor and City Council

FROM:

Brian Myers, City Engineer

DATE:

January 8, 2018

RE:

Surety Report



The Engineering/Planning Division has conducted an on-site inspection of the below project for the purpose of determining compliance with required site improvements, and has prepared the following report:

#### **BOND RELEASE:**

1. BASB, LLC - Mill Road, Block 602, Lot 1, Project #08-1062.

Mailing Address:

Mr. Richard Milstead, Esq. 220 Lake Drive East, Ste 301

Cherry Hill, NJ 08002

Type of Surety: Bond for \$86,736.00

Surety Expiration Date: May 25, 2018

Since all the required improvements are complete, it is being recommended to City Council that the surety be released in its entirety.

2. Pasha Halal Poultry, LLC-N. Delsea Drive, Block 1601, Lot 91, Project #14-1385.

Mailing Address:

Mr. Mamet Silpagar

Pasha Halal 1853 Vine Road Vineland, NJ 08361

Type of Surety: Letter of Credit #1001455551 for \$128,200.00 (previously reduced from \$377,600.00)

Surety Expiration Date: December 17, 2017

Since all the required improvements are complete, it is being recommended to City Council that the surety be released in its entirety.

Very Truly Yours,

Brian Myers City Engineer

BM/YR

xc:

City Clerk Finance Dept.

# **Itemized Surety Amount**

Location: 3254 N. Mill Road	Made by: David Maillet			Date: May 21, 20	008		
Project: BASB LLC	Checked b	y: Stephen Hawl	(	Date: June 4, 20	08	Rev 11/20/17	
Project #08-1062							
Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
Seed	SY	290	\$1.00	\$290.00	11/17/2017	100%	\$0.00
Deciduous Trees	EA	11	\$500.00	\$5,500.00	11/17/2017	100%	
6' High Vinyl Coated Chain Link Fence	LF	772	\$25.00	\$19,300.00	11/17/2017	•	
6" Thick Dense Graded Aggregate	SY	3,045	\$6.00	\$18,270.00	11/17/2017	100%	\$0.00
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	3,045	\$7.00	\$21,315.00	11/17/2017	100%	
Linestriping	LS	1	\$1,500.00	\$1,500.00	11/17/2017	100%	\$0.00
River Rock, 8" Thick	SY	195	\$7.00	\$1,365.00	11/17/2017	100%	\$0.00
Site Lighting	LS	1	\$1,500.00	\$1,500.00	11/17/2017	100%	
Concrete Sidewalk 4" Thick	SY	70	\$35.00	\$2,450.00	11/17/2017	,	
SUBTOTAL				\$71,490.00			\$0.00
Additional 20% Contingency			0.20	\$14,298.00			\$0.00
TOTAL SURETY				\$85,788.00			\$0.00
BOND FOR:				\$85,700.00			\$0.00
	-			Per MLUL (40:5	  5D-53.e(1)), 30%	l to be retained	\$25,710.00

Any and all estimate items that have been noted above as 100% complete are so noted solely for the purposes of estimation and do not constitute full acceptance of such item(s). The City of Vineland reserves the right to seek additional performance relating to such item(s) and/or reduce the completion percentages at its discretion due to changed conditions.

*Improvement Not installed and not required per Brian Myers 11/20/17	

### **Itemized Surety Amount**

Location: 1159 N. Delsea Drive	Made by: D	avid Maillet		Date: September	r 5 2014	Rev 8/5/2015	Rev 1/24/17	
Project: Pasha Halal Poultry, LLC				Date: September		Rev 10/13/16	Rev 6/19/17	
Project #14-1385	Oncoice b)	. Otephen Have		Date: Ocptombe	, 2017	1101 10/10/10	1101 07 107 11	
110,000 1111 1000								
Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance	
miproversity Becompton	Offic	Quantity	0-1 1100	Total / Wildelit	Date-mopeot	7000mpicto	Balarioo	
Seeding	SY	5000	\$1.00	\$5,000.00	10/3/2016	100%	\$0.00	
	EA	25	\$500.00	\$12,500.00	10/3/2016	100%	\$0.00	
Coniferous Trees	EA	67	\$200.00	\$13,400.00	1/11/2017			
Shrubs	EA	166	\$30.00	\$4,980.00	1/11/2017	100%	\$0.00	
4' High Post & Rail Vinyl Fence with Wire Mesh	LF	875	\$40.00	\$35,000.00	1/11/2017	100%	\$0.00	
Remove Existing Pavement - 2"	SY	2125	\$6.00	\$12,750.00	8/4/2015	100%	\$0.00	
Site/Lot Grading	AC	2.00	\$3,000.00	\$6,000.00	8/4/2015	100%	\$0.00	
6" Thick Dense Graded Aggregate	SY	4,610	\$6.00	\$27,660.00	8/4/2015	100%	\$0.00	
3" Thick Hot Mix Asphalt Base Course	SY	4,610	\$12.00	\$55,320.00	8/4/2015	100%	\$0.00	
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	4,610	\$7.00	\$32,270.00	1/11/2017	100%	\$0.00	
Linestriping è	LS	1	\$1,000.00	\$1,000.00	1/11/2017	100%	\$0.00	
Site Lighting	LS	1	\$12,400.00	\$12,400.00	1/11/2017	100%	\$0.00	
Basin Access Drive	SY	60	\$20.00	\$1,200.00	8/4/2015	100%	\$0.00	
Stop Sign	EA	4	\$200.00	\$800.00	1/11/2017	100%	\$0.00	
Do Not Enter	EA	4	\$200.00	\$800.00	1/11/2017			
Concrete Curb 6" x 18"	LF	655	\$25.00	\$16,375.00	1/11/2017			
	SY	425	\$30.00	\$12,750.00	1/11/2017		¥	
Concrete Sidewalk 4" Thick	SY	245	\$35.00	\$8,575.00	1/11/2017			
15" Diameter Reinforced Concrete Pipe	LF	295	\$37.00	\$10,915.00	8/4/2015			
18" Diameter Reinforced Concrete Pipe	LF	35	\$40.00	\$1,400.00	8/4/2015			
Flared End Section	EA	2	\$500.00	\$1,000.00	8/4/2015			
Stormwater Inlet Type 'A'	EA	1	\$2,500.00	\$2,500.00	8/4/2015			
Stormwater Inlet Type 'B'	EA	2	\$2,500.00	\$5,000.00	8/4/2015			
Basin Outlet Structure	EA	1	\$3,500.00	\$3,500.00	8/4/2015			
Basin Excavation	CY	3,000	\$10.00	\$30,000.00	8/4/2015			
Outlet Protection	EA	2	\$800.00	\$1,600.00	8/4/2015	100%		
SUBTOTAL				\$314,695.00			\$0.00	
Additional 20% Contingency			0.20	\$62,939.00			\$0.00	
TOTAL SURETY				\$377,634.00			\$0.00	
BOND FOR:				\$377,600.00		<u> </u>	\$0.00	
					<u> </u>	<u></u>		
			l	Per MLUL (40:5	5D-53.e(1)), 30%	to be retained	\$113,280.00	
Any and all estimate items that have been noted about full acceptance of such item(s). The City of Vineland completion percentages at its discretion due to change.	l reserves	the right to see	e so noted s ek additional	olely for the pur performance re	poses of estimat elating to such ite	ion and do no m(s) and/or r	ot constitute reduce the	
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				<del></del>				

REPORT TO: Mayor and City Council

FROM:

Brian Myers, City Engineer

DATE:

January 9, 2018

RE:

Surety Report



The Engineering/Planning Division has conducted an on-site inspection of the below project for the purpose of determining compliance with required site improvements, and has prepared the following report:

#### **BOND RELEASE:**

1. MedExpress Urgent Care – Main Road, Block 4301, Lot 6, Project #16-00054.

Mailing Address:

MedExpress Administrative Offices

Attn: Ms. Monica Brown 1001 Consol Energy Drive Canonsburg, PA 15317

Type of Surety: Certified Check for \$191,800.00

Surety Expiration Date: N/A

Since all the required improvements are complete, it is being recommended to City Council that the surety be released in its entirety.

Very Truly Yours,

Brian Myers
City Engineer

BM/YR

xc:

City Clerk Finance Dept.

### Itemized Surety Amount

Project #: 16-0054   Project	Location: Block 4301 Lot 6	Made by:	Rick Caudill	T	Date: 1/10/2017	Rev	9/8/17	Rev 10/31/17						
Improvement Description				! k										
Improvement Description		Cricollog D	) . Glopilon main	<u> </u>	Date: 1710.2011	1								· · · · ·
DEMOLITION   EA	110,000 11. 10 0004		<del></del>		<del></del>						<del>                                     </del>			
DEMOLITION   EA	Improvement Description	Linit	Quantity	I I-Price	Total Amount	Ralar	nce	Inspect-Date	%-Complete	Remaining Balance	Notes	Inspect-Date	%-Complet	Remaining
Tree Removal EA 4 \$400.00 \$1,000.00 \$1,000.00 \$3,000.00 \$631/2017 100% \$0.00 \$1017/2017 100% \$0.00 Remove Existing Payement -2 \$Y 90 \$8.00 \$\$40.00 \$400.00 \$400.00 \$401/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$100.00 \$1.00	improvement becompany	<u> </u>	Guarita	0 1 1100	Total 7 tillount	<u> </u>		mopost Date	70 COp.io.co	Training Dalaito	1	opoot Dat	, o Gempier	· comanning
Tree Removal EA 4 \$400.00 \$1,000.00 \$1,000.00 \$3,000.00 \$631/2017 100% \$0.00 \$1017/2017 100% \$0.00 Remove Existing Payement -2 \$Y 90 \$8.00 \$\$40.00 \$400.00 \$400.00 \$401/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$1017/2017 100% \$0.00 \$100.00 \$1.00	DEMOLITION	l	l											
Site Clearing		EA	4	\$400.00	\$1,600.00	\$1	.600.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Remove Existing Pavement - 2" SY 90 \$ 80.0 \$40.00 \$43,000.00 \$31,2017 100% \$0.00 \$1017,2017 100% \$0.00 \$0.00 \$1000 \$1.00		AC	0.77							\$0.00			100%	\$0.00
Site/Lo Grading   AC   0.77   \$3,000.00   \$2,310.00   \$3,310.00   \$3,310.00   \$1312077   \$50.00   \$0.000   \$0.000   \$0.00000   \$0.00000   \$0.0000   \$0.0000   \$0.00000   \$0.0000	Remove Existing Pavement - 2"		<del></del>						100%			10/17/2017	100%	\$0.00
Saeding   SY   1500   \$1,000   \$1,000   \$31,000.00   \$3									95%	\$115.50	(1)		100%	\$0.00
Seeding   SY   1500   \$1,00   \$1,00   \$1,00   \$1,00   \$1,00   \$1,000   \$1,000   \$1,000   \$1,000   \$1,000   \$1,000   \$0,000   \$1		111=				- · · ·	1-1-1-1				1			\$0.00
Shade Trees		SY	1500	\$1.00	\$1,500.00	\$1	,500.00		90%	\$150.00	(2)	10/17/2017	100%	\$0.00
Shrubs			4	\$500.00		\$2	.000.00		100%	\$0.00		10/17/2017	100%	\$0.00
Landscaping & Plantings   SY   5   \$5.00   \$25.00   \$25.00   \$31.2017   100%   \$0.00   1017/2017   100%   \$0.00		EA	31					8/31/2017		\$279.00	(3)	10/17/2017	100%	\$0.00
GENERAL SITE IMPROVEMENTS  6* Thick Dense Graded Aggregate  SY 890 \$15.00 \$13,350.00 \$13,350.00 \$87312017 100% \$0.00 10772017 100% \$0.00 47* Thick Hot Mix Asphall Base Course  SY 890 \$20.00 \$17,800.00 \$87312017 100% \$0.00 1077		SY	1			$\overline{}$			100%			10/17/2017	100%	\$0.00
6" Thick Dense Graded Aggregate 4" Thick Hot Mix Asphall Base Course 5" N 890 \$20.00 \$17,800.00 \$17			·											\$0.00
4" Thick Hot Mix Asphalt I-S Surface Course SY 890 \$20.00 \$17,800.00 \$17,800.00 \$137,800.00 \$137,800.00 \$107,72017 100% \$0.00 107,72017	6" Thick Dense Graded Aggregate		890	\$15.00	\$13,350.00					\$0.00				\$0.00
Linestriping	4" Thick Hot Mix Asphalt Base Course	SY	890	\$20.00	\$17,800.00	\$17	,800.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Sile Lighting	2" Thick Hot Mix Asphalt I-5 Surface Course	SY	890	\$9.00	\$8,010.00				100%	\$0.00		10/17/2017	100%	\$0.00
Sile Lighting	Linestriping		1	\$1,100.00	\$1,100.00	\$1	,100.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Stop Sign			1				,000.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Concrete Curb 6" x 18"		EA	1	\$200.00	\$200.00		\$200.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Concrete Sidewalk 4" Thick SY 415 \$85.00 \$35.275.00 \$33.275.00 \$8.31/2017 100% \$0.00 10/17/2017 100% \$0.00 14/17/2017 100% \$0.00 \$7.000.	Concrete Curb 6" x 18"		535			\$25	,680.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Handicapped Ramps	Concrete Sidewalk 4" Thick	SY	415	\$85.00	\$35,275.00	\$35	,275.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Remove Existing Curb  LF 170 \$12.00 \$2,040.00 \$2,040.00 8/31/2017 100% \$0.00 10/17/2017 100% \$0.00 8' Thick Concrete Pad SY 40 \$100.00 \$4,000.00 \$4,000.00 \$4,000.00 8/31/2017 100% \$0.00 10/17/2017 100% \$0.00 10/17/2017 100% \$0.00 STORMWATER IMPROVEMENTS  STORMWATER IMPROVEMENTS  LF 194 \$35.00 \$6,790.00 \$6,790.00 \$6,790.00 \$712,480.00 \$12,480.00 \$12,480.00 \$10/17/2017 100% \$0.00 10/17/2017 100%	Handicapped Ramps	EA	10	\$700.00		\$7	,000.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
8" Thick Concrete Pad		LF	170	\$12.00	\$2,040.00				100%	\$0.00		10/17/2017	100%	\$0.00
Concrete Wheelstops		SY	40			\$4	,000.00	8/31/2017	100%	\$0.00	ĺ			\$0.00
STORMWATER IMPROVEMENTS		EA	2	\$40.00	\$80.00		\$80.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
18" Diameter Reinforced Concrete Pipe														\$0.00
Standard Stormwater Manhole	Roof Drain Collector Piping	LF	194	\$35.00	\$6,790.00	\$€	,790.00	8/31/2017	100%	\$0.00				\$0.00
Stormwater Inlet Type 'B'	18" Diameter Reinforced Concrete Pipe	LF	104	\$120.00	\$12,480.00	\$12	,480.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
Stormwater Inlet Type 'B'	Standard Stormwater Manhole	EA	1	\$4,200.00	\$4,200.00	\$4	,200.00	8/31/2017	100%	\$0.00				\$0.00
Additional 20% Contingency  TOTAL SURETY  S191,856.00  BOND FOR:  Per MLUL (40:55D-53.e(1)), 30% to be retained  For Many and all estimate items that have been noted above as 100% complete are so noted solely for the purposes of estimation and do not constitute full acceptance of such item(s). The City of Vineland reserves the right to seek additional performance relating to such item(s) and/or reduce the completion percentages at its discretion due to changed conditions.  (1) Grading above utility trench is sunken. Fill grade above trench. Reseed and stabilize. (2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.	Stormwater Inlet Type 'B'	EA	1	\$4,200.00	\$4,200.00	\$4	,200.00	8/31/2017	100%	\$0.00		10/17/2017	100%	\$0.00
TOTAL SURETY BOND FOR:  Per MLUL (40:55D-53.e(1)), 30% to be retained \$57,540.00  Any and all estimate items that have been noted above as 100% complete are so noted solely for the purposes of estimation and do not constitute full acceptance of such item(s). The City of Vineland reserves the right to seek additional performance relating to such item(s) and/or reduce the completion percentages at its discretion due to changed conditions.  (1) Grading above utility trench is sunken. Fill grade above trench. Reseed and stabilize. (2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.	SUBTOTAL									\$544.50	L			\$0.00
BOND FOR:  Per MLUL (40:55D-53.e(1)), 30% to be retained \$57,540.00  Any and all estimate items that have been noted above as 100% complete are so noted solely for the purposes of estimation and do not constitute full acceptance of such item(s). The City of Vineland reserves the right to seek additional performance relating to such item(s) and/or reduce the completion percentages at its discretion due to changed conditions.  (1) Grading above utility trench is sunken. Fill grade above trench. Reseed and stabilize. (2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.	Additional 20% Contingency			0.20										\$0.00
Per MLUL (40:55D-53.e(1)), 30% to be retained \$57,540.00  Any and all estimate items that have been noted above as 100% complete are so noted solely for the purposes of estimation and do not constitute full acceptance of such item(s). The City of Vineland reserves the right to seek additional performance relating to such item(s) and/or reduce the completion percentages at its discretion due to changed conditions.  (1) Grading above utility trench is sunken. Fill grade above trench. Reseed and stabilize. (2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.	TOTAL SURETY									\$653.40				\$0.00
Any and all estimate items that have been noted above as 100% complete are so noted solely for the purposes of estimation and do not constitute full acceptance of such item(s). The City of Vineland reserves the right to seek additional performance relating to such item(s) and/or reduce the completion percentages at its discretion due to changed conditions.  (1) Grading above utility trench is sunken. Fill grade above trench. Reseed and stabilize. (2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.	BOND FOR:				\$191,800.00	\$191	,800.00			\$600.00				\$0.00
Any and all estimate items that have been noted above as 100% complete are so noted solely for the purposes of estimation and do not constitute full acceptance of such item(s). The City of Vineland reserves the right to seek additional performance relating to such item(s) and/or reduce the completion percentages at its discretion due to changed conditions.  (1) Grading above utility trench is sunken. Fill grade above trench. Reseed and stabilize. (2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.				<u> </u>		<u> </u>								L
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(1) Grading above utility trench is sunken. Fill grade above trench. Reseed and stabilize. (2) Seeding along Main Road frontage of building needs to be supptemented and stabilize. Erosion is present.	, , ,	ir reduce ii.	ie compietion p	bercemayes	at its discretion	uu <del>o</del> i	۲	1	1			Į		
(2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.	•													<u> </u>
(2) Seeding along Main Road frontage of building needs to be supplemented and stabilize. Erosion is present.	(1) Grading above utility trench is sunken. Fill grade above	re trench. R	eseed and stabi	ilize.									<u> </u>	<u> </u>
(3) Shrubs in rear island of parking lot have not been installed.	(2) Seeding along Main Road frontage of building needs	to be supple	emented and sta	abilize. Erosio	n is present.								<u> </u>	ļ <u></u>
	(3) Shrubs in rear island of parking lot have not been ins	alled.									1		1	