

RESOLUTION NO. 2019 - 257

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 May 15 and May 28, 2019, 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 Reduction as submitted by the City of Vineland Engineer are hereby approved for:
  - Major Petroleum Industries, Main Road, Project #12-1304
  - Highland Pines at Vineland, Palermo Avenue, #07-989
2. Request for Surety Release as submitted by the City of Vineland Engineer is hereby approved for:
  - Spring Oak Assisted Living at Vineland, Main Road, Project #14-1373
  - Delsea Investments, LLC, N. Delsea Drive, Project #08-1107
3. 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:

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President of Council

ATTEST:

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City Clerk



REPORT TO: Mayor and City Council  
FROM: David J. Maillet, Acting City Engineer  
DATE: May 15, 2019  
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. Spring Oak Assisted Living at Vineland– Main Road, Block 5901, Lot 112, Project #14-1373.

Mailing Address: Vineland Residences, LLC  
c/o Shalom Kesselman  
2095 West County Line Road  
Jackson, NJ 08527

Type of Surety: Certified Check for \$28,850.00

Surety Expiration Date: N/A

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

2. Delsea Investments, LLC– N. Delsea Drive, Block 2104, Lot 85, 86, Project #08-1107.

Mailing Address: Mr. Michael Fralinger, Esq.  
100 N. Main Road  
Vineland, NJ 08360

Type of Surety: Certified Check for \$28,850.00  
Letter of Credit #9610009236-00003 for \$400,000.00

Surety Expiration Date: N/A

Since the applicant has chosen to abandon the project, it is being recommended to City Council that the sureties be released in its entirety.

Very Truly Yours,

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David J. Maillet, P.E.  
Acting City Engineer

DM/YR

xc: City Clerk  
Finance Dept.

### Itemized Surety Amount

Location: Main Road		Made by: David Maillet		Date: September 5, 2014		Rev 6/1/18	
Project: Spring Oaks Assisted Living at Vineland, LLC		Checked by: Stephen Hawk		Date: September 8, 2014		Rev 2/15/18	
Project #14-1373							
Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
Seeding	SY	100	\$1.00	\$100.00	6/1/2018	100%	\$0.00
Coniferous Trees	EA	23	\$200.00	\$4,600.00	2/9/2018	100%	\$0.00
Shrubs	EA	18	\$30.00	\$540.00	6/1/2018	100%	\$0.00
Tree Removal	EA	8	\$400.00	\$3,200.00	2/9/2018	100%	\$0.00
6' High Vinyl Fence	LF	54	\$40.00	\$2,160.00	2/9/2018	100%	\$0.00
6' High Black Vinyl Coated Chain Link Fence	LF	246	\$30.00	\$7,380.00	2/9/2018	100%	\$0.00
Remove Existing Pavement - 2"	SY	716	\$6.00	\$4,296.00	2/9/2018	100%	\$0.00
4" Thick Dense Graded Aggregate	SY	440	\$4.00	\$1,760.00	2/9/2018	100%	\$0.00
8" Thick Dense Graded Aggregate	SY	280	\$8.00	\$2,240.00	2/9/2018	100%	\$0.00
2" Thick Hot Mix Asphalt Base Course	SY	440	\$8.00	\$3,520.00	2/9/2018	100%	\$0.00
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	720	\$7.00	\$5,040.00	2/9/2018	100%	\$0.00
Linestriping	LS	1	\$500.00	\$500.00	2/9/2018	100%	\$0.00
Hardscape Path	SY	77	\$90.00	\$6,930.00	2/9/2018	100%	\$0.00
Concrete Sidewalk 4" Thick	SY	293	\$35.00	\$10,255.00	2/9/2018	100%	\$0.00
Handicapped Ramps	EA	2	\$250.00	\$500.00	2/9/2018	100%	\$0.00
Remove Existing Curb	LF	328	\$2.75	\$902.00	2/9/2018	100%	\$0.00
Remove Existing Concrete	SY	330	\$9.00	\$2,970.00	2/9/2018	100%	\$0.00
Concrete Wheelstops	EA	32	\$40.00	\$1,280.00	2/9/2018	100%	\$0.00
8" PVC Pipe	LF	104	\$20.00	\$2,080.00	2/9/2018	100%	\$0.00
Yard Inlet	EA	2	\$100.00	\$200.00	2/9/2018	100%	\$0.00
Eco-Friendly Inlet Curb Pieces	EA	6	\$500.00	\$3,000.00	2/9/2018	100%	\$0.00
Basin Excavation	CY	200	\$10.00	\$2,000.00	2/9/2018	100%	\$0.00
Outlet Protection	EA	1	\$800.00	\$800.00	2/9/2018	100%	\$0.00
<b>SUBTOTAL</b>				<b>\$66,253.00</b>			<b>\$0.00</b>
Additional 20% Contingency			0.20	\$13,250.60			\$0.00
<b>TOTAL SURETY</b>				<b>\$79,503.60</b>			<b>\$0.00</b>
<b>BOND FOR:</b>				<b>\$79,500.00</b>			<b>\$0.00</b>
				<b>Per MLUL (40:55D-53.e(1)), 30% to be retained</b>			<b>\$23,850.00</b>
<p><i>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.</i></p>							



REPORT TO: Mayor and City Council  
FROM: David J. Maillet, Acting City Engineer  
DATE: May 28, 2019  
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 REDUCTION:**

1. Major Petroleum Industries– Main Road, Block 1909, Lot 66, Project #12-1304.

Mailing Address: Mr. Rocco Tedesco, Esq.  
Tedesco & Gruccio  
PO Box 1327  
Vineland, NJ 08362

Type of Surety: Letter of Credit #13010 for \$92,700.00

Site inspection indicates some required site improvements have been completed as listed in the attached surety estimate. Therefore, it is being recommended that surety be reduced to \$31,800.00.

1. Highland Pines at Vineland– Palermo Avenue, Block 6910, Lots 15, 16, 17, Project #07-989.

Mailing Address: Mr. Michael Fralinger, Esq.  
100 N. Main Road  
Vineland, NJ 08360

Type of Surety: Bond #RU100773 for \$480,000.00

Site inspection indicates some required site improvements have been completed as listed in the attached surety estimate. Therefore, it is being recommended that surety be reduced to \$411,540.00.

Very Truly Yours,

A handwritten signature in black ink, appearing to be 'D. Maillet', with a long, wavy horizontal line extending to the right.

David J. Maillet, P.E.  
Acting City Engineer

DM/YR

xc: City Clerk  
Finance Dept.

### Itemized Surety Amount

Location: 1197 N. Main Road		Made by: David Maillet		Date: May 28, 2013			
Project: Major Petroleum Industries		Checked by: Stephen Hawk		Date: June 4, 2013			
Project #: 12-1304							
Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
Seeding	SY	310	\$1.00	\$310.00	5/23/2019	100%	\$0.00
Deciduous Trees	EA	5	\$500.00	\$2,500.00	5/23/2019	0%	\$2,500.00
Coniferous Trees	EA	6	\$200.00	\$1,200.00	5/23/2019	0%	\$1,200.00
Shrubs	EA	26	\$30.00	\$780.00	5/23/2019	100%	\$0.00
8' High Chain Link Fence	LF	212	\$30.00	\$6,360.00	5/23/2019	0%	\$6,360.00
Fenced Trash Enclosure	EA	2	\$800.00	\$1,600.00	5/23/2019	0%	\$1,600.00
Remove Existing Pavement - 2"	SY	948	\$6.00	\$5,688.00	5/23/2019	100%	\$0.00
6" Thick Dense Graded Aggregate	SY	430	\$6.00	\$2,580.00	5/23/2019	80%	\$516.00
3" Thick Hot Mix Asphalt Base Course	SY	430	\$12.00	\$5,160.00	5/23/2019	80%	\$1,032.00
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	430	\$7.00	\$3,010.00	5/23/2019	80%	\$602.00
Linestriping	LS	1	\$2,600.00	\$2,600.00	5/23/2019	50%	\$1,300.00
Relocate Utility Pole	EA	3	\$1,200.00	\$3,600.00	5/23/2019	100%	\$0.00
Resetting of Existing Light Poles to Vertical Position	LS	1	\$7,000.00	\$7,000.00	5/23/2019	100%	\$0.00
Stop Sign	EA	5	\$200.00	\$1,000.00	5/23/2019	100%	\$0.00
One-Way Signs	EA	2	\$200.00	\$400.00	5/23/2019	100%	\$0.00
Do Not Enter Sign	EA	3	\$200.00	\$600.00	5/23/2019	100%	\$0.00
Concrete Curb 6" x 18"	LF	870	\$25.00	\$21,750.00	5/23/2019	70%	\$6,525.00
6" Thick Reinforced Concrete Access Ramp	SY	7	\$30.00	\$210.00	5/23/2019	0%	\$210.00
Concrete Sidewalk 4" Thick	SY	25	\$35.00	\$875.00	5/23/2019	0%	\$875.00
6" Thick Concrete Pad	SY	95	\$40.00	\$3,800.00	5/23/2019	0%	\$3,800.00
Bollards	EA	25	\$250.00	\$6,250.00	5/23/2019	100%	\$0.00
<b>SUBTOTAL</b>				<b>\$77,273.00</b>			<b>\$26,520.00</b>
Additional 20% Contingency			0.20	\$15,454.60			\$5,304.00
<b>TOTAL SURETY</b>				<b>\$92,727.60</b>			<b>\$31,824.00</b>
<b>BOND FOR:</b>				<b>\$92,700.00</b>			<b>\$31,800.00</b>
				Per MLUL (40:55D-53.e(1)), 30% to be retained			\$27,810.00
<p><i>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.</i></p>							

**Itemized Surety Amount**

Location: 2985, 3045 Palermo Avenue; 2718 London Lane		Made by: David Maillet		Date: May 28, 2008 ; Revised 5/27/16 ; Revised 5/15/17						
Project: Highland Pines at Vineland		Checked by: Stephen Hawk		Date: March 13, 2009						
Project #06-879 & 07-989										
Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance	Date-Inspect	%Complete	Balance
Seed	SY	32000	\$1.00	\$32,000.00			\$32,000.00	5/23/19	0%	\$32,000.00
Deciduous Trees	EA	48	\$500.00	\$24,000.00			\$24,000.00	5/23/19	0%	\$24,000.00
Coniferous Trees	EA	53	\$200.00	\$10,600.00			\$10,600.00	5/23/19	0%	\$10,600.00
Site Clearing	AC	12.90	\$1,000.00	\$12,900.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
4' Post & Rail Fence	LF	275	\$19.00	\$5,225.00			\$5,225.00	5/23/19	0%	\$5,225.00
6' High Black Vinyl Chain Link Fence w/ Screening Slats	LF	670	\$30.00	\$20,100.00			\$20,100.00	5/23/19	0%	\$20,100.00
Site/Lot Grading	AC	12.90	\$3,000.00	\$38,700.00			\$38,700.00	5/23/19	100%	\$0.00
6" Thick Soil Aggregate Mix I-5	SY	6,500	\$15.00	\$97,500.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
4½" Thick Hot Mix Asphalt Base Course	SY	6,500	\$22.00	\$143,000.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
1½" Thick Hot Mix Asphalt I-5 Surface Course	SY	6,500	\$12.00	\$78,000.00			\$78,000.00	5/23/19	0%	\$78,000.00
Linestriping	LS	1	\$500.00	\$500.00			\$500.00	5/23/19	0%	\$500.00
Restore Pavement	SY	1,550	\$8.00	\$12,400.00			\$12,400.00	5/23/19	0%	\$12,400.00
Remove Utility Pole	EA	3	\$1,200.00	\$3,600.00			\$3,600.00	5/23/19	0%	\$3,600.00
Basin Access Drive	SY	140	\$85.00	\$11,900.00			\$11,900.00	5/23/19	0%	\$11,900.00
Traffic Control & Street Signs	EA	8	\$200.00	\$1,600.00			\$1,600.00	5/23/19	0%	\$1,600.00
Temporary Cul-De-Sac Signs	EA	1	\$200.00	\$200.00			\$200.00	5/23/19	0%	\$200.00
Concrete Curb 6" x 18"	LF	3,750	\$48.00	\$180,000.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
Concrete Monuments 4"x4"x30"	EA	23	\$400.00	\$9,200.00			\$9,200.00	5/23/19	0%	\$9,200.00
Concrete Drive Apron W/Depressed Curb, 6" Thick	SY	135	\$85.00	\$11,475.00			\$11,475.00	5/23/19	0%	\$11,475.00
Concrete Sidewalk 4" Thick	SY	1,670	\$85.00	\$141,950.00	5/15/17	20%	\$113,560.00	5/23/19	20%	\$90,848.00
Handicapped Ramps	EA	6	\$700.00	\$4,200.00			\$4,200.00	5/23/19	100%	\$0.00
15" Diameter HDPE Pipe	LF	1,260	\$90.00	\$113,400.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
18" Diameter HDPE Pipe	LF	134	\$100.00	\$13,400.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
24" Diameter HDPE Pipe	LF	429	\$105.00	\$45,045.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
Flared End Section	EA	1	\$3,500.00	\$3,500.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
Standard Stormwater Manhole	EA	4	\$4,200.00	\$16,800.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
Stormwater Inlet Type 'C'	EA	16	\$4,200.00	\$67,200.00	5/15/17	100%	\$0.00	5/23/19	100%	\$0.00
Basin Excavation	CY	4,400	\$10.00	\$44,000.00	5/15/17	50%	\$22,000.00	5/23/19	85%	\$3,300.00
Outlet Protection	EA	1	\$800.00	\$800.00			\$800.00	5/23/19	0%	\$800.00
<b>SUBTOTAL</b>				\$1,143,195.00			\$400,060.00			\$315,748.00
Additional 20% Contingency			0.20	\$228,639.00			\$80,012.00			\$63,149.60
<b>TOTAL SURETY</b>				\$1,371,834.00			\$480,072.00			\$378,897.60
<b>BOND FOR:</b>				\$1,371,800.00			\$480,000.00			\$378,800.00
				Per MLUL (40:55D-53.e(1)), 30% to be retained			\$411,540.00			
<p><i>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.</i></p>										