

RESOLUTION NO. 2021- 660

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 December 10, 2021, a surety reduction, release or renewal is hereby requested.

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

1. Request for Surety Release as submitted by the City of Vineland Engineer is hereby approved for:
  - RK Chevrolet a.k.a. RK Subaru, N. Delsea Drive, Project #18-00069
  - Major Petroleum Industries, N. Main Road, Project #12-1304
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:

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President of Council

ATTEST:

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City Clerk



REPORT TO: Mayor and City Council  
FROM: David J. Maillet, City Engineer  
DATE: December 10, 2021  
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. RK Chevrolet a.k.a. RK Subaru – 700 N. Delsea Drive, Block 2104, Lot 95, Project #18-00069.

Mailing Address:

Mr. A. Steven Fabietti, Esq.  
Hyland Levin Shapiro LLP  
6000 Sagemore Drive, Suite 6301  
Marlton, NJ 08053-3900

Type of Surety: Bond #B98816032280 for \$29,300.00  
Bond #B98816032281 for \$15,900.00

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.

2. Major Petroleum Industries – 1197 N. Main Road, Block 1909, Lot 66, Project #12-1304

Mailing Address: Mr. Rocco Tedesco, Esq.  
351 W. Elmer Road  
Vineland, NJ 08361

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

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,

David J. Maillet, P.E.  
City Engineer

DM/YR

xc: City Clerk  
Finance Dept.

**SURETY ESTIMATE FOR SITE SAFETY AND STABILIZATION**

Location: N. Delsea Drive (Block 2104, Lot 95) Made by: RRH  
 Project: RK Chevrolet t/a RK Subaru - Phase 1 Checked by:  
 Project #: 18-00069

Date: 7/17/2019  
 Date: 11/3/2021

Improvement Description	Unit	Quantity	U-Price	Total Amount
<b>Total Performance Surety Cost Estimate</b>	LS	1	\$1,188,700.00	\$1,188,700.00
Bond for Initial Cost of \$100,000.00	LS	1	\$5,000.00	<b>\$5,000.00</b>

Improvement Description	Amount Applied	Percentage Applied (%)	Bond Cost Applied	Cumulative Bond Subtotal
Bond for Improvement Costs Exceeding \$100,000.00 and Lower than \$1,000,000.00	\$900,000.00	2.5%	\$22,500.00	<b>\$27,500.00</b>

Improvement Description	Amount Applied	Percentage Applied (%)	Bond Cost Applied	Cumulative Bond Subtotal
Bond for Improvement Costs Exceeding \$1,000,000.00	\$188,700.00	1.0%	\$1,887.00	<b>\$29,387.00</b>
<b>TOTAL SURETY</b>				<b>\$29,387.00</b>
<b>BOND FOR:</b>				<b>\$29,300.00</b>

100% Complete - Inspected 11/3/21 - RH

**SURETY ESTIMATE FOR PRIVATELY-OWNED PERIMETER LANDSCAPING BUFFER**

Location: N. Delsea Drive (Block 2104, Lot 95)  
 Project: RK Chevrolet t/a RK Subaru - Phase 1  
 Project #: 18-00069

Made by: RRH  
 Checked by:

Date: 7/17/2019 Rev 11/3/21  
 Date:

Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
<b>LANDSCAPING</b>							
Shade Trees	EA	4	\$500.00	\$2,000.00	11/3/2021	100%	\$0.00
Evergreen Trees	EA	30	\$200.00	\$6,000.00	11/3/2021	100%	\$0.00
Shrubs	EA	176	\$30.00	\$5,280.00	11/3/2021	100%	\$0.00
<b>SUBTOTAL</b>				<b>\$13,280.00</b>			<b>\$0.00</b>
Additional 20% Contingency			0.20	\$2,656.00			\$0.00
<b>TOTAL SURETY</b>				<b>\$15,936.00</b>			<b>\$0.00</b>
<b>BOND FOR:</b>				<b>\$15,900.00</b>			<b>\$0.00</b>

**Per MLUL (40:55D-53.e(1)), 30% to be retained \$4,770.00**

*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*

### 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				Rev 12/7/21			
<b>Improvement Description</b>	<b>Unit</b>	<b>Quantity</b>	<b>U-Price</b>	<b>Total Amount</b>	<b>Date-Inspect</b>	<b>%Complete</b>	<b>Balance</b>
Seeding	SY	310	\$1.00	\$310.00	5/23/2019	100%	\$0.00
Deciduous Trees	EA	5	\$500.00	\$2,500.00	12/7/2021	100%	\$0.00
Coniferous Trees	EA	6	\$200.00	\$1,200.00	12/7/2021	100%	\$0.00
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	12/7/2021	100%	\$0.00
Fenced Trash Enclosure	EA	2	\$800.00	\$1,600.00	12/7/2021	100%	\$0.00
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	12/7/2021	100%	\$0.00
3" Thick Hot Mix Asphalt Base Course	SY	430	\$12.00	\$5,160.00	12/7/2021	100%	\$0.00
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	430	\$7.00	\$3,010.00	12/7/2021	100%	\$0.00
Linestriping	LS	1	\$2,600.00	\$2,600.00	12/7/2021	100%	\$0.00
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	12/7/2021	100%	\$0.00
6" Thick Reinforced Concrete Access Ramp	SY	7	\$30.00	\$210.00	12/7/2021	100%	\$0.00
Concrete Sidewalk 4" Thick	SY	25	\$35.00	\$875.00	12/7/2021	100%	\$0.00
6" Thick Concrete Pad	SY	95	\$40.00	\$3,800.00	12/7/2021	100%	\$0.00
Bollards	EA	25	\$250.00	\$6,250.00	5/23/2019	100%	\$0.00
<b>SUBTOTAL</b>				<b>\$77,273.00</b>			<b>\$0.00</b>
			Additional 20% Contingency	0.20			\$15,454.60
<b>TOTAL SURETY</b>				<b>\$92,727.60</b>			<b>\$0.00</b>
<b>BOND FOR:</b>				<b>\$92,700.00</b>			<b>\$0.00</b>
				Per MLUL (40:55D-53.e(1)), 30% to be retained			<b>\$27,810.00</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>							