# RESOLUTION NO. 2020 - <u>212</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 April 20, 2020, 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:
  - GVSM II, LLC, S. Mill Road, Project #09-1153
- 2. Requests for Surety Release as submitted by the City of Vineland Engineer are hereby approved for:
  - Allied Specialty Foods, Inc., W. Forest Grove Road, Project #16-00032
  - South Jersey Glass, S. West Blvd, Project #18-00047
- 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:	
	President of Council
ATTEST:	
City Clerk	

REPORT TO:

Mayor and City Council

FROM:

David J. Maillet, City Engineer

DATE:

April 20, 2020

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. Allied Specialty Foods, Inc. - 1585 W. Forest Grove Road, Block 604, Lot 3, Project #16-00032.

Mailing Address:

Mr. Michael Sims

Chief Financial Officer Advance Pierre Foods 9987 Carver Road Blue Ash, Ohio 45242

Type of Surety: Electronic Wire for \$116,220.00 (previously reduced from \$387,400.00)

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. South Jersey Glass - 3278 S. West Blvd, Block 7004, Lots 9 & 10, Project #18-00047.

Mailing Address:

Mr. A. Steven Fabietti, Esq.

Gruccio, Pepper, DeSanto & Ruth

817 E. Landis Avenue Vineland, NJ 08360

Type of Surety: Letter of Credit #9700239849-00004 for \$38,000.00

Letter of Credit #9700239849-00001 for \$48,000.00

Surety Expiration Date: March 19, 2020

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

### BOND REDUCTION:

3. GVSM II, LLC-S. Mill Road, Block 3402, Lots 40 & 41, Project #09-1153.

Mailing Address:

Mr. Rocco Tedesco, Esq.

351 W. Elmer Road Vineland, NJ 08360

Type of Surety: Letter of Credit CM100072 for \$222,500.00 (Previously reduced from \$638,100.00)

Surety Expiration Date: N/A

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 \$191,430.00.

Very Truly Yours,

David J. Maillet, P.E.

City Engineer

DM/YR

xc: City Clerk

Finance Dept.

# **Itemized Surety Amount**

Location: Block 604 Lot 3	Made hv	Rick Caudill		Date: 6/29/2016	Rev 1/22/18	Rev 3/11/20						
Project: Allied Specialty Foods (Phase 1)		: Stephen Hawk		Date: 7/6/2016		Rev 4/16/20						
	Checked by	/. Otephen nawn	Ì	Date: World to	1,012,12,10							
Project #: 16-00032												
L Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance	Notes	Date-Inspect	%Complete	Balance	Notes
Improvement Description	Offic	Quantity	0-11100	Total 7 tillount	Date mepeer				,	•		
DEMOLITION												
Site Clearing	AC	3.00	\$1,000.00	\$3,000.00	1/18/2018	100%	\$0.00		2/12/2018	100%	\$0.00	
	AC	3.00	\$3,000.00	\$9,000.00	1/18/2018	100%	\$0.00		2/12/2018	100%	\$0.00	
Site/Lot Grading  LANDSCAPING	INC	3.00	ψ5,000.00	ψο,οσο.σσ	171012010		7				\$0.00	
Seeding	SY	5050	\$1.00	\$5,050.00	1/18/2018	100%	\$0.00		2/12/2018	100%	\$0.00	
Shade Trees	EA	26	\$500.00	\$13,000.00	1/18/2018	90%	\$1,300.00	(1)	4/16/2020	100%	\$0.00	
Evergreen Trees	EA	26	\$200.00	\$5,200.00	1/18/2018	100%	\$0.00	, ,	2/12/2018	100%	\$0.00	
GENERAL SITE IMPROVEMEN		20	Ψ200.00	40,200.00			,				\$0.00	
6' High Vinyl Fence	LF	100	\$40.00	\$4,000.00	1/18/2018	0%	\$4,000.00	(2)	2/12/2018	100%	\$0.00	(4)
6" Thick Dense Graded Aggregate	SY	5,130	\$15.00	\$76,950.00	1/18/2018	100%	\$0.00	, ,	2/12/2018	100%	\$0.00	
3" Thick Hot Mix Asphalt Base Course	SY	2,805	\$15.00	\$42,075.00	1/18/2018	100%	\$0.00		2/12/2018	100%	\$0.00	
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	4,720	\$9.00	\$42,480.00	1/18/2018	95%	\$2,124.00	(3)	3/11/2020	100%	\$0.00	
	LS	1	\$2,000.00	\$2,000.00	1/18/2018		\$0.00	, ,	2/12/2018	100%	\$0.00	
Linestriping	LS	1	\$20,000.00		1/18/2018		\$0.00		2/12/2018	100%	\$0.00	
Site Lighting	EA	2	\$200.00	\$400.00	1/18/2018		\$400.00		3/11/2020	100%	\$0.00	
Stop Sign Do Not Enter/One Way Signs	EA	1	\$200.00	\$200.00	1/18/2018		\$200.00		3/11/2020	100%	\$0.00	
Concrete Curb 6" x 18"	LF	1,550	\$40.00	\$62,000.00	1/18/2018		\$0.00		2/12/2018	100%	\$0.00	
Mountable Curb	LF	176	\$40.00	\$7,040.00	1/18/2018		\$0.00		2/12/2018	100%	\$0.00	
Concrete Drive Reinforced, 6" Thick	SY	40	\$85.00	\$3,400.00	1/18/2018		\$0.00		2/12/2018	100%	\$0.00	
Concrete Sidewalk 4" Thick	SY	439	\$50.00	\$21,950.00	1/18/2018		\$0.00		2/12/2018	100%	\$0.00	
	EA	1	\$700.00	\$700.00	1/18/2018				2/12/2018	100%	\$0.00	
Handicapped Ramps 16" Thick Concrete Pad	SY	88	\$50.00	\$4,400.00	1/18/2018	100%	\$0.00		2/12/2018	100%	\$0.00	
SUBTOTAL	31	- 00	Ψ00.00	\$322,845.00			\$8,024.00				\$0.00	
Additional 20% Contingency	,		0.20	\$64,569.00			\$1,604.80	-			\$0.00	
TOTAL SURETY			0.20	\$387,414.00			\$9,628.80				\$0.00	
BOND FOR:			-	\$387,400.00			\$9,600.00				\$0.00	
BOND FOR:	-		-	ψουτ,4ου.ου			70,700					
	-			Por MI III /40:	55D-53.e(1)), 30%	to be retained	\$116,220,00					
				Per MILUL (40.	35D-33.6(1)), 30 /6	to be retained	<b>VIII</b>					
Any and all estimate items that have been noted abo	010 00 100	0/ complete or	o so noted s	olely for the nur	noses of estimati	on and do no	t constitute					
Any and all estimate items that have been holed abo	ove as 100	% complete are	d so noteu s	norformance re	loting to such ite	m/s) and/or re	duce the					
full acceptance of such item(s). The City of Vineland	a reserves	tne right to see	к аданіопаі	periormance re	lating to such ite	iii(s) aiiu/oi re	duce in					
completion percentages at its discretion due to char	nged condit	ions.										
Notes:												
(1) Shade Trees in Parking Area have not been installed.												
(2) Chain Link Fence was substituted in lieu of Vinyl Fence	e without Er	ngineer's approv	al.									
(3) Entrance Driveway apron does not have surface course	se of asphall											
(4) Chain Link Fence approved via Administrative Change	е											
(4) Chair Link I choc approved via Administrative Change												

# **Itemized Surety Amount**

Location: 586, 624 S. Mill Road	Made by: I	David Maillet		Date: Septembe		Rev 12/3/14	
Project: GVSM II	Checked b	y:Stephen Hawk		Date: October 6	2010	Rev 4/16/20	
Project #: 09-1153							
Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
Seed	SY	5200	\$1.00	\$5,200.00	4/8/2020	20%	\$4,160.00
Deciduous Trees	EA	71	\$500.00	\$35,500.00	4/8/2020	20%	\$28,400.0
Coniferous Trees	EA	139	\$200.00	\$27,800.00	4/8/2020		\$13,900.00
Site Clearing	AC	7.30	\$1,000.00	\$7,300.00	12/2/2014		\$0.0
6' High Vinyl Coated Chain Link Fence	LF	480	\$25.00	\$12,000.00			\$12,000.0
Site/Lot Grading	AC	7.30	\$3,000.00	\$21,900.00	12/2/2014	100%	\$0.0
6" Thick Dense Graded Aggregate	SY	21,340	\$6.00	\$128,040.00	12/2/2014	100%	\$0.00
3" Thick Hot Mix Asphalt Base Course	SY	1,308	\$12.00	\$15,696.00			\$15,696.0
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	5,506	\$7.00	\$38,542.00			\$38,542.0
Linestriping	LS	1	\$5,500.00	\$5,500.00	4/8/2020	20%	\$4,400.0
Crushed Stone/Asphalt Millings	SY	15,834	\$7.50	\$118,755.00	12/2/2014		\$0.0
Site Lighting	LS	1	\$19,350.00				\$19,350.0
Stop Signs	EA	3	\$200.00	\$600.00			\$600.0
Truck Entering Roadway Sign	EA	2	\$200.00	\$400.00			\$400.0
Do Not Enter No Left Turn Signs	EA	3	\$200.00	\$600.00			\$600.0
Concrete Curb 6" x 18"	LF	220	\$25.00	\$5,500.00			\$5,500.0
Concrete Drive Apron W/Depressed Curb, 6" Thick	SY	80	\$30.00	\$2,400.00	12/2/2014	90%	\$240.0
Concrete Sidewalk 4" Thick	SY	38	\$35.00	\$1,330.00			\$1,330.0
9" Thick Concrete Pad	SY	310	\$40.00	\$12,400.00			\$12,400.0
Concrete Wheelstops	EA	44	\$40.00	\$1,760.00			\$1,760.0
18" Diameter HDPE Pipe	LF	647	\$37.00	\$23,939.00	12/2/2014	100%	\$0.0
Flared End Section	EA	1	\$500.00	\$500.00	4/8/2020	100%	\$0.0
Standard Stormwater Manhole	EA	1	\$2,500.00	\$2,500.00	4/8/2020		\$0.0
Rip Rap	CY	50	\$45.00	\$2,250.00	12/2/2014	100%	
Basin Outlet Structure	EA	2	\$3,500.00	\$7,000.00	12/2/2014		
Basin Excavation	CY	3,500	\$10.00	\$35,000.00	12/2/2014	100%	
SUBTOTAL				\$531,762.00			\$159,278.0
Additional 20% Contingency			0.20	\$106,352.40			\$31,855.6
TOTAL SURETY				\$638,114.40			\$191,133.6
BOND FOR:				\$638,100.00			\$191,100.0
				B	ED E0 -(4)) 000/	to be wateried	\$101 430 O
				Per MLUL (40:	\$191,430.0		

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.

### SURETY ESTIMATE FOR SITE SAFETY AND STABILIZATION

Location:Block 7004 Lot 4, 9, 10 Project: South Jersey Glass & Door Checked by: RRH

Made by: RLC

Date: 1/08/2019 Date: 1/11/2019

Project #: 18-0047

Improvement Description	Unit	Quantity	U-Price	Total Amount
Total Performance Surety Cost Estimate	LS	1	\$2,051,200.00	\$2,051,200.00
Bond for Initial Cost of \$100,000.00	LS	1 1	\$5,000.00	\$5,000.00

Improvement Description	Amount	Percentage	Bond	Cumulative
	Applied	Applied (%)	Cost Applied	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	\$27,500.00

Improvement Description	Amount Applied	Percentage Applied (%)	Bond Cost Applied	Cumulative Bond Subtotal
Bond for Improvement Costs Exceeding \$1,000,000.00	\$1,051,200.00	1.0%	\$10,512.00	\$38,012.00
TOTAL SURETY				\$38,012.00
BOND FOR:				\$38,000.00

#### SURETY ESTIMATE FOR IMPROVEMENTS WITHIN PUBLIC RIGHT-OF-WAY

Location: Block 7004 Lot 4, 9, 10 Project: South Jersey Glass & Door Made by: Checked by: RRH

**RLC** 

Date: 1/08/2019 Date: 1/11/2019

Project #: 18-0047

Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
LANDSCAPING							
Seeding	SY	150	\$1.00	\$150.00			\$150.00
GENERAL SITE IMPROVEME	ENTS						
Concrete Curb 6" x 18"	LF	304	\$48.00	\$14,592.00			\$14,592.00
Concrete Drive Apron W/Depressed Curb, 6" Thick	SY	130	\$85.00	\$11,050.00			\$11,050.00
Remove Existing Curb	LF	22	\$12.00	\$264.00			\$264.00
SUBTOTAL				\$26,056.00			\$26,056.00
Additional 20% Continge	ency		0.20	\$5,211.20			\$5,211.20
TOTAL SUR	ETY			\$31,267.20			\$31,267.20
BOND F	OR:			\$31,200.00			\$31,200.00

Per MLUL (40:55D-53.e(1)), 30% to be retained

\$9,360.00

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

0.20

Location: Block 7004 Lot 4, 9, 10 Project: South Jersey Glass & Door Made by: Checked by: RRH

**RLC** 

Date: 1/08/2019 Date: 1/11/2019

Project #: 18-0047

Improvement Description

Unit

EA

Quantity U-Price

**Total Amount** 

%Complete

Balance

LANDSCAPING

Shade Trees SUBTOTAL Additional 20% Contingency

**TOTAL SURETY** BOND FOR: 28 \$500.00

\$14,000.00

\$14,000.00

\$2,800.00

\$16,800.00

\$16,800.00

Date-Inspect

\$14,000.00

\$14,000.00

\$16,800.00

\$16,800.00

\$2,800.00

Per MLUL (40:55D-53.e(1)), 30% to be retained

\$5,040.00

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