

RESOLUTION NO. 2022- 334

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 July 25, 2022, 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:
  - Hutton Car Wash, 105 S. Delsea Drive, Project #PZ-20-00034
  - Del Rey Farms, LLC, 1831 Vine Road, Project #PZ-20-00074
  - Lincoln Dunkin at Lincoln Shopping Center, 1762 S. Lincoln Avenue, Project #PZ-20-00016
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: July 25, 2022  
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. Hutton Car Wash – 105 S. Delsea Drive, Block 3601, Lot 5, Project #PZ-20-00034.

Mailing Address: Morgan Turner, Development Project Engineer  
Hutton Development  
736 Cherry Street  
Chattanooga, TN 37402

Type of Surety: Bond#20BSBIU3937 for \$11,900.00

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. Del Rey Farms, LLC – 1831 Vine Road, Block 1910, Lot 4.01, Project #PZ-20-00074.

Mailing Address: Del Rey Farms, LLC  
1260 S. Main Street  
Fallbrook, CA 92028

Type of Surety: Certified Check for \$5,000.00

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.

3. Lincoln Dunkin at Lincoln Shopping Center – 1762 S. Lincoln Avenue, Block 5223, Lot 25, Project #PZ-20-00016.

Mailing Address:       Bridgeton Donuts, Inc.  
                                  125 S. Pearl Street  
                                  Bridgeton, NJ 08302

Type of Surety: Certified Check for \$21,300.00  
                          Certified Check for \$13,200.00  
                          Certified Check for \$4,100.00

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,

A handwritten signature in black ink, appearing to be 'David J. Maillet', with a long, sweeping underline that extends to the right.

David J. Maillet, P.E.  
City Engineer

DM/YR

xc:    City Clerk  
      Finance Dept.

**TEMPORARY CERTIFICATE OF OCCUPANCY (TCO) GUARANTEE ESTIMATE**

Location: 105 S. Delsea Drive (BI 3601, L 5,6,15&16)		Made by: RRH	Date: 4/19/2022	Rev 5/27/22				
Project: Hutton Car Wash (Modwash)		Checked by:	Date:		Rev 7/21/22			
Project #: 20-00034								
Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance	Notes
<b>DEMOLITION</b>								
Site Clearing	AC	1.43	\$3,000.00	\$4,290.00	4/19/2022	100%	\$0.00	
Remove Existing Pavement	SY	3,600	\$20.00	\$72,000.00	4/19/2022	100%	\$0.00	
Remove Existing Buildings	LS	1	\$40,000.00	\$40,000.00	4/19/2022	100%	\$0.00	
Site/Lot Grading	AC	1.43	\$3,000.00	\$4,290.00	4/19/2022	100%	\$0.00	
<b>LANDSCAPING</b>								
Seeding	SY	3,500	\$1.00	\$3,500.00	4/19/2022	100%	\$0.00	
Shade Trees	EA	9	\$500.00	\$4,500.00	4/19/2022	100%	\$0.00	
Shrubs	EA	124	\$30.00	\$3,720.00	4/19/2022	100%	\$0.00	
Grasses/Perennials	EA	105	\$20.00	\$2,100.00	4/19/2022	100%	\$0.00	
<b>GENERAL SITE IMPROVEMENTS</b>								
4' High Vinyl Fence with Privacy Fence	LF	440	\$30.00	\$13,200.00	4/19/2022	100%	\$0.00	a)
Fenced Trash Enclosure	EA	1	\$1,200.00	\$1,200.00	4/19/2022	100%	\$0.00	
6" Thick Dense Graded Aggregate	SY	2,000	\$15.00	\$30,000.00	4/19/2022	100%	\$0.00	
4" Thick Dense Graded Aggregate	SY	600	\$10.00	\$6,000.00	4/19/2022	100%	\$0.00	
2-1/2" Thick Hot Mix Asphalt Base Course	SY	700	\$10.00	\$7,000.00	4/19/2022	100%	\$0.00	
3" Thick Hot Mix Asphalt Base Course	SY	1,400	\$15.00	\$21,000.00	4/19/2022	100%	\$0.00	
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	1,400	\$9.00	\$12,600.00	4/19/2022	100%	\$0.00	
1 1/2" Thick Hot Mix Asphalt I-5 Surface Course	SY	700	\$12.00	\$8,400.00	4/19/2022	100%	\$0.00	
Linestripping	LS	1	\$1,200.00	\$1,200.00	4/19/2022	100%	\$0.00	b)
Site Lighting	LS	1	\$8,000.00	\$8,000.00	4/19/2022	100%	\$0.00	
Basin Access Drive	SY	20	\$85.00	\$1,700.00	4/19/2022	100%	\$0.00	
Traffic Control Signs	EA	8	\$200.00	\$1,600.00	4/19/2022	100%	\$0.00	
Concrete Curb 6" x 18"	LF	225	\$48.00	\$10,800.00	4/19/2022	100%	\$0.00	
Curb & Gutter	LF	1,500	\$56.00	\$84,000.00	4/19/2022	100%	\$0.00	
Concrete Drive Apron W/Depressed Curb, 6" Thick	SY	100	\$85.00	\$8,500.00	4/19/2022	100%	\$0.00	
Concrete Sidewalk 4" Thick	SY	240	\$85.00	\$20,400.00	4/19/2022	100%	\$0.00	
Handicapped Ramps	EA	4	\$700.00	\$2,800.00	4/19/2022	100%	\$0.00	
Concrete Wheelstops	EA	20	\$40.00	\$800.00	4/19/2022	100%	\$0.00	
Bike Rack	EA	1	\$500.00	\$500.00	4/19/2022	100%	\$0.00	
<b>STORMWATER IMPROVEMENTS</b>								
15" Diameter Reinforced Concrete Pipe	LF	184	\$115.00	\$21,160.00	4/19/2022	100%	\$0.00	
Headwall	EA	2	\$3,500.00	\$7,000.00	4/19/2022	100%	\$0.00	
Standard Stormwater Manhole	EA	2	\$4,200.00	\$8,400.00	4/19/2022	100%	\$0.00	
Stormwater Inlet Type 'B'	EA	3	\$2,500.00	\$7,500.00	4/19/2022	100%	\$0.00	
Basin Outlet Structure	EA	1	\$3,500.00	\$3,500.00	7/21/2022	100%	\$0.00	c)
Basin Excavation	CY	500	\$10.00	\$5,000.00	7/21/2022	100%	\$0.00	c)
Outlet Protection	EA	2	\$800.00	\$1,600.00	4/19/2022	100%	\$0.00	
<b>SUBTOTAL</b>				\$428,260.00			\$0.00	
Additional 20% Contingency			0.20	\$85,652.00			\$0.00	
<b>TOTAL SURETY</b>				<b>\$513,912.00</b>			<b>\$0.00</b>	
<b>BOND FOR:</b>				<b>\$513,900.00</b>			<b>\$0.00</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>								
Notes:								
a) Portions of the wire mesh have not been installed on the fencing.								
b) Some areas of linestripping have not been installed as per the approved plan.								
c) Although the basin has been constructed, this line item is included within the surety until as-built documentation is provided for the basin to verify the basin was constructed according to design and is functioning properly.								

## Itemized Surety Amount

Location: 1831 Vine Road (BI 1910 L 4.1)  
 Project: Del Rey Farms  
 Project #: 20-00074

Made by: RRH  
 Checked by: RRH

Date: 12/31/2020  
 Date: 7/21/202

Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
DEMOLITION							
Remove Existing Pavement	SY	108	\$20.00	\$2,160.00	7/21/202	100%	\$0.00
GENERAL SITE IMPROVEMENTS							
6" Thick Dense Graded Aggregate	SY	108	\$15.00	\$1,620.00	7/21/202	100%	\$0.00
Relocate Light	EA	1	\$1,200.00	\$1,200.00	7/21/202	100%	\$0.00
6" Thick Reinforced Concrete	SY	108	\$85.00	\$9,180.00	7/21/202	100%	\$0.00
SUBTOTAL				\$14,160.00			\$0.00
Additional 20% Contingency				0.20	\$2,832.00		\$0.00
<b>TOTAL SURETY</b>					<b>\$16,992.00</b>		<b>\$0.00</b>
<b>BOND FOR:</b>					<b>\$16,900.00</b>		<b>\$0.00</b>
<b>Per MLUL (40:55D-53.e(1)), 30% to be retained</b>							<b>\$5,070.00</b>

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**TEMPORARY CERTIFICATE OF OCCUPANCY (TCO) GUARANTEE ESTIMATE**

Location: S. Lincoln Avenue (BI 5223 L 25.01)  
 Project: Lincoln Dunkin at Lincoln Shopping Center  
 Project #: 20-00016

Made by: RRH      Date: 3/24/2022  
 Checked by: RRH      Date: 7/21/2022

Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance	Notes
<b>DEMOLITION</b>								
Tree Removal	EA	2	\$400.00	\$800.00	3/23/2022	100%	\$0.00	
Site Clearing	AC	1.10	\$1,000.00	\$1,100.00	3/23/2022	100%	\$0.00	
Remove Existing Pavement	SY	5920	\$20.00	\$118,400.00	7/21/2022	100%	\$0.00	a)
Site/Lot Grading	AC	1.10	\$3,000.00	\$3,300.00	3/23/2022	100%	\$0.00	
<b>LANDSCAPING</b>								
Seeding	SY	1765	\$1.00	\$1,765.00	7/21/2022	100%	\$0.00	a)
Shade Trees	EA	19	\$500.00	\$9,500.00	7/21/2022	100%	\$0.00	b)
Evergreen Trees	EA	23	\$200.00	\$4,600.00	3/23/2022	100%	\$0.00	
Shrubs	EA	202	\$30.00	\$6,060.00	7/21/2022	100%	\$0.00	c)
Grasses	EA	4	\$20.00	\$80.00	3/23/2022	100%	\$0.00	
<b>GENERAL SITE IMPROVEMENTS</b>								
Concrete Block Trash Enclosure	EA	1	\$1,500.00	\$1,500.00	3/23/2022	100%	\$0.00	
6" Thick Dense Graded Aggregate	SY	2,925	\$15.00	\$43,875.00	3/23/2022	100%	\$0.00	
3" Thick Hot Mix Asphalt Base Course	SY	2,925	\$15.00	\$43,875.00	3/23/2022	100%	\$0.00	
2" Thick Hot Mix Asphalt I-5 Surface Course	SY	2,925	\$9.00	\$26,325.00	3/23/2022	100%	\$0.00	
Linestriping	LS	1	\$1,200.00	\$1,200.00	3/23/2022	100%	\$0.00	
Site Lighting	LS	1	\$12,000.00	\$12,000.00	3/23/2022	100%	\$0.00	
Traffic Control Signs	EA	7	\$200.00	\$1,400.00	3/23/2022	100%	\$0.00	
Concrete Curb 6" x 18"	LF	1,667	\$48.00	\$80,016.00	3/23/2022	100%	\$0.00	
6" Thick Reinforced Concrete	SY	23	\$95.00	\$2,185.00	3/23/2022	100%	\$0.00	
Concrete Sidewalk 4" Thick	SY	164	\$85.00	\$13,940.00	7/21/2022	100%	\$0.00	d)
Handicapped Ramps	EA	4	\$700.00	\$2,800.00	3/23/2022	100%	\$0.00	
Bollard	EA	5	\$250.00	\$1,250.00	3/23/2022	100%	\$0.00	
Bike Rack	EA	1	\$500.00	\$500.00	7/21/2022	100%	\$0.00	e)
<b>SUBTOTAL</b>				\$375,671.00			\$0.00	
Additional 20% Contingency			0.20	\$75,134.20			\$0.00	
<b>TOTAL SURETY</b>				<b>\$450,805.20</b>			<b>\$0.00</b>	
<b>BOND FOR:</b>				<b>\$450,800.00</b>			<b>\$0.00</b>	

Per MLUL (40:55D-53.e(1)), 30% to be retained      **\$135,240.00**

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**Notes:**

- a) The asphalt buffer along Lincoln and Dante has not been removed and seeded as required by the plan.
- b) Four (4) shade trees have not been installed.
- c) A row of shrubs was not installed along the drive thru lane.
- d) Small portions of concrete along Lincoln Avenue and in the connections between the new and existing parking lots need to be replaced and/or have not been installed.
- e) The bike rack has not been installed.

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

Location: S. Lincoln Avenue (BI 5223 L 25.01)  
 Project: Lincoln Dunkin at Lincoln Shopping Center  
 Project #: 20-00016

Made by: RRH      Date: 1/28/2021 Rev 3/24/22  
 Checked by:      Date:                      Rev 7/21/22

Improvement Description	Unit	Quantity	U-Price	Total Amount	Date-Inspect	%Complete	Balance
<b>LANDSCAPING</b>							
Shade Trees	EA	5	\$500.00	\$2,500.00	3/23/2022	100%	\$0.00
Shrubs	EA	31	\$30.00	\$930.00	3/23/2022	100%	\$0.00
<b>SUBTOTAL</b>				\$3,430.00			\$0.00
Additional 20% Contingency			0.20	\$686.00			\$0.00
<b>TOTAL SURETY</b>				<b>\$4,116.00</b>			<b>\$0.00</b>
<b>BOND FOR:</b>				<b>\$4,100.00</b>			<b>\$0.00</b>

**Per MLUL (40:55D-53.e(1)), 30% to be retained      \$1,230.00**

*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*

**SURETY ESTIMATE FOR SITE SAFETY AND STABILIZATION**

Location: S. Lincoln Avenue (BI 5223 L 25.01)  
 Project: Lincoln Dunkin at Lincoln Shopping Center  
 Project #: 20-00016

Made by: RRH  
 Checked by:

Date: 1/28/2021  
 Date:

Improvement Description	Unit	Quantity	U-Price	Total Amount
<b>Total Performance Surety Cost Estimate</b>	LS	1	\$431,400.00	\$431,400.00
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	\$331,400.00	2.5%	\$8,285.00	<b>\$13,285.00</b>

Improvement Description	Amount Applied	Percentage Applied (%)	Bond Cost Applied	Cumulative Bond Subtotal
Bond for Improvement Costs Exceeding \$1,000,000.00	\$0.00	1.0%	\$0.00	<b>\$13,285.00</b>
<b>TOTAL SURETY</b>				<b>\$13,285.00</b>
<b>BOND FOR:</b>				<b>\$13,200.00</b>

3/23/22 - 100% Complete - RH