RESOLUTION 159-13

RESOLUTION APPROVING IMPROVEMENT BOND ESTIMATE FOR APOLLO AUTO SALES SITE PLAN BLOCK 1001, LOTS 30 & 32 IN THE BOROUGH OF CLAYTON

WHEREAS, Mark R. Brunermer, P.E. of Sickels & Associates, Inc., Engineer for the Borough of Clayton has estimated the cost of site improvements for Apollo Auto Sales (Block 1001, Lots 30 & 32) to be a total of $204,994.20 as set forth in his letter dated July 22, 2013, a copy of which is attached hereto and made a part hereof; and

WHEREAS, Section 107-16 of the Clayton Development Regulations of the zoning ordinance provides that the total performance guarantee for developments shall equal 120 percent of the performance guarantee cost; and

WHEREAS, the total estimate as above stated is $204,994.20;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Clayton, County of Gloucester, and State of New Jersey, that the aforementioned improvement bond estimate as submitted by the Borough Engineer be and hereby is approved;

BE IT FURTHER RESOLVED that an improvement bond in the amount of $204,994.20 shall be furnished by Apollo Auto Sales Site Plan (Block 1001, Lots 30 & 32), to the Borough of Clayton, in a form to be approved by the Solicitor of the Borough of Clayton to insure completion of the aforesaid site improvements.

ADOPTED at a meeting of the Mayor and Council of the Borough of Clayton held on August 8, 2013.

BOROUGH OF CLAYTON

THOMAS BIANCO, Mayor

ATTEST:

Christine Newcomb

CHRISTINE NEWCOMB
Borough Clerk

CERTIFICATION

I, Christine Newcomb, Borough Clerk of the Borough of Clayton, do hereby certify that the foregoing Resolution was presented and duly adopted by the Borough Council at a regular meeting of the Borough of Clayton Council, held on August 8, 2013.

Christine Newcomb

CHRISTINE NEWCOMB
Borough Clerk

SICKELS & ASSOCIATES, INC.

Engineers • Planners • Surveyors

July 22, 2013

Borough of Clayton
125 North Delsea Drive
Clayton, New Jersey 08312

Attention: Mayor and Council Members

Reference: **Site Improvement Bond Estimate & Escrow Fees**
Apollo Auto Sales - Block 1001, Lots 30 & 32
Borough of Clayton, Gloucester County, New Jersey
Applicant: Jesse Rom d/b/a Apollo Auto Sales
S&A File No. C-635

Dear Mayor and Council Members:

Our office has prepared the site improvement bond estimate based on the plans dated March 20, 2012, last revised July 11, 2013, as prepared by Engineering Design Associates, of Ocean View, New Jersey. Based upon our estimate, this office is recommending that a site improvement bond be posted in the amount as shown below and reflected on the enclosed site improvement bond estimate spreadsheet.

We have also determined the engineering escrow fees that must be posted for the site improvements prior to the start of construction. In accordance with N.J.S.A. 40:55D-53h, we have calculated the engineering escrow fees for the observation of the site work and improvements as follows:

Performance Bond Amount (w/ 20% Contingency) $204,994.20

Escrow Fee Amount (5% of Estimated Construction Cost).....$8,541.43

At this time, we are informing the Applicant of the improvement bond and escrow fee amounts. The Applicant should forward the bond to the office of Timothy Scaffidi, Esquire, Borough Solicitor, for review and approval. The required escrow fees should be posted with Donna Nestore, Municipal Financial Officer at the Borough Municipal Building. By copy of this letter to Christine Newcomb, Borough Clerk, we are requesting that this matter be placed on the agenda for approval at the next available Mayor & Council meeting.

If the escrow becomes depleted due to unforeseen field problems and/or plan revisions, a letter will be issued to the Applicant requiring additional escrow monies to be put into the engineering escrow account to cover those activities. With the final acceptance of the constructed site improvements by the Borough of Clayton, the balance of the engineering escrow account will be refunded to the Applicant.

Sherwood Mews • 833 Kings Highway
Woodbury, New Jersey 08096-3110
(856) 848-6800 FAX (856) 848-8520
www.sickelsassoc.com

Reference: **Site Improvement Bond Estimate & Escrow Fees**
Apollo Auto Sales - Block 1001, Lots 30 & 32
Borough of Clayton, Gloucester County, New Jersey
Applicant: Jesse Rom d/b/a Apollo Auto Sales
S&A File No. C-635

If you have any questions regarding the above matter, please feel free to contact our office at (856) 848-6800 or via e-mail (oap@sickelsassoc.com) at your earliest convenience.

Very truly yours,

SICKELS & ASSOCIATES, INC.

Olivier A. Peña
Senior Construction Technician

OAP

Enclosure

Copy To:
Sue Miller, Borough Administrator, w/enclosure (via email only)
Christine Newcomb, Borough Clerk, w/enclosure (via email only)
John Alice, Esq., Board Solicitor, w/enclosure (via email only)
George R. Stevenson, AICP, PP, Board Planner, w/enclosure (via email only)
Donna Nestore, Municipal Financial Officer, w/enclosure (via email only)
Duane Paul Pheasant, Director of Public Works, w/enclosure (via email only)
Jerry Myers, Construction Code Official, w/enclosure (via email only)
Joseph Kenney, Borough's Zoning Officer, w/enclosure (via email only)
Timothy Scaffidi, Borough Solicitor, w/enclosure (via email only)
Jesse Rom, Applicant, w/enclosure
Steve Filippone, PE, Applicant's Engineer, EDA, w/enclosure, (via email only)
Dale T. Taylor, Esq., Applicant's Attorney, w/enclosure
Patricia Owens, Sickels & Associates, Inc., w/enclosure, (via email only)
Steven G. Weber, P.E., C.M.E., Project Engineer, Sickels & Associates, Inc., w/enclosure, (via email only)
Kim Croft, Sickels & Associates, Inc., w/enclosure, (via email only)

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SICKELS & ASSOCIATES, INC.

SITE IMPROVEMENT BOND ESTIMATE

Apollo Auto Sales - Block 1001, Lots 30 & 32
Borough of Clayton, Gloucester County, New Jersey
July 19, 2013
S&A File No. C-635

Item No.	Description	Unit Meas.	Quantity	Unit Cost	Total Cost	Work Completed	Value of Work Remaining
	Site Work						
1	Site Clearing	LS	1	$ 2,750.00	$ 2,750.00		$ 2,750.00
2	Soil Erosion & Sediment Control	LS	1	$ 550.00	$ 550.00		$ 550.00
3	Site Grading / Topsoil, Seed & Fertilize	LS	1	$ 950.00	$ 950.00		$ 950.00
4	Concrete Curb	LF	100	$ 12.00	$ 1,200.00		$ 1,200.00
5	Painted Yellow Curb	LF	105	$ 2.50	$ 262.50		$ 262.50
6	Concrete Sidewalk, 4" Thick	SF	1,035	$ 6.00	$ 6,210.00		$ 6,210.00
7	Concrete Apron	SY	82	$ 27.50	$ 2,255.00		$ 2,255.00
8	2" Thick HMA Surface Course, Mix 9.5M64	SY	2,330	$ 6.00	$ 13,980.00		$ 13,980.00
9	3" Thick HMA Base Course, Mix 19M64	SY	2,330	$ 9.00	$ 20,970.00		$ 20,970.00
10	6" Thick Compacted Dense Graded Aggregate	SY	2,330	$ 8.00	$ 18,640.00		$ 18,640.00
11	4" Thick Long Life Epoxy Resin Traffic Striping	LF	4,640	$ 2.00	$ 9,280.00		$ 9,280.00
12	Traffic Sign	UNIT	7	$ 175.00	$ 1,225.00		$ 1,225.00
13	Traffic Marking	UNIT	6	$ 150.00	$ 900.00		$ 900.00
14	Handicap Parking Sign	UNIT	2	$ 200.00	$ 400.00		$ 400.00
15	Handicap Parking Symbol	UNIT	2	$ 150.00	$ 300.00		$ 300.00
16	Handicap Ramp Deliniation	UNIT	5	$ 225.00	$ 1,125.00		$ 1,125.00
17	Trash Enclosure w/ Gate	UNIT	1	$ 3,750.00	$ 3,750.00		$ 3,750.00
18	Concrete Wheel Stop	UNIT	17	$ 200.00	$ 3,400.00		$ 3,400.00
19	6' High White Vinyl Fence	LF	990	$ 25.00	$ 24,750.00		$ 24,750.00
20	Steel Bollard	UNIT	58	$ 150.00	$ 8,700.00		$ 8,700.00
	Landscaping						
21	Shrub/Perennial	UNIT	242	$ 40.00	$ 9,680.00		$ 9,680.00
22	Planter Box	UNIT	8	$ 75.00	$ 600.00		$ 600.00
	Lighting						
23	20' High Cooper Lighting (Lot 32)	UNIT	6	$ 2,000.00	$ 12,000.00		$ 12,000.00
24	20' High Cooper Lighting (Lot 30)	UNIT	2	$ 1,750.00	$ 3,500.00		$ 3,500.00
	Storm Drainage System						
25	Stormwater Stone Trench Construction	LS	1	$ 6,500.00	$ 6,500.00		$ 6,500.00
26	24" Perforated ADS Pipe	LF	338	$ 39.50	$ 13,351.00		$ 13,351.00
27	Emergency Weir Structure	UNIT	1	$ 500.00	$ 500.00		$ 500.00
28	Type "A" Inlet	UNIT	2	$ 1,550.00	$ 3,100.00		$ 3,100.00
Total					**$ 170,828.50**		**$ 170,828.50**
20% Contingency					**$ 34,165.70**		**$ 34,165.70**
Amount of Performance Bond (120%)					**$ 204,994.20**		**$ 204,994.20**
Amount of Engineering Escrow (5%)					**$ 8,541.43**		
Amount of Maintenance Bond (15%)					**$ 25,624.28**		
This bond should not be reduced below 30% of the original bond amount until final acceptance as per municipal land use land law.							**$ 61,498.26**

Notes:

1. **This estimate has been prepared for guarantee determination.**
2. **All improvements within the state right-of-way shall be bonded with the state.**
3. **This estimate is based upon plans dated March 20, 2012, last revised July 11, 2013 Sheets 1 thru 7, prepared by EDA, P.A..**