

RESOLUTION NO. 2018-66

WHEREAS, McDonalds USA LLC has requested a reduction of performance guarantees posted on property located at 1108 Highway 34, Block 89, Lot 2.02, 3 on the Official Tax Map of the Township of Aberdeen; and

WHEREAS, the Township Engineer has recommended reduction of performance guarantee in a letter dated March 28, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Aberdeen that it hereby authorizes reduction of performance guarantees as follows: Schedule A- Bond #404023975 in the amount of \$38,760.48 and Cash Bond in the amount of \$4,296.72 be reduced to – Surety Bond in the amount of \$12,890.16 and Cash Bond in the amount of \$1,289.02. Schedule B – Bond #404023974 in the amount of \$93,607.74 shall remain the same in accordance with the March 28, 2018 recommendation of the Township Engineer.

BE IT FURTHER RESOLVED that the release of the aforesaid bond is subject to the payment of any outstanding inspection and professional fees and concurrence by the Township Manager and Township Attorney.

All resolutions or part of resolutions inconsistent therewith are hereby repealed.



March 28, 2018

JOHN H. ALLGAIR, PE, PP, LS (1983-2001)
DAVID J. SAMUEL, PE, PP, CME
JOHN J. STEFANI, PE, LS, PP, CME
JAY B. CORNELL, PE, PP, CME
MICHAEL J. McCLELLAND, PE, PP, CME
GREGORY R. VALES, PE, PP, CME

TIMOTHY W. GILLEN, PE, PP, CME
BRUCE M. KOCH, PE, PP, CME
LOUIS J. PLOSKONKA, PE, CME
TREVOR J. TAYLOR, PE, PP, CME
BEHRAM TURAN, PE, LSRP
LAURA J. NEUMANN, PE, PP
DOUGLAS ROHMEYER, PE, CFM, CME
ROBERT J. RUSSO, PE, PP, CME
JOHN J. HESS, PE, PP, CME

Ms. Karen Ventura, Township Clerk
Township of Aberdeen
One Aberdeen Square
Aberdeen, NJ 07747

**Re: Township of Aberdeen
McDonalds USA LLC
1108 Highway 34
Block 89; Lots 2.02, 3
Application No.: SP12-522
Our File No.: PABZ0089.04**

Dear Ms. Ventura:

Pursuant to a request from Asset Management for a release of the performance guarantees posted for the work associated with the above referenced site, please be advised that we have made the necessary site evaluation and we are reporting herein.

OFF-SITE IMPROVEMENTS

The cost estimate for Schedule A improvements (off-site) was calculated at \$42,967.20; therefore, the applicant was required to post 10% (\$4,296.72) of the total performance guarantee in cash and 90% (\$38,670.48) of the guarantee in a form of surety acceptable to the Township.

ON-SITE IMPROVEMENTS

The cost estimate for the Schedule B improvements (on-site) was calculated at \$624,051.60; therefore the applicant was required to post 15% (\$93,607.74) of the total estimated cost in a form of surety bond **OR** 10% (\$62,405.16) in the form of cash. The Developer posted the surety bond in the amount of \$93,607.74.

Therefore, the original performance guarantees recommended by our office which should have been posted for the site improvements and posted by the developer were calculated as follows:

Schedule A (off-site): \$38,670.48 - Surety bond posted by McDonalds USA
\$ 4,296.72 - Cash bond posted by Viceroy Builders LTD

Schedule B (on-site): \$ 93,607.74 Surety Bond posted by McDonalds USA

It is our understanding that the performance guarantees posted for this site have not previously been reduced and still remain at 100% of the original amounts.

Relative to our recent observation of the site and review of our files, the bulk of the site improvements have been completed; however, there are several items that are outstanding as indicated on the attached list.



Ms. Karen Ventura
McDonalds USA LLC
March 28, 2018
Page 2

BOND RELEASE RECOMMENDATION

Schedule A (off-site)

The Schedule A estimated remaining improvement cost for McDonalds USA has been calculated at \$12,180.00 based on the attached estimated remaining improvement cost breakdown.

Accordingly, rather than release the entire performance guarantee at this time, we recommend that the same be reduced to 30% of the original bond or **\$12,890.16**, in accordance with the attached estimated remaining site improvement cost breakdown of which 10% (**\$1,289.02**) should be retained as a cash guarantee with the remainder (**\$11,601.14**) as a performance bond until such time that the remaining improvements at the site have been completed, subject to approval by the Township Attorney.

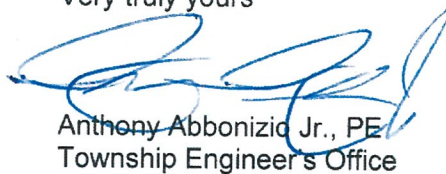
Schedule B (on-site)

The Schedule B estimated remaining improvement cost for McDonalds USA has been calculated at \$4,746.00 based on the attached estimated remaining improvement cost breakdown.

Accordingly, since the performance guarantee that was posted was 15% of the total estimated performance bond and there are items that remain outstanding, we recommend that the bond remain at 15% or \$93,607.74 until such time that the remaining improvements at the site have been completed, subject to approval by the Township Attorney.

Should you have any questions concerning this matter, please do not hesitate to contact this office.

Very truly yours



Anthony Abbonizio Jr., PE
Township Engineer's Office

AA

Enclosure

cc: Holly Reycraft, Township Manager
Maxine Rescorl, Board Secretary



**TOWNSHIP OF ABERDEEN
McDonalds USA LLC
Lots 2.02, 3; Block 89**

OUTSTANDING ITEMS

Date: March 28, 2018
Our File No.: PABP0089.04
Page 1

OFF-SITE IMPROVEMENTS (SCHEDULE A)

1. All inlets and skimmer boxes shall be cleaned and replaced.

ON-SITE IMPROVEMENTS (SCHEDULE B)

2. Straighten leaning "Do Not Enter" Sign by drive-thru.
3. The one (1) BSGB evergreen shrub located near the trash enclosure that was removed shall be replaced.
4. Replace the damaged and leaning "Do Not Enter" Sign near the loading area parking spots with a new sign and sign post that is 7 feet in height.
5. Replace curb that was removed for water service along Route 34.
6. Remove asphalt patch for gas service and install concrete sidewalk along Route 34.



TOWNSHIP OF ABERDEEN
 MCDONALDS USA LLC
 BLOCK 89 LOTS 2.02, 3
 REMAINING SITE IMPROVEMENT COST
 SCHEDULE "A"

Item	Description	Quantity	Unit Price	Total Amount
A. STORM SEWER COLLECTION				
1	6" PVC storm pipe	0 LF	\$25.00	\$0.00
2	15" RCP storm pipe	0 LF	\$46.00	\$0.00
3	6" storm sewer cleanout	0 EA	\$500.00	\$0.00
4	Type B inlets, bikesafe grate, Eco type N	2 EA	\$3,500.00	\$7,000.00
5	Stormwater treatment skimmer boxes	3 EA	\$1,050.00	\$3,150.00
 B. SANITARY SEWER SYSTEM				
1	Greasetrap	0 EA	\$4,200.00	\$0.00
2	6" sanitary cleanout	0 EA	\$500.00	\$0.00
3	4" PVC sanitary	0 LF	\$20.00	\$0.00
4	6" PVC sanitary	0 LF	\$21.00	\$0.00
5	Monitoring well	0 EA	\$1,800.00	\$0.00
TOTAL CONSTRUCTION COST:				\$10,150.00
TOTAL BOND AMOUNT (120% X TOTAL CONST. COST):				\$12,180.00
SURETY BOND AMOUNT (90%):				\$10,962.00
AND				
CASH BOND AMOUNT (10%):				\$1,218.00



TOWNSHIP OF ABERDEEN
MCDONALDS USA LLC
BLOCK 89 LOTS 2.02, 3
REMAINING SITE IMPROVEMENT COST
SCHEDULE "B"

Item	Description	Quantity	Unit Price	Total Amount
A. SITE CLEARING				
1	Curb removal	0.00	LF \$5.00	\$0.00
2	sawcutting	0.00	SF \$6.00	\$0.00
3	pavement removal	0.00	SY \$5.00	\$0.00
4	concrete walkway removal	0.00	SF \$2.00	\$0.00
5	tree removal	0.00	UN \$300.00	\$0.00
6	light removal	0.00	UN \$500.00	\$0.00
7	grease trap removal	0.00	UN \$750.00	\$0.00
8	trash enclosure removal	0.00	UN \$1,500.00	\$0.00
9	building removal	0.00	LS \$35,000.00	\$0.00
B. EARTHWORK				
1	finish grading	0.00	SF \$0.25	\$0.00
C. SOIL EROSION AND CONTROL				
1	tracking pad	0	UN \$1,800.00	\$0.00
2	silt fence	0	LF \$3.00	\$0.00
3	tree protection	0	LF \$5.00	\$0.00
4	inlet protection	0	UN \$150.00	\$0.00
D. SITE IMPROVEMENTS				
1	concrete curb	30.00	LF \$26.00	\$780.00
2	bituminous pavement, Mix I-5	0.00	TON \$90.00	\$0.00
3	bituminous pavement, Mix I-2	0.00	TON \$80.00	\$0.00
4	DGA	0.00	CY \$30.00	\$0.00
5	6" concrete sidewalk	120.00	SF \$6.00	\$720.00
6	6" reinforced concrete pad	0.00	SF \$10.00	\$0.00
7	ADA DWS	0.00	SF \$30.00	\$0.00
8	6" concrete bollards	0.00	UN \$450.00	\$0.00
9	concrete wheel stops	0.00	UN \$150.00	\$0.00
10	trash enclosure	0.00	LS \$10,000.00	\$0.00
11	4" wide thermoplastic striping	0.00	LF \$0.75	\$0.00
12	24" wide thermoplastic striping	0.00	LF \$2.00	\$0.00
13	traffic markings, arrows	0.00	UN \$100.00	\$0.00
14	traffic markings, do not enter	0.00	UN \$125.00	\$0.00



TOWNSHIP OF ABERDEEN
MCDONALDS USA LLC
BLOCK 89 LOTS 2.02, 3
REMAINING SITE IMPROVEMENT COST
SCHEDULE "B"

Item	Description	Quantity	Unit	Price	Total Amount
15	traffic markings, handicap symbol	0.00	UN	\$800.00	\$0.00
16	handicap parking sign	0.00	UN	\$250.00	\$0.00
17	directional signs	12.00	UN	\$200.00	\$2,400.00
18	pavement markings, drivethru	0.00	UN	\$125.00	\$0.00
19	electrical conduit for trash enclosure	0.00	LF	\$21.00	\$0.00
20	electrical & communication service	0.00	UN	\$50,000.00	\$0.00
21	gas service, new	0.00	UN	\$10,000.00	\$0.00
E. SITE LIGHTING					
1	single pole mounted lighting	0.00	UN	\$2,750.00	\$0.00
2	double pole mounted lighting	0.00	UN	\$3,150.00	\$0.00
F. WATER SYSTEM					
1	1" water service	0.00	LF	\$15.00	\$0.00
2	2" water service	0.00	LF	\$19.00	\$0.00
3	6" fire service line	0.00	LF	\$28.00	\$0.00
G. LANDSCAPING					
1	shade trees	0.00	UN	\$350.00	\$0.00
2	ornamental trees	0.00	UN	\$275.00	\$0.00
3	evergreen shrubs	1	UN	\$55.00	\$55.00
4	deciduous trees	0.00	UN	\$45.00	\$0.00
5	groundcover shrubs	0.00	UN	\$35.00	\$0.00
6	perennials	0.00	GAL	\$12.00	\$0.00
7	ornamental grass	0.00	GAL	\$13.00	\$0.00
8	sod,seed,mulch	0.00	LS	\$5,500.00	\$0.00
TOTAL CONSTRUCTION COST:					\$3,955.00
TOTAL BOND AMOUNT (120% X TOTAL CONST. COST):					\$4,746.00