


NOTE: All materials must be submitted to and approved by the Village Manager's Office by 4:30 pm, Wednesday, prior to the Board Agenda distribution.



March 8, 2023

TO: Village President and Board of Trustees

THROUGH: Scott Niehaus, Village Manager

FROM: Carl Goldsmith, Director of Public Works 

SUBJECT: Downtown Sidewalk Improvements Project Number: ST 20-05

BACKGROUND

The purpose of the Downtown Sidewalk Improvements is for the reconstruction of the downtown sidewalks on St. Charles Road between Elizabeth Street and Craig Place. The improvements include concrete walking surfaces with brick pavers inset as a decorative element, pedestrian improvements at the crossings, upgrades to the tree vaults, and drainage improvements. In addition to the base bid, the Village included additive bid pricing for additional segments, which include additional sidewalk locations on St Charles Road, Main Street, and Park Avenue.

The design of the project was performed by Robinson Engineering Ltd. and was reviewed by the Public Works and Environmental Concerns Committee and the Economic and Community Development Committee. Additionally, the Village conducted an open house on October 3, 2022 to solicit feedback and comments from the public. Feedback received at that meeting was incorporated into the final designs for the project.

The project specifications require the contractor to complete the project in three (3) phases to avoid conflicts with downtown events, such as Cruise Nights and the Intelligentsia Cup. It is anticipated that the phasing will be conducted as follows:

- North Side of St. Charles Road between Main Street and Elizabeth Street
- St. Charles Road between Main Street and Craig (the design includes the section east to Grace Street)
- South side of St. Charles Road between Main Street and Elizabeth

Anticipated construction schedule:

- Phase 1 – April 1, 2023 to May 30, 2023
- Phase 2 – June 1, 2023 to August 30, 2023
- Phase 3 – September 1, 2023 to October 31, 2023

The Village will have a dedicated Resident Engineer on the project with a field office located in downtown. The Resident Engineer for the project is Matt Champaign, Thomas Engineering, who was

the Resident Engineer on the Roosevelt Road Water Main Lining Project and the Westmore-Meyers Safety Improvement Project. Matt will oversee the project and work with the contractor to ensure that access to businesses will be coordinated to minimize impact. The Village will have a robust communication plan for the project.

A Notice to Bidders was published in the Daily Herald on Friday, February 17, 2023. Seven (7) qualified contractors obtained bid documents through QuestCDN and the Village received four (4) bids prior to the deadline of March 8, 2023 at 9:00 AM. The Village received four (4) proposals at 9:00 am on March 8, 2023, opened and read to the public. The results are summarized below:

Contractor	As Read Bid Total
R.W. Dunteman 600 Lombard Road Addison, IL 60101	\$2,864,779.70
Alliance Contractors 1166 Lake Ave Woodstock, IL 60098	\$3,076,525.73
Martam Construction, Inc 1200 Gasket Dr Elgin, IL60120	\$3,122,165.50
Landmark Construction, Inc 11916 W. Main Street Huntly, IL 60142	\$3,206,695.70

RECOMMENDATION

Staff recommends that the Village Board of Trustees award a contract to R.W. Dunteman Company, of Addison, IL in the amount of \$2,864,779.70 as submitted in the proposal dated March 8, 2023. The 2023 CIP contains \$2,700,000 for the construction of the Downtown Sidewalk Improvements. The Downtown TIF will provide additional funding for the project.

**VILLAGE OF LOMBARD
CONTRACT DOCUMENT NUMBER 20-05
BID PROPOSAL**

I/We hereby agree to furnish to the Village of Lombard all necessary materials, equipment, and labor, to fully complete the project within xx calendar/working days from the date of the Notice to Proceed in accordance with the provisions, instructions, and specifications of the Village of Lombard for the prices submitted through QuestCDN. (Note: include list of quantities in Appendix 1 (if not included in a plan set) combine Appendix 1 & 2 boiler for online bid)

Signed on this 7 day of March, 2020.


The undersigned is aware that Federal Labor Standards and Prevailing Wage Rates apply to all work performed on this contract. It is the contractor's responsibility to comply with these requirements and to assure compliance by his/her subcontractors and/or any lower tier subcontracts required by this contract.

If an individual or partnership, the individual or all partners must complete and sign.

By : _____
Print Name : _____
Position/Title : _____
By : _____
Print Name : _____
Position/Title : _____
Company Name... : _____
Address line 1 : _____
Address line 2 : _____
Telephone : _____

If a corporation, an officer duly authorized should sign and affix the corporate seal

PLACE CORPORATE SEAL HERE

By :  _____
Print Name : Roland W. Dunteman
Position/Title : President
Company Name : R.W. Dunteman Co.
Address line 1 : 600 S. Lombard Road, Addison, IL 60101
Telephone : 630-953-1500

The Village of Lombard is exempt from sales or federal tax; therefore, do not include in bid price.

**VILLAGE OF LOMBARD
BIDDER'S CERTIFICATION FORM
(BID PROPOSAL)**

The undersigned being an authorized representative of R.W. Dunteman Co.,
(Name of Company)

(hereinafter the "Bidder") who has submitted a bid on a contract for DOWNTOWN SIDEWALK IMPROVEMENTS to the Village of Lombard, certifies that:

1. The Bidder is not barred from bidding on the aforementioned contract as a result of a violation of either 720 ILCS 5/33E-4 or 720 ILCS 5/33E-5 or of any similar statute of another state or of a federal statute containing the same or similar elements;
2. The Bidder will comply with all requirements of 29 CFR Part 1910 Permit Required Confined Spaces for General Industry. Special attention is drawn to Section 1910.146(c)(9), which provides as follows:

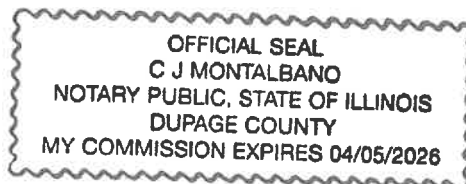
"In addition to complying with the permit space requirements that apply to all employers, each contractor who is retained to perform permit space entry operations shall:
 (i) Obtain any available information regarding permit space hazards and entry operations from the host employer;
 (ii) Coordinate entry operations with the host employer, when both host employer personnel and contractor personnel will be working in or near permit spaces, as required by paragraph (d)(11) of this section; and
 (iii) Inform the host employer of the permit space program that the contractor will follow and of any hazards confronted or created in permit spaces, either through a debriefing or during the entry operation." and
3. The Bidder will comply with 29CFR1926.650-652, Appendices A-F, Revised July 1, 1990 (Subpart P - Excavations).

By: _____

Authorized Agent of Bidder

Subscribed and sworn to
before me this 7th
day of MARCH, 2023

C J Montalbano
Notary Public



The Village of Lombard reserves the right to reject any or all bids, and to waive technicalities in bidding.

VILLAGE OF LOMBARD PERFORMANCE REFERENCE FORM

Each Bidder shall supply three (3) names, addresses, telephone numbers and names of persons to contact as performance references. **Note: All recommendations shall be from government agencies.**

Company Name:..... : City of Naperville - 2023 Downtown Streetscape

Address..... : 400 S. Eagle St.

City & State..... : Naperville, IL

Telephone Number..... : 630-420-4191

Person To Contact..... : Chris Nichols

Title/Position..... : Engineer

Company Name:..... : Village of Westmont - Alley Reconstruction

Address..... : 31 W. Quincy St.

City & State..... : Westmont, IL

Telephone Number..... : 630-981-6289

Person To Contact..... : Mike Ramsey

Title/Position..... : Public Works Director

Company Name:..... : City of Wheaton -2022 Road, Sewer & Water

Address..... : 303 W. Wesley St.

City & State..... : Wheaton, IL

Telephone Number..... : 630-260-2070

Person To Contact..... : Mark Wedow / Tina Walters

Title/Position..... : Engineer

Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

CONTRACTOR:

(Name, legal status and address)

R. W. Duntelman Company
600 South Lombard Road
Addison, IL 60101

OWNER:

(Name, legal status and address)

Village of Lombard
255 E. Wilson Avenue
Lombard, IL 60148-3931

SURETY:

(Name, legal status and principal place of business)

Continental Casualty Company
151 N. Franklin Street
Chicago, IL 60606
Mailing Address for Notices

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

BOND AMOUNT: 5% Five Percent of Amount Bid

PROJECT:

(Name, location or address, and Project number, if any)

Downtown Sidewalk Improvements - ST-20-05

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 7th day of March, 2023.

(Witness)

Mike Healy

R. W. Duntelman Company

(Principal)

(Seal)

By:

(Title) Roland W. Duntelman III President

Continental Casualty Company

(Surety)

(Seal)

By:

(Title) William Reindinger, Attorney-in-Fact

(Witness)

Rebecca R. Alves



POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company (herein called "the CNA Companies"), are duly organized and existing insurance companies having their principal offices in the City of Chicago, and State of Illinois, and that they do by virtue of the signatures and seals herein affixed hereby make, constitute and appoint

William Reidinger , Individually

of Schaumburg, IL , their true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on their behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

Surety Bond No.: Bid Bond

Principal: R. W. Duntelman Company

Obligee: Village of Lombard

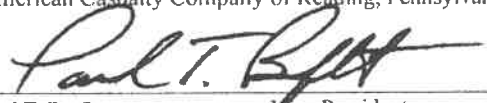
and to bind them thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of their insurance companies and all the acts of said Attorney, pursuant to the authority hereby given is hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law and Resolutions, printed on the reverse hereof, duly adopted, as indicated, by the Boards of Directors of the insurance companies.

In Witness Whereof, the CNA Companies have caused these presents to be signed by their Vice President and their corporate seals to be hereto affixed on this 16th day of June, 2021.

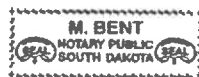


Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania


Paul T. Bruflat Vice President

State of South Dakota, County of Minnehaha, ss:

On this 16th day of June, 2021, before me personally came Paul T. Bruflat to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company described in and which executed the above instrument; that he knows the seals of said insurance companies; that the seals affixed to the said instrument are such corporate seals; that they were so affixed pursuant to authority given by the Boards of Directors of said insurance companies and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said insurance companies.



My Commission Expires March 2, 2026



M. Bent Notary Public

CERTIFICATE

I, D. Johnson, Assistant Secretary of Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company do hereby certify that the Power of Attorney herein above set forth is still in force, and further certify that the By-Law and Resolution of the Board of Directors of the insurance companies printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said insurance companies this 7th day of March, 2023.



Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania


D. Johnson Assistant Secretary

Form F6853-4/2012

Go to www.cnasurety.com > Owner / Obligor Services > Validate Bond Coverage, if you want to verify bond authenticity.

Authorizing By-Laws and Resolutions

ADOPTED BY THE BOARD OF DIRECTORS OF CONTINENTAL CASUALTY COMPANY:

This Power of Attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the Board of Directors of the Company at a meeting held on May 12, 1995:

"RESOLVED: That any Senior or Group Vice President may authorize an officer to sign specific documents, agreements and instruments on behalf of the Company provided that the name of such authorized officer and a description of the documents, agreements or instruments that such officer may sign will be provided in writing by the Senior or Group Vice President to the Secretary of the Company prior to such execution becoming effective."

This Power of Attorney is signed by Paul T. Bruflat, Vice President, who has been authorized pursuant to the above resolution to execute power of attorneys on behalf of Continental Casualty Company.

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 25th day of April, 2012:

"Whereas, the bylaws of the Company or specific resolution of the Board of Directors has authorized various officers (the "Authorized Officers") to execute various policies, bonds, undertakings and other obligatory instruments of like nature; and

Whereas, from time to time, the signature of the Authorized Officers, in addition to being provided in original, hard copy format, may be provided via facsimile or otherwise in an electronic format (collectively, "Electronic Signatures"); Now therefore be it resolved: that the Electronic Signature of any Authorized Officer shall be valid and binding on the Company. "

ADOPTED BY THE BOARD OF DIRECTORS OF NATIONAL FIRE INSURANCE COMPANY OF HARTFORD:

This Power of Attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the Board of Directors of the Company by unanimous written consent dated May 10, 1995:

"RESOLVED: That any Senior or Group Vice President may authorize an officer to sign specific documents, agreements and instruments on behalf of the Company provided that the name of such authorized officer and a description of the documents, agreements or instruments that such officer may sign will be provided in writing by the Senior or Group Vice President to the Secretary of the Company prior to such execution becoming effective."

This Power of Attorney is signed by Paul T. Bruflat, Vice President, who has been authorized pursuant to the above resolution to execute power of attorneys on behalf of National Fire Insurance Company of Hartford.

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 25th day of April, 2012:

"Whereas, the bylaws of the Company or specific resolution of the Board of Directors has authorized various officers (the "Authorized Officers") to execute various policies, bonds, undertakings and other obligatory instruments of like nature; and

Whereas, from time to time, the signature of the Authorized Officers, in addition to being provided in original, hard copy format, may be provided via facsimile or otherwise in an electronic format (collectively, "Electronic Signatures"); Now therefore be it resolved: that the Electronic Signature of any Authorized Officer shall be valid and binding on the Company. "

ADOPTED BY THE BOARD OF DIRECTORS OF AMERICAN CASUALTY COMPANY OF READING, PENNSYLVANIA:

This Power of Attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the Board of Directors of the Company by unanimous written consent dated May 10, 1995:

"RESOLVED: That any Senior or Group Vice President may authorize an officer to sign specific documents, agreements and instruments on behalf of the Company provided that the name of such authorized officer and a description of the documents, agreements or instruments that such officer may sign will be provided in writing by the Senior or Group Vice President to the Secretary of the Company prior to such execution becoming effective."

This Power of Attorney is signed by Paul T. Bruflat, Vice President, who has been authorized pursuant to the above resolution to execute power of attorneys on behalf of American Casualty Company of Reading, Pennsylvania.

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 25th day of April, 2012:

"Whereas, the bylaws of the Company or specific resolution of the Board of Directors has authorized various officers (the "Authorized Officers") to execute various policies, bonds, undertakings and other obligatory instruments of like nature; and

Whereas, from time to time, the signature of the Authorized Officers, in addition to being provided in original, hard copy format, may be provided via facsimile or otherwise in an electronic format (collectively, "Electronic Signatures"); Now therefore be it resolved: that the Electronic Signature of any Authorized Officer shall be valid and binding on the Company. "

VILLAGE OF LOMBARD
BIDDER'S ACKNOWLEDGMENT OF RECEIPT
ADDENDUM NO. 1
DOWNTOWN SIDEWALK IMPROVEMENTS
NUMBER 20-05

BIDDER hereby acknowledges receipt of Addendum No. 1

Company Name R.W. Dunteman Co.

By MH

Print Name Mike Healy

Position/Title Chief Estimator

Date 3-2-23

Note: This Addendum shall be included with and is considered part of
the bid documents. Failure to return this form may result in
disqualification of the BIDDER.

VILLAGE OF LOMBARD
BIDDER'S ACKNOWLEDGMENT OF RECEIPT
ADDENDUM NO.2
DOWNTOWN SIDEWALK IMPROVEMENTS
NUMBER 20-05

BIDDER hereby acknowledges receipt of Addendum No. 2

Company Name R.W. Duntelman Co.

By MH

Print Name Mike Healy

Position/Title Estimator

Date 3-3-23

Note: This Addendum shall be included with and is considered part of
the bid documents. Failure to return this form may result in
disqualification of the BIDDER.

VILLAGE OF LOMBARD
BIDDER'S ACKNOWLEDGMENT OF RECEIPT
ADDENDUM NO.3
DOWNTOWN SIDEWALK IMPROVEMENTS
NUMBER 20-05

BIDDER hereby acknowledges receipt of Addendum No. 3

Company Name: R.W. Duntelman Co.

By: MH

Print Name: Mike Healy

Position/Title: Estimator

Date: 3-6-23

Note: This Addendum shall be included with and is considered part of
the bid documents. Failure to return this form may result in
disqualification of the BIDDER.



VILLAGE OF LOMBARD
ADDENDUM NO. 3

TO THE
CONTRACT DOCUMENTS
FOR
DOWNTOWN SIDEWALK IMPROVEMENTS
NUMBER 20-05

Date: Friday, March 3, 2023
Bid Opening Date: **REVISED - Wednesday, March 8, 2023, 9:00 AM**
(Note the Change in Date and Time)

To: All Prospective Bidders

All BIDDERS for the above contract shall carefully read the enclosed addendum and consider its impact in the preparation of their bid.

A - The following visions have been made to the bid documents:

1. Bid Time and Date has changed to March 8, 2023 at 9:00 AM.
2. Specification for BRICK PAVERS
 - * a. The paver shall be WHITACRE GREER CLAY, COLOR COMBINATION OF 32-33-36 or similar upon review or accepted substitution reviewed and approved by the Village of Lombard before the product is delivered to the worksite
 - * b. Proposed substitutions shall be included in contractor's bid submittal.
 - c. Brick Paver Setting Bed shall consist of the following
 - i. Neoprene Modified Asphalt Adhesive – according to manufacturer's recommendations.
 - d. Bitum Setting Bed –
 - i. Dried fine aggregate shall be combined with hot asphalt cement, and heated to approximately 300 degrees F at an asphalt plant. The approximate proportion of materials shall be seven-(7) percent asphalt cement, and ninety-three (93) percent fine aggregate.
 - ii. ¾" using deep control bars directly over the PCC Base Course 4", according to manufacturer's recommendations

* Whitacre Greer are not available until 2024.
Quoted using Pine Hall Clay Pavers w/ colors to
match WG #32, 33 and #36.