

RESOLUTION R-11-15

A RESOLUTION FOR THE IMPROVEMENT BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE

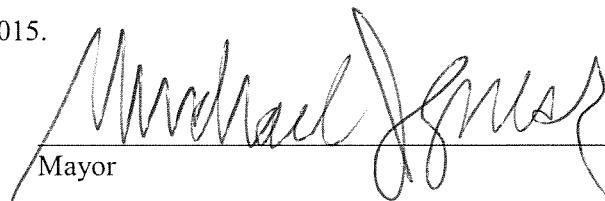
BE IT RESOLVED, by the Mayor and City Council of the City of Wheaton, Illinois that the following described streets be improved under the Illinois Highway Code: (street listing attached as Exhibit A).

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of approximately 19,400 SY of pavement overlay including pavement milling, leveling binder, area reflective crack control treatment, & surface course; 50,550 SY of pavement rehabilitation including curb & gutter, drive approach & sidewalk removal & replacement, pavement milling, leveling binder, area reflective crack, control treatment, & surface course; storm & sanitary structure replacement; water main replacement; water service replacement; & landscaping along various streets in the City of Wheaton; and shall be designated as Section 15-00110-00-FP.
2. That there is hereby appropriated the sum of ONE MILLION TWO HUNDRED FIFTY-NINE THOUSAND AND NO/100 dollars (\$1,259,000.00) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.
3. That the work shall be done by contract; and,

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

ADOPTED this 16th day of March, 2015.



Michael J. Grieser

Mayor

ATTEST:

Sharon Bennett - Mayor City Clerk
by Wanda Rose Deputy City Clerk
City Clerk

Roll Call Vote

Ayes:	Councilman Suess Councilwoman Corry Councilman Prendiville Councilman Rutledge Councilman Saline Councilman Scalzo
Nays:	None
Absent:	None

Motion Carried Unanimously

LOCATION OF IMPROVEMENTS

EXHIBIT A

Street Names	Construction Limits
Arterial Resurfacing	
*Childs Street	Gables Boulevard to Carlton Avenue
Childs Street	Carlton Avenue to West Street
Illinois Street	Lorraine Road to Ott Street
Orchard Road	Foothill Drive to Wiesbrook Road
Subdivision Rehabilitation	
Briarcliffe Unit 3	
*Bradford Drive	Westminster Street to Butterfield Road
*Bristol Court	Bradford Drive to Cul-De-Sac
Culham Court	Durham Drive to Cul-De-Sac
Downing Court	Bradford Drive to Cul-De-Sac
Durham Drive	Westminster Street to Kingston Drive
Essel Court East	Hull Drive to Cul-De-Sac
Essel Court West	Hull Drive to Cul-De-Sac
Hull Drive	Bradford Drive to Langford Court
Kellie Court	Kingston Drive to Cul-De-Sac
Kingston Drive	Durham Drive to Hull Drive
Leeds Court	Durham Drive to Cul-De-Sac
Ryson Court	Kingston Drive to Cul-De-Sac
Salford Court	Bradford Drive to Cul-De-Sac
*Westminster Street	Bradford Drive to Durham Drive
Fairway Estates	
*Fairway Lane	Main Street to Gamon Road
Farnham Lane	Wadsworth Road to Naperville Road
Gamon Road	Elm Street to Farnham Lane
*George Street	Main Street to Gamon Road
* water main work included on these streets	



**Illinois Department
of Transportation**

**Resolution for Improvement by
Municipality Under the Illinois
Highway Code**

BE IT RESOLVED, by the Mayor and City Council of the _____
City _____ of Wheaton _____ Illinois
City, Town or Village

that the following described street(s) be improved under the Illinois Highway Code:

Name of Thoroughfare	Route	From	To
See Attached Sheet #2			
"Location of Improvements"			

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of See Sheet #3 "Proposed Improvements"

_____ and shall be constructed _____ wide

and be designated as Section 15-00110-00-FP

2. That there is hereby appropriated the (additional Yes No) sum of _____

ONE MILLION TWO HUNDRED FIFTY-NINE THOUSAND AND NO/100 Dollars (\$1,259,000.00) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by Contract ; and,

Specify Contract or Day Labor

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

Approved

Date

Department of Transportation

Regional Engineer

I, Sharon Barrett-Hagen

Clerk in and for the

City Wheaton of _____

City, Town or Village

County of DuPage

, hereby certify the

foregoing to be a true, perfect and complete copy of a resolution adopted

by the Mayor and City Council

Council or President and Board of Trustees

at a meeting on March 16, 2015

Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this

17th day of March 2015

(SEAL)

Sharon Barrett-Hagen

City, Town, or Village Clerk

LOCATION OF IMPROVEMENTS

Special Provisions - Sheet 2

Street Names	Construction Limits
Arterial Resurfacing	
*Childs Street	Gables Boulevard to Carlton Avenue
Childs Street	Carlton Avenue to West Street
Illinois Street	Lorraine Road to Ott Street
Orchard Road	Foothill Drive to Wiesbrook Road
Subdivision Rehabilitation	
Briarcliffe Unit 3	
*Bradford Drive	Westminster Street to Butterfield Road
*Bristol Court	Bradford Drive to Cul-De-Sac
Culham Court	Durham Drive to Cul-De-Sac
Downing Court	Bradford Drive to Cul-De-Sac
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*Fairway Lane	Main Street to Gamon Road
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Gamon Road	Elm Street to Farnham Lane
*George Street	Main Street to Gamon Road
* water main work included on these streets	

**CITY OF WHEATON
2015 ROAD, SEWER, and WATER REHABILITATION PROGRAM**

Special Provisions - Sheet 3

PROPOSED IMPROVEMENTS

Approximately 19,400 SY of pavement overlay including pavement milling, leveling binder, area reflective crack control treatment, & surface course; 50,550 SY of pavement rehabilitation including curb & gutter, drive approach & sidewalk removal & replacement, pavement milling, leveling binder, area reflective crack, control treatment, & surface course; storm & sanitary structure replacement; water main replacement; water service replacement; & landscaping along various streets in the City of Wheaton.



**Illinois Department
of Transportation**

**Local Public Agency
Formal Contract**

PROPOSAL SUBMITTED BY

R. W. Duntzman Company, Inc.

Contractor's Name

600 South Lombard Road

Street P.O. Box

Addison IL 60101

City State Zip Code

STATE OF ILLINOIS

COUNTY DuPage

City of Wheaton

(Name of City, Village, Town or Road District)

FOR THE IMPROVEMENT OF

STREET NAME OR ROUTE Various Streets

SECTION NO. 15-00110-00-FP

TYPES OF FUNDS MFT and Local Funds

SPECIFICATIONS (required)

PLANS (required)

CONTRACT BOND (when required)

For Municipal Projects

Submitted/Approved/Passed


 Mayor President of Board of Trustees Municipal Official

Date March 17, 2015

Department of Transportation

Concurrence in approval of award

Regional Engineer

Date

For County and Road District Projects

Submitted/Approved

Highway Commissioner

Date

Submitted/Approved

County Engineer/Superintendent of Highways

Date

County DuPage
Local Public Agency City of Wheaton
Section Number 15-00110-00-FP
Route Various

1. THIS AGREEMENT, made and concluded the 17th day of March, 2015,
between the City of Wheaton
acting by and through its Mayor and Council known as the party of the first part, and
R. W. Duntzman Company, Inc. his/their executors, administrators, successors or assigns,
known as the party of the second part.

2. Witnesseth: That for and in consideration of the payments and agreements mentioned in the Proposal hereto attached, to be made and performed by the party of the first part, and according to the terms expressed in the Bond referring to these presents, the party of the second part agrees with said party of the first part at his/their own proper cost and expense to do all the work, furnish all materials and all labor necessary to complete the work in accordance with the plans and specifications hereinafter described, and in full compliance with all of the terms of this agreement and the requirements of the Engineer under it.

3. And it is also understood and agreed that the LPA Formal Contract Proposal, Special Provisions, Affidavit of Illinois Business Office, Apprenticeship or Training Program Certification, and Contract Bond hereto attached, and the Plans for Section 15-00110-00-FP, in the City of Wheaton,
approved by the Illinois Department of Transportation on March 17, 2015, are essential documents of this Date
contract and are a part hereof.

4. IN WITNESS WHEREOF, The said parties have executed these presents on the date above mentioned.

Attest:
Aaron Bennett Hagen The City of Wheaton
(Seal) Clerk By Michael J. S. M. S.
Party of the First Part
(If a Corporation)

Corporate Name _____
By _____ President _____
Party of the Second Part

(If a Co-Partnership)

Attest: _____

Secretary _____

Partners doing Business under the firm name of _____

Party of the Second Part

(If an individual)

Party of the Second Part



Contract Bond

Route Various Streets
County DuPage
Local Agency City of Wheaton
Section 15-00110-00-FP

We, R.W. Duntzman Company, Inc.

600 S. Lombard Road, Addison, Illinois 60101

a/an) Individual Co-partnership Corporation organized under the laws of the State of Illinois,

as PRINCIPAL, and _____

as SURETY,

are held and firmly bound unto the above Local Agency (hereafter referred to as "LA") in the penal sum of
Four Million, Nine Hundred Twenty-one Thousand, Thirty-six and 25/100

Dollars (\$ 4,921,036.25), lawful money of the

United States, well and truly to be paid unto said LA, for the payment of which we bind ourselves, our heirs, executors, administrators, successors, jointly to pay to the LA this sum under the conditions of this instrument.

WHEREAS THE CONDITION OF THE FOREGOING OBLIGATION IS SUCH that, the said Principal has entered into a written contract with the LA acting through its awarding authority for the construction of work on the above section, which contract is hereby referred to and made a part hereof, as if written herein at length, and whereby the said Principal has promised and agreed to perform said work in accordance with the terms of said contract, and has promised to pay all sums of money due for any labor, materials, apparatus, fixtures or machinery furnished to such Principal for the purpose of performing such work and has further agreed to pay all direct and indirect damages to any person, firm, company or corporation suffered or sustained on account of the performance of such work during the time thereof and until such work is completed and accepted; and has further agreed that this bond shall inure to the benefit of any person, firm, company or corporation to whom any money may be due from the Principal, subcontractor or otherwise for any such labor, materials, apparatus, fixtures or machinery so furnished and that suit may be maintained on such bond by any such person, firm, company or corporation for the recovery of any such money.

NOW THEREFORE, if the said Principal shall well and truly perform said work in accordance with the terms of said contract, and shall pay all sums of money due or to become due for any labor, materials, apparatus, fixtures or machinery furnished to him for the purpose of constructing such work, and shall commence and complete the work within the time prescribed in said contract, and shall pay and discharge all damages, direct and indirect, that may be suffered or sustained on account of such work during the time of the performance thereof and until the said work shall have been accepted, and shall hold the LA and its awarding authority harmless on account of any such damages and shall in all respects fully and faithfully comply with all the provisions, conditions and requirements of said contract, then this obligation to be void; otherwise to remain in full force and effect.

IN TESTIMONY WHEREOF, the said PRINCIPAL and the said SURETY have caused this instrument to be signed by their respective officers this _____ day of _____ A.D. _____

PRINCIPAL

(Company Name)

By: _____
(Signature & Title)

Attest: _____
(Signature & Title)

(If PRINCIPAL is a joint venture of two or more contractors, the company names and authorized signature of each contractor must be affixed.)

STATE OF ILLINOIS,

COUNTY OF _____

I, _____, a Notary Public in and for said county, do hereby certify that

(Insert names of individuals signing on behalf of PRINCIPAL)

who are each personally known to me to be the same persons whose names are subscribed to the foregoing instrument on behalf of PRINCIPAL, appeared before me this day in person and acknowledged respectively, that they signed and delivered said instrument as their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this _____ day of _____ A.D. _____

My commission expires _____

Notary Public

(SEAL)

SURETY

(Name of Surety)

By: _____

(Signature of Attorney-in-Fact)

STATE OF ILLINOIS.

(SEAL)

COUNTY OF _____

I, _____, a Notary Public in and for said county, do hereby certify that

(Insert names of individuals signing on behalf of SURETY)

who are each personally known to me to be the same persons whose names are subscribed to the foregoing instrument on behalf of SURETY, appeared before me this day in person and acknowledged respectively, that they signed and delivered said instrument as their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this _____ day of _____ A.D. _____

My commission expires _____

Notary Public

(SEAL)

Approved this _____ day of _____, A.D. _____

Attest:

(Awarding Authority)

Clerk

(Chairman/Mayor/President)

