





City of Des Plaines
Engineering Department
 1420 Miner Street
 Des Plaines, IL 60016
 Tel: 847-391-5390
 Fax: 847-391-5619

MEMORANDUM

Date: May 19, 2009 **Ref. # 09141**

To: Jason Bajor, City Manager 

From: Timothy P. Oakley, P.E., Director of Engineering 

Subject: 2009 Capital Improvement Program (CIP)
 Street and Utility Improvements, Contract A Bid Results

Issue: Bids for the 2009 CIP – Street and Utility Improvements, Contract A project were opened on May 7, 2009. The work consists of reconstructing, rehabilitating and resurfacing the following streets and installing storm sewer and water main as identified in year 2009 of the Five-year Capital Improvement Program.

<u>STREET</u>	<u>LIMITS</u>	<u>SCOPE OF WORK</u>
Alden Ln	Nimitz – Dead End	8" watermain & rehabilitation
Harvey Ave	Wolf – Dead End	8" watermain & rehabilitation
Jeffrey Ln	Windsor – Danbury	10" watermain & rehabilitation
Lyman Ave	Seminary – Prairie Crk	8" watermain
Nimitz Dr	Scott – Craig	8" watermain & resurface
Prairie Ave	Lyman – Potter	8" watermain
Forest Ave	Lee Street	Widening
Third Ave	Algonquin – Dempster	Resurface & Sewer Separation
Southeast Pl	Algonquin – E. Grant	Reconstruction

Analysis: Street reconstruction includes removal of the entire pavement and curb and gutter as well as spot sidewalk replacement. New base course, bituminous binder and surface courses will be installed. Street rehabilitation includes items such as spot curb and gutter and sidewalk replacement, bituminous surface removal, pavement base repair, and bituminous binder and surface course installation. All existing driveway approaches within the right-of-way will be removed and replaced with concrete pavement for both categories of construction. A street resurface consists of resurfacing the roadway. The Engineer's Estimate of Cost (attached) is in the amount of \$2,123,181.75.

Following are the bid results:

Bidder	Bid Amount
Swallow Construction	\$1,741,000.00
Orange Crush	\$1,759,398.50
Martam Construction	\$1,859,259.00
John Neri Construction Company	\$1,948,446.50
J.S. Riemer, Inc.	\$1,969,318.50
MQ Sewer & Water Construction	\$2,030,536.65
Neri Brothers Construction	\$2,058,606.85
Fiordirosa Construction	\$2,069,899.25
Bolder Contractors, Inc.	\$2,166,925.75

Swallow Construction, 4250 Lacey Road, Downers Grove, Illinois 60515, was the low bidder. However, the Engineering Department has several concerns regarding this contractor's past performance in the City of Des Plaines as well as other municipalities. The deficiencies include unsafe construction practices, inadequate project supervision, inexperienced labor force, litigation history, and project liens.

We have the following information that, in our opinion, deems the low bidder, Swallow Construction, unqualified to perform the work on this contract:

- Eight Occupational Safety and Health Administration (OSHA) violations within the past ten years including a fatal accident in August 7, 2007 (Docket No. 08-174) in the Village of Arlington Heights. The violations involved inadequate trench protection and inadequate overhead power line clearance. Since the fatal accident, the contractor received two additional violations: one that occurred six days after the incident, and one on June 6, 2008 for inadequate trench protection.
- City of Des Plaines project 1997 CIP, Contract A: incident where Swallow Construction backhoe operator hit a marked, underground 42KV ComEd cable at Deane St / Van Buren Av causing an explosion and knocking out power to part of O'Hare International Airport.
- Swallow Construction sued the City of Des Plaines (Swallow Construction v Hardin Paving Company v The City of Des Plaines, Case No. 97 CH 12122) for a mechanics lien in the amount of \$300,000 on the 1997 CIP, Contract A project. The City of Des Plaines was subsequently dismissed from the suit.

- Reference from the Village of Arlington Heights, as provided by Swallow Construction, indicates that the superintendence on their most recent project was unorganized and inadequate.
- Reference from the City of Aurora, as provided by Swallow Construction, indicates the contractor hit a marked electrical line on their most recent project as a result of unsafe construction practices.
- Reference from Fox Metro Water Supply, as provided by Swallow Construction, reveals a lien on their most recent project by one of Swallow Construction's subcontractors due to non-payment. The lien has yet to be resolved.

Recommendation: Based on the above information, in the best interest of the City, we recommend award of the bid to the second lowest bidder, Orange Crush L.L.C., 321 South Center Street, Hillside, Illinois 60162, in the amount of \$1,759,398.50. Orange Crush's references are favorable and they have successfully completed many projects for the City. Source of funding would be the Capital Projects Fund (\$975,161.00) and Water/Sewer Fund (\$784,237.50).

TPO/ajd

Attachments

Bid Tabulation

Request for Purchase Approval

Resolution

2009 CIP - STREET & UTILITY IMPROVEMENTS - CONTRACT A
 BID SUMMARY
 BID OPENING: MAY 7, 2009 - 3 PM

ITEM #	PAY ITEM	UNIT	TOTAL	ENGINEER'S ESTIMATE		Swallow Construction		Orange Crush		Martam Construction		John Neri		J.S. Riemer		MQ Sewer & Water Contractors		Neri Brothers		Fiodiosa Construction		Bolder		
				UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST
1	EXPLORATION TRENCH	FOOT	355	\$ 80.00	\$ 17,750.00	\$ 10.00	\$ 3,550.00	\$ 45.00	\$ 15,975.00	\$ 10.00	\$ 3,550.00	\$ 5.00	\$ 1,775.00	\$ 20.00	\$ 7,100.00	\$ 50.00	\$ 17,750.00	\$ 25.00	\$ 8,875.00	\$ 20.00	\$ 7,100.00	\$ 30.00	\$ 10,650.00	
2	INLET FILTERS	EACH	61	\$ 150.00	\$ 9,150.00	\$ 125.00	\$ 7,625.00	\$ 150.00	\$ 9,150.00	\$ 140.00	\$ 8,540.00	\$ 175.00	\$ 10,675.00	\$ 120.00	\$ 7,320.00	\$ 150.00	\$ 9,150.00	\$ 150.00	\$ 9,150.00	\$ 175.00	\$ 10,675.00	\$ 75.00	\$ 4,575.00	
3	TREE TRUNK PROTECTION	EACH	87	\$ 100.00	\$ 8,700.00	\$ 80.00	\$ 6,960.00	\$ 50.00	\$ 4,350.00	\$ 80.00	\$ 6,960.00	\$ 90.00	\$ 7,830.00	\$ 120.00	\$ 10,440.00	\$ 50.00	\$ 4,350.00	\$ 130.00	\$ 11,310.00	\$ 46.00	\$ 4,002.00	\$ 40.00	\$ 3,480.00	
4	TREE ROOT PRUNING	EACH	16	\$ 100.00	\$ 1,600.00	\$ 75.00	\$ 1,200.00	\$ 50.00	\$ 800.00	\$ 120.00	\$ 1,920.00	\$ 85.00	\$ 1,360.00	\$ 100.00	\$ 1,600.00	\$ 85.00	\$ 1,360.00	\$ 157.50	\$ 2,520.00	\$ 82.00	\$ 1,312.00	\$ 100.00	\$ 1,000.00	
5	TREE REMOVAL (OVER 15 INCH DIAMETER)	INCH-DIA	25	\$ 40.00	\$ 1,000.00	\$ 35.00	\$ 875.00	\$ 35.00	\$ 875.00	\$ 40.00	\$ 1,000.00	\$ 30.00	\$ 750.00	\$ 75.00	\$ 1,000.00	\$ 55.00	\$ 1,375.00	\$ 26.25	\$ 656.25	\$ 51.00	\$ 1,275.00	\$ 35.00	\$ 875.00	
6	SANITARY SEWER REPAIRS, 8", REMOVE & REPLACE	FOOT	44	\$ 150.00	\$ 6,600.00	\$ 115.00	\$ 5,060.00	\$ 165.00	\$ 7,260.00	\$ 220.00	\$ 9,680.00	\$ 78.00	\$ 3,432.00	\$ 150.00	\$ 6,600.00	\$ 172.00	\$ 7,560.00	\$ 175.00	\$ 7,700.00	\$ 363.00	\$ 15,972.00	\$ 375.00	\$ 16,500.00	
7	SANITARY SEWER REPAIRS, 10", REMOVE & REPLACE	FOOT	10	\$ 200.00	\$ 2,000.00	\$ 185.00	\$ 1,850.00	\$ 190.00	\$ 1,900.00	\$ 350.00	\$ 3,500.00	\$ 125.00	\$ 1,250.00	\$ 500.00	\$ 5,000.00	\$ 190.00	\$ 1,900.00	\$ 195.00	\$ 1,950.00	\$ 195.00	\$ 1,950.00	\$ 542.00	\$ 5,420.00	
8	SEWER WYE FITTING, PVC, 8" x 6"	EACH	2	\$ 500.00	\$ 1,000.00	\$ 1,500.00	\$ 3,000.00	\$ 52.00	\$ 104.00	\$ 104.00	\$ 208.00	\$ 125.00	\$ 250.00	\$ 500.00	\$ 1,000.00	\$ 55.00	\$ 110.00	\$ 110.00	\$ 220.00	\$ 440.00	\$ 880.00	\$ 1,760.00	\$ 3,520.00	
9	SANITARY SEWER LATERAL FITTINGS	EACH	2	\$ 75.00	\$ 150.00	\$ 300.00	\$ 600.00	\$ 24.00	\$ 48.00	\$ 48.00	\$ 96.00	\$ 75.00	\$ 150.00	\$ 100.00	\$ 200.00	\$ 50.00	\$ 100.00	\$ 200.00	\$ 400.00	\$ 800.00	\$ 1,600.00	\$ 3,200.00	\$ 6,400.00	
10	SANITARY SEWER LATERAL, PVC 6"	FOOT	100	\$ 75.00	\$ 7,500.00	\$ 60.00	\$ 6,000.00	\$ 46.00	\$ 4,600.00	\$ 92.00	\$ 9,200.00	\$ 48.00	\$ 4,800.00	\$ 30.00	\$ 3,000.00	\$ 48.00	\$ 4,800.00	\$ 220.00	\$ 22,000.00	\$ 58.00	\$ 5,800.00	\$ 74.00	\$ 7,400.00	
11	FARGO/RIVER LIFT STA. ACCESS DOOR REMOVE & REPLACE	EACH	1	\$ 2,500.00	\$ 2,500.00	\$ 4,300.00	\$ 4,300.00	\$ 3,500.00	\$ 3,500.00	\$ 1,200.00	\$ 1,200.00	\$ 3,600.00	\$ 3,600.00	\$ 3,500.00	\$ 3,500.00	\$ 3,150.00	\$ 3,150.00	\$ 6,200.00	\$ 6,200.00	\$ 8,533.00	\$ 8,533.00	\$ 3,000.00	\$ 3,000.00	
12	FARGO/RIVER LIFT STA. V.V. ACCESS DOOR REMOVE & REPLACE	EACH	1	\$ 2,500.00	\$ 2,500.00	\$ 3,700.00	\$ 3,700.00	\$ 3,500.00	\$ 3,500.00	\$ 1,600.00	\$ 1,600.00	\$ 2,100.00	\$ 2,100.00	\$ 3,000.00	\$ 3,000.00	\$ 3,150.00	\$ 3,150.00	\$ 5,400.00	\$ 5,400.00	\$ 7,333.00	\$ 7,333.00	\$ 3,000.00	\$ 3,000.00	
13	SE PUALGONQUIN LIFT STA. ACCESS DOOR REMOVE & REPLACE	EACH	1	\$ 2,500.00	\$ 2,500.00	\$ 4,000.00	\$ 4,000.00	\$ 3,500.00	\$ 3,500.00	\$ 1,200.00	\$ 1,200.00	\$ 3,250.00	\$ 3,250.00	\$ 3,000.00	\$ 3,000.00	\$ 3,150.00	\$ 3,150.00	\$ 6,000.00	\$ 6,000.00	\$ 7,333.00	\$ 7,333.00	\$ 3,000.00	\$ 3,000.00	
14	LYMAN LIFT STA. TRASH BASKET & GUIDE RAIL SYSTEM COMPLETE	EACH	1	\$ 5,000.00	\$ 5,000.00	\$ 5,800.00	\$ 5,800.00	\$ 4,500.00	\$ 4,500.00	\$ 1,500.00	\$ 1,500.00	\$ 6,400.00	\$ 6,400.00	\$ 4,386.00	\$ 4,386.00	\$ 300.00	\$ 300.00	\$ 2,400.00	\$ 2,400.00	\$ 3,300.00	\$ 3,300.00	\$ 3,000.00	\$ 3,000.00	
15	M.H., C.B., V.V., TO BE REMOVED	EACH	38	\$ 250.00	\$ 9,500.00	\$ 100.00	\$ 3,800.00	\$ 125.00	\$ 4,750.00	\$ 400.00	\$ 15,200.00	\$ 275.00	\$ 10,450.00	\$ 4,386.00	\$ 11,400.00	\$ 210.00	\$ 8,000.00	\$ 4,200.00	\$ 16,000.00	\$ 16,000.00	\$ 7,266.00	\$ 7,266.00	\$ 6,000.00	\$ 6,000.00
16	M.H., C.B., V.V., TO BE ABANDONED	EACH	8	\$ 100.00	\$ 800.00	\$ 100.00	\$ 800.00	\$ 200.00	\$ 1,600.00	\$ 300.00	\$ 2,400.00	\$ 250.00	\$ 2,000.00	\$ 300.00	\$ 2,400.00	\$ 135.00	\$ 1,080.00	\$ 200.00	\$ 1,600.00	\$ 200.00	\$ 1,600.00	\$ 179.00	\$ 1,432.00	
17	C.B., TY-C, 2' DIA., ROUND FRAME & OPEN LID	EACH	11	\$ 1,500.00	\$ 16,500.00	\$ 1,200.00	\$ 13,200.00	\$ 1,200.00	\$ 13,200.00	\$ 900.00	\$ 9,900.00	\$ 1,200.00	\$ 13,200.00	\$ 1,000.00	\$ 11,000.00	\$ 1,260.00	\$ 13,860.00	\$ 1,325.00	\$ 14,575.00	\$ 1,172.00	\$ 12,892.00	\$ 1,102.00	\$ 12,222.00	
18	C.B., TY-C, 2' DIA., CURB FRAME, GRATE	EACH	12	\$ 1,500.00	\$ 18,000.00	\$ 1,250.00	\$ 15,000.00	\$ 1,325.00	\$ 15,900.00	\$ 1,000.00	\$ 12,000.00	\$ 1,150.00	\$ 13,800.00	\$ 1,100.00	\$ 13,200.00	\$ 1,380.00	\$ 16,560.00	\$ 1,470.00	\$ 17,640.00	\$ 1,172.00	\$ 14,064.00	\$ 1,102.00	\$ 13,222.00	
19	C.B., TY-A, 4' DIA., ROUND FRAME & OPEN LID	EACH	3	\$ 2,500.00	\$ 7,500.00	\$ 2,000.00	\$ 6,000.00	\$ 2,085.00	\$ 6,255.00	\$ 2,100.00	\$ 6,300.00	\$ 2,000.00	\$ 6,000.00	\$ 2,400.00	\$ 7,200.00	\$ 2,180.00	\$ 6,570.00	\$ 2,190.00	\$ 6,570.00	\$ 2,190.00	\$ 6,570.00	\$ 2,190.00	\$ 6,570.00	
20	C.B., TY-A, 4' DIA., CURB FRAME, GRATE	EACH	7	\$ 2,500.00	\$ 17,500.00	\$ 2,100.00	\$ 14,700.00	\$ 1,950.00	\$ 13,650.00	\$ 2,200.00	\$ 15,400.00	\$ 2,100.00	\$ 14,700.00	\$ 2,200.00	\$ 15,400.00	\$ 2,050.00	\$ 14,350.00	\$ 2,150.00	\$ 15,050.00	\$ 2,050.00	\$ 14,350.00	\$ 2,150.00	\$ 15,050.00	
21	M.H. TY-A, 4' DIA., ROUND FRAME CLOSED LID	EACH	8	\$ 3,400.00	\$ 27,200.00	\$ 2,100.00	\$ 17,800.00	\$ 2,225.00	\$ 17,800.00	\$ 2,200.00	\$ 18,200.00	\$ 1,950.00	\$ 15,600.00	\$ 2,500.00	\$ 20,000.00	\$ 2,340.00	\$ 18,720.00	\$ 2,190.00	\$ 17,520.00	\$ 2,190.00	\$ 17,520.00	\$ 2,190.00	\$ 17,520.00	
22	M.H., C.B., V.V. TO BE RECONSTRUCTED, NEW FRAME & LID	EACH	6	\$ 1,400.00	\$ 8,400.00	\$ 800.00	\$ 4,800.00	\$ 950.00	\$ 5,700.00	\$ 1,200.00	\$ 7,200.00	\$ 1,300.00	\$ 7,800.00	\$ 1,200.00	\$ 7,200.00	\$ 1,000.00	\$ 6,000.00	\$ 1,480.00	\$ 8,880.00	\$ 1,381.00	\$ 8,286.00	\$ 1,381.00	\$ 8,286.00	
23	M.H., C.B., V.V. TO BE RECONSTRUCTED, SALVAGED FRAME & LID	EACH	2	\$ 1,250.00	\$ 2,500.00	\$ 700.00	\$ 1,400.00	\$ 780.00	\$ 1,560.00	\$ 1,100.00	\$ 2,200.00	\$ 1,050.00	\$ 2,100.00	\$ 1,000.00	\$ 2,000.00	\$ 820.00	\$ 1,640.00	\$ 1,270.00	\$ 2,540.00	\$ 1,161.00	\$ 2,322.00	\$ 1,161.00	\$ 2,322.00	
24	M.H., C.B., V.V. TO BE ADJUSTED, NEW FRAME & LID	EACH	23	\$ 600.00	\$ 13,800.00	\$ 450.00	\$ 10,350.00	\$ 650.00	\$ 14,950.00	\$ 600.00	\$ 13,800.00	\$ 650.00	\$ 14,950.00	\$ 600.00	\$ 13,800.00	\$ 680.00	\$ 15,640.00	\$ 595.00	\$ 13,685.00	\$ 515.00	\$ 11,845.00	\$ 600.00	\$ 13,800.00	
25	M.H., C.B., V.V. TO BE ADJUSTED, SALVAGED FRAME & LID	EACH	1	\$ 450.00	\$ 450.00	\$ 400.00	\$ 400.00	\$ 400.00	\$ 400.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 400.00	\$ 400.00	\$ 420.00	\$ 420.00	\$ 385.00	\$ 385.00	\$ 277.00	\$ 277.00	\$ 400.00	\$ 400.00	
26	SAN. M.H. TO BE RECONSTRUCTED, NEW FRAME & LID	EACH	3	\$ 1,500.00	\$ 4,500.00	\$ 950.00	\$ 2,850.00	\$ 1,100.00	\$ 3,300.00	\$ 1,200.00	\$ 3,600.00	\$ 1,500.00	\$ 4,500.00	\$ 1,500.00	\$ 4,500.00	\$ 1,550.00	\$ 4,650.00	\$ 1,580.00	\$ 4,740.00	\$ 1,407.00	\$ 4,221.00	\$ 1,200.00	\$ 3,600.00	
27	SAN. M.H. TO BE ADJUSTED, NEW FRAME & LID	EACH	7	\$ 800.00	\$ 5,600.00	\$ 550.00	\$ 3,850.00	\$ 700.00	\$ 4,900.00	\$ 600.00	\$ 4,200.00	\$ 750.00	\$ 5,250.00	\$ 650.00	\$ 4,550.00	\$ 735.00	\$ 5,145.00	\$ 595.00	\$ 4,165.00	\$ 523.00	\$ 3,661.00	\$ 900.00	\$ 6,300.00	
28	FIRE HYDRANT AND AUXILIARY VALVE	EACH	18	\$ 4,500.00	\$ 81,000.00	\$ 4,000.00	\$ 72,000.00	\$ 3,885.00	\$ 69,930.00	\$ 3,200.00	\$ 57,600.00	\$ 3,800.00	\$ 68,400.00	\$ 5,200.00	\$ 93,600.00	\$ 4,080.00	\$ 73,440.00	\$ 3,980.00	\$ 71,640.00	\$ 3,749.00	\$ 67,482.00	\$ 4,800.00	\$ 86,400.00	
29	REMOVE FIRE HYDRANT	EACH	10	\$ 400.00	\$ 4,000.00	\$ 100.00	\$ 1,000.00	\$ 100.00	\$ 1,000.00	\$ 400.00	\$ 4,000.00	\$ 500.00	\$ 5,000.00	\$ 2,400.00	\$ 24,000.00	\$ 1,050.00	\$ 10,500.00	\$ 350.00	\$ 3,500.00	\$ 306.00	\$ 3,060.00	\$ 500.00	\$ 5,000.00	
30	DUCTILE IRON PIPE WATER MAIN, CI 52, 8"	FOOT	3496	\$ 80.00	\$ 279,680.00	\$ 34.00	\$ 118,964.00	\$ 48.00	\$ 167,808.00	\$ 41.00	\$ 143,336.00	\$ 56.00	\$ 195,776.00	\$ 60.00	\$ 209,760.00	\$ 50.40	\$ 176,198.40	\$ 45.00	\$ 157,320.00	\$ 45.00	\$ 157,320.00	\$ 105.00	\$ 367,080.00	
31	DUCTILE IRON PIPE WATER MAIN, CI 52, 10"	FOOT	970	\$ 100.00	\$ 97,000.00	\$ 39.00	\$ 37,830.00	\$ 54.00	\$ 52,380.00	\$ 45.00	\$ 43,650.00	\$ 65.00	\$ 63,075.00	\$ 63.00	\$ 61,110.00	\$ 55.65	\$ 53,980.50	\$ 49.00	\$ 47,530.00	\$ 50.00	\$ 48,500.00	\$ 115.00	\$ 115,500.00	
32	8" GATE VALVE, 48" VAULT, FRAME & CLOSED LID	EACH	11	\$ 2,500.00	\$ 27,500.00	\$ 2,800.00	\$ 30,800.00	\$ 2,800.00	\$ 30,800.00	\$ 3,200.00	\$ 35,200.00	\$ 3,200.00	\$ 35,200.00	\$ 2,800.00	\$ 30,800.00	\$ 2,940.00	\$ 32,340.00	\$ 2,735.00	\$ 29,700.00	\$ 3,085.00	\$ 33,920.00	\$ 4,800.00	\$ 52,800.00	
33	10" GATE VALVE, 48" VAULT, FRAME & CLOSED LID	EACH	3	\$ 3,000.00	\$ 9,000.00	\$ 3,400.00	\$ 10,200.00	\$ 3,350.00	\$ 10,050.00	\$ 3,600.00	\$ 10,800.00	\$ 3,650.00	\$ 10,950.00	\$ 3,200.00	\$ 9,600.00	\$ 3,515.00	\$ 10,545.00	\$ 3,270.00	\$ 9,810.00	\$ 3,217.00	\$ 9,651.00	\$ 5,800.00	\$ 17,400.00	
34	WATER SERVICE LINE, 1"	FOOT	2305	\$ 25.00	\$ 57,625.00	\$ 10.00	\$ 23,050.00	\$ 54.00	\$ 124,470.00	\$ 30.00	\$ 69,150.00	\$ 22.00	\$ 50,710.00	\$ 60.00	\$ 138,300.00	\$ 56.70	\$ 130,693.50	\$ 24.85	\$ 57,279.25	\$ 18.00	\$ 41,490.00	\$ 3.50	\$ 8,067.50	
35	CORPORATION STOP, 1"	EACH	80	\$ 700.00	\$ 56,000.00	\$ 650.00	\$ 52,000.00	\$ 40.00	\$ 3,200.00	\$ 300.00	\$ 24,000.00	\$ 150.00	\$ 12,000.00	\$ 110.00	\$ 8,800.00	\$ 42.00	\$ 3,360.00	\$ 260.00	\$ 20,800.00	\$ 424.00	\$ 33,920.00	\$ 300.00	\$ 24,000.00	
36																								



City of Des Plaines

1420 Miner Street
Des Plaines, IL 60016
Ph: (847) 391-5300

Request for City Council Purchase Approval

DATE: May 12, 2009

DEPARTMENT: Engineering

DEPARTMENT CODE: 414F / 5030 ACCOUNT CODE: 980300

ITEM OR SERVICE TO BE PURCHASED

Contractor for 2009 CIP – Street and Utility Improvements – Contract A

SUMMARY OF BIDS OR QUOTES

Swallow Construction	\$1,741,000.00
Orange Crush	\$1,759,398.50
Martam Construction	\$1,859,259.00
John Neri Construction Company	\$1,948,446.50
J.S. Riemer, Inc.	\$1,969,318.50
MQ Sewer & Water Construction	\$2,030,536.65
Neri Brothers Construction	\$2,058,606.85
Fiordirosa Construction	\$2,069,899.25
Bolder Contractors, Inc.	\$2,166,925.75

TOTAL COST OF PRODUCT OR SERVICE \$1,759,398.50

TOTAL AMOUNT BUDGETED: \$2,122,306.75

OTHER PROJECT COSTS _____ (if applicable)

ONGOING OPERATING COSTS: _____ (if applicable)

THIS PURCHASE AND OTHER PROJECT COSTS ARE EXPECTED TO REMAIN WITHIN THE BUDGET:

CITY COUNCIL ACTION REQUESTED

Approval of Lowest Responsible Bidder (Second Lowest Bid)

WAIVE FORMAL BID PROCEDURES – SELECT ALL THAT APPLY

- | | |
|--|--|
| <input type="checkbox"/> Emergency Purchase | <input type="checkbox"/> Equipment Standardization |
| <input type="checkbox"/> Joint Government Purchasing Program | <input type="checkbox"/> Sole Supplier |
| <input type="checkbox"/> Professional Services Consulting | <input type="checkbox"/> Technical Nature of Item Makes Competition Impossible |
| <input type="checkbox"/> Other- | |

SUMMARY

Accept second lowest bid – Orange Crush L.L.C. (See Memorandum #09141)

REQUESTED BY Jon Duddles, P.E., Asst. Dir. Of Engr.

CITY MANAGER _____

DEPARTMENT HEAD Timothy P. Oakley, Dir. Of Engr.

FINANCE DIRECTOR _____

CITY OF DES PLAINES

RESOLUTION R - 93 - 09

A RESOLUTION ACCEPTING THE PROPOSAL FROM ORANGE CRUSH, LLC FOR STREET AND UTILITY IMPROVEMENTS IN CONJUNCTION WITH THE 2009 CAPITAL IMPROVEMENT PROGRAM – STREET AND UTILITY IMPROVEMENTS - CONTRACT A.

WHEREAS, Article VII, Section 10 of the 1970 Illinois Constitution authorizes the City to contract with individuals, associations and corporations, in any manner not prohibited by law or ordinance; and

WHEREAS, the City Clerk sent out Requests for Proposals for street and utility improvements for nine streets in conjunction with the 2009 Capital Improvement Program Street and Utility Improvements – Contract A and nine vendors responded; and

WHEREAS, Swallow Construction submitted the lowest proposal for street and utility improvements as part of the 2009 Capital Improvement Program - Contract A. However, the Engineering Department has several concerns regarding their past performance in the City of Des Plaines as well as other municipalities; and

WHEREAS, Orange Crush, LLC submitted the lowest responsible proposal for street and utility improvements to nine streets in the City in an amount not to exceed \$1,759,398.50; and

WHEREAS, it is in the best interest of the City to accept the lowest responsible proposal submitted by Orange Crush, LLC for street and utility improvements to the nine streets as specified in the 2009 Capital Improvement Program Street and Utility Improvements – Contract A, at a cost not to exceed \$1,759,398.50, and authorize the Finance Director to issue payment to Orange Crush, LLC upon approval of work completed in an amount not to exceed \$1,759,398.50;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Plaines, Cook County, Illinois, in the exercise of its home rule powers, as follows:

SECTION 1: That the recitals set forth herein above are incorporated herein by reference as the factual basis for this transaction.

SECTION 2: That in the best interest of the City, the City Council hereby accepts the lowest responsible proposal for street and utility improvements from Orange Crush, LLC for the

nine streets as specified in the 2009 Capital Improvement Program Street and Utility Improvements – Contract A, at a cost not to exceed \$1,759,398.50, and that the Finance Director is hereby authorized to issue payment to Orange Crush, LLC, 321 South Center Street, Hillside, Illinois 60162, in an amount not to exceed \$1,759,398.50, upon approval of work completed.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval according to law.

PASSED this _____ day of _____, 2009.

APPROVED this _____ day of _____, 2009.


VOTE: AYES _____ NAYS _____ ABSENT _____

MAYOR

ATTEST:

Approved as to form:

CITY CLERK



Raymond P. Bartel, Assistant City Attorney