



PUBLIC WORKS DEPARTMENT

505 Telser Road
Lake Zurich, Illinois 60047

(847) 540-1696
Fax (847) 726-2182
LakeZurich.org

At the Heart of Community

MEMORANDUM

Date: April 13, 2020
To: Ray Keller, Village Manager
From: Michael J. Brown, Director of Public Works
Subject: **Bid Rejection: 2020 Road Program**

Issue: Competitive bidding was conducted for the 2020 Road Program on March 25, 2020, which included road resurfacing in various subdivisions, as well as the Breezewald Park parking addition project. Given the financial hardship incurred by the COVID-19 crisis, staff has been working with the Village Manager to assess the current priorities for capital improvements and realign them with the available resources.

The road program request for bids included an option for adding angled parking on Old Rand Road in the vicinity of Breezewald Park. Another capital project scheduled for this year is the streambank stabilization improvements for Cedar/Kildeer Creek. To ensure the successful completion of the project, staff successfully solicited aid from the Lake County Storm Water Commission (LCSMC) for financial assistance. Recognizing the importance of the streambank improvements and the financial assistance from LCSMC, staff recommend removing the Breezewald Park parking element from this year's road program and prioritize allocating resources to the Cedar/Kildeer Creek project.

Modifying the scope of the original bid request will necessitate the rejection of all bids, allowing staff to rebid the road program without the Breezewald parking element. Given the current economic climate, with lower oil prices recently and other communities reconsidering their road projects, staff anticipate that rebidding the road program may result in a substantial cost reduction from the originally bid project.

Background: Staff and the Village's engineering consultant has prepared plans and bid specifications for the asphalt resurfacing of Knollwood Subdivision, Chasewood North Subdivision, Buesching Rd (from IL-22 to Rose Rd), Whispering Creek Subdivision, Meadow Lane Addition Subdivision, North/East/West Lanes, and the Breezewald Park Parking Addition.

The program consists of the replacement and installation of pavement, concrete curb and gutter, and sidewalk, utility pipes and structures, and other related items.

Analysis: Staff solicited bids for the 2020 Road Program, and the bid opening occurred on March 25, 2020. The Village received four (4) bids. The bid results are shown on Page 2. The lowest bid was received from Arrow Road Construction, Co. of Elk Grove Village, Illinois. The Engineer's Opinion of Probable Cost of Construction was \$1.70 Million.

| Name of Bidder | Bid Amount |
|---|-------------------|
| Arrow Road Construction Co. (Elk Grove Village, IL) | \$1,619,824.76 |
| Peter Baker & Son Co. (Lake Bluff, IL) | \$1,630,222.90 |
| Builders Paving L.L.C. (Hillside, IL) | \$1,688,000.00 |
| J.A. Johnson Paving (Arlington Heights, IL) | \$1,764,315.29 |

When staff explored removing the Breezewald parking element to reallocate the savings toward the Cedar/Kildeer Creek project, staff found that the two lowest bidders, Arrow Road and Peter Baker, valued the Old Rand Road parking element very differently. Arrow Road assigned approximately \$100,000 in costs to the parking element, while Peter Baker valued it at approximately \$198,000. Removing the Breezewald parking element from the contract would have the following effect on the bid totals. As you can see below, the low bidding contractor is changed due to the retrospective removal from the contract. As a result, staff advise that it would be cleaner to rebid the road program without the Breezewald element to get more directly comparable bids.

| Name of Bidder | Bid Amount (With Breezewald Park Parking Addition Removed) |
|---|---|
| Peter Baker & Son Co. (Lake Bluff, IL) | \$1,432,215.03 |
| Arrow Road Construction Co. (Elk Grove Village, IL) | \$1,519,404.89 |
| Builders Paving L.L.C. (Hillside, IL) | \$1,559,036.58 |
| J.A. Johnson Paving (Arlington Heights, IL) | \$1,630,601.76 |

Recommendation: Staff recommends the Village Board to reject the submitted bids as opened on March 25, 2020, with the intent to re-bid the project without the Breezewald parking element. The re-bid is anticipated to be available for Board review and approval on the June 1, 2020 meeting, and construction commencing on or about June 15, 2020.

W/Attachments: 2020 Road Program Location Map – As bid on March 25, 2020



LEGEND

- Chasewood North Subdivision
- Knollwood Subdivision
- Buesching Rd (IL-22 to Rose Rd)
- North/East/West Ln
- Whispering Creek Subdivision
- Meadow Ln Addition Subdivision
- Breezewald Park Parking Addition



Manhard
CONSULTING LTD

900 Woodlands Parkway, Vernon Hills, IL 60061 tel: (847) 834-5550 fax: (847) 834-0095 www.manhard.com
Civil Engineers • Surveyors • Water Resources Engineers • Water & Wastewater Engineers
Construction Managers • Environmental Scientists • Landscape Architects • Planners

2020 ROAD PROGRAM

LAKE ZURICH, IL

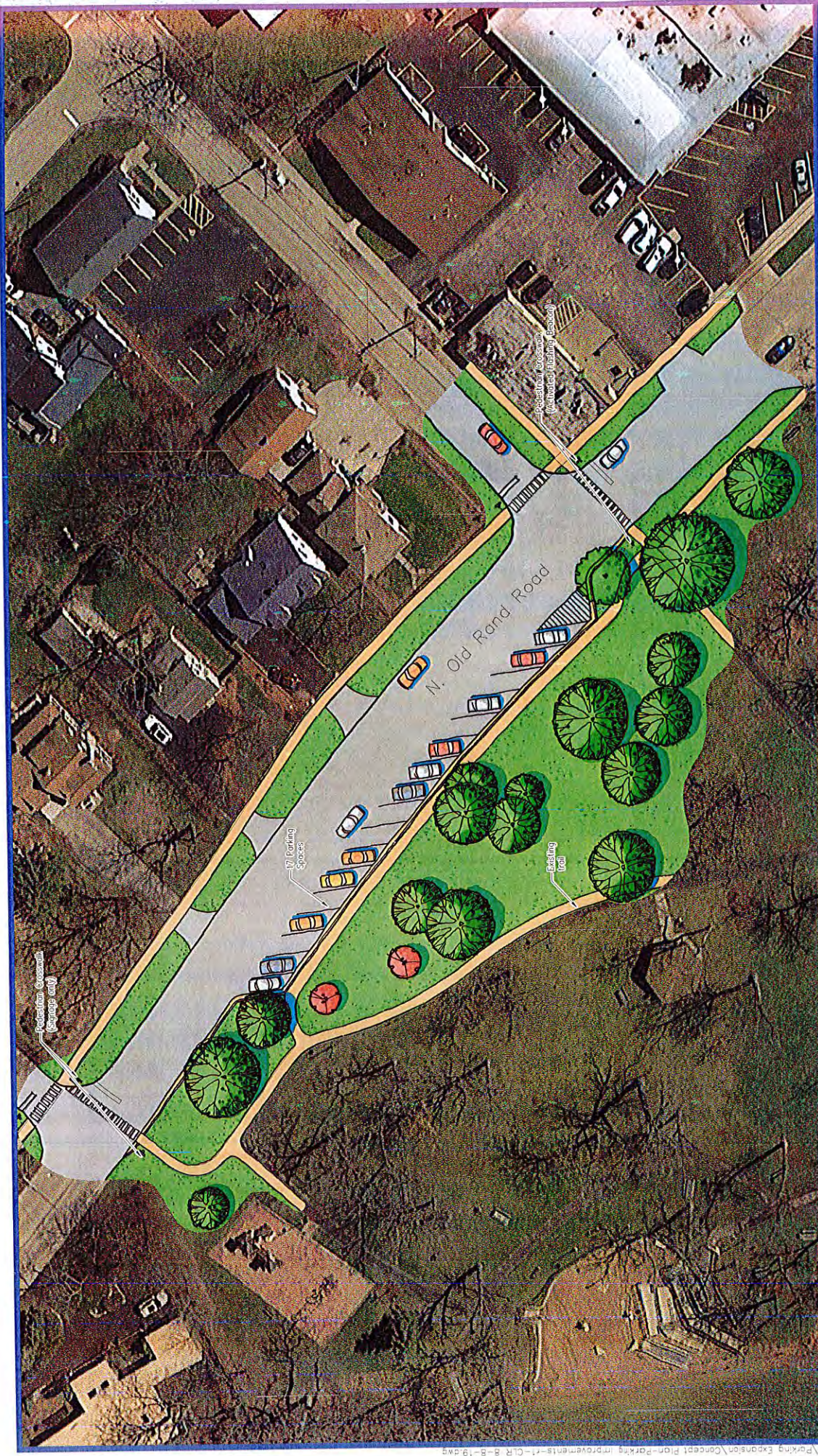
LOCATION MAP

DRAWN BY:
DKJ

RELEASE DATE:
3-27-20

SCALE:
N/A

CODE:
201.001005.03



THIS PLAN WAS NOT DESIGNED BY OR FOR THE CITY OF LAKE ZURICH, ILLINOIS. THE CITY OF LAKE ZURICH, ILLINOIS, IS NOT RESPONSIBLE FOR THE DESIGN OR CONSTRUCTION OF THIS PROJECT. THE CITY OF LAKE ZURICH, ILLINOIS, IS NOT RESPONSIBLE FOR THE DESIGN OR CONSTRUCTION OF THIS PROJECT.

Project Number: 12221

Drawn By: MHI

Issued Date: 08/08/19

N. OLD RAND RD. STREET PARKING IMPROVEMENTS LAKE ZURICH, ILLINOIS

Manhard
CONSULTING LTD.

1000 N. Lake Street, Suite 100
Lake Zurich, IL 60064
Tel: 847.584.1000
Fax: 847.584.1001
www.manhardconsulting.com

City Engineers • Landscape Architects • Urban & Environmental Planners
Construction Management • Engineering Services • Landmarks Architecture • Planning

RETURN WITH BID

RECEIVED
MAR 2 5 2020
BY: [Signature]

RECEIVED
MAR 2 5 2020
BY: [Signature]

**Local Public Agency
Formal Contract
Proposal**

| | | |
|--|----------|----------|
| PROPOSAL SUBMITTED BY Arrow Road Construction Company | | |
| Contractor's Name 1445 Oakton Street | | |
| Street | P.O. Box | |
| Elk Grove Village, IL 60007 | | |
| City | State | Zip Code |

STATE OF ILLINOIS

COUNTY OF LAKE
VILLAGE OF LAKE ZURICH
(Name of City, Village, Town or Road District)

FOR THE IMPROVEMENT OF

STREET NAME OR ROUTE NO. VARIOUS
SECTION NO. N/A
TYPES OF FUNDS NON-HOME RULE SALES TAX

☒ SPECIFICATIONS

☒ PLANS

**2020 ROAD PROGRAM
LAKE ZURICH, ILLINOIS**

Note: All proposal documents, including Proposal Guaranty Checks or Proposal Bid Bonds, should be stapled together to prevent loss when bids are processed.

RETURN WITH BID

NOTICE TO BIDDERS

County Lake
 Local Public Agency Lake Zurich
 Section Number N/A
 Route Various

Sealed proposals for the improvement described below will be received at the office of Village Hall,
70 E. Main Street, Lake Zurich, Illinois 60047 until 10:00 AM on March 25, 2020
 Address Time Date

Sealed proposals will be opened and read publicly at the office of Village Hall
70 E. Main Street, Lake Zurich, Illinois 60047 at 10:00 AM on March 25, 2020
 Address Time Date

DESCRIPTION OF WORK

Name 2020 Road Program Length: 13230.00 feet (2.50 miles)
 Location Pleasant Rd (North), Pleasant Rd (South), Dogwood Ct, Poplar Ct, Knollwood Dr, Aspen Ct, Waterford Dr, Waterford Ct
Kylemore Dr, Lismore Ct, Chasewood Dr, Buesching Rd, North Ln, East Ln, West Ln, Lorie Ln, Lucy Ct, Hillside Ct
Sunset Ct, Dearborn Ct, Breezewald Park
 Proposed Improvement Hot-Mix Asphalt (HMA) removal, placement of HMA leveling binder course and HMA binder course
1.5" HMA surface course, curb & gutter and sidewalk removal & replacement, utility structure adjustment, and other related items.

1. Plans and proposal forms will be available in the office of Paper copies from Manhard Consulting, One Overlook Point Suite
290, Lincolnshire, Illinois 60069, OR from www.questcdn.com, project #6876503, both for a non-refundable \$30.00
 Address

2. ☒ Prequalification

If checked, the 2 low bidders must file within 24 hours after the letting an "Affidavit of Availability" (Form BC 57), in duplicate, showing all uncompleted contracts awarded to them and all low bids pending award for Federal, State, County, Municipal and private work. One original shall be filed with the Awarding Authority.

3. The Awarding Authority reserves the right to waive technicalities and to reject any or all proposals as provided in BLRS Special Provision for Bidding Requirements and Conditions for Contract Proposals.

4. The following BLR Forms shall be returned by the bidder to the Awarding Authority:

- BLR 12200: Local Public Agency Formal Contract Proposal
- BLR 12200a Schedule of Prices
- BLR 12230: Proposal Bid Bond (if applicable)
- BLR 12326: Affidavit of Illinois Business Office

5. The quantities appearing in the bid schedule are approximate and are prepared for the comparison of bids. Payment to the Contractor will be made only for the actual quantities of work performed and accepted or materials furnished according to the contract. The scheduled quantities of work to be done and materials to be furnished may be increased, decreased or omitted as hereinafter provided.

6. Submission of a bid shall be conclusive assurance and warranty the bidder has examined the plans and understands all requirements for the performance of work. The bidder will be responsible for all errors in the proposal resulting from failure or neglect to conduct an in depth examination. The Awarding Authority will, in no case be responsible for any costs, expenses, losses or changes in anticipated profits resulting from such failure or neglect of the bidder.

7. The bidder shall take no advantage of any error or omission in the proposal and advertised contract.

8. If a special envelope is supplied by the Awarding Authority, each proposal should be submitted in that envelope furnished by the Awarding Agency and the blank spaces on the envelope shall be filled in correctly to clearly indicate its contents. When an envelope other than the special one furnished by the Awarding Authority is used, it shall be marked to clearly indicate its contents. When sent by mail, the sealed proposal shall be addressed to the Awarding Authority at the address and in care of the official in whose office the bids are to be received. All proposals shall be filed prior to the time and at the place specified in the Notice to Bidders. Proposals received after the time specified will be returned to the bidder unopened.

9. Permission will be given to a bidder to withdraw a proposal if the bidder makes the request in writing or in person before the time for opening proposals.

RETURN WITH BID

PROPOSAL

County Lake
 Local Public Agency Lake Zurich
 Section Number N/A
 Route Various

- Proposal of Arrow Road Construction Company
1445 Oakton Street, Elk Grove Village, IL 60007
 for the improvement of the above section by the construction of Hot-Mix Asphalt (HMA) removal, placement of HMA
leveling binder course and HMA binder course, HMA surface course, curb and gutter and sidewalk removal and replacement,
utility structure adjustments, and other related items of work.
 a total distance of 13230.00 feet, of which a distance of 13230.00 feet, (2.50 miles) are to be improved.
- The plans for the proposed work are those prepared by Manhard Consulting, Ltd.
- The specifications referred to herein are those prepared by the Department of Transportation and designated as "Standard Specifications for Road and Bridge Construction" and the "Supplemental Specifications and Recurring Special Provisions" thereto, adopted and in effect on the date of invitation for bids.
- The undersigned agrees to accept, as part of the contract, the applicable Special Provisions indicated on the "Check Sheet for Recurring Special Provisions" contained in this proposal.
- The undersigned agrees to complete the work within 60 calendar days.
- A proposal guaranty in the proper amount, as specified in BLRS Special Provision for Bidding Requirements and Conditions for Contract Proposals, will be required. Bid Bonds will be allowed as a proposal guaranty. Accompanying this proposal is either a bid bond if allowed, on Department form BLR 12230 or a proposal guaranty check, complying with the specifications, made payable to:
Lake Zurich Treasurer of the Village of Lake Zurich
 The amount of the check is 5% of the bid amount ().
- The successful bidder at the time of execution of the contract will be required to deposit a contract bond for the full amount of the award. When a contract bond is not required, the proposal guaranty check will be held in lieu thereof. If this proposal is accepted and the undersigned fails to execute a contract and contract bond as required, it is hereby agreed that the Bid Bond or check shall be forfeited to the Awarding Authority.
- Each pay item should have a unit price and a total price. If no total price is shown or if there is a discrepancy between the product of the unit price multiplied by the quantity, the unit price shall govern. If a unit price is omitted, the total price will be divided by the quantity in order to establish a unit price.
- A bid will be declared unacceptable if neither a unit price nor a total price is shown.
- The undersigned submits herewith the schedule of prices on BLR 12200a covering the work to be performed under this contract.

RETURN WITH BID

CONTRACTOR CERTIFICATIONS

| | |
|---------------------|--------------------|
| County | <u>Lake</u> |
| Local Public Agency | <u>Lake Zurich</u> |
| Section Number | <u>N/A</u> |
| Route | <u>Various</u> |

The certifications hereinafter made by the bidder are each a material representation of fact upon which reliance is placed should the Department enter into the contract with the bidder.

1. **Debt Delinquency.** The bidder or contractor or subcontractor, respectively, certifies that it is not delinquent in the payment of any tax administered by the Department of Revenue unless the individual or other entity is contesting, in accordance with the procedures established by the appropriate revenue Act, its liability for the tax or the amount of tax. Making a false statement voids the contract and allows the Department to recover all amounts paid to the individual or entity under the contract in a civil action.

2. **Bid-Rigging or Bid Rotating.** The bidder or contractor or subcontractor, respectively, certifies that it is not barred from contracting with the Department by reason of a violation of either 720 ILCS 5/33E-3 or 720 ILCS 5/33E-4.

A violation of Section 33E-3 would be represented by a conviction of the crime of bid-rigging which, in addition to Class 3 felony sentencing, provides that any person convicted of this offense or any similar offense of any state or the United States which contains the same elements as this offense shall be barred for 5 years from the date of conviction from contracting with any unit of State or local government. No corporation shall be barred from contracting with any unit of State or local government as a result of a conviction under this Section of any employee or agent of such corporation if the employee so convicted is no longer employed by the corporation and: (1) it has been finally adjudicated not guilty or (2) if it demonstrates to the governmental entity with which it seeks to contract and that entity finds that the commission of the offense was neither authorized, requested, commanded, nor performed by a director, officer or a high managerial agent in behalf of the corporation.

A violation of Section 33E-4 would be represented by a conviction of the crime of bid-rotating which, in addition to Class 2 felony sentencing, provides that any person convicted of this offense or any similar offense of any state or the United States which contains the same elements as this offense shall be permanently barred from contracting with any unit of State or local government. No corporation shall be barred from contracting with any unit of State or local government as a result of a conviction under this Section of any employee or agent of such corporation if the employee so convicted is no longer employed by the corporation and: (1) it has been finally adjudicated not guilty or (2) if it demonstrates to the governmental entity with which it seeks to contract and that entity finds that the commission of the offense was neither authorized, requested, commanded, nor performed by a director, officer or a high managerial agent in behalf of the corporation.

3. **Bribery.** The bidder or contractor or subcontractor, respectively, certifies that it has not been convicted of bribery or attempting to bribe an officer or employee of the State of Illinois or any unit of local government, nor has the firm made an admission of guilt of such conduct which is a matter of record, nor has an official, agent, or employee of the firm committed bribery or attempted bribery on behalf of the firm and pursuant to the direction or authorization of a responsible official of the firm.
4. **Interim Suspension or Suspension.** The bidder or contractor or subcontractor, respectively, certifies that it is not currently under a suspension as defined in Subpart I of Title 44 Subtitle A Chapter III Part 6 of the Illinois Administrative Code. Furthermore, if suspended prior to completion of this work, the contract or contracts executed for the completion of this work may be cancelled.

RETURN WITH BID

SCHEDULE OF PRICES

County Lake
 Local Public Agency Lake Zurich
 Section N/A
 Route Various

Schedule of Prices

(For complete information covering these items, see plans and specifications)

Bidder's Proposal for making Entire Improvements 1,619,824.76

| Item No. | Items | Unit | Quantity | Unit Price | Total |
|----------|---|--------|----------|------------|-------------|
| 1 | HMA Surface Removal (2.5") | SY | 37,856 | 3.75 | 141,960.00 |
| 2 | Full Depth Pavement Removal | SY | 205 | 3.55 | 727.75 |
| 3 | Butt Joint | SY | 157 | 9.10 | 1,428.70 |
| 4 | Site Grading (Complete) | LS | 1 | 13,032.00 | 13,032.00 |
| 5 | Erosion Control (Complete) | LS | 1 | 500.00 | 500.00 |
| 6 | Aggregate Base Course, Type B, 12" | SY | 663 | 21.55 | 14,287.65 |
| 7 | HMA Leveling Binder, MM, IL-9.5 (Special) | TON | 2,899 | 84.15 | 243,950.85 |
| 8 | HMA Surface Course, Mix "D", N50 (Special) | TON | 3,609 | 81.55 | 294,313.95 |
| 9 | HMA Binder Course, IL-19.0, N50 | TON | 93 | 70.10 | 6,519.30 |
| 10 | Bituminous Materials (Tack Coat) | POUND | 29,004 | 0.01 | 290.04 |
| 11 | Class D Patching, Ty. II (modified), 3" | SY | 2,082 | 12.60 | 26,233.20 |
| 12 | Class D Patching, Ty. III (modified), 3" | SY | 2,082 | 12.60 | 26,233.20 |
| 13 | Undercuts | CY | 120 | 36.50 | 4,380.00 |
| 14 | Aggregate Wedge Shoulder, Type B | TON | 91 | 58.70 | 5,341.70 |
| 15 | Combination Curb & Gutter Removal | LF | 6,482 | 3.00 | 19,446.00 |
| 16 | Combination Curb & Gutter, M-3.12 | LF | 6,004 | 25.00 | 150,100.00 |
| 17 | Combination Curb & Gutter, B-6.12 | LF | 818 | 28.00 | 22,904.00 |
| 18 | Portland Cement Concrete Sidewalk Removal | SF | 28,340 | 2.25 | 63,765.00 |
| 19 | Portland Cement Concrete Sidewalk, 5" | SF | 30,679 | 4.25 | 130,385.75 |
| 20 | Detectable Warnings | SF | 397 | 25.00 | 9,925.00 |
| 21 | Remove & Replace HMA Driveway Pavement, 3" | SY | 656 | 57.70 | 37,851.20 |
| 22 | Remove & Replace PCC Driveway, 6" | SY | 312 | 63.00 | 19,656.00 |
| 23 | Remove & Reinstall Paver Driveway | SF | 88 | 15.00 | 1,320.00 |
| 24 | Frames and Lids to be Adjusted (Special) | EACH | 22 | 650.00 | 14,300.00 |
| 25 | Drainage Structures To Be Adjusted w/ Existing F&G | EACH | 27 | 400.00 | 10,800.00 |
| 26 | Drainage Structures To Be Adjusted w/ New F&G | EACH | 27 | 800.00 | 21,600.00 |
| 27 | Drainage Structures To Be Reconstructed w/ Existing F&G | EACH | 5 | 1,000.00 | 5,000.00 |
| 28 | Drainage Structures To Be Reconstructed w/ New F&G | EACH | 4 | 1,350.00 | 5,400.00 |
| 29 | Drainage Structure Removal and Replacement | EACH | 13 | 5,850.00 | 76,050.00 |
| 30 | 2' Inlet | EACH | 2 | 1,650.00 | 3,300.00 |
| 31 | 4' Catch Basin | EACH | 1 | 5,650.00 | 5,650.00 |
| 32 | Storm Sewer 10" | LF | 266 | 88.00 | 23,408.00 |
| 33 | Tree Removal (Over 15 Units) | EACH | 2 | 1,400.00 | 2,800.00 |
| 34 | Remove & Replace Storm Sewer (10"-18") | LF | 522 | 300.00 | 156,600.00 |
| 35 | Remove & Replace PVC Culvert (12") | LF | 80 | 90.00 | 7,200.00 |
| 36 | 12" Metal Flared End Section | EACH | 4 | 325.00 | 1,300.00 |
| 37 | Thermoplastic Pavement Marking, 4" | LF | 844 | 2.00 | 1,688.00 |
| 38 | Thermoplastic Pavement Marking, 6" | LF | 621 | 3.00 | 1,863.00 |
| 39 | Thermoplastic Pavement Marking, 12" | LF | 72 | 5.00 | 360.00 |
| 40 | Thermoplastic Pavement Marking, 24" | LF | 168 | 11.50 | 1,932.00 |
| 41 | Temporary Information Sign | SF | 231 | 10.00 | 2,310.00 |
| 42 | Grading and Shaping of Turf Areas | SY | 250 | 16.50 | 4,125.00 |
| 43 | Electrical Relocation Allowance | DOLLAR | 10,000 | \$1.00 | \$10,000.00 |
| 44 | Traffic Control & Protection | LS | 1 | 29,587.47 | 29,587.47 |

RETURN WITH BID

SIGNATURES

County Lake
 Local Public Agency Lake Zurich
 Section Number N/A
 Route Various

(If an individual)

Signature of Bidder _____

Business Address _____

(If a partnership)

Firm Name _____

Signed By _____

Business Address _____

Inset Names and Addressed of All Partners

{ _____

(If a corporation)

Corporate Name Arrow Road Construction Company

Signed By John F. Healy
 President

Business Address 1445 Oakton Street
Elk Grove Village, IL 60007

Insert Names of Officers

{ President John F. Healy
 Secretary John F. Healy, Jr.
 Treasurer Michael J. Salmon

Attest:

John F. Healy, Jr.
 Secretary

RETURN WITH BID

Affidavit of Illinois Business Office

County Lake
Local Public Agency Lake Zurich
Section Number N/A
Route Various

State of Illinois)
) ss.
County of Cook)

I, John F. Healy of Elk Grove Village, Illinois,
(Name of Affiant) (City of Affiant) (State of Affiant)

being first duly sworn upon oath, states as follows:

1. That I am the President of Arrow Road Construction Company,
officer or position bidder
2. That I have personal knowledge of the facts herein stated.
3. That, if selected under this proposal, Arrow Road Construction Company, will maintain a
(bidder)
business office in the State of Illinois which will be located in Cook County, Illinois.
4. That this business office will serve as the primary place of employment for any persons employed in the construction contemplated by this proposal.
5. That this Affidavit is given as a requirement of state law as provided in Section 30-22(8) of the Illinois Procurement Code.

John F. Healy
(Signature)
John F. Healy, President
(Print Name of Affiant)

This instrument was acknowledged before me on 25th day of March, 2020.

(SEAL)



Cherie Lynn Brown
(Signature of Notary Public)



Arrow Road Construction Co.

1445 Oakton Street • Elk Grove Village, Illinois 60007
Phone: 847-437-0700 • Fax: 847-437-0779 • www.arrowroad.com

Mount Prospect Plant
Phone: 847-472-7270
Fax: 847-437-9026

Carpentersville Plant
Phone: 847-783-6680
Fax: 847-783-6697

Algonquin Plant
Phone: 847-658-1140
Fax: 847-783-6697

March 25, 2020

Village of Lake Zurich
Village Hall
70 E. Main Street
Lake Zurich, IL 60047

Re: March 25, 2020 Letting
Request for Authorization to Bid

Per the Illinois Department of Transportation Rules of Prequalification of Contractors, Arrow Road Construction Company is requesting a waiver to forgo filing the Affidavit of Availability, under Section 650.310 sub D, based on our current financial rating.

If you have any questions, I can be reached at (847) 472-7260 office or (224) 325-2025 cell.

Sincerely,

Arrow Road Construction Co.

Nick Eichenold

Nick Eichenold
Vice President Estimating/
EEO Compliance Officer
nicke@arrowroad.com

NE/cb
Enclosures



**Illinois Department
of Transportation**

Certificate of Eligibility

Contractor No 0231

Arrow Road Construction Company
1445 Oakton Street ELK GROVE VILLAGE, IL 60007

WHO HAS FILED WITH THE DEPARTMENT AN APPLICATION FOR PREQUALIFICATION STATEMENT OF EXPERIENCE, EQUIPMENT AND FINANCIAL CONDITION IS HEREBY QUALIFIED TO BID AT ANY OF DEPARTMENT OF TRANSPORTATION LETTINGS IN THE CLASSES OF WORK AND WITHIN THE AMOUNT AND OTHER LIMITATIONS OF EACH CLASSIFICATION, AS LISTED BELOW, FOR SUCH PERIOD AS THE UNCOMPLETED WORK FROM ALL SOURCES DOES NOT EXCEED

SUPER UNLIMITED

| | | |
|-----|-----------------------------|--------------|
| 001 | EARTHWORK | \$2,575,000 |
| 003 | HMA PLANT MIX | Unlimited |
| 012 | DRAINAGE | \$550,000 |
| 017 | CONCRETE CONSTRUCTION | \$650,000 |
| 032 | COLD MILL PLAN. & ROTOMILL | \$12,575,000 |
| 08A | AGGREGATE BASES & SURF. (A) | \$4,375,000 |

THIS CERTIFICATE OF ELIGIBILITY IS VALID FROM 4/4/2019 TO 4/30/2020 INCLUSIVE, AND SUPERSEDES ANY CERTIFICATE PREVIOUSLY ISSUED, BUT IS SUBJECT TO REVISION OR REVOCATION, IF AND WHEN CHANGES IN THE FINANCIAL CONDITION OF THE CONTRACTING FIRM OR OTHER FACTS JUSTIFY SUCH REVISIONS OR REVOCATION. ISSUED AT SPRINGFIELD, ILLINOIS ON 4/5/2019.

Tim Bell

Engineer of Construction



RETURN WITH BID

| | |
|--------------|-------------|
| Route | Various |
| County | Lake |
| Local Agency | Lake Zurich |
| Section | N/A |

WE Arrow Road Construction Company, 1445 Oakton St. Elk Grove Village, Illinois 60007 as PRINCIPAL,

and Travelers Casualty and Surety Company of America, One Tower Square, Hartford, Ct. 06183 as SURETY.

are held jointly, severally and firmly bound unto the above Local Agency (hereafter referred to as "LA") in the penal sum of 5% of the total bid price, or for the amount specified in the proposal documents in effect on the date of invitation for bids whichever is the lesser sum. We bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly 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 is submitting a written proposal to the LA acting through its awarding authority for the construction of the work designated as the above section.

THEREFORE if the proposal is accepted and a contract awarded to the PRINCIPAL by the LA for the above designated section and the PRINCIPAL shall within fifteen (15) days after award enter into a formal contract, furnish surety guaranteeing the faithful performance of the work, and furnish evidence of the required insurance coverage, all as provided in the "Standard Specifications for Road and Bridge Construction" and applicable Supplemental Specifications, then this obligation shall become void; otherwise it shall remain in full force and effect.

IN THE EVENT the LA determines the PRINCIPAL has failed to enter into a formal contract in compliance with any requirements set forth in the preceding paragraph, then the LA acting through its awarding authority shall immediately be entitled to recover the full penal sum set out above, together with all court costs, all attorney fees, and any other expense of recovery.

IN TESTIMONY WHEREOF, the said PRINCIPAL and the said SURETY have caused this instrument to be signed by their respective officers this 25th day of March, 2020

Principal

Arrow Road Construction Company

(Company Name)

By: Amr Adel F. El-Deen

By:

(Signature and Title)

DALE HENRY (Signature and Title)

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

Travelers Casualty and Surety Company of America

(Name of Surety)

Surety

By

(Signature of Attorney-in-Fact)

James E. McNichols

STATE OF ILLINOIS,

COUNTY OF

I, Cherie Lynn Brown, a Notary Public in and for said county,
do hereby certify that John F. Healey

(Insert names of individuals signing on behalf of PRINCIPAL & SURETY)

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

Given under my hand and notarial seal this

25th day of

My commission expires 8/23/01

OFFICIAL SEAL
CHERIE LYNN BROWN
NOTARY PUBLIC, STATE OF ILLINOIS

(Notary Public)

☐ Electronic bid bond is allowed (box must be checked by LA if electronic bid bond is allowed)

☐ Electronic bid bond is allowed (box must be checked by LA if electronic bid bond is allowed)
The Principal may submit an electronic bid bond, in lieu of completing the above section of the Proposal Bid Bond Form. By providing an electronic bid bond ID code and signing below, the Principal is ensuring the identified electronic bid bond has been executed and the Principal and Surety are firmly bound unto the LA under the conditions of the bid bond as shown above. (If PRINCIPAL is a joint venture of two or more contractors, an electronic bid bond ID code, company/Bidder name title and date must be affixed for each contractor in the venture.)

[illegible]

| |
|-----------------------------|
| Electronic Bid Bond ID Code |
|-----------------------------|

(Company/Bidder Name)

(Signature and Title)

Date _____

State of Illinois
County of Will

On this 25th day of March 2020, before me personally appeared James E. McNichols known to me to be the Attorney-in-Fact of Travelers Casualty and Surety Company of America, the corporation that executed the within instrument and acknowledged to me that such corporation executed the same .

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first written above.

Brenda K Pichler

(Notary Public)

Brenda K. Pichler





Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **James E. McNichols** of **WESTCHESTER, Illinois**, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 17th day of January, 2019.



State of Connecticut

City of Hartford ss.

By:

Robert L. Raney, Senior Vice President

On this the 17th day of January, 2019, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2021



Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 25th day of March, 2020



Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which this Power of Attorney is attached.

ADDENDUM NO. 1
VILLAGE OF LAKE ZURICH
2020 ROAD PROGRAM

March 17, 2020

TO: ALL PROSPECTIVE BIDDERS

FROM: VILLAGE OF LAKE ZURICH

Only questions answered by formal written Addendum will be binding. Oral and other interpretations or clarifications will be without legal effect.

ADDENDUM NO. 1

This Addendum is an integral part of the contract documents and shall be treated as such. Bidders shall acknowledge receipt of this Addendum by signing below and including this sheet in the bid proposal as indicated below.

This Addendum No. 1 contains the following revisions detailed below;

1. Pursuant to extenuating circumstances and Center for Disease Control and Prevention guidelines, the mandatory Pre-Bid Conference is cancelled.
2. Attendance requirements for the Pre-Bid Conference as publicly advertised have been waived; prequalification requirements as listed on page 2 of 6 of form BLR 12200 will still be enforced.
3. Inquiries concerning the project will be taken until Friday, March 20, 2020 at noon with final addendum issued by Monday, March 23, 2020 at noon. Only officially released written addenda will be considered binding. Plan holders must contact Chris Palmer at CPalmer@manhard.com with official, written project inquiries.

Signed: Nicholas Eichenold, VP/CCO

Nicholas Eichenold
Printed Name

Arrow Road Construction Company
Name of Company

REVISIONS:

End of Addendum # 1.

ADDENDUM NO. 2
VILLAGE OF LAKE ZURICH
2020 ROAD PROGRAM

March 23, 2020

TO: ALL PROSPECTIVE BIDDERS

FROM: VILLAGE OF LAKE ZURICH

Only questions answered by formal written Addendum will be binding. Oral and other interpretations or clarifications will be without legal effect.

ADDENDUM NO. 2

This Addendum is an integral part of the contract documents and shall be treated as such. Bidders shall acknowledge receipt of this Addendum by signing below and including this sheet in the bid proposal as indicated below.

This Addendum No. 2 contains the following revisions detailed below;

1. Due to the shelter-in-place order from the Governor, Lake Zurich Village Hall is closed. The 2020 Road Program bid opening will still occur as planned on Wednesday, March 25, 2020 at 10:00 AM.

A drop-off box has been set up outside of the Village Hall front entrance. Sealed bids shall be placed in the drop-off box prior to 10:00 AM on Wednesday, March 25, 2020.

A closed-door bid opening will occur at 10:00 AM, and all bids will be recorded and notarized by the Office of the Village Clerk. Results will be posted publicly on the online bidding portal QuestCDN.com, Project #6876503.

Questions regarding the drop-off box location may be directed to Mike Brown, Director of Public Works, at (847) 276-5915.

2. Attached is the 2020 Road Program Street Area Breakdown, dated 3/23/2020. The attached document shall be used for reference only.
3. It is anticipated that a pavement core report will be submitted to the Village today, March 23, 2020. Addendum No. 3 will be issued with the core report enclosed as soon as it is available.

Signed: Nick Eichenold, VP/CCO

Nick Eichenold

Printed Name

Arrow Road Construction CO.

Name of Company

REVISIONS:

BLR 12200, Page 2 of 6, Paragraphs 1 & 2, are revised as follows:

Sealed proposals for the improvement described below will be received in a drop-off box located outside of the Village Hall front entrance, 70 E. Main Street, Lake Zurich, Illinois 60047 until 10:00AM on March 25, 2020.

Sealed proposals will be opened in a closed-door bid opening at 10:00 AM on March 25, 2020, and all bids will be recorded and notarized by the Office of the Village Clerk. Results will be posted publicly on the online bidding portal QuestCDN.com, Project #6876503.

ADDENDUM NO. 3
VILLAGE OF LAKE ZURICH
2020 ROAD PROGRAM

March 23, 2020

TO: ALL PROSPECTIVE BIDDERS

FROM: VILLAGE OF LAKE ZURICH

Only questions answered by formal written Addendum will be binding. Oral and other interpretations or clarifications will be without legal effect.

ADDENDUM NO. 3

This Addendum is an integral part of the contract documents and shall be treated as such. Bidders shall acknowledge receipt of this Addendum by signing below and including this sheet in the bid proposal as indicated below.

This Addendum No. 3 contains the following revisions detailed below;

1. Attachment of the Borehole Descriptions and Field Results for the 2020 Road Program prepared by SET Consultants.

Signed:

Nick Eichenold, VP/CCOCO

Nick Eichenold

Printed Name

Arrow Road Construction Co.

Name of Company