

**VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
JUNE 19, 2012 AGENDA**

SUBJECT:	TYPE:	SUBMITTED BY:
2012 Resurfacing (B) Project (CIP Project ST-004 B)	Resolution Ordinance ✓ Motion Discussion Only	Nan Newlon, P.E. Director of Public Works

SYNOPSIS

A motion is requested to award a contract for the 2012 Resurfacing (B) Project to James D. Fiala Paving Company, Inc. of Bolingbrook, Illinois in the amount not-to-exceed \$1,734,912.38.

STRATEGIC PLAN ALIGNMENT

The Goals for 2011 to 2018 identified *Top Quality Infrastructure* and *Exceptional Municipal Services*.

FISCAL IMPACT

The adopted FY 2012 budget included \$1,860,000 for this project (\$1,300,000 in Motor Fuel Tax and \$560,000 from the Capital Improvement Fund).

UPDATE & RECOMMENDATION

This item was discussed at the June 12, 2012 Village Council meeting. Staff recommends approval on the June 19, 2012 Consent Agenda.

BACKGROUND

This contract is a component of the 2012 Roadway Maintenance Program (CIP Project ST-004). The scope of work includes resurfacing selected Village streets with a new layer of asphalt along with the repair of defective sections of pavement and concrete curb and gutter. The list of streets included for resurfacing this year is also attached. Other components of this year’s roadway maintenance program, 2012 Resurfacing (A) and 2012 Preventive Seal, were previously approved by Council. Washington Street (Burlington to Maple) and 2012 Fall Roadway Patching Contracts will be bid at a later date.

A Call for Bids (CFB) was issued and published in accordance with the Village’s Purchasing Policy. Four bids were received by the due date of May 16, 2012. A synopsis of the bids is as follows:

<u>Contractor</u>	<u>Base Bid</u>	
James D Fiala Paving Co., Inc.	\$1,734,912.38	Low Bid
R W Dunteman Co	\$1,792,746.80	
Central Blacktop Co	\$1,797,605.62	
K-Five Construction Corp	\$1,834,989.94	

James D. Fiala Paving Company has satisfactorily completed the Village's Resurfacing Projects in 2002, 2004 and 2008.

ATTACHMENTS

Signature Page

Campaign Disclosure

Contractor Evaluation Form

Capital Project Sheet ST-004

List of Streets

2012 RESURFACING PROJECT (B)
LIST OF STREETS TO BE REPAVED

3/7/12

STREET	FROM	TO
68TH ST	SARATOGA AVE	MAIN ST
BARRETT ST	67TH ST	PALMER ST
CARPENTER ST	CUL DE SAC	68TH ST
CONCORD CT	CUL DE SAC	CONCORD DR
CONCORD DR	SPRINGSIDE AVE	DUNHAM RD
CONCORD PL	CUL DE SAC	CONCORD DR
CORNELL AVE	WARREN AVE	PRAIRIE AVE
CUMNOR RD	MAPLE AVE	OGDEN AVE
FLORENCE AVE	MAPLE AVE	GIERZ ST
GRANT ST	FAIRVIEW AVE	CUMNOR RD
MONTGOMERY AVE	WARREN AVE	CHICAGO AVE
OTIS AVE	W. END	CUMNOR RD
PALMER ST	DUNHAM RD	SARATOGA AVE
POWELL ST	67TH ST	PALMER ST
PRAIRIE AVE	W. END	FLORENCE AVE
SAYLOR ST	DUNHAM RD	POWELL ST
SEELEY AVE	WARREN AVE	PRAIRIE AVE
SHELDON AVE	FLORENCE AVE	FAIRVIEW AVE
STONEWALL AVE	WARREN AVE	PRAIRIE AVE
TRAUBE AVE	CUMNOR RD	E. OF ROSLYN RD
WALLBANK AVE	WARREN AVE	CHICAGO AVE



PROPOSAL SUBMITTED BY	
JAMES D. FIALA PAVING Co, Inc	
Contractor's Name	
500 E FRONTAGE RD N	
Street	P.O. Box
BOWEN BROOK, IL	60940
City	State Zip Code

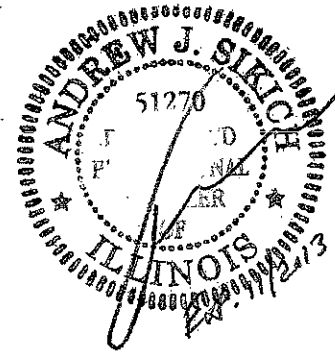
STATE OF ILLINOIS

COUNTY OF DuPage

Village of Downers Grove

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

- ESTIMATE OF COST
- SPECIFICATIONS
- PLANS
- MATERIAL PROPOSAL
- DELIVER AND INSTALL PROPOSAL
- CONTRACT PROPOSAL
- CONTRACT
- CONTRACT BOND



FOR THE IMPROVEMENT OF

STREET NAME OR ROUTE NO. Various Locations

SECTION NO. 12-00000-01-GM

TYPES OF FUNDS MFT & Corporate

For Municipal Projects

Submitted/Approved/Passed APRIL 30, 2012
Date

Matt Tully
 Mayor President of Board of Trustees Municipal Official

For County and Road District Projects

Submitted/Approved _____
Date _____

 Highway Commissioner

Submitted/Approved _____
Date _____

 County Engineer/Superintendent of Highways

Department of Transportation

Released for bid based on limited review

Date 05-03-12

Dina M. Okupe MS
Regional Engineer

Concurrence in approval of award

Date _____

Regional Engineer



RETURN WITH BID

Route	Various
County	DuPage
Local Agency	Downers Grove
Section	12-00000-01-GM

Time and Place of Opening of Bids

Sealed proposals for the improvement described below will be received at the office of Public Works Department

5101 Walnut Avenue, Downers Grove, Illinois 60515

until 10:00 o'clock A M., May 16, 2012 (date) Proposals will be opened and read publicly
 at 10:00 o'clock A M., May 16, 2012 (date) at the office of Public Works Department
5101 Walnut Avenue, Downers Grove, Illinois 60515 (address)

Description of Work

Name 2012 Resurfacing (B) Length 23718.00 feet (4.49 miles)

Location Various Streets

Proposed Improvement Pavement removal and replacement, level binder, hot-mix asphalt surface course,
 curb and gutter removal and replacement, and all related work

Bidders Instructions

1. Plans and proposal forms will be available in the office of Public Works Department, 5101 Walnut Avenue
 Downers Grove, Illinois 60515, Scott Barr (630) 434-5488, Proposal Fee \$0
2. If prequalification is required, the 2 low bidders must file within 24 hours after the letting an "Affidavit of Availability" (Form BC 57), in triplicate, showing all uncompleted contracts awarded to them and all low bids pending award for Federal, State, County, Municipal and private work. One copy shall be filed with the Awarding Authority and 2 copies with the IDOT District Office.
3. All proposals must be accompanied by a proposal guaranty as provided in BLRS Special Provision for Bidding Requirements and Conditions for Contract Proposals contained in the "Supplemental Specifications and Recurring Special Provisions".
4. 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 contained in the "Supplemental Specifications and Recurring Special Provisions".
5. Bidders need not return the entire contract proposal when bids are submitted unless otherwise required. Portions of the proposal that must be returned include the following:

a. BLR 12210 - Contract Cover	f. BLR 12230 - Proposal Bid Bond (if applicable)
b. BLR 12220 - Notice to Bidders	g. BLR 12325 - Apprenticeship or Training Program
c. BLR 12221 - Contract Proposal	Certification (do not use for federally
d. BLR 12222 - Contract Schedule of Prices	funded projects)
e. BLR 12223 - Signatures	
6. 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.

7. 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.
8. The bidder shall take no advantage of any error or omission in the proposal and advertised contract.
9. 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.
10. 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.

By Order of

Village of Downers Grove

(Awarding Authority)

April Holden

County Engineer/County Superintendent of Highways/Municipal Clerk

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

Route	<u>Various</u>
County	<u>DuPage</u>
Local Agency	<u>Village of Downers Grove</u>
Section	<u>12-00000-01-GM</u>

1. Proposal of JAMES D. FIAGA PAVING Co, Inc
500 E FRONTAGE RD N., BOLINGBROOK, IL 60440

for the improvement of the above section by the construction of Pavement removal and replacement, level binder hot-mix asphalt surface course, curb and gutter removal and replacement and all related work.

a total distance of 23718.00 feet, of which a distance of 23718.00 feet, (4.490 miles) are to be improved.

2. The plans for the proposed work are those prepared by Village of Downers Grove and approved by the Department of Transportation on 05/03/12

3. 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.

4. 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.

5. The undersigned agrees to complete the work within _____ working days or by 11/16/2012 unless additional time is granted in accordance with the specifications.

6. 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 will not be allowed as proposal guaranties. 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: Village Treasurer of Downers Grove

the amount of the check is Bid Bond (5%)

7. In the event that one proposal guaranty check is intended to cover two or more proposals, the amount must be equal to the sum of the proposal guaranties, which would be required for each individual proposal. If the proposal guaranty check is placed in another proposal, it will be found in the proposal for: Section Number _____

8. 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.

9. 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.

10. A bid will be declared unacceptable if neither a unit price nor a total price is shown.

11. The undersigned firm certifies that it has not been convicted of bribery or attempting to bribe an officer or employee of the State of Illinois, 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. The undersigned firm further certifies that it is not barred from contracting with any unit of State or local government as a result of a violation of State laws prohibiting bid-rigging or bid-rotating.

12. The undersigned submits herewith the schedule of prices on BLR 12222 covering the work to be performed under this contract.



**Illinois Department
of Transportation**

Schedule of Prices

Route
County
Local Agency
Section

Various
DuPage
Village of Downers Grove
12-00000-01-GM

RETURN WITH BID

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

Item No.	Items	Unit	Quantity	Unit Price	Total
1	Hot-Mix Asphalt Surface Course, Mix C, N50	Ton	5654	69.00	390,126.00
2	Leveling Binder (Machine Method), N50	Ton	3155	69.00	217,695.00
3	Bituminous Materials (Prime Coat)	Gal.	9847	.01	98.47
4	Aggregate (Prime Coat)	Ton	132	1.00	132.00
5	Class D Patches, Type IV, 4"	S.Y.	8794	27.00	237,438.00
6	Class D Patches, 4" Special	S.Y.	473	34.00	16,082.00
7	Class D Patches, Type IV, 6"	S.Y.	722	46.00	33,212.00
8	Class D Patches, 6" Special	S.Y.	134	58.00	7,772.00
9	Pavement Removal and Hot-Mix Asphalt Replacement, 8" Special	S.Y.	518	42.00	32,114.00
10	Pavement Removal and Portland Cement Concrete Replacement, 8" Special	S.Y.	643	45.00	28,935.00
11	Porous Granular Embankment, Special	C.Y.	327	40.00	13,080.00
12	Additional Hauling Surcharge, Special Waste	Load	20	180.00	3,600.00
13	Combination Concrete Curb and Gutter Removal	L.F.	10625	4.00	42,500.00
14	Combination Concrete Curb and Gutter, Type M-3.12	L.F.	3231	14.00	45,234.00
15	Combination Concrete Curb and Gutter, Type M-6.12	L.F.	250	15.00	3,750.00
16	Combination Concrete Curb and Gutter, Type B-6.12	L.F.	4178	15.00	62,670.00
17	Combination Concrete Curb and Gutter, Type B-6.12, Reinforced	L.F.	171	17.50	2,992.50
18	Combination Concrete Curb and Gutter, Type B-6.12, Reinforced High Early	L.F.	80	21.50	1,720.00
19	Combination Concrete Curb and Gutter, Type B-6.18	L.F.	2795	21.50	60,092.50
20	Manhole to be Adjusted	Ea.	58	312.00	18,096.00
21	Manhole to be Adjusted, Special	Ea.	31	515.00	15,965.00
Page Total (To be carried forward to Page 2)					



**Illinois Department
of Transportation**

Schedule of Prices

Route
County
Local Agency
Section

Various
DuPage
Village of Downers Grove
12-00000-01-GM

RETURN WITH BID

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

Item No.	Items	Unit	Quantity	Unit Price	Total
22	Manhole to be Adjusted With New Type 1 Frame and Closed Lid	Ea.	1	530.00	530.00
23	Manhole to be Reconstructed	Ea.	1	800.00	800.00
24	Inlet to be Adjusted	Ea.	28	270.00	7560.00
25	Inlet to be Adjusted With New Type 11 Frame and Grate	Ea.	11	570.00	6270.00
26	Inlet to be Adjusted With New Type 11 V Frame and Grate	Ea.	3	570.00	1710.00
27	Inlet to be Adjusted With New Type 3 Frame and Grate	Ea.	9	580.00	5220.00
28	Inlet to be Adjusted With New Type 3 V Frame and Grate	Ea.	2	580.00	1160.00
29	Inlet to be Reconstructed With New Type 3 Frame and Grate	Ea.	2	620.00	1240.00
30	Inlet, Type A, 24" With Type 3 Frame and Grate	Ea.	2	900.00	1800.00
31	Inlet, Type B, With Salvaged Frame and Grate	Ea.	1	1100.00	1100.00
32	Hot-Mix Asphalt Surface Removal, 1.75"	S.Y.	6592	2.00	13184.00
33	Hot-Mix Asphalt Surface Removal, 2.0"	S.Y.	29625	2.25	66656.25
34	Hot-Mix Asphalt Surface Removal, 2.25"	S.Y.	11892	2.50	29730.00
35	Hot-Mix Asphalt Surface Removal, 2.5"	S.Y.	3333	2.75	9165.75
36	Hot-Mix Asphalt Surface Removal, Variable Depth, 2.0' to 3.5"	S.Y.	14207	3.20	45462.40
37	Portland Cement Concrete Surface Removal, 1.5"	S.Y.	25	29.00	725.00
38	Mixture For Cracks, Joints and Flangeways	Ton	36	250.00	9000.00
39	Portland Cement Concrete Sidewalk Removal	S.F.	10509	2.00	21018.00
40	Portland Cement Concrete Sidewalk, 5"	S.F.	8324	4.10	34128.40
Carried forward from page 1					
Page Total (To be carried forward to Page 3)					



**Illinois Department
of Transportation**

Schedule of Prices

Route
County
Local Agency
Section

Various
DuPage
Village of Downers Grove
12-00000-01-GM

RETURN WITH BID

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

Item No.	Items	Unit	Quantity	Unit Price	Total
41	Portland Cement Concrete Sidewalk, 6"	S.F.	1234	4.60	5476.40
42	Detectable Warnings	S.F.	943	28.00	26404.00
43	Decorative Paver Driveway Removal and Replacement	S.Y.	37	12.5.00	4625.00
44	Decorative Paver Sidewalk Removal and Replacement	S.Y.	3	125.00	375.00
45	Aggregate Shoulders, Type B	Ton	872	28.00	24416.00
46	Parkway Restoration, Salt Tolerant, Special	S.Y.	5397	1 1/2 7.50 8.50	40,477.50 45,886.50 k/4
47	Temporary Ramp, Hot-Mix Asphalt	S.Y.	62	24.00	1488.00
48	Tree Root Pruning	Ea.	3	100.00	300.00
49	Hot-Mix Asphalt Driveway Removal	S.Y.	1111	12.00	13332.00
50	Hot-Mix Asphalt Driveway Pavement, 3"	S.Y.	1026	23.00	23598.00
51	Hot-Mix Asphalt Driveway Pavement, 8"	S.Y.	85	64.00	5440.00
52	Portland Cement Concrete Driveway Removal	S.Y.	1048	10.00	10480.00
53	Portland Cement Concrete Driveway Pavement, 6"	S.Y.	1048	40.00	41920.00
54	Thermoplastic Pavement Marking Line, 4" Yellow	L.F.	1400	.56	784.00
55	Thermoplastic Pavement Marking Line, 4" White	L.F.	5006	.56	2803.36
56	Thermoplastic Pavement Marking Line, 6" White	L.F.	201	.85	170.65
57	Thermoplastic Pavement Marking Line, 12" White	L.F.	108	2.00	216.00
58	Thermoplastic Pavement Marking Line, 24" White	L.F.	360	4.00	1440.00
59	Erosion, Sedimentation and Dust Control	L.S.	1	3200.00	3200.00
60	Construction Staking	L.S.	1	5000.00	5000.00
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Page Total (To be carried forward to Page 4)					



RETURN WITH BID

Route	Various
County	DuPage
Local Agency	Village of Downers Grove
Section	12-00000-01-GM

(If an individual)

Signature of Bidder _____

Business Address _____

(If a partnership)

Firm Name _____

Signed By _____

Business Address _____

Insert Names and Addresses of All Partners

(If a corporation)

Corporate Name JAMES D. FALA PARTNERSHIP G INC

Signed By [Signature] President

Business Address 500 E FRONTAGE RD N
BOLINGBROOK, IL 60440

Insert Names of Officers

President HOODIE GRIFFIN

Secretary BARBARA OLSKA

Treasurer _____

Attest: [Signature]
Secretary



Illinois Department of Transportation

Bureau of Construction
2300 South Dirksen Parkway/Room 322
Springfield, Illinois 62764

Affidavit of Availability
For the Letting of 5/16/12
(Letting date)

Instructions: Complete this form by either typing or using black ink. "Authorization to Bid" will not be issued unless both sides of this form are completed in detail. Use additional forms as needed to list all work.

Part I. Work Under Contract

List below all work you have under contract as either a prime contractor or a subcontractor. It is required to include all pending low bids not yet awarded or rejected. In a joint venture, list only that portion of the work which is the responsibility of your company. The uncompleted dollar value is to be based upon the most recent engineer's or owners estimate, and must include work subcontracted to others. If no work is contracted, show **NONE**.

	1	2	3	4	Awards Pending	
Contract Number	63609	63581	60P91	63659		
Contract With	IDOT	IDOT	IDOT	IDOT	Darien	
Estimated Completion Date	10/31/12	8/31/2012	6/15/2012	7/1/2012	8/31/2012	
Total Contract Price	4,407,213.49	1090949.21	803164.63	1102373.88	1253108.49	Accumulated Totals
Uncompleted Dollar Value if Firm is the Prime Contractor	4,189,953.26	779,933.19	633,634.58	1,102,373.88	1,253,108.49	7,959,003.40
Uncompleted Dollar Value if Firm is the Subcontractor						0.00
Total Value of All Work						7,959,003.40

Part II. Awards Pending and Uncompleted Work to be done with your own forces.

List below the uncompleted dollar value of work for each contract and awards pending to be completed with your own forces. All work subcontracted to others will be listed on the reverse of this form. In a joint venture, list only that portion of the work to be done by your company. If no work is contracted, show **NONE**.

						Accumulated Totals
Earthwork	520,000.00	125,000.00	21,289.00	5,000.00	57,726.00	729,015.00
Portland Cement Concrete Paving						0.00
HMA Plant Mix	984,683.00	216,193.00	480,696.00	545,000.00	769,070.50	2,995,642.50
HMA Paving	275,000.00	38,575.87	40,000.00	269,366.88	60,000.00	682,942.75
Clean & Seal Cracks/Joints				5,000.00		5,000.00
Aggregate Bases & Surfaces	220,000.00	22,000.00		9,500.00	45,274.50	296,774.50
Highway, R.R. and Waterway Structures						0.00
Drainage					2,100.00	2,100.00
Electrical						0.00
Cover and Seal Coats						0.00
Concrete Construction						0.00
Landscaping			7,329.40			7,329.40
Fencing						0.00
Guardrail						0.00
Painting						0.00
Signing						0.00
Cold Milling, Planning & Rotomilling	133,073.40	14,450.00	5,000.00	109,000.00	212,157.05	473,680.45
Demolition						0.00
Pavement Markings (Paint)						0.00
Other Construction (List)	75,000.00	72,000.00	37,893.33		5,540.00	190,433.33
						0.00
						0.00
Totals	2,207,756.40	488,218.87	592,207.73	942,866.88	1,151,868.05	5,382,917.93

Disclosure of this information is **REQUIRED** to accomplish the statutory purpose as outlined in the "Illinois Procurement Code". Failure to comply will result in non-issuance of an "Authorization To Bid." This form has been approved by the State Forms Management Center.

Part III. Work Subcontracted to Others

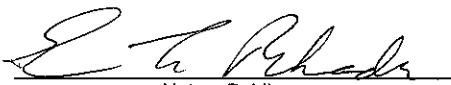
For each contract described in Part I, list all the work you have subcontracted to others.

	1	2	3	4	5
Subcontractor	Perdel	Davis	Azteca	Azteca	Awards Pending Hawk
Type of Work	Spec Conc	Concrete	Conc & Sewer	Concrete	Electric
Subcontract Price	168,702.91	88,638.00	67,269.00	43,829.00	3,900.00
Amount Uncompleted	168,702.91	30,000.00	5,000.00	43,829.00	3,900.00
Subcontractor	Lomar	Len Cox	Hawk	Superior	Work Zone
Type of Work	Concrete	Sewer	Electric	Striping	Traffic
Subcontract Price	598,055.50	144,251.00	5,448.00	46,666.00	9,350.00
Amount Uncompleted	598,055.50	35,000.00	5,448.00	46,666.00	9,350.00
Subcontractor	TriTech	Tri Tech	Superior	Hawk	Road Fabrics
Type of Work	Electric	Electric	Striping	Electrical	Petromal
Subcontract Price	424,775.30	161,918.60	19,378.85	13,956.00	87,990.44
Amount Uncompleted	424,775.30	161,918.60	19,378.85	13,956.00	87,990.44
Subcontractor	Tree & Land	Mark-It	Highway Safety	Highway Safety	
Type of Work	Landscape	Striping	Traffic	Traffic	
Subcontract Price	83,447.25	13,795.72	10,147.30	55,056.00	
Amount Uncompleted	75,000.00	13,795.72	5,000.00	55,056.00	
Subcontractor	Highway Safety	Northern Cont	Kramer Tree		
Type of Work	Traffic	Fence	Tree Rem		
Subcontract Price	133,780.73	28,758.72	396.00		
Amount Uncompleted	110,000.00	10,000.00	0.00		
Subcontractor	Superior	Tree & Land	National		
Type of Work	Striping	Landscape	Sewer Clean		
Subcontract Price	55,663.15	27,770.25	6,600.00		
Amount Uncompleted	55,663.15	23,000.00	6,600.00		
Subcontractor	Len Cox	Highway Safety			
Type of Work	Sewer	Traffic			
Subcontract Price	619,422.00	35,323.05			
Amount Uncompleted	550,000.00	18,000.00			
Total Uncompleted	1,982,196.86	291,714.32	41,426.85	159,507.00	101,240.44

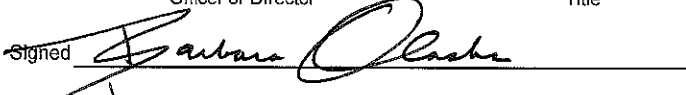
I, being duly sworn, do hereby declare this affidavit is a true and correct statement relating to ALL uncompleted contracts of the undersigned for Federal, State, County, City and private work, including ALL subcontract work, ALL pending low bids not yet awarded or rejected and ALL estimated completion dates

Subscribed and sworn to before me

this 16th day of MAY, 2012.

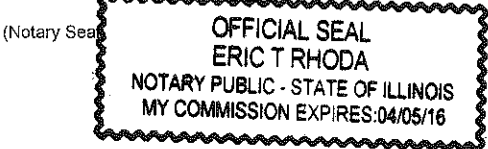

Notary Public

Type or Print Name BARBARA OLASIA SECRETARY
Officer or Director Title

Signed 

My commission expires: 4/5/14

Company JAMES D. FALA PAINTS, INC
Address 500 E AUSTIN RD N
BOLINGBROOK, IL 60440



THE GREAT
WALL OF CHINA
WALL OF CHINA
WALL OF CHINA
WALL OF CHINA



Illinois Department of Transportation

Bureau of Construction
2300 South Dirksen Parkway/Room 322
Springfield, Illinois 62764

Affidavit of Availability

For the Letting of 5/16/12
(Letting date)

Instructions: Complete this form by either typing or using black ink. "Authorization to Bid" will not be issued unless both sides of this form are completed in detail. Use additional forms as needed to list all work.

Part I. Work Under Contract

List below all work you have under contract as either a prime contractor or a subcontractor. It is required to include all pending low bids not yet awarded or rejected. In a joint venture, list only that portion of the work which is the responsibility of your company. The uncompleted dollar value is to be based upon the most recent engineer's or owners estimate, and must include work subcontracted to others. If no work is contracted, show **NONE**.

	1	2	3	4	Awards Pending	
Contract Number						
Contract With	Lisle Twp	Bolingbrook	Woodridge			
Estimated Completion Date	10/1/2012	8/20/2012	6/25/2012			
Total Contract Price	868635.4	731074.00	419606.85			Accumulated Totals
Uncompleted Dollar Value if Firm is the Prime Contractor	449,000.00	731,074.00	391,830.82	0.00	0.00	9,530,908.22
Uncompleted Dollar Value if Firm is the Subcontractor						0.00
Total Value of All Work						9,530,908.22

Part II. Awards Pending and Uncompleted Work to be done with your own forces.

List below the uncompleted dollar value of work for each contract and awards pending to be completed with your own forces. All work subcontracted to others will be listed on the reverse of this form. In a joint venture, list only that portion of the work to be done by your company. If no work is contracted, show **NONE**.

	1	2	3	4	Awards Pending	Accumulated Totals
Earthwork	4,000.00	14,200.00	5,000.00			752,215.00
Portland Cement Concrete Paving						0.00
HMA Plant Mix	320,000.00	310,000.00	161,920.00			3,787,562.50
HMA Paving	15,000.00	147,904.00	20,000.00			865,846.75
Clean & Seal Cracks/Joints						5,000.00
Aggregate Bases & Surfaces						296,774.50
Highway, R.R. and Waterway Structures						0.00
Drainage		1,625.00	3,000.00			6,725.00
Electrical						0.00
Cover and Seal Coats						0.00
Concrete Construction						0.00
Landscaping						7,329.40
Fencing						0.00
Guardrail						0.00
Painting						0.00
Signing						0.00
Cold Milling, Planning & Rotomilling	110,000.00	110,000.00	48,046.40			741,726.85
Demolition						0.00
Pavement Markings (Paint)						0.00
Other Construction (List)						190,433.33
						0.00
						0.00
Totals	449,000.00	583,729.00	237,966.40	0.00	0.00	6,653,613.33

Disclosure of this information is **REQUIRED** to accomplish the statutory purpose as outlined in the "Illinois Procurement Code". Failure to comply will result in non-issuance of an "Authorization To Bid." This form has been approved by the State Forms Management Center.

Part III. Work Subcontracted to Others

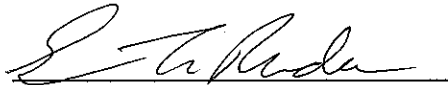
For each contract described in Part I, list all the work you have subcontracted to others.

	1	2	3	4	Awards Pending
Subcontractor		Strada	Lomar		
Type of Work		Concrete	Concrete		
Subcontract Price		68,100.00	123,516.25		
Amount Uncompleted		68,100.00	123,516.25		
Subcontractor		Ward	Hawk		
Type of Work		Shotcrete	Electric		
Subcontract Price		72,500.00	5,925.00		
Amount Uncompleted		72,500.00	5,925.00		
Subcontractor		Work Zone	Riccio		
Type of Work		Traffic	Sewer		
Subcontract Price		6,745.00	13,370.00		
Amount Uncompleted		6,745.00	13,370.00		
Subcontractor			AC		
Type of Work			Striping		
Subcontract Price			7,553.17		
Amount Uncompleted			7,553.17		
Subcontractor			Nafisco		
Type of Work			Traffic		
Subcontract Price			4,854.00		
Amount Uncompleted			3,500.00		
Subcontractor					
Type of Work					
Subcontract Price					
Amount Uncompleted					
Subcontractor					
Type of Work					
Subcontract Price					
Amount Uncompleted					
Total Uncompleted	0.00	147,345.00	153,864.42	0.00	0.00

I, being duly sworn, do hereby declare this affidavit is a true and correct statement relating to ALL uncompleted contracts of the undersigned for Federal, State, County, City and private work, including ALL subcontract work, ALL pending low bids not yet awarded or rejected and ALL estimated completion dates

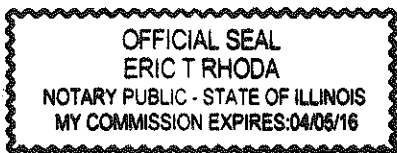
Subscribed and sworn to before me

this 16th day of MAY, 2012.

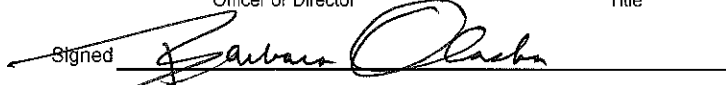

Notary Public

My commission expires: 4/5/16

(Notary Seal)



Type or Print Name BARBARA DASKA SECRETARY
Officer or Director Title

Signed 

Company JAMES D. FIALA PAINTING Co., Inc

Address 500 E FRANKLIN RD N
BOWLING GREEN, IL 62440

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 08-14-2013 BY 60324 UCBAW/STP

BIDDER'S CERTIFICATION (page 1 of 3)

With regard to 2012 Resurfacing (B)
(Name of Project)

Bidder JAMES D. FIALA PAVING CO, INC
(Name of Bidder)

hereby certifies the following:

1. Bidder is not barred from bidding this Contract as a result of violations of Section 720 ILCS 5/33E-3 (Bid Rigging) or 720 ILCS 5/33E-4 (Bid-Rotating);
2. Bidder certifies that it has a written sexual harassment policy in place and full compliance with 775 ILCS 5/2-105(A)(4);
3. Bidder certifies that not less than the prevailing rate of wages as determined by the Village of Downers Grove, DuPage County or the Illinois Department of Labor shall be paid to all laborers, workers and mechanics performing work for the Village of Downers Grove. All bonds shall include a provision as will guarantee the faithful performance of such prevailing wage clause. Bidder agrees to comply with the Illinois Prevailing Wage Act, 820 ILCS 130/1 *et seq.*, for all work completed. Bidder agrees to pay the prevailing wage and require that all of its subcontractors pay prevailing wage to any laborers, workers or mechanics who perform work pursuant to this Contract or related subcontract. Bidder and each subcontractor shall keep or cause to be kept an accurate record of names, occupations and actual wages paid to each laborer, workman and mechanic employed by the Bidder in connection with the contract. This record shall be sent to the Village on a monthly basis along with the invoice and shall be open to inspection at all reasonable hours by any representative of the Village or the Illinois Department of Labor and must be preserved for four (4) years following completion of the contract. Bidder certifies that Bidder and any subcontractors working on the project are aware that filing false payroll records is a Class A misdemeanor and that the monetary penalties for violations are to be paid pursuant to law by the Bidder, contractor and subcontractor. The Village shall not be liable for any underpayments. If applicable: Since this is a contract for a fixed public works project, as defined in 820 ILCS 130/2, Contractor agrees to post at the job site in an easily accessible place, the prevailing wages for each craft or type of worker or mechanic needed to execute the contract or work to be performed;
4. Bidder certifies that it is in full compliance with the Federal Highway Administrative Rules on Controlled Substances and Alcohol Use and Testing, 49 C.F.R. Parts 40 and 382 and that all employee drivers are currently participating in a drug and alcohol testing program pursuant to the Rules;
5. Bidder further certifies that it is not delinquent in the payment of any tax administered by the Department of Revenue, or that Bidder is contesting its liability for the tax delinquency or the amount of a tax delinquency in accordance with the procedures established by the appropriate Revenue Act. Bidder further certifies that if it owes any tax payment(s) to the Department of Revenue, Bidder has entered into an agreement with the Department of Revenue for the payment of all such taxes that are due, and Bidder is in compliance with the agreement.

BIDDER'S CERTIFICATION (page 2 of 3)

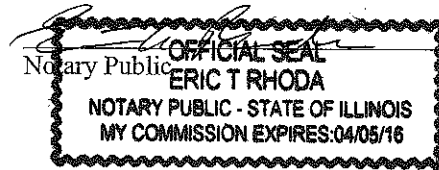
BY: [Signature]
Bidder's Authorized Agent

36 - 2880799

FEDERAL TAXPAYER IDENTIFICATION NUMBER

or _____
Social Security Number

Subscribed and sworn to before me
this 16th day of MAY, 2012.



(Fill Out Applicable Paragraph Below)

(a) Corporation

The Bidder is a corporation organized and existing under the laws of the State of ILLINOIS, which operates under the Legal name of JAMES D. FIALA PHYSICAL C., INC, and the full names of its Officers are as follows:

President: WOODIE GRIFFIN

Secretary: BARBARA QASIK

Treasurer: _____

and it does have a corporate seal. (In the event that this bid is executed by other than the President, attach hereto a certified copy of that section of Corporate By-Laws or other authorization by the Corporation which permits the person to execute the offer for the corporation.)

(b) Partnership

Signatures and Addresses of All Members of Partnership:

BIDDER'S CERTIFICATION (page 3 of 3)

The partnership does business under the legal name of: _____
which name is registered with the office of _____ in the state of _____

(c) **Sole Proprietor**

The Bidder is a Sole Proprietor whose full name is: _____
and if operating under a trade name, said trade name is: _____
which name is registered with the office of _____ in the state of _____

6. Are you willing to comply with the Village's insurance requirements within 13 days of the award of the contract? YES

INSURER'S NAME: XL Insurance America, Inc.

AGENT: Jeff Blackburn

Street Address: 70 Seaview Avenue

City, State, Zip Code: Stamford, CT 06902-6040

Telephone Number: 800/688-1840

I/We hereby affirm that the above certifications are true and accurate and that I/we have read and understand them.

Print Name of Company: JAMES D. FIALA PAWLIK Co., LLC

Print Name and Title of Authorizing Signature: Woodie Griffin, PRESIDENT

Signature: _____

Date: 5/14/12

MUNICIPAL REFERENCE LIST

Municipality: CITY OF DANIEL
Address: 1702 PLANTWOOD RD, DANIEL, IL
Contact Name: DAN GOMBAC Phone #: 630-252-5000
Name of Project: 2011 STREET RESURFACING
Contract Value: \$2,000,000 Date of Completion: 8/11

Municipality: VILLAGES OF BAINSBROOK
Address: 375 W BLANCHETT RD, BAINSBROOK, IL 60940
Contact Name: TOM PALOWITZ Phone #: 630-226-8800
Name of Project: 2010 STREET RESURFACING
Contract Value: \$600,000 - Date of Completion: 9/10

Municipality: VILLAGES OF WILLOWBROOK
Address: 7700 DANBY ST, WILLOWBROOK, IL
Contact Name: MARTIN BOJANIC Phone #: 847-873-0500
Name of Project: 2011 STREET RESURFACING
Contract Value: 300,000 - Date of Completion: 10/11

Municipality: VILLAGES OF RAMSOVILUS
Address: 31 MONTROSS DR, RAMSOVILUS, IL
Contact Name: JOHN ZADROGA Phone #: 708-932-8244
Name of Project: DANIELS AVE
Contract Value: 600,000 Date of Completion: 8/10

Municipality: VILLAGES OF WESTMONT
Address: 31 WEST QUINCY, WESTMONT IL
Contact Name: MARIE MORROWA Phone #: 708-588-6860
Name of Project: BOWLING AVE
Contract Value: \$150,000 Date of Completion: 8/10

SUBCONTRACTORS LIST

The Bidder hereby states the following items of work will not be performed by its organization. (List items to be subcontracted as well as the names, addresses and phone numbers of the subcontractors.)

1) SCHROEDER & SCHROEDER INC Type of Work CONCRETE

Addr: 7306 CONTRA PAVIL City SKOKIE State IL Zip 60074

2) RAY EDWARDS CONTRACTORS Type of Work ~~CONCRETE~~ ^{1/4} SLOTT

Addr: 827 ROWEN AVE City LOUET State IL Zip 60435

3) AC PAVEMENT STRIPING Type of Work STRIPING

Addr: 3034 ORCHARD PL City DEERFIELD State IL Zip 60018

4) WALKER ZACK SMITH Type of Work TRAFFIC

Addr: 17051 GAYLORD City CREST HILL State IL Zip 60403

5) _____ Type of Work _____

Addr: _____ City _____ State _____ Zip _____

6) _____ Type of Work _____

Addr: _____ City _____ State _____ Zip _____

7) _____ Type of Work _____

Addr: _____ City _____ State _____ Zip _____

8) _____ Type of Work _____

Addr: _____ City _____ State _____ Zip _____



VENDOR W-9 REQUEST FORM

The law requires that we maintain accurate taxpayer identification numbers for all individuals and partnerships to whom we make payments, because we are required to report to the I.R.S. all payments of \$600 or more annually. We also follow the I.R.S. recommendation that this information be maintained for all payees including corporations.

Please complete the following substitute W-9 letter to assist us in meeting our I.R.S. reporting requirements. The information below will be used to determine whether we are required to send you a Form 1099. Please respond as soon as possible, as failure to do so will delay our payments.

BUSINESS (PLEASE PRINT OR TYPE):

NAME: JAMES D. FIALA PAVING Co, Inc
ADDRESS: 500 E FRONTAGE RD N
CITY: BOWLING BROOK
STATE: IL
ZIP: 60040
PHONE: 630-783-8311 FAX: 630-783-8320
TAX ID #(TIN): 36-2880749

(If you are supplying a social security number, please give your full name)

REMIT TO ADDRESS (IF DIFFERENT FROM ABOVE):

NAME: _____
ADDRESS: _____
CITY: _____
STATE: _____ ZIP: _____

TYPE OF ENTITY (CIRCLE ONE):

- Individual
- Sole Proprietor
- Partnership
- Medical Corporation
- Charitable/Nonprofit
- Limited Liability Company - Individual/Sole Proprietor
- Limited Liability Company-Partnership
- Limited Liability Company-Corporation
- Government Agency

SIGNATURE: [Signature] DATE: 5/14/12

Village of Downers Grove
2012 Resurfacing (B)

Apprenticeship and Training Certification

This form is superseded by BLR 12325, Apprenticeship or Training Program Certification, included herein.

BUY AMERICA CERTIFICATION

Certification requirement for procurement of steel, iron, or manufactured products when Federal funds (Grant Agreement or Cooperative Agreement) are used.

Instructions:

Bidder to complete the Buy America Certification listed below. Bidder shall certify EITHER COMPLIANCE OR NON-COMPLIANCE (not both). This Certification MUST BE submitted with the Bidder's bid response.

Special Note: Make sure you have signed only one of the above statements – either Compliance OR Non-Compliance (not both).

Certificate of Compliance

The bidder or offeror hereby certifies that it will meet the requirements of 49 U.S.C. 5323(j)(1), as amended, and the applicable regulations in 49 CFR Part 661.

Signature _____

Company Name _____

Title _____

Date _____

Certificate of Non-Compliance

The bidder or offeror hereby certifies that it **cannot comply** with the requirements of 49 U.S.C. 5323(j)(1), as amended, and 49 C.F.R. 661, but it may qualify for an exception pursuant to 49 U.S.C. 5323(j)(2)(A), 5323(j)(2)(B), or 5323(j)(2)(D), and 49 C.F.R. 661.7.

Signature _____

Company Name _____

Title _____

Date _____

AFTER THIS CERTIFICATE HAS BEEN EXECUTED, A BIDDER MAY NOT SEEK A WAIVER.

Note: The U.S/Canadian Free Trade Agreement does not supersede the Buy America requirement.

Suspension or Debarment Certificate

Non-Federal entities are prohibited from contracting with or making sub-awards under covered transactions to parties that are suspended or debarred or whose principals are suspended or debarred. Covered transactions include procurement for goods or services equal to or in excess of \$100,000.00. Contractors receiving individual awards for \$100,000.00 or more and all sub-recipients must certify that the organization and its principals are not suspended or debarred.

By submitting this offer and signing this certificate, the Bidder certifies to the best of its knowledge and belief, that the company and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any federal, state or local governmental entity, department or agency;
2. Have not within a three-year period preceding this Bid been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction, or convicted of or had a civil judgment against them for a violation of Federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (2) of this certification; and
4. Have not within a three-year period preceding this application/proposal/contract had one or more public transactions (Federal, State or local) terminated for cause or default.

If the Bidder is unable to certify to any of the statements in this certification, Bidder shall attach an explanation to this certification.

Company Name: JAMES D. FIALA PAVING CO, INC

Address: 500 E FRONTAGE RD N

City: BOWLING GREEN Zip Code: 60440

Telephone: (630) 783-8311 Fax Number: (630) 783-8320

E-mail Address: JPELTON@FIALAPAVING.COM

Authorized Company Signature: 

Print Signature Name: NODDIE GRIFFITH Title of Official: PRESIDENT

Date: 5/16/12

CAMPAIGN DISCLOSURE CERTIFICATE

Any contractor, proposer, bidder or vendor who responds by submitting a bid or proposal to the Village of Downers Grove shall be required to submit with its bid submission, an executed Campaign Disclosure Certificate.

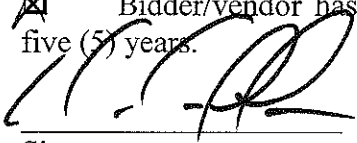
The Campaign Disclosure Certificate is required pursuant to the Village of Downers Grove Council Policy on Ethical Standards and is applicable to those campaign contributions made to any member of the Village Council.

Said Campaign Disclosure Certificate requires any individual or entity bidding to disclose campaign contributions, as defined in Section 9-1.4 of the Election Code (10 ILCS 5/9-1.4), made to current members of the Village Council within the five (5) year period preceding the date of the bid or proposal release.

By signing the bid documents, contractor/proposer/bidder/vendor agrees to refrain from making any campaign contributions as defined in Section 9-1.4 of the Election Code (10 ILCS 5/9-1.4) to any Village Council member and any challengers seeking to serve as a member of the Downers Grove Village Council.

Under penalty of perjury, I declare:

Bidder/vendor has not contributed to any elected Village position within the last five (5) years.



Signature

Woodie Griffin

Print Name

Bidder/vendor has contributed a campaign contribution to a current member of the Village Council within the last five (5) years.

Print the following information:

Name of Contributor: _____
(company or individual)

To whom contribution was made: _____

Year contribution made: _____ Amount: \$ _____

Signature

Print Name



Route Various
County DuPage
Local Agency Village of Downers Grove
Section 12-00000-01-GM

RETURN WITH BID

PAPER BID BOND

WE _____ as PRINCIPAL,
and _____ 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 _____ day of _____

Principal

By: _____ (Company Name)
By: _____ (Company Name)
(Signature and Title) (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.)

Surety

By: _____ (Name of Surety)
(Signature of Attorney-in-Fact)

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 & 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 _____ day of _____

My commission expires _____ (Notary Public)

ELECTRONIC BID BOND

[] 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.)

Electronic Bid Bond ID Code

(Company/Bidder Name)

(Signature and Title)

Date



Return with Bid

Route: Various
County: DuPage
Local Agency: Downers Grove
Section: 12-00000-01-GM

All contractors are required to complete the following certification:

- For this contract proposal or for all groups in this deliver and install proposal.
For the following deliver and install groups in this material proposal:

Illinois Department of Transportation policy, adopted in accordance with the provisions of the Illinois Highway Code, requires this contract to be awarded to the lowest responsive and responsible bidder. The award decision is subject to approval by the Department. In addition to all other responsibility factors, this contract or deliver and install proposal requires all bidders and all bidders' subcontractors to disclose participation in apprenticeship or training programs that are (1) approved by and registered with the United States Department of Labor's Bureau of Apprenticeship and Training, and (2) applicable to the work of the above indicated proposals or groups. Therefore, all bidders are required to complete the following certification:

- I. Except as provided in paragraph IV below, the undersigned bidder certifies that it is a participant, either as an individual or as part of a group program, in an approved apprenticeship or training program applicable to each type of work or craft that the bidder will perform with its own employees.
II. The undersigned bidder further certifies for work to be performed by subcontract that each of its subcontractors submitted for approval either (A) is, at the time of such bid, participating in an approved, applicable apprenticeship or training program; or (B) will, prior to commencement of performance of work pursuant to this contract, establish participation in an approved apprenticeship or training program applicable to the work of the subcontract.
III. The undersigned bidder, by inclusion in the list in the space below, certifies the official name of each program sponsor holding the Certificate of Registration for all of the types of work or crafts in which the bidder is a participant and that will be performed with the bidder's employees. Types of work or craft that will be subcontracted shall be included and listed as subcontract work. The list shall also indicate any type of work or craft job category for which there is no applicable apprenticeship or training program available.

Open only employees Local 150 APPRENTICESHIP FUND, CONSTRUCTORS?
GENERAL LABORERS DISTRICT COUNCIL OF CHICAGO & VICINITY TRAINING FUND
Subcontract work; MACHINERY CONTROL, SMELTING, CONCRETE, SOILS,
LANDSCAPE

IV. Except for any work identified above, any bidder or subcontractor that shall perform all or part of the work of the contract or deliver and install proposal solely by individual owners, partners or members and not by employees to whom the payment of prevailing rates of wages would be required, check the following box, and identify the owner/operator workforce and positions of ownership.

The requirements of this certification and disclosure are a material part of the contract, and the contractor shall require this certification provision to be included in all approved subcontracts. The bidder is responsible for making a complete report and shall make certain that each type of work or craft job category that will be utilized on the project is accounted for and listed. The Department at any time before or after award may require the production of a copy of each applicable Certificate of Registration issued by the United States Department of Labor evidencing such participation by the contractor and any or all of its subcontractors. In order to fulfill the participation requirement, it shall not be necessary that any applicable program sponsor be currently taking or that it will take applications for apprenticeship, training or employment during the performance of the work of this contract or deliver and install proposal.

Bidder: JAMES D. FIALA PAVING Co., INC

Address: 500 E FRONTAGE RD N
ROUNDBROOK, IL 60440

By: 
(Signature)

Title: PRESIDENT



Route Various
County DuPage
Local Agency Village of Downers Grove
Section 12-00000-01-GM

RETURN WITH BID

PAPER BID BOND

WE James D Fiala Paving Company, Inc as PRINCIPAL, and Western Surety Company 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.

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.

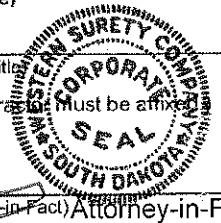
THEREFORE if the proposal is accepted and a contract awarded to the PRINCIPAL by the LA for the above designated section and the PRINCIPAL shall within fifteen (15) days after award enter into a formal contract, furnish surety guaranteeing the faithful performance of the work, and furnish evidence of 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 16th day of May, 2012

James D Fiala Paving Company, Inc Principal
By: [Signature] (Company Name) (Signature and Title)

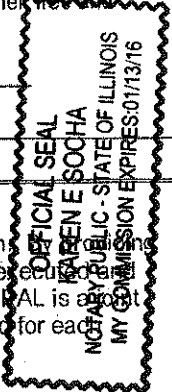
Western Surety Company Surety
By: [Signature] (Name of Surety) (Signature of Attorney-in-Fact) Attorney-in-Fact



STATE OF Illinois
COUNTY OF DuPage
I, Karen E. Socha, a Notary Public in and for said county, do hereby certify that [Signatures] and Harold Miller Jr. (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 16th day of May, 2012
My commission expires January 13, 2016 [Signature] Karen E. Socha (Notary Public)



ELECTRONIC BID BOND

[] 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. If 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.)

Electronic Bid Bond ID Code (Company/Bidder Name) (Signature and Title) Date

NO COMPASSION FOR THE
MURDERERS OF MARTIN LUTHER KING
JUNIOR
MAY 1968
MEMPHIS, TENN.

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Harold Miller Jr.

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

Surety Bond Number: Bid Bond
Principal: James D Fiala Paving Company, Inc
Obligee: Illinois Department of Transportation
Amount of Bond: See Bond Form

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

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 19th day of September, 2006

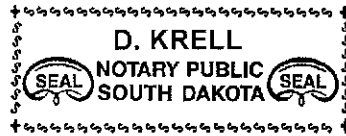


WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 19th day of September, 2006, 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 the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
November 30, 2012



D. Krell
D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation 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 corporation this 16th day of May, 2012.



WESTERN SURETY COMPANY
L. Nelson
L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY:

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.



Route	<u>Various</u>
County	<u>DuPage</u>
Local Agency	<u>Village of Downers Grove</u>
Section	<u>12-00000-01-GM</u>

RETURN WITH BID

(If an individual)

Signature of Bidder _____

Business Address _____

(If a partnership)

Firm Name _____

Signed By _____

Business Address _____

Insert
Names and
Addresses of
All Partners

(If a corporation)

Corporate Name JAMES D. FALA PARTNERSHIP INC

Signed By [Signature] President

Business Address 500 E FRONTAGE RD N
BOLINGBROOK, IL 60440

Insert
Names of
Officers

President WOODIE GRIFFIN

Secretary BARBARA OLASKA

Treasurer _____

Attest: [Signature]
Secretary

CAMPAIGN DISCLOSURE CERTIFICATE

Any contractor, proposer, bidder or vendor who responds by submitting a bid or proposal to the Village of Downers Grove shall be required to submit with its bid submission, an executed Campaign Disclosure Certificate.

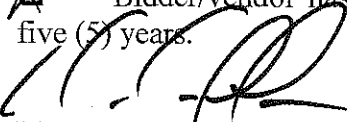
The Campaign Disclosure Certificate is required pursuant to the Village of Downers Grove Council Policy on Ethical Standards and is applicable to those campaign contributions made to any member of the Village Council.

Said Campaign Disclosure Certificate requires any individual or entity bidding to disclose campaign contributions, as defined in Section 9-1.4 of the Election Code (10 ILCS 5/9-1.4), made to current members of the Village Council within the five (5) year period preceding the date of the bid or proposal release.

By signing the bid documents, contractor/proposer/bidder/vendor agrees to refrain from making any campaign contributions as defined in Section 9-1.4 of the Election Code (10 ILCS 5/9-1.4) to any Village Council member and any challengers seeking to serve as a member of the Downers Grove Village Council.

Under penalty of perjury, I declare:

Bidder/vendor has not contributed to any elected Village position within the last five (5) years.


Signature

Wendie Griffin
Print Name

Bidder/vendor has contributed a campaign contribution to a current member of the Village Council within the last five (5) years.

Print the following information:

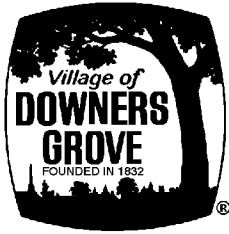
Name of Contributor: _____
(company or individual)

To whom contribution was made: _____

Year contribution made: _____ Amount: \$ _____

Signature

Print Name



Village of Downers Grove Contractor Evaluation

Contractor: James D Fiala Paving Company

Project: 2008 Resurfacing

Primary Contact: Al Gast Phone: (630) 783-8311

Time Period: 05/08 to 11/08

On Schedule (allowing for uncontrollable circumstances) yes no

Provide details if early or late completion: Time extension granted due to project delay caused by conflicting sanitary project for DG Sanitary. All significant work complete within allowable time. Only parkway sod restoration late. 2 days LD

Change Orders (attach information if needed):
CO's for time extension noted above and for final quantity balancing.

Difficulties / Positives: Good ongoing communication and cooperation with field personnel. Difficulty securing a sub to perform parkway restoration (sod) in a timely manner.

Interaction with public:

excellent good average poor

(Attach information on any complaints or compliments)

General Level of Satisfaction with work:

Well Satisfied Satisfied Not Satisfied

Should the Village contract with this vendor in the future? Yes No

Reviewers: Scott Barr

Date: 12/1/09

2012-2016 Capital Project Sheet

Project # **ST-004**

Project Description **Roadway Maintenance Program**

Project summary, justification and alignment to Strategic Plan

Capital and Motor Fuel Tax funds for on-going annual maintenance of the Village's 160 miles of streets. Projects to utilize various processes such as crack seals, pavement seals, and resurfacing with new asphalt. The funding listed as 'Other/Miscellaneous' is for asphalt purchased for use by Public Works Streets Division for various patching operations during the year.

Cost Summary	New / Maintenance / Replacement			FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	Future Years	TOTAL
Professional Services				70,000	75,000	75,000	80,000	85,000		385,000
Land Acquisition										-
Infrastructure	X			4,361,000	4,420,000	4,505,000	4,585,000	5,170,000		23,041,000
Building										-
Machinery/Equipment										-
Other/Miscellaneous		X		89,000	100,000	115,000	130,000	145,000		579,000
TOTAL COST				4,520,000	4,595,000	4,695,000	4,795,000	5,400,000	-	24,005,000
Funding Source(s)										
220-Capital Improvements Fund	▼			3,220,000	3,295,000	3,395,000	3,495,000	4,100,000		17,505,000
102-MFT	▼			1,300,000	1,300,000	1,300,000	1,300,000	1,300,000		6,500,000
	▼									-
	▼									-
TOTAL FUNDING SOURCES				4,520,000	4,595,000	4,695,000	4,795,000	5,400,000	-	24,005,000

Project status and completed work

Grants (funded or applied for) related to the project.

Annual Program.

Motor Fuel Tax (MFT) funding also utilized.

Impact-annual operating expenses	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	Future Yrs	TOTAL
Projected Operating Expense Impact:							-

The maintenance scheduled will increase the life of the pavement. Deferral of work will significantly increase future maintenance costs.

Map/Pictures of Project



Priority Score **A**

Project Manager: **Scott Barr**

Program: **342** Department: **Public Works**