

RETURN WITH BID



Illinois Department of Transportation

Local Public Agency  
Formal Contract Proposal

PROPOSAL SUBMITTED BY		
Berger Excavating Contractors, Inc.		
Contractor's Name 1205 Garland Road		
Street	P.O. Box	
Wauconda, IL 60084		
City	State	Zip Code

STATE OF ILLINOIS

COUNTY OF WILL  
 CITY OF AURORA  
 (Name of City, Village, Town or Road District)

FOR THE IMPROVEMENT OF  
 STREET NAME OR ROUTE NO. EOLA ROAD  
 SECTION NO. 17-00318-00-CH  
 TYPES OF FUNDS STATE & MFT

SPECIFICATIONS (required)

PLANS (required)

**For Municipal Projects**  
 Submitted/Approved/Passed  
 \_\_\_\_\_  
 Mayor  President of Board of Trustees  Municipal Official  
 \_\_\_\_\_  
 5/17/2019  
 Date

**Department of Transportation**  
 Released for bid based on limited review  
 \_\_\_\_\_  
 Regional Engineer  
 \_\_\_\_\_  
 Date

**For County and Road District Projects**  
 Submitted/Approved  
 \_\_\_\_\_  
 Highway Commissioner  
 \_\_\_\_\_  
 Date  
 Submitted/Approved  
 \_\_\_\_\_  
 County Engineer/Superintendent of Highways  
 \_\_\_\_\_  
 Date

Pete W. Reinhold  
 5/17/2019  
  
 EXPIRES 11/30/2019

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 WILL
Local Public Agency CITY OF AURORA
Section Number 17-00318-00-CH
Route EOLA ROAD

Sealed proposals for the improvement described below will be received at the office of the City Clerk,
44 E. Downer Place, Aurora IL 60507 until 2:00 PM on May 29, 2019
Address Time Date

Sealed proposals will be opened and read publicly at the office of the City Clerk
44 E. Downer Place, Aurora IL 60507 at 2:00 PM on May 29, 2019
Address Time Date

DESCRIPTION OF WORK

Name EOLA ROAD REALIGNMENT Length: 6425.00 feet ( 1.21 miles)
Location US ROUTE 30 TO SCHOOL DRIVE
Proposed Improvement Removal of existing Heggs Road from Lundquist Drive to US 30 and the construction of Eola
Road on a new alignment from US 30 to Lundquist Drive

1. Plans and proposal forms will be available in the office of ELECTRONIC ONLY (https://www.aurora-il.org/Bids.aspx)
Contact : Tim Weidner - (630) 256-3202 / TWeidner@aurora-il.org
Address

2. [X] 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 and one original with the IDOT District Office.

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:

- a. BLR 12200: Local Public Agency Formal Contract Proposal
b. BLR 12200a Schedule of Prices
c. BLR 12230: Proposal Bid Bond (if applicable)
d. BLR 12325: Apprenticeship or Training Program Certification (do not use for federally funded projects)
e. 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 WILL  
Local Public Agency CITY OF AURORA  
Section Number 17-00318-00-CH  
Route EOLA ROAD

1. Proposal of Berger Excavating Contractors, Inc.  
1205 Garland Road, Wauconda, IL 60084  
for the improvement of the above section by the construction of the removal of existing Heggs Road from Lundquist Drive to US 30 and the construction of Eola Road on a new alignment from US 30 to Lundquist Drive

a total distance of 6425.00 feet, of which a distance of 6425.00 feet, ( 1.210 miles) are to be improved.

2. The plans for the proposed work are those prepared by V3 Companies  
and approved by the Department of Transportation on \_\_\_\_\_
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 11/22/2019  
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 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:

City \_\_\_\_\_ Treasurer of Aurora

The amount of the check is 5% of bid. ( \_\_\_\_\_ ).

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. 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.
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 submits herewith the schedule of prices on BLR 12200a covering the work to be performed under this contract.
12. The undersigned further agrees that if awarded the contract for the sections contained in the combinations on BLR 12200a, the work shall be in accordance with the requirements of each individual proposal for the multiple bid specified in the Schedule for Multiple Bids below.



**Illinois Department  
of Transportation**

**SCHEDULE OF PRICES**

County Will  
 Local Public Agency City of Aurora  
 Section 17-00318-00-CH  
 Route Eola Road

**Schedule for Multiple Bids**

Combination Letter	Sections Included in Combinations	Total

**Schedule for Single Bid**

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

Bidder's Proposal for making Entire Improvements **\$2,479,977.72**

Item No.	Items	Unit	Quantity	Unit Price	Total
1	TREE REMOV 6-15	UNIT	759	\$7.00	\$5,313.00
2	TREE REMOV OVER 15	UNIT	246	\$10.00	\$2,460.00
3	NITROGEN FERT NUTR	POUND	722	\$1.00	\$722.00
4	PHOSPHORUS FERT NUTR	POUND	722	\$1.00	\$722.00
5	POTASSIUM FERT NUTR	POUND	722	\$1.00	\$722.00
6	EARTH EXCAVATION	CU YD	9,357	\$14.50	\$135,676.50
7	REM & DISP UNS MATL	CU YD	6,229	\$30.00	\$186,870.00
8	TRENCH BACKFILL	CU YD	33	\$47.00	\$1,551.00
9	GEOTECH FAB F/GR STAB	SQ YD	991	\$2.15	\$2,130.65
10	TOPSOIL EXC & PLAC	CU YD	8,837	\$15.70	\$138,740.90
11	SEEDING CL 2	ACRE	3.75	\$2,700.00	\$10,125.00
12	SEEDING CL 2A	ACRE	4.50	\$3,000.00	\$13,500.00
13	SEEDING CL 4B	ACRE	0.50	\$7,000.00	\$3,500.00
14	SEEDING CL 7	ACRE	8.50	\$600.00	\$5,100.00
15	EROSION CONTR BLANKET	SQ YD	40,318	\$1.20	\$48,381.60
16	TEMP DITCH CHECKS	FOOT	850	\$10.00	\$8,500.00
17	PERIMETER EROS BAR	FOOT	11,111	\$3.00	\$33,333.00
18	STONE RIPRAP CL A3	SQ YD	15	\$85.00	\$1,275.00
19	STONE RIPRAP CL A4	SQ YD	34	\$110.00	\$3,740.00
20	FILTER FABRIC	SQ YD	78	\$2.75	\$214.50
21	PROCESS MOD SOIL 12	SQ YD	11,724	\$2.65	\$31,068.00
22	PORTLAND CEMENT	TON	283	\$134.00	\$37,922.00
23	AGG SUBGRADE IMPROVE	CU YD	332	\$44.00	\$14,608.00
24	AGG SUBGRADE IMPR 12	SQ YD	13,241	\$15.50	\$205,235.50
25	AGG BASE CSE B 4	SQ YD	70	\$6.85	\$479.50

RETURN WITH BID

Bidder's Proposal for making Entire Improvements \$2,479,977.72

Item No.	Items	Unit	Quantity	Unit Price	Total
26	AGG BASE CSE B 6	SQ YD	2,075	\$81.50	\$17,637.50
27	HMA BASE CSE 9 1/2	SQ YD	7,619	\$36.50	\$278,093.50
28	HMA BASE CSE 10	SQ YD	2,816	\$46.00	\$129,536.00
29	HMA BC WID 10	SQ YD	230	\$53.00	\$12,190.00
30	BIT MATLS PR CT	POUND	25,629	\$0.01	\$256.29
31	BIT MATLS TACK CT	POUND	10,774	\$0.01	\$107.74
32	LEV BIND MM N70	TON	266	\$89.00	\$23,674.00
33	HMA SURF REM BUTT JT	SQ YD	160	\$8.00	\$1,280.00
34	HMA SC "D" N70	TON	588	\$79.00	\$46,452.00
35	P HMA SC "E" N70	TON	622	\$97.00	\$60,334.00
36	PCC DRIVEWAY PAVT 8	SQ YD	66	\$72.40	\$4,778.40
37	PAVEMENT REM	SQ YD	397	\$16.75	\$6,649.75
38	DRIVE PAVEMENT REM	SQ YD	253	\$7.50	\$1,897.50
39	COMB CURB GUTTER REM	FOOT	15	\$11.00	\$165.00
40	STRIP REF CR CON TR	FOOT	2,860	\$2.30	\$6,578.00
41	AGGREGATE SHLDS B 6	SQ YD	1,540	\$11.15	\$17,171.00
42	HMA SHOULDERS 8	SQ YD	2,185	\$37.00	\$80,845.00
43	CONC HDWL REM	EACH	2	\$500.00	\$1,000.00
44	PIPE CULVERT REMOV	FOOT	55	\$30.75	\$1,691.25
45	TRVRS PIPE GRT CON ES	FOOT	52	\$150.00	\$7,800.00
46	CONC ES 542001 15 1:4	EACH	4	\$2,300.00	\$9,200.00
47	CONC ES 542011 30 1:4	EACH	4	\$4,650.00	\$18,600.00
48	P CUL CL A 1 15	FOOT	240	\$49.50	\$11,880.00
49	P CUL CL A 1 EQRS 30	FOOT	126	\$115.00	\$14,490.00
50	CONC HDWL FOR P DRAIN	EACH	2	\$600.00	\$1,200.00
51	PIPE UNDERDRAIN 4 SP	FOOT	42	\$32.00	\$1,344.00
52	PIPE UNDERDR T 1 8	FOOT	20	\$60.00	\$1,200.00
53	PIPE UNDERDR T 2 4	FOOT	744	\$28.75	\$21,390.00
54	MAN ADJUST	EACH	1	\$700.00	\$700.00
55	CONC MED TSB6.12	SQ FT	1,912	\$14.00	\$26,768.00
56	NON SPL WASTE DISPOS	CU YD	1,610	\$60.00	\$96,600.00
57	SOIL DISPOSAL ANALY	EACH	3	\$1,400.00	\$4,200.00
58	REG SUB P-CONST PLAN	L SUM	1	\$2,200.00	\$2,200.00
59	ON-SITE MON REG SUB	CAL DA	10	\$925.00	\$9,250.00
60	REG SUB F CON REPORT	L SUM	1	\$2,000.00	\$2,000.00
61	ENGR FIELD OFFICE B	CAL MO	6	\$4,000.00	\$24,000.00
62	MOBILIZATION	L SUM	1	\$97,000.00	\$97,000.00
63	SHORT TERM PAVT MKING	FOOT	614	\$0.75	\$460.50
64	SHRT TRM PAVT MK REM	SQ FT	205	\$1.00	\$205.00
65	TEMP PVT MK LINE 4	FOOT	5,530	\$0.20	\$1,106.00
66	PAVT MARK TAPE T4 4	FOOT	429	\$0.90	\$386.10
67	TEMP CONC BARRIER	FOOT	1,494	\$20.00	\$29,880.00
68	IMP ATTN TEMP SUN TL3	EACH	2	\$7,500.00	\$15,000.00
69	SIGN PANEL T1	SQ FT	103	\$15.00	\$1,545.00
70	REMOV SIN PAN ASSY TA	EACH	3	\$85.00	\$255.00

RETURN WITH BID

Bidder's Proposal for making Entire Improvements \$ 2,479,977.72

Item No.	Items	Unit	Quantity	Unit Price	Total
71	REMOV SIN PAN ASSY TB	EACH	1	\$100.00	\$100.00
72	REMOV SIGN PANEL T1	SQ FT	10	\$10.00	\$100.00
73	RELOC SIGN PANEL T1	SQ FT	8	\$15.00	\$120.00
74	TELES STL SIN SUPPORT	FOOT	234	\$9.50	\$2,223.00
75	THPL PVT MK LTR & SYM	SQ FT	237	\$4.00	\$948.00
76	THPL PVT MK LINE 4	FOOT	16,637	\$0.50	\$8,318.50
77	THPL PVT MK LINE 6	FOOT	1,005	\$0.70	\$703.50
78	THPL PVT MK LINE 12	FOOT	164	\$1.40	\$229.60
79	THPL PVT MK LINE 24	FOOT	74	\$4.00	\$296.00
80	RAISED REFL PAVT MKR	EACH	87	\$56.00	\$4,872.00
81	BARR WALL REF TYPE C	EACH	60	\$7.00	\$420.00
82	RAISED REF PVT MK REM	EACH	31	\$25.00	\$775.00
83	SERV INSTALL GRND MT	EACH	1	\$2,580.00	\$2,580.00
84	UNDRGRD C GALVS 2	FOOT	570	\$19.90	\$11,343.00
85	UNDRGRD C GALVS 3	FOOT	479	\$27.10	\$13,038.90
86	UNDRGRD C GALVS 4	FOOT	536	\$48.45	\$25,969.20
87	UNDRGRD C CNC 2	FOOT	3,312	\$11.15	\$36,928.80
88	HD HANDHOLE	EACH	6	\$1,960.00	\$11,760.00
89	DBL HANDHOLE	EACH	1	\$2,590.00	\$2,590.00
90	HANDHOLE C CONC	EACH	8	\$1,535.00	\$12,280.00
91	MAIN EX TR SIG INSTAL	EACH	2	\$1,950.00	\$3,900.00
92	TRANSCEIVER - FIB OPT	EACH	1	\$5,545.00	\$5,545.00
93	ELCBL C TRACER 14 1C	FOOT	3,668	\$0.40	\$1,467.20
94	ELCBL C SIGNAL 14 3C	FOOT	309	\$1.16	\$358.44
95	ELCBL C SIGNAL 14 5C	FOOT	430	\$1.29	\$554.70
96	ELCBL C SIGNAL 14 7C	FOOT	2,579	\$1.42	\$3,662.18
97	ELCBL C LEAD 14 1PR	FOOT	1,235	\$1.15	\$1,420.25
98	ELCBL C SERV 6 2C	FOOT	108	\$2.40	\$259.20
99	ELCBL C EGRDC 6 1C	FOOT	638	\$2.10	\$1,339.80
100	TS POST GALVS 16	EACH	4	\$1,170.00	\$4,680.00
101	S MAA & P 28	EACH	1	\$9,950.00	\$9,950.00
102	S MAA & P 56	EACH	1	\$19,950.00	\$19,950.00
103	STL COMB MAA&P 34	EACH	1	\$15,980.00	\$15,980.00
104	CONC FDN TY A	FOOT	16	\$220.00	\$3,520.00
105	CONC FDN TY C	FOOT	4	\$55.00	\$2,060.00
106	CONC FDN TY E 30D	FOOT	10	\$230.00	\$2,300.00
107	CONC FDN TY E 36D	FOOT	11	\$395.00	\$4,385.00
108	CONC FDN TY E 42D	FOOT	23	\$480.00	\$11,040.00
109	DRILL EX HANDHOLE	EACH	3	\$265.00	\$795.00
110	SH LED 1F 3S MAM	EACH	4	\$685.00	\$2,740.00
111	SH LED 1F 3S BM	EACH	5	\$600.00	\$3,000.00
112	SH LED 1F 5S BM	EACH	2	\$890.00	\$1,780.00
113	SH LED 1F 5S MAM	EACH	2	\$990.00	\$1,980.00
114	TS BACKPLATE L F PLAS	EACH	6	\$295.00	\$1,770.00
115	INDUCTIVE LOOP DETECT	EACH	4	\$180.00	\$720.00

RETURN WITH BID

Bidder's Proposal for making Entire Improvements \$2,479,977.72

Item No.	Items	Unit	Quantity	Unit Price	Total
116	IND L DET AMP	EACH	1	\$320.00	\$320.00
117	DET LOOP T1	FOOT	225	\$17.95	\$4,038.75
118	LIGHT DETECTOR	EACH	2	\$1,210.00	\$2,420.00
119	LIGHT DETECTOR AMP	EACH	1	\$4,050.00	\$4,050.00
120	EM VEH P S LSC 20 3C	FOOT	309	\$1.20	\$370.80
121	FO INNERDUCT 1 1/4"	FOOT	3,662	\$4.90	\$17,942.80
122	ETHERNET SWITCH	EACH	2	\$2,885.00	\$5,770.00
123	SURF REM VAR DP (SPL)	SQ YD	3,527	\$3.75	\$13,226.25
124	CAT 5 ETHERNET CABLE	FOOT	71	\$4.00	\$284.00
125	PAVMT MRKG REM GRIND	SQ FT	722	\$1.00	\$722.00
126	PAVMT MRKG REM WTR BL	SQ FT	451	\$3.50	\$1,578.50
127	FAC T SUPER P CAB SP	EACH	1	\$30,010.00	\$30,010.00
128	NETWORK CONFIGURATION	L SUM	1	\$2,175.00	\$2,175.00
129	RADAR VEH DET SY SASB	EACH	1	\$14,920.00	\$14,920.00
130	EXPLOR TRENCH SPL	FOOT	15	\$88.00	\$1,320.00
131	PAVT REMOVAL SPL	SQ YD	8,122	\$6.36	\$51,655.92
132	COMB CC&G TB6.12 SPL	FOOT	2,349	\$16.75	\$39,345.75
133	TRAF CONT & PROT SPL	L SUM	1	\$19,000.00	\$19,000.00
134	TEMP PAVT MKING REMOV	SQ FT	429	\$0.35	\$150.15
135	UNINTER POWER SUP SPL	EACH	1	\$5,065.00	\$5,065.00
136	FIB OPT CBL 24F SM	FOOT	313	\$2.65	\$829.45
137	FIB OPT CBL 144F SM	FOOT	3,401	\$5.80	\$19,725.80
138	INT VID TRAF MON SYS PTZ	EACH	1	\$5,845.00	\$5,845.00
139	CONSTRUCTION LAYOUT	L SUM	1	\$15,000.00	\$15,000.00
140	TEMP INFO SIGNING	SQ FT	131	\$12.00	\$1,572.00
141	PIPE UNDERDRAIN REMOV	FOOT	20	\$40.00	\$800.00

RETURN WITH BID

SIGNATURES

County WILL  
Local Public Agency CITY OF AURORA  
Section Number 17-00318-00-CH  
Route EOLA ROAD

(If an individual)

Signature of Bidder \_\_\_\_\_  
Business Address \_\_\_\_\_  
\_\_\_\_\_

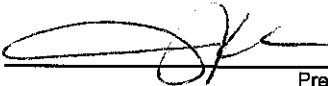
(If a partnership)

Firm Name \_\_\_\_\_  
Signed By \_\_\_\_\_  
Business Address \_\_\_\_\_  
\_\_\_\_\_




Inset Names and Addressed of All Partners

{ \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(If a corporation)

Corporate Name Berger Excavating Contractors, Inc.  
Signed By  President  
Business Address 1205 Garland Road  
Wauconda, IL 60084

Inset Names of Officers

{ President Julie Chamberlin   
Secretary Julie Chamberlin   
Treasurer Julie Chamberlin 

Attest: Julie Chamberlin   
Secretary





RETURN WITH BID

Route EOLA ROAD
County WILL
Local Agency CITY OF AURORA
Section 17-00318-00-CH

WE Berger Excavating Contractors, 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 22nd day of May, 2019

Principal

Berger Excavating Contractors, Inc. (Company Name)

By: [Signature] President (Signature and Title)

N/A (Company Name)

By: (Signature and Title)

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

Surety

Western Surety Company (Name of Surety)

By: [Signature] Kelly A. Gardner (Signature of Attorney-In-Fact)

STATE OF ILLINOIS, COUNTY OF DuPage

I, Alexandra Sartori, a Notary Public in and for said county, do hereby certify that Julie Chamberlin and Kelly A. Gardner (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 22nd day of May, 2019

My commission expires July 5, 2020

[Signature] (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.

Electronic Bid Bond ID Code

(Company/Bidder Name)

(Signature and Title)

Date

# 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

**Kelly A. Gardner , Individually**

of Downers Grove, 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

**- In Unlimited Amounts -**

Surety Bond No.: Bid Bond  
Principal: Berger Excavating Contractors, Inc.  
Obligee: City of Aurora

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 Vice President and its corporate seal to be hereto affixed on this 27th day of February, 2018.



WESTERN SURETY COMPANY

Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 27th day of February, 2018, 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 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

June 23, 2021



J. Mohr, 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 22nd day of May, 2019.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary



**Return with Bid**

Route FOLA ROAD  
County WILL  
Local Agency CITY OF AURORA  
Section 17-00318-00-CH

**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:

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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.

**Operating Engineers Local 150**

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Construction and General Laborers District Council of Chicago and Vicinity

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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.

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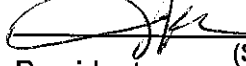
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The requirements of this certification and disclosure are a material part of the contract, and the contractor shall require this certification provision to be included in all approved subcontracts. The bidder is responsible for making a complete report 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: Berger Excavating Contractors, Inc.

Address: 1205 Garland Rd, Wauconda, IL 60084

By:  \_\_\_\_\_  
(Signature)

Title: President



Affidavit of Illinois Business Office

County WILL
Local Public Agency CITY OF AURORA
Section Number 17-00318-00-CH
Route EOLA ROAD

State of IL
County of Lake )
) ss.

I, Julie Chamberlin of Wauconda, IL
(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 Berger Excavating Contractors, Inc. officer or position bidder
2. That I have personal knowledge of the facts herein stated.
3. That, if selected under this proposal, Berger Excavating Contractors, Inc. will maintain a business office in the State of Illinois which will be located in Lake 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.

Handwritten signature of Julie Chamberlin
(Signature)
Julie Chamberlin
(Print Name of Affiant)

This instrument was acknowledged before me on 22 day of May 22, 2019

(SEAL)



Handwritten signature of Diane C. Serowka
(Signature of Notary Public)

Bid 19-40  
Eola Road Realignment  
Bid opening – May 29, 2019

**ADDENDUM NO. 1**  
**Page 1 of 3**

**TO:** All Bidders  
**FROM:** Engineering Division, City of Aurora  
**DATE:** May 17, 2019

**THIS ADDENDUM FORMS A PART OF THE BIDDING AND CONTRACT DOCUMENTS.**

1. The bid opening date has been revised to May 29, 2019. See the attached revised page 2 of the BLR 12200.
2. Temporary pavement is not needed for maintenance of traffic. See the attached revised sheet 11 of the plans which has removed the references to temporary pavement.

Sincerely,



Tim Weidner, P.E.  
Professional Engineer  
City of Aurora Engineering Division

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**PLEASE ACKNOWLEDGE RECEIPT OF THIS ADDENDUM BY FILLING OUT THE FOLLOWING AND SENDING AN ORIGINAL OR FAX COPY OF THIS SHEET TO THE CITY OF AURORA ENGINEERING DIVISION AT 630/256-3229 OR PREFERRABLY BY E-MAIL AT TWeidner@aurora-il.org IMMEDIATELY UPON RECEIPT.**

**COMPANY NAME** Beyond Excavating Contractors, Inc.

**SIGNATURE OF COMPANY REPRESENTATIVE** J. V. [Signature]