

August 26, 2009

MINUTES

A special meeting of the Downers Grove Sanitary District Board of Trustees was held on Tuesday, August 18, 2009, convening at 7:30 p.m. The meeting was held at the District's Administration Center, 2710 Curtiss Street, Downers Grove. Present were Trustee Wallace D. Van Buren, Trustee Edward C. Richard, General Manager Nicholas J. Menninga, Administrative Services Director W. Clay Campbell, Sewer Construction Supervisor Theodore T. Cherwak and Attorney Michael C. Wiedel. President Donald E. Eckmann was absent.

Award ARRA Construction Projects – Gilbert Avenue Trunk Sewer Replacement Project

General Manager Menninga reviewed his memo dated August 24, 2009 regarding the contingent award of the Gilbert Avenue Trunk Sewer Replacement Project made by the Board of Trustees at their special meeting on August 18, 2009. At that meeting, the Board awarded the contract to the apparent lowest responsive, responsible bidder, Brothers Asphalt Paving, Inc., based on their bid amount of \$463,650.00, contingent upon receiving a loan offer from the Illinois Environmental Protection Agency (IEPA) to fund the project. Since that award was made, Brothers Asphalt Paving, Inc. was notified of the contingent award and in their review of their bid, they found an error in their bid calculations and informed the District that they would be unable to complete the project for their original bid amount. Staff recommended the Board rescind their prior contingent award to Brothers Asphalt Paving, Inc., permit Brothers Asphalt Paving, Inc. to withdraw their bid for the Gilbert Avenue Trunk Sewer Replacement Project with a return of their bid bond, and make a contingent award for the project to the next lowest responsive, responsible bidder, R.A. Mancini, Inc., in the amount of \$529,930.00. A motion by Trustee Richard seconded by Trustee Van Buren was made to rescind the prior contingent award made to Brothers Asphalt Paving, Inc. in the amount of \$463,650.00 at the Board's August 18, 2009 special meeting. The motion carried. (Votes recorded: Ayes–Van Buren and Richard.) A motion by Trustee Richard seconded by Trustee Van Buren was made to permit Brothers Asphalt Paving, Inc. to withdraw their bid for the Gilbert Avenue Trunk Sewer Replacement Project with a return of their bid bond. The motion carried. (Votes recorded: Ayes–Van Buren and Richard.) A motion by Trustee Richard seconded by Trustee Van Buren was made to award the Gilbert Avenue Trunk Sewer Replacement Project contract to the next lowest responsive, responsible bidder, R.A. Mancini, Inc., in the amount of \$529,930.00, contingent upon receiving a loan offer from the Illinois Environmental Protection Agency (IEPA) to fund the project. The motion carried. (Votes recorded: Ayes–Van Buren and Richard.)

Upon a motion by Trustee Richard seconded by Trustee Van Buren the regular meeting adjourned at 7:36 p.m. The motion carried.

Approved: September 15, 2009.

/s/ Donald S. Eckmann /s/
President

Attest: /s/ Edward C. Richard /s/
Clerk