

# CITY OF BATAVIA

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**MEMO TO:** City Services Committee  
**FROM:** Scott A. Haines, Street Superintendent  
**DATE:** June 3, 2010  
**SUBJECT:** Resolution 10-45-R: Authorizing Execution of a Contract for the 2010 Crack Sealing Program with Behm Pavement Maintenance, Inc. for \$50,000.00

Bids for the 2010 Crack Sealing Program were opened on May 27, 2010, and are as follows:

1. Behm Pavement Maintenance, Inc. of Crystal Lake, IL \$0.374/l.f. – 133,690 l.f.
2. SKC Construction, Inc. of West Dundee, IL \$0.389/l.f. – 128,535 l.f.

Behm Pavement Maintenance, Inc. submitted the low bid of \$0.374/l.f. The company has worked on this project in past years and performed satisfactorily. We intended to budget for both the Crack Sealing Program and the Pavement Preservation Program, which did not occur. Therefore, we only budgeted \$50,000 for Pavement Preservation, which we have decided to dedicate solely to the Crack Sealing Program. In the fall of 2009, we performed pavement preservation on some test areas using a new process, which we hope to resume in 2011.

This item will be on the agenda for the June 22, 2010 City Services Committee meeting. Please call me if you have any questions regarding the project.

**RECOMMENDED COMMITTEE ACTION:** To recommend to City Council Approval of Resolution 10-45-R, Authorizing Execution of a Contract for the 2010 Crack Sealing Program with Behm Pavement Maintenance, Inc. of Crystal Lake, Illinois, for an amount not to exceed \$50,000.

**RECOMMENDED CITY COUNCIL ACTION:** Approval of Resolution 10-45-R, Authorizing Execution of a Contract for the 2010 Crack Sealing Program with Behm Pavement Maintenance, Inc. of Crystal Lake, Illinois, for an amount not to exceed \$50,000.

## Attachments

c: Mayor and City Council  
William McGrath  
Randall Recklaus  
John Noble  
Heidi Wetzell  
Gary Holm  
Peggy Colby  
Jeanette Armbrust

**CITY OF BATAVIA, ILLINOIS  
RESOLUTION 10-45-R**

**A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH BEHM  
PAVEMENT MAINTENANCE, INC. OF CRYSTAL LAKE, ILLINOIS, FOR THE 2010  
CRACK SEALING PROGRAM IN THE AMOUNT OF \$50,000.00**

**NOW THEREFORE**, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATAVIA, KANE COUNTY, ILLINOIS, as follows:

**SECTION 1:** that the Mayor and City Clerk are hereby authorized to execute the contract between the City and Behm Pavement Maintenance, Inc. attached hereto as **EXHIBIT 1**.

**PRESENTED** to and **PASSED** by the City Council of the City of Batavia, Illinois, this 6<sup>th</sup> day of July, 2010.

**APPROVED** by me as Mayor of said City of Batavia, Illinois, this 6<sup>th</sup> day of July, 2010.

\_\_\_\_\_  
Jeffery D. Schielke, Mayor

Ward	Aldermen	Ayes	Nays	Absent	Abstain	Aldermen	Ayes	Nays	Absent	Abstain
1	O'Brien					Sparks				
2	Dietz					Wolff				
3	Jungels					Chanzit				
4	Volk					Schmitz				
5	Frydendall					Theilin Atac				
6	Liva					Clark				
7	Tenuta					Brown				
Mayor Schielke										
<b>VOTE:</b>		Ayes	Nays	Absent	Abstentions					
Total holding office:		Mayor and 14 aldermen								

**ATTEST:**

\_\_\_\_\_  
Heidi Wetzell, City Clerk



**CONTRACT**

1. **THIS AGREEMENT**, made and concluded this 6th day of July, 2010, between the **City of Batavia** acting by and through the **City Council of the City of Batavia**, known as the party of the first part, and **Behm Pavement Maintenance, Inc. of Crystal Lake, Illinois**, their executors, administrators, successors, or assigns, known as the party of the second part.
2. **WITNESSETH:** That for and in consideration of the payments and agreements mentioned in the Proposal, attached hereto, to be made and performed by the part of the first part and, according to the terms expressed in the Contract Bond referring to these presents, the party of the second part agrees with said party of the first part, at their own proper cost and expense, to do all the work, furnish all materials, and all labor necessary to construct the **2010 Crack Sealing Program** in accordance with the plans, specifications, and special provisions hereinafter described and in full compliance with all of the parts of this agreement and the requirements of the Engineer under it.
3. And it is also understood and agreed to that the Contract Documents for the **2010 Crack Sealing Program** attached hereto, constitute all essential documents of this contract and are a part thereof.
4. **IN WITNESS WHEREOF**, the said parties have executed these presents on the date above mentioned.

For the Owner,  
Party of the First Part      **City of Batavia**

\_\_\_\_\_  
Attest: Heidi Wetzel, City Clerk  
(Corporate Seal)

By: \_\_\_\_\_  
Jeffery D. Schielke, Mayor

For the Contractor,  
Party of the Second Part      **Behm Pavement Maintenance, Inc.**

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_  
President, Party of Second Part

\_\_\_\_\_  
Attest:                      Secretary



**LIST OF LOCATIONS**

**2010 CRACK SEALING PROGRAM**

**Site 1:**

S. Braeburn Sub. All  
N. Braeburn Sub. All

**Site 2:**

Mill St. Randall Rd. west to end  
Trent Dr. Mill St. to Wolcott Ln.  
Wolcott Ln. McKee St. north to end

**Site 3:**

Blair St. Main St. to Whipple Ave.  
Trudy Ct. Whipple Ave. to end  
Whipple Ave. Main St. to Walnut St.  
Ellen Ln. Millview Dr. to 300' to the north  
Danforth Dr. Carlisle Rd. to Millview Dr.  
Millview Dr. Morton St. to Main St.

**Site 4:**

Van Buren St. Franklin St. to Ozier Dr.  
N. Prairie St. Lathem St. to Church St.  
Spring St. River St. to N. Prairie St.  
Church St. River St. to Washington St.  
Fayette St. River St. to Washington St.  
Columbia St. River St. to Washington St.

**Site 5:**

Laurel St. River St. to S. Prairie St.  
Pine St. Van Buren St. to Hart Rd.  
Locust St. Van Buren St. to S. Prairie St.  
Hart Rd. Pine St. to 400' south of Bailey Dr.

**Site 6:**

Davey Farm Sub. All



**Site 7:**

Johnson Wds. Sub. All

**Site 8:**

Cherry Park Sub.	All		
Giese Rd.	Raddant Rd.	to	Sunset Dr.
Larkspur Ln.	Bike Path	to	Giese Rd.
Larkspur Ln.	Chillem Dr.	to	south to Bike Path

**Site 9:**

Papermill Hill Dr.	Hart Rd.	to	Barkei Dr.
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**Site 10:**

Lexington Ln.	Knox Ln.	to	Bluestem Ln.
Pine St.	Raddant Rd.	to	Kirk Rd.
Chillem Dr.	Kirk Rd.	to	Raddant Rd.

**Miscellaneous Extra Locations:**

Windemere Sub.	All		
Wilson St.	at Island Ave.		
Union St.	Fox River	to	S. Jefferson St.
Tanglewood 2 Sub.	All		
Deerpath Rd.	Limestone Dr.		south to City limits
DeShannon Ct.	Beckman Ln.	to	west to end
Beckman Ln.	Giese Rd.	to	south to end
Norcross Dr.	Raddant Rd.	to	Hart Rd.
Hart Rd.	Bike Path	to	south to City limits
Ridgelawn Trl.	Hart Rd.	to	Wind Energy Pass
Stiers Ct.	Raddant Rd.	to	end