



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item number: 4.G

Title:

Recommendation to Approve a Resolution to Approve Riverside Lift Station Replacement Construction Project

Presenter:

Tim Wilson

Meeting: Government Services Committee

Date: February 28, 2022

Proposed Cost: \$14,878,150

Budgeted Amount: \$11,450,000

Not Budgeted:

Executive Summary (if not budgeted please explain):

The design of the replacement for the City of St. Charles' Riverside Lift Station began in October of 2020. The scope of work included site piping, historical building and monument relocation, construction of a new lift station and new park near the corner of IL Rt. 25 and Devereaux Way, and demolition of the existing lift station. The lift station project includes public wash rooms for the historical site as well as removal and replacement of water main and clay pipe effluent from the Main Wastewater Treatment Facility as they were in conflict with the demolition of the existing lift station. Funding for the treatment plant expansion is the IEPA Low-Interest Loan Program. City Council originally approved the \$13,500,000 loan, authorizing Ordinance 2021-M-30 in August of 2021.

The City received five bids for this construction project on Wednesday, January 26th, 2022, and they were opened and read aloud in accordance with the advertisement for the bids. The following is a tabulation of the bids received:

Company	Base Bid Amount
Whittaker Construction and Excavating Inc.	\$ 14,878,150
Williams Brothers Construction Inc.	\$ 15,180,000
Joseph J Henderson & Son Inc.	\$ 15,972,000
IHC Construction Companies LLC	\$ 16,400,000
John Burns Construction Company	\$ 18,465,000

Each of the five bids were reviewed by our engineering consultant, Trotter & Associates and Staff for responsiveness based on the content of the bid, and whether the bid meets the requirements of the Illinois Environmental Protection Agency (IEPA) water Loan Program rules. The apparent low bidder, Whittaker Construction and Excavating, Inc. has provided a complete bid, including all returnable bid documents as well as provided a Disadvantaged Business Enterprise notification utilizing the suggested IEPA language.

The project Engineer and the City has worked with Whittaker on the St. Charles Main and Sludge Handling Building Improvements in 2012. Whittaker Construction has completed numerous other Water and Wastewater projects for communities in northern Illinois, including Dixon, Princeton, Marsailles, Hampshire, Elgin, and Batavia. The firm has a sound resume, self-performs a significant amount of the work, and has a reputation for high quality workmanship.

The project is over budget and staff will be making a recommendation for a budget addition and a new IEPA Loan Authorization Ordinance effective immediately, and will be added to the FY 22/23 budget. As part of the IEPA Loan Program process, the Notice of Intent to Award along with the bid packet will be submitted to the IEPA for review. Once the documents are reviewed and approved by the IEPA, a Notice of Award and a Notice to Proceed will be issued by the City.

Attachments (please list):

* IEPA - Notice of Intent to Award, Notice of Award and Notice to Proceed

Recommendation/Suggested Action (briefly explain):

Recommendation to approve a Resolution approving Notice of Intent to Whittaker Construction and Excavating Inc. for the Construction Project in the amount of \$14,878,150. Contingent of the IEPA bid approval, the Notice of Award and Notice to Proceed and a Resolution authorizing the Mayor, Clerk and City Staff to execute the same on behalf of the City of St. Charles will be issued by the City.

SECTION 00 51 00.10 - NOTICE OF INTENT TO AWARD

Date: **March 07, 2022**

To: **Whittaker Construction & Excavating, Inc.**
P.O. Box 21, 105 E. Park Street
Earlville, IL 60518
815-246-7119

Project: **2021 Riverside Lift Station Replacement – City of St. Charles, Illinois**

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids and Information for Bidders.

You are hereby notified that your BID will be accepted, contingent upon Illinois Environmental Protection Agency (IEPA) approval, for items in the amount of

Fourteen Million Eight Hundred Seventy-Eight Thousand One Hundred Fifty dollars and zero cents (\$14,878,150.00).

You will be required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S PERFORMANCE BOND, PAYMENT BOND and CERTIFICATES OF INSURANCE within ten (10) calendar days of the final Notice of Award to be sent upon IEPA approval, to you.

Dated this **07th** day of **March, 2022**.

Lora Vitek, Mayor

END OF SECTION 00 51 00.10

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SECTION 00 51 00 – NOTICE OF AWARD

Date: TBD

To: Whittaker Construction & Excavating, Inc.
P.O. Box 21, 105 E. Park Street
Earlville, IL 60518
815-246-7119

Project: 2021 Riverside Lift Station Replacement – City of St. Charles, Illinois
Job Number: STC-140

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids and Information for Bidders.

You are hereby notified that your bid has been accepted for items in the amount of

Fourteen Million Eight Hundred Seventy-Eight Thousand One Hundred Fifty Dollars and zero cents (\$14,878,150.00).

You are required by the information for Bidders to execute the Agreement and furnish the required CONTRACTOR’S Performance BOND, Payment BOND and certificates of insurance within ten (10) calendar days from the date of this Notice indicated above.

If you fail to execute said agreement and to furnish said BONDS within ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER’S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this NOTICE OF AWARD to the OWNER.

Dated this XXth day of XXXXX, 2022.

Lora Vitek, Mayor

Receipt of the above NOTICE OF AWARD is hereby acknowledged by Whittaker Construction & Excavating, Inc. this XXth day of XXXXX, 2022.

Name: _____
Title: _____

END OF SECTION 00 51 00

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SECTION 00 55 00 – NOTICE TO PROCEED

Date: TBD

To: Whittaker Construction & Excavating, Inc.
P.O. Box 21, 105 E. Park Street
Earlville, IL 60518
815-246-7119

Project: 2021 Riverside Lift Station Replacement – City of St. Charles, Illinois

Job Number: STC-140

Owner: City of St. Charles, IL

You are hereby notified that the contract time for the above referenced project commences to run on _____ . On this date you are to start performing your obligations under the Contract Documents. In accordance with Article 3 of the Agreement the dates of Substantial Completion shall be _____ and Final Completion shall be _____ .

You are required to return an acknowledged copy of this NOTICE TO PROCEED to the OWNER.

Dated this __th day of _____, 2022

Lora Vitek, Mayor

ACCEPTANCE OF NOTICE TO PROCEED

Receipt of the above NOTICE TO PROCEED is hereby acknowledged by _____ this the ___th day of _____, 2022.

Name: _____
Title: _____

END OF SECTION 00 55 00

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**City of St. Charles, Illinois
Resolution No. _____**

A Resolution to approve Notice of Intent to Whittaker Construction and Excavating Inc. for the Riverside Lift Station Replacement Construction Project in the amount of \$14,878,150. Contingent of the IEPA bid approval, the Notice of Award and Notice to Proceed and a Resolution authorizing the Mayor, Clerk and City Staff to execute the same on behalf of the City of St. Charles will be issued by the City

**Presented & Passed by the
City Council on March 7, 2022**

WHEREAS, The design of the replacement for the City of St. Charles' Riverside Lift Station began in October of 2020;

WHEREAS, funding for the Riverside Lift Station Replacement Construction Project is the IEPA Low-Interest Loan Program. City Council originally approved the \$13,500,000 loan, authorizing Ordinance 2021-M-30 in August of 2021;

WHEREAS, the City received five bids for this construction project on Wednesday, January 26th, 2022, and they were opened and read aloud in accordance with the advertisement for the bids;

WHEREAS, the apparent low bidder, Whittaker Construction and Excavating, Inc. has provided a complete bid, including all returnable bid documents as well as provided a Disadvantaged Business Enterprise notification utilizing the suggested IEPA language.

THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of St. Charles, Kane and DuPage Counties, Illinois, to approve Notice of Intent to Whittaker Construction and Excavating Inc. for the Riverside Lift Station Replacement Construction Project in the amount of \$14,878,150. Contingent of the IEPA bid approval, the Notice of Award and Notice to Proceed and a Resolution authorizing the Mayor, Clerk and City Staff to execute the same on behalf of the City of St. Charles will be issued by the City

PRESENTED to the City Council of the City of St. Charles, Illinois, this 7th day of March, 2022

PASSED by the City Council of the City of St. Charles, Illinois, this 7th day of March, 2022

APPROVED by the Mayor of the City of St. Charles, Illinois, this 7th day of March, 2022

Resolution No. _____

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Lora Vitek, Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes:

Nays:

Absent:

Abstain: