AMENDED

City of Fairview Heights
CITY COUNCIL MEETING AGENDA
MAY 7, 2019
7:00 P.M.

A. Call to Order
B. Pledge of Allegiance
C. Invocation
D. Roll Call
E. Public Participation

F. Consent Agenda:
   City Council Minutes – April 16, 2019
   Executive Session Minutes – April 16, 2019
   Finance Director’s Report

G. Committee Reports
H. Communications from Mayor
I. Communications from Elected Officials

J. UNFINISHED BUSINESS
   None.

K. NEW BUSINESS

   Proposed Resolution No. 19-’19, a Resolution authorizing the Mayor to enter into an
   agreement for HMA “C” N70 and Cold Patch Materials for Street Department Maintenance
   purposes for use by the Public Works Department. (Operations Committee)

   Proposed Resolution No. 20-’19, a Resolution authorizing the Mayor to enter into an
   agreement for Seal Coat Aggregate for Street Department Maintenance purposes for use by the
   Public Works Department. (Operations Committee)

   Proposed Resolution No. 21-’19, a Resolution authorizing the Mayor to enter into an
   agreement for Trailer Dump Trucking Services for Street Department Maintenance purposes
   for use by the Public Works Department. (Operations Committee)

   Proposed Resolution No. 22-’19, a Resolution authorizing the Mayor to enter into an
   agreement for Tandem Dump Trucking Services for Street Department Maintenance
   purposes for use by the Public Works Department. (Operations Committee)

   Proposed Resolution No. 23-’19, a Resolution approving the amended Preliminary Plat for
   Fountain Place Addition, Revising Village C and F, a Development located in St. Clair County,
   Illinois.
K. **NEW BUSINESS – continued - Reappointments**

Move to approve the following reappointments:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Term to Expire</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gina Rader</td>
<td>Director of Finance</td>
<td>May 1, 2023</td>
</tr>
<tr>
<td>John Harty</td>
<td>Director of Public Works</td>
<td>May 1, 2023</td>
</tr>
<tr>
<td>Paul Ellis</td>
<td>Director of Economic Development</td>
<td>May 1, 2023</td>
</tr>
<tr>
<td>Angie Beaston</td>
<td>Director of Parks &amp; Recreation</td>
<td>May 1, 2023</td>
</tr>
<tr>
<td>Andrea Riganti</td>
<td>Director of Land Use &amp; Development Dept.</td>
<td>May 1, 2023</td>
</tr>
<tr>
<td>Chris Locke</td>
<td>Chief of Police</td>
<td>May 1, 2023</td>
</tr>
<tr>
<td>Garrett Hoerner</td>
<td>City Attorney</td>
<td>May 5, 2020</td>
</tr>
<tr>
<td>Chris Huckins</td>
<td>Electrical Inspector</td>
<td>May 1, 2020</td>
</tr>
<tr>
<td>Mike Ehret</td>
<td>Plumbing Inspector</td>
<td>May 1, 2020</td>
</tr>
<tr>
<td>Cheryl Bunfill</td>
<td>Zoning Board of Appeals - Chairman</td>
<td>May 5, 2020</td>
</tr>
<tr>
<td>Jim Bramstedt</td>
<td>Planning Commission - Chairman</td>
<td>May 5, 2020</td>
</tr>
<tr>
<td>Ken Keeney</td>
<td>Electrical Commission - Chairman</td>
<td>May 5, 2020</td>
</tr>
<tr>
<td>Richard Boehm</td>
<td>Electrical Commission</td>
<td>May 5, 2020</td>
</tr>
<tr>
<td>Don Feher</td>
<td>Electrical Commission</td>
<td>May 5, 2020</td>
</tr>
<tr>
<td>Steve Warner</td>
<td>Electrical Commission</td>
<td>May 5, 2020</td>
</tr>
<tr>
<td>Brenda McNeil</td>
<td>Board of Fire &amp; Police Commissioners</td>
<td>February 16, 2022</td>
</tr>
<tr>
<td>Lea Kwapis</td>
<td>Board of Fire &amp; Police Commissioners</td>
<td>February 16, 2022</td>
</tr>
<tr>
<td>Greg Moates</td>
<td>Planning Commission</td>
<td>May 18, 2022</td>
</tr>
<tr>
<td>Darryl Sy</td>
<td>Police Pension Board</td>
<td>May 1, 2021</td>
</tr>
<tr>
<td>Don Baden</td>
<td>Library Board of Directors - President</td>
<td>May 1, 2022</td>
</tr>
<tr>
<td>Debra Smith</td>
<td>Library Board of Directors</td>
<td>May 1, 2022</td>
</tr>
<tr>
<td>Linda Spencer</td>
<td>Library Board of Directors</td>
<td>May 1, 2022</td>
</tr>
</tbody>
</table>

Move to appoint Karie Sheils to the Library Board of Directors, term to expire May 1, 2022.

L. **ADJOURNMENT**
The regular meeting of the Fairview Heights City Council was called to order at 7:00 P.M. by Mayor Mark Kupsky in the Municipal Complex, 10025 Bunkum Road, Fairview Heights, IL with the Pledge of Allegiance and Invocation by City Clerk Karen J. Kaufhold.

ROLL CALL

Roll call of Aldermen present: Denise Williams, Frank Menn, Joshua Frawley, Pat Baeske, Brenda Wagner, Harry Zimmerman, Pat Peck, Roger Lowry, Ryan Vickers, and Bill Poletti. Mayor Mark Kupsky, City Clerk Karen J. Kaufhold and City Attorney Garrett Hoerner were also present.

PUBLIC PARTICIPATION

Patty Nelson with Exit 189 announced there will be a Trivia Fundraiser night on Saturday, May 11th and invited everyone to attend.

Sharon Kassing ask the City to reconsider and grant the Midwest Salute to the Arts $45,000 to enable to continue to show off the City and Parks and continue to have the quality event that is expected.

Doug Shoemaker asked that the City reconsider the amount given to the Midwest Wing Fest.

Angie Zahn stated that the Midwest Wing Fest is a great event and well received and it is a community event that recognizes our Veterans.

CONSENT AGENDA

Alderman Baeske moved to approve the April 2nd City Council Minutes, April 2nd Public Hearing Minutes, the Finance Director’s Report and the bills and invoice presented for payment in the amount of $2,657,661.44. Seconded by Alderman Lowry. Roll call on the motion showed Aldermen Williams, Menn, Frawley, Baeske, Wagner, Zimmerman, Peck, Lowry, Vickers, and Poletti voting “Yea.” Motion passed on 10 yeas.

COMMITTEE REPORTS

Mayor Kupsky announced the Community Committee meeting will meet on April 17th, 7:00 P.M.
COMMUNICATIONS FROM THE MAYOR

Mayor Kupsky asked for a moment of silence for County Board Member Carol Clark and for Terry Madison; Mayor announced the 3rd Annual Community Cleanup Day was very well received and had a lot of great feedback; Mayor announced the Recycling Center will be closing; Mayor thanked the City staff and Park’s Department for putting the City’s Easter Egg Hunt and Special Needs Easter Egg Hunt together; Mayor stated the Volunteer Dinner was held and thanked the Clerk’s Office for putting together a nice event; Mayor stated that the REC’s grand opening will be May 4th and that the REC Department will be moving to the new REC Center; Mayor shared a letter from an anonymous resident who expressed gratitude for job performance by City Hall and Police Department employees, and would like to show appreciation by furnishing coffee and bottled water at his/her expense; Mayor announced that it was Alderman Roger Lowry’s last City Council meeting and thanked Alderman Lowry, Ward II for his 20 years of service; Mayor wished everyone a Happy Easter.

COMMUNICATIONS FROM ELECTED OFFICIALS

None.

UNFINISHED BUSINESS

Proposed Ordinance No. 1-'19, an Ordinance establishing a Budget for the City of Fairview Heights for the Fiscal Year 2019-2020. Proposed Ordinance 1-'19 was read for the second time.

Alderman Baeske move to increase Public Relations account 004-102-5-302-00 to $70,000 for the specific purpose of granting a total of $40,000 for Salute to the Arts. Seconded by Alderman Frawley.

Roll call on the amendment showed Aldermen Menn, Frawley, Baeske, Wagner, Zimmerman, Lowry, Vickers, and Poletti voting “Yea.” Aldermen Williams and Peck voting “Nay.” Amendment passed on 8 yeas and 2 nays.

Alderman Baeske move to increase Public Relations account 004-115-5-302-00 to $40,000 for the 50th City Celebration. Seconded by Alderman Vickers.

Roll call on the amendment showed Aldermen Williams, Menn, Frawley, Baeske, Zimmerman, Peck, Lowry, and Poletti voting “Yea.” Aldermen Wagner and Vickers voting “Nay.” Amendment passed on 8 yeas and 2 nays.

Alderman Menn move to increase Public Relations account 004-102-5-302-00 to $80,000 for the specific purpose of granting a total of $40,000 to Midwest Wing Fest. Seconded by Alderman Zimmerman.

Roll call on the amendment showed Alderman Menn, Frawley, Baeske, Zimmerman, Lowry, and Poletti voting “Yea.” Aldermen Williams, Wagner and Peck voting “Nay.” Alderman Vickers voting “Present.” Amendment passed on 6 yeas, 3 nays and 1 present.

Alderman Frawley move to increase membership Dues account 004-115-225-00 to $5,000 for the Metro-East Regional Chamber of Commerce. Seconded by Alderman Vickers.
UNFINISHED BUSINESS – continued – Proposed Ordinance No. 1-'19

Roll call on the amendment showed Aldermen Williams, Menn, Frawley, Baeske, Zimmerman, Lowry, Vickers, and Poletti voting “Yea.” Aldermen Wagner and Peck voting “Nay.” Amendment passed on 8 yeas and 2 nays.
Alderman Menn moved to increase Public Relations account 001-100-5-302-00 to $3500 for the City’s Volunteer Dinner. Seconded by Alderman Baeske.
Roll call on the amendment showed Alderman Williams, Menn, Frawley, Baeske, Zimmerman, Lowry, and Poletti voting “Yea.” Aldermen Wagner, Peck and Vickers voting “Nay.” Amendment passed on 7 yeas and 3 nays.
Roll call on Proposed Ordinance No. 1-’19 as amended showed Aldermen Menn, Frawley, Baeske, Zimmerman, Lowry, and Poletti voting “Yea.” Aldermen Williams, Wagner and Peck voting “Nay.” Alderman Vickers voting “Present.” Proposed Ordinance No. 1-’19 passed on 6 yeas, 3 nays and 1 present.
Proposed Ordinance No. 1-’19 now becomes ORDINANCE NO. 1837-2019.

Proposed Ordinance No. 2-'19, an Ordinance amending Ordinance No. 190, “The Revised Code,” Chapter 3, Administration, Division II Electrical Commission and Chapter 15, Building Codes, Article 1 – Property Maintenance Code. Proposed Ordinance No. 2-'19 was read for the second time.
Roll call on Proposed Ordinance No. 2-'19 showed Aldermen Williams, Menn, Baeske, Wagner, Zimmerman, Peck, Lowry, Vickers, and Poletti voting “Yea.” Alderman Frawley voting “Nay.” Proposed Ordinance No. 2-'19 passed on 9 yeas and 1 nay.
Proposed Ordinance No. 2-'19 now becomes ORDINANCE NO. 1838-2019.

Proposed Ordinance No. 3-'19, an Ordinance repealing Chapter 16, of Ordinance No. 190, “The Revised Code,” Chapter 16, Fees and Salaries, Article I – Salaries, and establishing a new Article I Salaries and; an Ordinance fixing salaries of certain appointed officials and employees of the City of Fairview Heights, IL 2019-2020. Motion made by Alderman Peck. Seconded by Alderman Lowry. Proposed Ordinance No. 3-'19 was read for the first time.
Alderman Poletti moved to advance Proposed Ordinance No. 3-'19 to the second reading. Seconded by Alderman Baeske. Motion carried. Proposed Ordinance No. 3-'19 was read for the second time.
Roll call on Proposed Ordinance No. 3-'19 showed Aldermen Williams, Menn, Baeske, Wagner, Zimmerman, Peck, Lowry, Vickers, and Poletti voting “Yea.” Alderman Frawley “Abstained.” Proposed Ordinance No. 3-'19 passed on 9 yeas and 1 abstain.
Proposed Ordinance No. 3-'19 now becomes ORDINANCE NO. 1839-2019.

NEW BUSINESS

Proposed Resolution No. 8-'19, a Resolution authorizing the spending of Hotel/Motel Funds from the Hotel/Motel Tax Grant Funding Program for the promotion of tourism within the City of Fairview Heights based on the amount approved in the 2019-2020 City Budget as approved by City Council. Motion made by Alderman Baeske. Seconded by Alderman Poletti.
NEW BUSINESS – continued – Proposed Resolution No. 18-'19


Alderman Lowry moved to go into Executive Session pursuant to 5 ILCS 120/2 (c) (5) – Purchase of Property. Seconded by Alderman Poletti. Roll call on motion showed Aldermen Williams, Menn, Frawley, Baeske, Wagner, Zimmerman, Peck, Lowry, Vickers, and Poletti voting “Yea.” Motion passed on 10 yeas.

Mayor Kupsky adjourned the City Council at 8:19 P.M.

Mayor Kupsky reconvened regular session at 8:46 P.M.

Roll call of Aldermen present showed Aldermen Williams, Menn, Frawley, Baeske, Wagner, Zimmerman, Peck, Lowry, Vickers, and Poletti. Mayor Kupsky, City Clerk Kaufhold and Attorney Garrett Hoerner were also present.

Alderman Lowry moved to adjourn. Seconded by Alderman Williams. Motion carried.

Meeting adjourned at 8:47 P.M.

Respectfully submitted,

KAREN J. KAUFHOLD
CITY CLERK
Memo

To: Mayor & City Council
From: Gina Rader - Director of Finance
CC: City Clerk & Directors
Date: May 2, 2019
Re: Finance Report – May 7, 2019 City Council Meeting

Presentation of Bills
There are no bills to present at the May 7, 2019 City Council Meeting.

Finance Committee Legislation
There is no legislation to present at the May 7, 2019 City Council Meeting.

Budget
The FY 19-20 Annual Budget was approved in the amount of $34,218,508.
The fiscal year began on May 1, 2019.
PROPOSED RESOLUTION NO. 19-'19

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR HMA “C” N70 AND COLD PATCH MATERIALS FOR STREET DEPARTMENT MAINTENANCE PURPOSES FOR USE BY THE PUBLIC WORKS DEPARTMENT.

WHEREAS, the Public Works Department is and will be in need from time to time of hot mix asphalt “C” N70 and cold patch materials for maintenance purposes; and

WHEREAS, bids have been received by the City in response to advertisement for bids for hot mix asphalt “C” N70 and cold patch materials for maintenance purposes, which bids are the best bids in the interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRVIEW HEIGHTS:

That the Mayor be and is hereby authorized to enter into on behalf of the City from time to time, agreements with Christ Brothers Asphalt, Inc., 820 South Fritz Street, P.O. Box 158, Lebanon, IL 62254 for hot mix asphalt “C” N70 for SIXTY-FIVE DOLLARS AND NO CENTS ($65.00) per ton and cold patch for EIGHTY DOLLARS AND NO CENTS ($80.00) per ton for maintenance purposes by the Fairview Heights Public Works Department. Terms and prices are indicated in Christ Brothers Asphalt, Inc.’s bid which is attached hereto and made a part hereof and marked “EXHIBIT A.”

This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED:

APPROVED: MARK T. KUPSKY – MAYOR CITY OF FAIRVIEW HEIGHTS

ATTEST:

KAREN J. KAUFHOLD – CITY CLERK
**STATE OF ILLINOIS**

**COUNTY OF ST. CLAIR**

**CITY OF FAIRVIEW HEIGHTS**

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

**FOR THE IMPROVEMENT OF**

**STREET NAME OR ROUTE NO.** VARIOUS

**SECTION NO.** N/A

**TYPES OF FUNDS** NON-MFT

☐ MATERIAL PROPOSAL
☐ SPECIFICATIONS (required)
☐ DELIVER & INSTALL PROPOSAL
☐ PLANS (if applicable)

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**For Municipal Projects**

Submitted/Approved/Passed

☐ Mayor ☐ President of Board of Trustees ☐ Municipal Official

3-6-2019

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

---

Note: All proposal documents, including Proposal Guaranty Checks or Proposal Bid Bonds, should be stapled together to prevent loss when bids are processed.
BID PROPOSAL
CITY OF FAIRVIEW HEIGHTS
PUBLIC WORKS DEPARTMENT
MATERIALS AND TRUCKING SERVICES

INFORMATION FOR BIDDERS:
The City of Fairview Heights, Illinois is accepting bids to provide the following for its Fiscal Year May 1, 2019 – April 30, 2020:

<table>
<thead>
<tr>
<th>Material</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>HFE-150 Oil</td>
<td>24,000 GAL</td>
</tr>
<tr>
<td>Slag Chips</td>
<td>1,200 TONS</td>
</tr>
<tr>
<td>Hot Mix Asphalt</td>
<td>900 TONS</td>
</tr>
<tr>
<td>Cold Patch Material</td>
<td>230 TONS</td>
</tr>
<tr>
<td>Portland Cement Concrete</td>
<td>415 CY</td>
</tr>
</tbody>
</table>

Trucking Services:
- Tandem Dump PER HOUR
- Tractor Trailer Dump PER HOUR

All bids shall be placed on the forms provided, and returned in a sealed envelope with the name and address of the bidder, and marked “MATERIALS AND TRUCKING SERVICES” on the front, addressed to the Public Works Committee, c/o City Clerk, 10025 Bunkum Road, Fairview Heights, IL 62208. Any sealed envelope not marked as designated above will not be accepted as a bid. All bids must be received prior to 2:00 p.m., March 27, 2019 and will be opened at that time.

The City reserves the right to reject any or all bids, and to waive any irregularities in the bidding procedure.

Bidding documents may be obtained at the office of the CITY CLERK, 10025 Bunkum Road, Fairview Heights, Illinois 62208 beginning on March 11, 2019, 8:30 am to 5:00 pm.

The contractor awarded the project will be required to adhere to the PROJECT LABOR AGREEMENT between the City of Fairview Heights and the Southwestern Illinois Building & Construction Trades Council.
<table>
<thead>
<tr>
<th>Group No.</th>
<th>Items</th>
<th>Delivery</th>
<th>Unit</th>
<th>Quantity</th>
<th>Unit Price</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>HFE-150 EMULSION</td>
<td>F.O.B. PLANT</td>
<td>GAL</td>
<td>24000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2.</td>
<td>SEAL COAT AGGREGATE</td>
<td>STOCKPILE</td>
<td>TON</td>
<td>1200.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>CM13, CA13, or CM13L2-22</td>
<td>CITY GARAGE</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>(Air Cooled Blast Furnace</td>
<td></td>
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<td></td>
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<tr>
<td></td>
<td>Slag)</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>4.</td>
<td>PORTLAND CEMENT</td>
<td>VARIOUS</td>
<td>CY</td>
<td>415.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>CONCRETE</td>
<td>STREETS</td>
<td></td>
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</tr>
<tr>
<td>4.</td>
<td>HMA &quot;C&quot; N70</td>
<td>F.O.B. PLANT</td>
<td>TON</td>
<td>900.00</td>
<td>$65.00</td>
<td>$58,500.00</td>
</tr>
<tr>
<td></td>
<td>Plant Location: 6411</td>
<td></td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td></td>
<td>Collinsville Rd, East St.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>Louis IL 62201</td>
<td></td>
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</tr>
<tr>
<td>5.</td>
<td>COLD PATCH MATERIAL</td>
<td>F.O.B. PLANT</td>
<td>TON</td>
<td>230.00</td>
<td>$90.00</td>
<td>$18,400.00</td>
</tr>
<tr>
<td></td>
<td>Plant Location: 6411</td>
<td></td>
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<tr>
<td></td>
<td>Collinsville Rd, East St.</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Louis IL 62201</td>
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</tr>
<tr>
<td>6.</td>
<td>TRUCK, TANDEM DUMP</td>
<td>VARIOUS</td>
<td>HR</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>7.</td>
<td>TRUCK, TRAILER DUMP</td>
<td>VARIOUS</td>
<td>HR</td>
<td></td>
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</tr>
</tbody>
</table>

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.

[Signature]

Christ Bros. Asphalt, Inc.
820 South Fritz Street
Box 158
Lebanon, IL 62256

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Printed on 3/6/2019 11:08:31 AM
SPECIAL PROVISIONS
CITY OF FAIRVIEW HEIGHTS
MATERIALS AND TRUCKING SERVICES
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Trucking Services ........................................... 5
Prevailing Wages ............................................ 6
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Indemnity Clause ........................................... 8
SPECIAL PROVISIONS

The following special provisions supplement the Illinois Department of Transportation “Standard Specifications for Road and Bridge Construction”, adopted April 1, 2016, the latest edition of the “Manual on Uniform Traffic Control Devices for Streets and Highways”, and the Supplemental Specifications and Recurring Special Provisions indicated on the included Check Sheets.

DESCRIPTION OF WORK

The nature of the work associated with this material letting is primarily furnishing construction products that are necessary to the City of Fairview Heights to perform routine maintenance within the right-of-way. Quantities listed on the BLR 12241, Material Proposal Schedule of Prices, are estimated. There is no guarantee that entirety of the quantities will be purchased.

All material supplied shall be in accordance with the, “Standard Specifications for Road and Bridge Construction”, adopted April 1, 2016. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The duration of time for this maintenance period is from May 1, 2019 to April 30, 2020.

PROPOSAL GUARANTEE

Each proposal shall be accompanied by a bank cashier’s check or properly certified check for not less than 5 percent of the amount bid. The proposal guarantee shall be made payable to the City of Fairview Heights City Treasurer.
**HFE 150 EMULSION**

All Bituminous Material furnished shall be in accordance with Section 1032 of the Standard Specifications for Road and Bridge Construction.

Bituminous Material shall be Illinois Department of Transportation approved and inspected. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The pay item HFE 150 EMULSION will be measured for payment in accordance with Section 1032 of the Standard Specifications for Road and Bridge Construction and acquired by the City of Fairview Heights at the location of the supplier’s plant. The low bidder will be determined by adding $0.20 per ton per mile based on the distance from the supplier’s plant to the City Garage Facility.

**AIR COOLED BLAST FURNACE SLAG**

The SEAL COAT AGGREGATE material to be furnished shall be in accordance with Section 1004.03 of the Standard Specifications for Road and Bridge Construction except that the material shall conform to the following:

**SEAL COAT AGGREGATE** – The material for Seal Coat Aggregate shall be crushed air cooled blast furnace slag (ACBF) and shall meet any of the following gradations as specified for CA13 or CM13 modified by the producer under the AGCS, or the following gradations produced under the AGCS test frequency.

**CM13L2-22**

<table>
<thead>
<tr>
<th>Gradation</th>
<th>Sieve</th>
</tr>
</thead>
<tbody>
<tr>
<td>Passing 5/8”</td>
<td>100%</td>
</tr>
<tr>
<td>Passing 1/2”</td>
<td>90 – 100%</td>
</tr>
<tr>
<td>Passing 3/8”</td>
<td>70 – 95%</td>
</tr>
<tr>
<td>Passing #4</td>
<td>20 – 50%</td>
</tr>
<tr>
<td>Passing #16</td>
<td>2 – 13%</td>
</tr>
<tr>
<td>Passing #200</td>
<td>0 – 3.0%</td>
</tr>
</tbody>
</table>

The aggregate shall be class C quality or better except that the percent passing the #200 sieve by AASHTO T11 (Washed) shall be 0-3.0%. Any product meeting this modification to quality shall be identified by placing “079” before the gradation number.

SEAL COAT AGGREGATE material shall be Illinois Department of Transportation approved and inspected. It is the responsibility of the supplier to secure evidence of
approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

SEAL COAT AGGREGATE material shall be measured for payment in accordance with Article 403.15 of the Standard Specifications for Road and Bridge Construction except that the material shall be delivered to the stockpile located at the City of Fairview Heights Garage Facility:

City of Fairview Heights Garage
550 Wilcox Avenue
Fairview Heights, IL 62208

The cost associated with the delivery of material shall be included in the unit price for SEAL COAT AGGREGATE and no additional compensation will be allowed.

**HMA SC “C” N70**

The Hot Mix Asphalt material shall be prepared in accordance with Section 1030 of the Standard Specifications for Road and Bridge Construction. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The Hot Mix Asphalt will be measured for payment in tons and will be acquired by City of Fairview Heights trucks at the location of the supplier’s plant.

The low bidder will be determined by adding $0.20 per ton per mile based on the distance from the supplier’s plant to the City Garage Facility.

**PORTLAND CEMENT CONCRETE**

The Portland Cement Concrete material shall be in accordance with Section 1020 of the Standard Specifications for Road and Bridge Construction, in particular, Class PV Concrete for design mix criteria. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

Any location within the City of Fairview Heights corporate limits will be considered an eligible delivery location for the Portland Cement Concrete material.

Measurement for payment shall be by cubic yard of material as indicated on the delivery ticket.
TRUCKING SERVICES

An hourly rate for Item No. 6 and/or Item No. 7 for the appropriate types of trucks and drivers shall be subject to the following conditions:

A) On call with a thirty (30) hour notice.
B) No minimum hours or extra compensation for overtime will be paid.
C) One-half (1/2) hour per day per unit will be allowed for travel time.
D) Breakdowns and lunch/supper time will not be paid.
E) Units must be radio equipped.
F) All insurance, indemnity and Department of Labor requirements (attached) must be met and adhered to.
G) A Performance Bond may be required, but will be paid by the City.
H) Bidder shall submit one certified payroll for each week work is undertaken for all drivers utilized by bidder who perform work for the City of Fairview Heights. Illinois Department of Transportation payroll form RE-48 or similar format providing the same information shall be used.
I) A Project Labor Agreement between the trucking service and the City is required and included in this bid package.

SPECIAL:

The contractor must be able to supply a minimum of FOUR (4) units for Item No. 6 and Item No. 7 within the time allotted. Further, the contractor must be able to supply EIGHT (8) units during the months of August, September and October when the City provides at least seven (7) days advance notice. The City may award separate contractors for Item No. 6 and Item No. 7.

The City of Fairview desires an hourly rate for each type of truck on the bid form. There will be no total in the bid form for trucking, just an hourly rate.
PREVAILING WAGES

Only Illinois Laborers may be employed, and the general prevailing rate of wages in the locality as determined by the Department of Labor shall be paid to all laborers, workmen and mechanics performing work on the project. The Contractor’s Performance Bonds must include a provision guaranteeing the faithful performance of such prevailing wage clause in the contract.

INSURANCE REQUIREMENTS

(A) Insurance. A Contractor/Vendor shall obtain and thereafter keep in force the following insurance coverage provided by insurance companies acceptable to the City and authorized to transact business under the laws of the State of Illinois. The insurance companies providing coverage shall be rated in the Best’s Key Rating Guide. The City will accept companies with a rating not lower than B+ provided the financial size category is VII or larger. Companies rated A- or better shall have a financial size category of not less than VI. Coverage limits shall be written at not less than the minimum specified herein. Higher minimum limits and additional coverage may be specified by a special provision elsewhere in the contract with the City. Whether stated herein or elsewhere, the City does not warrant the adequacy of the types of insurance coverage or the limits of liability specified.

1. Workers Compensation and Employers Liability.
   (a) Workers compensation shall be provided according to the provisions of the Illinois Workers’ Compensation Act, as amended. Notwithstanding the rating and financial size categories stated herein, coverage may be provided by a group self-insurer authorized in Section 4(a) of the Act and approved pursuant to the rules of the Illinois Department of Insurance.
   (b) Employers Liability
      i. Each accident $500,000
      ii. Disease - policy limit $500,000
      iii. Disease – each employee $500,000

2. Commercial General Liability. Required liability insurance coverage shall be written in the occurrence form and shall provide coverage for operations of the Contractor/Vendor, operations of subcontractors (contingent or protective liability); completed operations; broad form property damage and hazards of explosion, collapse and underground; and contractual liability. The general aggregate limit shall be endorsed on a per project basis.
   (a) General Aggregate Limit $2,000,000
   (b) Products – Completed Operations
Aggregate Limit $2,000,000
(c) Each Occurrence Limit $1,000,000

The coverage shall provide by an endorsement in the appropriate manner and form that the City, its officers, and employees shall be named as additional insured with respect to the policies and any umbrella excess liability coverage for occurrences arising in whole or in part out of the work and operations performed. The City may accept a separate owner’s protective liability policy in lieu of the City, its officers, and employees being insureds on the Contractor’s/Vendor’s policies.

(3) Commercial Automobile Liability. The policy shall cover owned, non-owned, and hired vehicles.

Bodily Injury & Property Damage Liability Limit Each Occurrence $1,000,000

(4) Umbrella Liability. Any policy shall provide excess limits over and above the other insurance limits stated herein. The Contractor/Vendor may purchase insurance for the full limits required or by a combination of primary policies for lesser limits and remaining limits provided by the umbrella policy.

All insurance shall remain in force during the period covering occurrences happening on or after the effective date and remain in effect during performance of the work and at all times thereafter when the Contractor/Vendor may be correcting, removing, or replacing defective work until notification of the date of final inspection. Termination or refusal to renew shall not be made without thirty (30) days prior written notice to the City by the insurer and the policies shall be endorsed so as to remove any language restricting or limiting liability concerning this obligation.

Certified copies of the original policies or certificate(s) of insurance by the insurer(s) issuing the policies and endorsements setting forth the coverage, limits and endorsements shall be filed with the City Clerk before the City will execute the contract. A certificate of insurance shall include a statement “the coverage and limits conform to the minimums required by this Section. Any exception or deviation shall be brought to the attention of the City for a ruling of acceptability. In no event shall any failure of the City to receive policies or certificates or to demand receipt be construed as a waiver of the Contractor’s/Vendor’s obligation to obtain and keep in force the required insurance.”

All costs for insurance as specified herein will be considered as included in the cost of the contract. The Contractor/Vendor shall, at its expense and risk of delay, cease operations if the insurance required is terminated or reduced below the required amounts of coverage. Coverage in the minimum amounts set forth herein shall not be construed to relieve the Contractor/Vendor from its obligation to indemnify in excess of the coverage according to the contract.

(Ord. No. 973-99; 07-2099)
INDEMNITY CLAUSE

A) Contractor shall indemnify and hold safe and harmless the City of Fairview Heights from all suites, actions, claims, demands, interest or payments brought on account of any injuries or damages (including damages for care and loss of services because of bodily injury, sickness or disease including death resulting therefrom) sustained by any person or property (including employees of the contractor or his subcontractors) in consequence of any neglect, fault, act or failure to act on the part of the contractor, his subcontractors, their servants, agents or employees, in the safe-guarding or performance of the work undertaken by the contractor in this agreement.

B) Contractor further agrees to indemnify the City of Fairview Heights against any costs and attorneys fees incurred as a result of any injuries or damages covered under the foregoing Paragraph A.

C) Contractor accordingly agrees to assume all risk and liabilities for accidents or damages that may occur to persons or property during the performance of the work under this agreement and these specifications, by reason of the negligence or carelessness of himself, his agents, his employees or his subcontractor’s employees and agents.

D) Should any other contractor or subcontractor having or who shall hereafter have a contract with the City for the performance of work upon the site sustain any damage through any act or omission of the contractor hereunder or through any act or omission of any subcontractor of contractor, contractor agrees to reimburse such other contractor for all such damages and to indemnify and hold the City harmless from all such claims.

E) This agreement shall be binding on and insure to the benefit of the heirs, executors, administrators, successors and assigns of the respective parties thereof.
PROPOSED RESOLUTION NO. 20-'19

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR SEAL COAT AGGREGATE FOR STREET DEPARTMENT MAINTENANCE PURPOSES FOR USE BY THE PUBLIC WORKS DEPARTMENT.

WHEREAS, the Public Works Department is and will be in need of seal coat aggregate for maintenance purposes; and

WHEREAS, bids have been received by the City in response to advertisement for bids for seal coat aggregate for maintenance purposes, which bid is the best bid in the interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRVIEW HEIGHTS:

That the Mayor be and is hereby authorized to enter into on behalf of the City from time to time, agreements with Beelman Logistics, LLC, One Racehorse Drive, East St. Louis, IL 62205 for seal coat aggregate for TWENTY-ONE DOLLARS AND SIXTY-FIVE CENTS ($21.65) per ton for maintenance purposes by the Fairview Heights Public Works Department. Terms and prices are indicated in Beelman Logistics, LLC’s bid which is attached hereto, made a part hereof and marked “EXHIBIT A.”

This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED:

APPROVED: ________________________________
MARK T. KUPSKY – MAYOR
CITY OF FAIRVIEW HEIGHTS

ATTEST:

______________________________
KAREN J. KAUFHOLD – CITY CLERK
ILLINOIS DEPARTMENT OF TRANSPORTATION

EXHIBIT A
RETURN WITH BID

Local Public Agency
Material Proposal or
Deliver & Install
Proposal

PROPOSAL SUBMITTED BY

Contractor's Name

Street

P.O. Box

City

State

Zip Code

STATE OF ILLINOIS

COUNTY OF ST. CLAIR

CITY OF FAIRVIEW HEIGHTS

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

FOR THE IMPROVEMENT OF

STREET NAME OR ROUTE NO. VARIOUS

SECTION NO. N/A

TYPES OF FUNDS NON-MFT

☐ MATERIAL PROPOSAL

☐ DELIVER & INSTALL PROPOSAL

☐ SPECIFICATIONS (required)

☐ PLANS (if applicable)

For Municipal Projects

Submitted/Approved/Passed

☐ Mayor ☐ President of Board of Trustees ☐ Municipal Official

3-6-2019

Date

For County and Road District Projects

Submitted/Approved

Highway Commissioner

Date

Submitted/Approved

County Engineer/Superintendent of Highways

Date

Department of Transportation

☐ Released for bid based on limited review

Regional Engineer

Date

Note: All proposal documents, including Proposal Guaranty Checks or Proposal Bid Bonds, should be stapled together to prevent loss when bids are processed.
BID PROPOSAL
CITY OF FAIRVIEW HEIGHTS
PUBLIC WORKS DEPARTMENT
MATERIALS AND TRUCKING SERVICES

INFORMATION FOR BIDDERS:
The City of Fairview Heights, Illinois is accepting bids to provide the following for its Fiscal Year May 1, 2019 – April 30, 2020:

<table>
<thead>
<tr>
<th>Item</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>HFE - 150 Oil</td>
<td>24,000 GAL</td>
</tr>
<tr>
<td>Slag Chips</td>
<td>1,200 TONS</td>
</tr>
<tr>
<td>Hot Mix Asphalt</td>
<td>900 TONS</td>
</tr>
<tr>
<td>Cold Patch Material</td>
<td>230 TONS</td>
</tr>
<tr>
<td>Portland Cement Concrete</td>
<td>415 CY</td>
</tr>
</tbody>
</table>

Trucking Services:

- Tandem Dump
- Tractor Trailer Dump

PER HOUR

All bids shall be placed on the forms provided, and returned in a sealed envelope with the name and address of the bidder, and marked “MATERIALS AND TRUCKING SERVICES” on the front, addressed to the Public Works Committee, c/o City Clerk, 10025 Bunkum Road, Fairview Heights, IL 62208. Any sealed envelope not marked as designated above will not be accepted as a bid. All bids must be received prior to 2:00 p.m., March 27, 2019 and will be opened at that time.

The City reserves the right to reject any or all bids, and to waive any irregularities in the bidding procedure.

Bidding documents may be obtained at the office of the CITY CLERK, 10025 Bunkum Road, Fairview Heights, Illinois 62208 beginning on March 11, 2019, 8:30 am to 5:00 pm.

The contractor awarded the project will be required to adhere to the PROJECT LABOR AGREEMENT between the City of Fairview Heights and the Southwestern Illinois Building & Construction Trades Council.
### Illinois Department of Transportation

#### Group No. | Items | Delivery | Unit | Quantity | Unit Price | Total
---|---|---|---|---|---|---
1. | HFE-150 EMULSION | F.O.B. PLANT | GAL | 24000.00 |  |  
2. | SEAL COAT AGGREGATE | STOCKPILE | TON | 1200.00 | $21.65 | $25,980.00  
| | CM13, CA13, or CM13L2-22 (Air Cooled Blast Furnace Slag) | | CITY GARAGE |  |  
3. | PORTLAND CEMENT | VARIOUS | CY | 415.00 |  |  
| | CONCRETE | STREET |  |  |  
4. | HMA "C" N70 | F.O.B. PLANT | TON | 900.00 |  |  
5. | COLD PATCH MATERIAL | F.O.B. PLANT | TON | 230.00 |  |  
6. | TRUCK, TANDEM DUMP | VARIOUS | HR |  | $90.00/hr |  
7. | TRUCK, TRAILER DUMP | VARIOUS | HR |  | $95.00/hr |  

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 bidrotating.

Signature of Bidder:  
Beelman Logistics, LLC  
One Racehorse Dr.  
E. St. Louis, IL 62205
# SPECIAL PROVISIONS

## CITY OF FAIRVIEW HEIGHTS

### MATERIALS AND TRUCKING SERVICES

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<tr>
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<td>3</td>
</tr>
<tr>
<td>Air Cooled Blast Furnace Slag</td>
<td>3</td>
</tr>
<tr>
<td>HMA SC “C” N70</td>
<td>4</td>
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<tr>
<td>Portland Cement Concrete</td>
<td>4</td>
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<td>Trucking Services</td>
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<td>Prevailing Wages</td>
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<td>Insurance Requirements</td>
<td>6</td>
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<tr>
<td>Indemnity Clause</td>
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</tbody>
</table>
SPECIAL PROVISIONS

The following special provisions supplement the Illinois Department of Transportation "Standard Specifications for Road and Bridge Construction", adopted April 1, 2016, the latest edition of the "Manual on Uniform Traffic Control Devices for Streets and Highways", and the Supplemental Specifications and Recurring Special Provisions indicated on the included Check Sheets.

DESCRIPTION OF WORK

The nature of the work associated with this material letting is primarily furnishing construction products that are necessary to the City of Fairview Heights to perform routine maintenance within the right-of-way. Quantities listed on the BLR 12241, Material Proposal Schedule of Prices, are estimated. There is no guarantee that entirety of the quantities will be purchased.

All material supplied shall be in accordance with the, "Standard Specifications for Road and Bridge Construction", adopted April 1, 2016. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The duration of time for this maintenance period is from May 1, 2019 to April 30, 2020.

PROPOSAL GUARANTEE

Each proposal shall be accompanied by a bank cashier’s check or properly certified check for not less than 5 percent of the amount bid. The proposal guarantee shall be made payable to the City of Fairview Heights City Treasurer.
**HFE 150 EMULSION**

All Bituminous Material furnished shall be in accordance with Section 1032 of the Standard Specifications for Road and Bridge Construction.

Bituminous Material shall be Illinois Department of Transportation approved and inspected. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The pay item HFE 150 EMULSION will be measured for payment in accordance with Section 1032 of the Standard Specifications for Road and Bridge Construction and acquired by the City of Fairview Heights at the location of the supplier’s plant. The low bidder will be determined by adding $0.20 per ton per mile based on the distance from the supplier’s plant to the City Garage Facility.

**AIR COOLED BLAST FURNACE SLAG**

The SEAL COAT AGGREGATE material to be furnished shall be in accordance with Section 1004.03 of the Standard Specifications for Road and Bridge Construction except that the material shall conform to the following:

**SEAL COAT AGGREGATE** – The material for Seal Coat Aggregate shall be crushed air cooled blast furnace slag (ACBF) and shall meet any of the following gradations as specified for CA13 or CM13 modified by the producer under the AGCS, or the following gradations produced under the AGCS test frequency.

**CM13L2-22**

<table>
<thead>
<tr>
<th>Passing</th>
<th>Sieve</th>
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</thead>
<tbody>
<tr>
<td>5/8&quot;</td>
<td>100%</td>
</tr>
<tr>
<td>1/2&quot;</td>
<td>90 – 100%</td>
</tr>
<tr>
<td>3/8&quot;</td>
<td>70 – 95%</td>
</tr>
<tr>
<td>#4</td>
<td>20 – 50%</td>
</tr>
<tr>
<td>#16</td>
<td>2 – 13%</td>
</tr>
<tr>
<td>#200</td>
<td>0 – 3.0%</td>
</tr>
</tbody>
</table>

The aggregate shall be class C quality or better except that the percent passing the #200 sieve by AASHTO T11 (Washed) shall be 0-3.0%. Any product meeting this modification to quality shall be identified by placing “079” before the gradation number.

SEAL COAT AGGREGATE material shall be Illinois Department of Transportation approved and inspected. It is the responsibility of the supplier to secure evidence of
approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

SEAL COAT AGGREGATE material shall be measured for payment in accordance with Article 403.15 of the Standard Specifications for Road and Bridge Construction except that the material shall be delivered to the stockpile located at the City of Fairview Heights Garage Facility:

City of Fairview Heights Garage  
550 Wilcox Avenue  
Fairview Heights, IL 62208

The cost associated with the delivery of material shall be included in the unit price for SEAL COAT AGGREGATE and no additional compensation will be allowed.

**HMA SC “C” N70**

The Hot Mix Asphalt material shall be prepared in accordance with Section 1030 of the Standard Specifications for Road and Bridge Construction. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The Hot Mix Asphalt will be measured for payment in tons and will be acquired by City of Fairview Heights trucks at the location of the supplier’s plant.

The low bidder will be determined by adding $0.20 per ton per mile based on the distance from the supplier’s plant to the City Garage Facility.

**PORTLAND CEMENT CONCRETE**

The Portland Cement Concrete material shall be in accordance with Section 1020 of the Standard Specifications for Road and Bridge Construction, in particular, Class PV Concrete for design mix criteria. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

Any location within the City of Fairview Heights corporate limits will be considered an eligible delivery location for the Portland Cement Concrete material.

Measurement for payment shall be by cubic yard of material as indicated on the delivery ticket.
TRUCKING SERVICES

An hourly rate for Item No. 6 and/or Item No. 7 for the appropriate types of trucks and drivers shall be subject to the following conditions:

A) On call with a thirty (30) hour notice.

B) No minimum hours or extra compensation for overtime will be paid.

C) One-half (1/2) hour per day per unit will be allowed for travel time.

D) Breakdowns and lunch/supper time will not be paid.

E) Units must be radio equipped.

F) All insurance, indemnity and Department of Labor requirements (attached) must be met and adhered to.

G) A Performance Bond may be required, but will be paid by the City.

H) Bidder shall submit one certified payroll for each week work is undertaken for all drivers utilized by bidder who perform work for the City of Fairview Heights. Illinois Department of Transportation payroll form RE-48 or similar format providing the same information shall be used.

I) A Project Labor Agreement between the trucking service and the City is required and included in this bid package.

SPECIAL:

The contractor must be able to supply a minimum of FOUR (4) units for Item No. 6 and Item No. 7 within the time allotted. Further, the contractor must be able to supply EIGHT (8) units during the months of August, September and October when the City provides at least seven (7) days advance notice. The City may award separate contractors for Item No. 6 and Item No. 7.

The City of Fairview desires an hourly rate for each type of truck on the bid form. There will be no total in the bid form for trucking, just an hourly rate.
PREVAILING WAGES

Only Illinois Laborers may be employed, and the general prevailing rate of wages in the locality as determined by the Department of Labor shall be paid to all laborers, workmen and mechanics performing work on the project. The Contractor’s Performance Bonds must include a provision guaranteeing the faithful performance of such prevailing wage clause in the contract.

INSURANCE REQUIREMENTS

(A) **Insurance.** A Contractor/Vendor shall obtain and thereafter keep in force the following insurance coverage provided by insurance companies acceptable to the City and authorized to transact business under the laws of the State of Illinois. The insurance companies providing coverage shall be rated in the Best’s Key Rating Guide. The City will accept companies with a rating not lower than B+ provided the financial size category is VII or larger. Companies rated A- or better shall have a financial size category of not less than VI. Coverage limits shall be written at not less than the minimum specified herein. Higher minimum limits and additional coverage may be specified by a special provision elsewhere in the contract with the City. Whether stated herein or elsewhere, the City does not warrant the adequacy of the types of insurance coverage or the limits of liability specified.

1. **Workers Compensation and Employers Liability.**
   a. Workers compensation shall be provided according to the provisions of the Illinois Workers’ Compensation Act, as amended. Notwithstanding the rating and financial size categories stated herein, coverage may be provided by a group self-insurer authorized in Section 4(a) of the Act and approved pursuant to the rules of the Illinois Department of Insurance.
   b. Employers Liability
      i. Each accident $500,000
      ii. Disease - policy limit $500,000
      iii. Disease – each employee $500,000

2. **Commercial General Liability.** Required liability insurance coverage shall be written in the occurrence form and shall provide coverage for operations of the Contractor/Vendor, operations of subcontractors (contingent or protective liability); completed operations; broad form property damage and hazards of explosion, collapse and underground; and contractual liability. The general aggregate limit shall be endorsed on a per project basis.
   a. General Aggregate Limit $2,000,000
   b. Products – Completed Operations
Aggregate Limit $2,000,000
(c) Each Occurrence Limit $1,000,000

The coverage shall provide by an endorsement in the appropriate manner and form that the City, its officers, and employees shall be named as additional insured with respect to the policies and any umbrella excess liability coverage for occurrences arising in whole or in part out of the work and operations performed. The City may accept a separate owner’s protective liability policy in lieu of the City, its officers, and employees being insureds on the Contractor’s/endor’s policies.

(3) Commercial Automobile Liability. The policy shall cover owned, non-owned, and hired vehicles.
Bodily Injury & Property Damage
Liability Limit Each Occurrence $1,000,000

(4) Umbrella Liability. Any policy shall provide excess limits over and above the other insurance limits stated herein. The Contractor/endor may purchase insurance for the full limits required or by a combination of primary policies for lesser limits and remaining limits provided by the umbrella policy.

All insurance shall remain in force during the period covering occurrences happening on or after the effective date and remain in effect during performance of the work and at all times thereafter when the Contractor/endor may be correcting, removing, or replacing defective work until notification of the date of final inspection. Termination or refusal to renew shall not be made without thirty (30) days prior written notice to the City by the insurer and the policies shall be endorsed so as to remove any language restricting or limiting liability concerning this obligation.

Certified copies of the original policies or certificate(s) of insurance by the insurer(s) issuing the policies and endorsements setting forth the coverage, limits and endorsements shall be filed with the City Clerk before the City will execute the contract. A certificate of insurance shall include a statement “the coverage and limits conform to the minimums required by this Section. Any exception or deviation shall be brought to the attention of the City for a ruling of acceptability. In no event shall any failure of the City to receive policies or certificates or to demand receipt be construed as a waiver of the Contractor’s/endor’s obligation to obtain and keep in force the required insurance.”

All costs for insurance as specified herein will be considered as included in the cost of the contract. The Contractor/endor shall, at its expense and risk of delay, cease operations if the insurance required is terminated or reduced below the required amounts of coverage. Coverage in the minimum amounts set forth herein shall not be construed to relieve the Contractor/endor from its obligation to indemnify in excess of the coverage according to the contract.

(Ord. No. 973-99; 07-2099)
INDEMINITY CLAUSE

A) Contractor shall indemnify and hold safe and harmless the City of Fairview Heights from all suites, actions, claims, demands, interest or payments brought on account of any injuries or damages (including damages for care and loss of services because of bodily injury, sickness or disease including death resulting therefrom) sustained by any person or property (including employees of the contractor or his subcontractors) in consequence of any neglect, fault, act or failure to act on the part of the contractor, his subcontractors, their servants, agents or employees, in the safe-guarding or performance of the work undertaken by the contractor in this agreement.

B) Contractor further agrees to indemnify the City of Fairview Heights against any costs and attorneys fees incurred as a result of any injuries or damages covered under the foregoing Paragraph A.

C) Contractor accordingly agrees to assume all risk and liabilities for accidents or damages that may occur to persons or property during the performance of the work under this agreement and these specifications, by reason of the negligence or carelessness of himself, his agents, his employees or his subcontractor's employees and agents.

D) Should any other contractor or subcontractor having or who shall hereafter have a contract with the City for the performance of work upon the site sustain any damage through any act or omission of the contractor hereunder or through any act or omission of any subcontractor of contractor, contractor agrees to reimburse such other contractor for all such damages and to indemnify and hold the City harmless from all such claims.

E) This agreement shall be binding on and insure to the benefit of the heirs, executors, administrators, successors and assigns of the respective parties thereof.
PROPOSED RESOLUTION NO. 21-'19

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR TRAILER DUMP TRUCKING SERVICES FOR STREET DEPARTMENT MAINTENANCE PURPOSES FOR USE BY THE PUBLIC WORKS DEPARTMENT.

WHEREAS, the Public Works Department is and will be in need from time to time of trailer dump trucking services for maintenance purposes; and

WHEREAS, bids have been received by the City in response to advertisement for bids for trailer dump trucking services for maintenance purposes, which bids are the best bids in the interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRVIEW HEIGHTS:

That the Mayor be and is hereby authorized to enter into on behalf of the City from time to time, an agreement with S. Shafer Exc. Inc., 4212 Sam's Road, Pontoon Beach, Illinois 62040 to supply the City with trailer dump trucks at NINETY-THREE DOLLARS AND NO CENTS ($93.00) per hour for maintenance purposes for use by the Fairview Heights Public Works Department. Terms and prices are indicated in S. Shafer Exc. Inc.'s bid which is attached hereto, made a part hereof and marked "EXHIBIT A".

This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED:

APPROVED:
MARK T. KUPSKY – MAYOR
CITY OF FAIRVIEW HEIGHTS

ATTEST:

KAREN J. KAUFHOLD – CITY CLERK
"EXHIBIT A"
RETURN WITH BID

Local Public Agency
Material Proposal or Deliver & Install Proposal

<table>
<thead>
<tr>
<th>PROPOSAL SUBMITTED BY</th>
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<tbody>
<tr>
<td>Co</td>
</tr>
<tr>
<td>S. Shafer Exc. Inc.</td>
</tr>
<tr>
<td>4212 Sam's Rd.</td>
</tr>
<tr>
<td>St</td>
</tr>
<tr>
<td>Pontoon Beach, IL. 62040</td>
</tr>
<tr>
<td>City</td>
</tr>
<tr>
<td>State</td>
</tr>
<tr>
<td>Zip Code</td>
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</tbody>
</table>

STATE OF ILLINOIS
COUNTY OF ST. CLAIR
CITY OF FAIRVIEW HEIGHTS
(Name of City, Village, Town or Road District)

FOR THE IMPROVEMENT OF
STREET NAME OR ROUTE NO. VARIOUS
SECTION NO. N/A
TYPES OF FUNDS NON-MFT

☐ MATERIAL PROPOSAL  ☐ DELIVER & INSTALL PROPOSAL
☐ SPECIFICATIONS (required)  ☐ PLANS (if applicable)

For Municipal Projects

Submitted/Approved/Passed

☐ Mayor  ☑ President of Board of Trustees  ☑ Municipal Official

Date

For County and Road District Projects

Submitted/Approved

Highway Commissioner

Date

Submitted/Approved

County Engineer/Superintendent of Highways

Date

Department of Transportation

☐ Released for bid based on limited review

Regional Engineer

Date

Note: All proposal documents, including Proposal Guaranty Checks or Proposal Bid Bonds, should be stapled together to prevent loss when bids are processed.
## Material Proposal
### Schedule of Prices

<table>
<thead>
<tr>
<th>Group No.</th>
<th>Items</th>
<th>Delivery</th>
<th>Unit</th>
<th>Quantity</th>
<th>Unit Price</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>HFE-150 EMULSION</td>
<td>F.O.B. PLANT</td>
<td>GAL</td>
<td>24000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2.</td>
<td>SEAL COAT AGGREGATE CM13, CA13, or CM13L2-22</td>
<td>STOCKPILE TON</td>
<td>1200.00</td>
<td></td>
<td></td>
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<td></td>
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</tr>
<tr>
<td>4.</td>
<td>PORTLAND CEMENT VARIOUS CONCRETE</td>
<td>CY</td>
<td>415.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.</td>
<td>HMA &quot;C&quot; N70</td>
<td>F.O.B. PLANT TON</td>
<td>900.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5.</td>
<td>COLD PATCH MATERIAL</td>
<td>F.O.B. PLANT TON</td>
<td>230.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6.</td>
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</table>

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.

---

**Signature of Bidder:**

**Address:**

Ponca Beach, IL

931-6237

Shaferexcav@att.net
PROPOSED RESOLUTION NO. 22-'19

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR TANDEM DUMP TRUCKING SERVICES FOR STREET DEPARTMENT MAINTENANCE PURPOSES FOR USE BY THE PUBLIC WORKS DEPARTMENT.

WHEREAS, the Public Works Department is and will be in need from time to time of tandem dump trucking services for maintenance purposes; and

WHEREAS, bids have been received by the City in response to advertisement for bids for tandem dump trucking services for maintenance purposes, which bids are the best bids in the interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRVIEW HEIGHTS:

That the Mayor be and is hereby authorized to enter into on behalf of the City from time to time, an agreement with Petroff Trucking Company, Inc., P.O. Box 148, Collinsville, IL 62234 to supply the City with tandem dump trucks at EIGHT-TWO DOLLARS AND NO CENTS ($82.00) per hour for maintenance purposes for use by the Fairview Heights Public Works Department. Terms and prices are indicated in Petroff Trucking Company, Inc.’s bid which is attached hereto, made a part hereof and marked "EXHIBIT A."

This Resolution shall be in full force and effect from and after its passage and approval as provided by law

PASSED:
APPROVED:

MARK T. KUPSKY – MAYOR
CITY OF FAIRVIEW HEIGHTS

ATTEST:

KAREN J. KAUFHOLD – CITY CLERK
Local Public Agency
Material Proposal or Deliver & Install Proposal

STATE OF ILLINOIS
COUNTY OF ST. CLAIR
CITY OF FAIRVIEW HEIGHTS
(Name of City, Village, Town or Road District)

FOR THE IMPROVEMENT OF
STREET NAME OR ROUTE NO. VARIOUS
SECTION NO. N/A
TYPES OF FUNDS NON-MFT

☐ MATERIAL PROPOSAL ☑ DELIVER & INSTALL PROPOSAL
☐ SPECIFICATIONS (required) ☐ PLANS (if applicable)

For Municipal Projects
Submitted/Approved/Passed
☐ Mayor ☐ President of Board of Trustees ☑ Municipal Official

For County and Road District Projects
Submitted/Approved
Highway Commissioner
Date

Submitted/Approved
County Engineer/Superintendent of Highways
Date

Note: All proposal documents, including Proposal Guaranty Checks or Proposal Bid Bonds, should be stapled together to prevent loss when bids are processed.
BID PROPOSAL
CITY OF FAIRVIEW HEIGHTS
PUBLIC WORKS DEPARTMENT
MATERIALS AND TRUCKING SERVICES

INFORMATION FOR BIDDERS:
The City of Fairview Heights, Illinois is accepting bids to provide the following for its Fiscal Year May 1, 2019 – April 30, 2020:

- HFE – 150 Oil 24,000 GAL
- Slag Chips 1,200 TONS
- Hot Mix Asphalt 900 TONS
- Cold Patch Material 230 TONS
- Portland Cement Concrete 415 CY

Trucking Services:
- Tandem Dump PER HOUR
- Tractor Trailer Dump PER HOUR

All bids shall be placed on the forms provided, and returned in a sealed envelope with the name and address of the bidder, and marked “MATERIALS AND TRUCKING SERVICES” on the front, addressed to the Public Works Committee, c/o City Clerk, 10025 Bunkum Road, Fairview Heights, IL 62208. Any sealed envelope not marked as designated above will not be accepted as a bid. All bids must be received prior to 2:00 p.m., March 27, 2019 and will be opened at that time.

The City reserves the right to reject any or all bids, and to waive any irregularities in the bidding procedure.

Bidding documents may be obtained at the office of the CITY CLERK, 10025 Bunkum Road, Fairview Heights, Illinois 62208 beginning on March 11, 2019, 8:30 am to 5:00 pm.

The contractor awarded the project will be required to adhere to the PROJECT LABOR AGREEMENT between the City of Fairview Heights and the Southwestern Illinois Building & Construction Trades Council.
<table>
<thead>
<tr>
<th>Group No.</th>
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<tr>
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<td>TRUCK, TRAILER DUMP</td>
<td>VARIOUS</td>
<td>HR</td>
<td>94.00</td>
<td></td>
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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 rotting.

Signature of Bidder:

P.O. Box 598, Collinsville, IL 62234

Address
# SPECIAL PROVISIONS

## CITY OF FAIRVIEW HEIGHTS

### MATERIALS AND TRUCKING SERVICES

#### INDEX

<table>
<thead>
<tr>
<th>Description of Work</th>
<th>2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proposal Guarantee</td>
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</tr>
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<td>4</td>
</tr>
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<td>Trucking Services</td>
<td>5</td>
</tr>
<tr>
<td>Prevailing Wages</td>
<td>6</td>
</tr>
<tr>
<td>Insurance Requirements</td>
<td>6</td>
</tr>
<tr>
<td>Indemnity Clause</td>
<td>8</td>
</tr>
</tbody>
</table>
SPECIAL PROVISIONS

The following special provisions supplement the Illinois Department of Transportation “Standard Specifications for Road and Bridge Construction”, adopted April 1, 2016, the latest edition of the “Manual on Uniform Traffic Control Devices for Streets and Highways”, and the Supplemental Specifications and Recurring Special Provisions indicated on the included Check Sheets.

DESCRIPTION OF WORK

The nature of the work associated with this material letting is primarily furnishing construction products that are necessary to the City of Fairview Heights to perform routine maintenance within the right-of-way. Quantities listed on the BLR 12241, Material Proposal Schedule of Prices, are estimated. There is no guarantee that entirety of the quantities will be purchased.

All material supplied shall be in accordance with the, “Standard Specifications for Road and Bridge Construction”, adopted April 1, 2016. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The duration of time for this maintenance period is from May 1, 2019 to April 30, 2020.

PROPOSAL GUARANTEE

Each proposal shall be accompanied by a bank cashier’s check or properly certified check for not less than 5 percent of the amount bid. The proposal guarantee shall be made payable to the City of Fairview Heights City Treasurer.
**HFE 150 EMULSION**

All Bituminous Material furnished shall be in accordance with Section 1032 of the Standard Specifications for Road and Bridge Construction.

Bituminous Material shall be Illinois Department of Transportation approved and inspected. It is the responsibility of the supplier to secure evidence of approval and inspection and provide the City of Fairview Heights all approval and inspection documentation.

The pay item HFE 150 EMULSION will be measured for payment in accordance with Section 1032 of the Standard Specifications for Road and Bridge Construction and acquired by the City of Fairview Heights at the location of the supplier's plant. The low bidder will be determined by adding $0.20 per ton per mile based on the distance from the supplier's plant to the City Garage Facility.

**AIR COOLED BLAST FURNACE SLAG**

The SEAL COAT AGGREGATE material to be furnished shall be in accordance with Section 1004.03 of the Standard Specifications for Road and Bridge Construction except that the material shall conform to the following:

**SEAL COAT AGGREGATE** – The material for Seal Coat Aggregate shall be crushed air cooled blast furnace slag (ACBF) and shall meet any of the following gradations as specified for CA13 or CM13 modified by the producer under the AGCS, or the following gradations produced under the AGCS test frequency.

**CM13L2-22**

<table>
<thead>
<tr>
<th>Sieve</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Passing 5/8&quot;</td>
<td>100%</td>
</tr>
<tr>
<td>Passing 1/2&quot;</td>
<td>90 – 100%</td>
</tr>
<tr>
<td>Passing 3/8&quot;</td>
<td>70 – 95%</td>
</tr>
<tr>
<td>Passing #4</td>
<td>20 – 50%</td>
</tr>
<tr>
<td>Passing #16</td>
<td>2 – 13%</td>
</tr>
<tr>
<td>Passing #200</td>
<td>0 – 3.0%</td>
</tr>
</tbody>
</table>

The aggregate shall be class C quality or better except that the percent passing the #200 sieve by AASHTO T11 (Washed) shall be 0-3.0%. Any product meeting this modification to quality shall be identified by placing “079” before the gradation number.

SEAL COAT AGGREGATE material shall be Illinois Department of Transportation approved and inspected. It is the responsibility of the supplier to secure evidence of
approval and inspection and provide the City of Fairview Heights all approval and
inspection documentation.

SEAL COAT AGGREGATE material shall be measured for payment in accordance with
Article 403.15 of the Standard Specifications for Road and Bridge Construction except
that the material shall be delivered to the stockpile located at the City of Fairview Heights
Garage Facility:

City of Fairview Heights Garage
550 Wilcox Avenue
Fairview Heights, IL 62208

The cost associated with the delivery of material shall be included in the unit price for
SEAL COAT AGGREGATE and no additional compensation will be allowed.

HMA SC “C” N70

The Hot Mix Asphalt material shall be prepared in accordance with Section 1030 of the
Standard Specifications for Road and Bridge Construction. It is the responsibility of the
supplier to secure evidence of approval and inspection and provide the City of Fairview
Heights all approval and inspection documentation.

The Hot Mix Asphalt will be measured for payment in tons and will be acquired by City
of Fairview Heights trucks at the location of the supplier’s plant.

The low bidder will be determined by adding $ 0.20 per ton per mile based on the
distance from the supplier’s plant to the City Garage Facility.

PORTLAND CEMENT CONCRETE

The Portland Cement Concrete material shall be in accordance with Section 1020 of the
Standard Specifications for Road and Bridge Construction, in particular, Class PV
Concrete for design mix criteria. It is the responsibility of the supplier to secure evidence
of approval and inspection and provide the City of Fairview Heights all approval and
inspection documentation.

Any location within the City of Fairview Heights corporate limits will be considered an
eligible delivery location for the Portland Cement Concrete material.

Measurement for payment shall be by cubic yard of material as indicated on the delivery
ticket.
TRUCKING SERVICES

An hourly rate for Item No. 6 and/or Item No. 7 for the appropriate types of trucks and drivers shall be subject to the following conditions:

A) On call with a thirty (30) hour notice.

B) No minimum hours or extra compensation for overtime will be paid.

C) One-half (1/2) hour per day per unit will be allowed for travel time.

D) Breakdowns and lunch/supper time will not be paid.

E) Units must be radio equipped.

F) All insurance, indemnity and Department of Labor requirements (attached) must be met and adhered to.

G) A Performance Bond may be required, but will be paid by the City.

H) Bidder shall submit one certified payroll for each week work is undertaken for all drivers utilized by bidder who perform work for the City of Fairview Heights. Illinois Department of Transportation payroll form RE-48 or similar format providing the same information shall be used.

I) A Project Labor Agreement between the trucking service and the City is required and included in this bid package.

SPECIAL:

The contractor must be able to supply a minimum of FOUR (4) units for Item No. 6 and Item No. 7 within the time allotted. Further, the contractor must be able to supply EIGHT (8) units during the months of August, September and October when the City provides at least seven (7) days advance notice. The City may award separate contractors for Item No. 6 and Item No. 7.

The City of Fairview desires an hourly rate for each type of truck on the bid form. There will be no total in the bid form for trucking, just an hourly rate.
PREVAILING WAGES

Only Illinois Laborers may be employed, and the general prevailing rate of wages in the locality as determined by the Department of Labor shall be paid to all laborers, workmen and mechanics performing work on the project. The Contractor's Performance Bonds must include a provision guaranteeing the faithful performance of such prevailing wage clause in the contract.

INSURANCE REQUIREMENTS

(A) Insurance. A Contractor/Vendor shall obtain and thereafter keep in force the following insurance coverage provided by insurance companies acceptable to the City and authorized to transact business under the laws of the State of Illinois. The insurance companies providing coverage shall be rated in the Best's Key Rating Guide. The City will accept companies with a rating not lower than B+ provided the financial size category is VII or larger. Companies rated A- or better shall have a financial size category of not less than VI. Coverage limits shall be written at not less than the minimum specified herein. Higher minimum limits and additional coverage may be specified by a special provision elsewhere in the contract with the City. Whether stated herein or elsewhere, the City does not warrant the adequacy of the types of insurance coverage or the limits of liability specified.

1. Workers Compensation and Employers Liability.
   (a) Workers compensation shall be provided according to the provisions of the Illinois Workers' Compensation Act, as amended. Notwithstanding the rating and financial size categories stated herein, coverage may be provided by a group self-insurer authorized in Section 4(a) of the Act and approved pursuant to the rules of the Illinois Department of Insurance.
   (b) Employers Liability
      i. Each accident $500,000
      ii. Disease - policy limit $500,000
      iii. Disease - each employee $500,000

2. Commercial General Liability. Required liability insurance coverage shall be written in the occurrence form and shall provide coverage for operations of the Contractor/Vendor, operations of subcontractors (contingent or protective liability); completed operations; broad form property damage and hazards of explosion, collapse and underground; and contractual liability. The general aggregate limit shall be endorsed on a per project basis.
   (a) General Aggregate Limit $2,000,000
   (b) Products – Completed Operations
Aggregate Limit

<table>
<thead>
<tr>
<th>Description</th>
<th>Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Each Occurrence Limit</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Total Limit</td>
<td>$2,000,000</td>
</tr>
</tbody>
</table>

(c) Each Occurrence Limit $1,000,000

The coverage shall provide by an endorsement in the appropriate manner and form that the City, its officers, and employees shall be named as additional insured with respect to the policies and any umbrella excess liability coverage for occurrences arising in whole or in part out of the work and operations performed. The City may accept a separate owner's protective liability policy in lieu of the City, its officers, and employees being insureds on the Contractor's/Vendor's policies.

(3) Commercial Automobile Liability. The policy shall cover owned, non-owned, and hired vehicles.

<table>
<thead>
<tr>
<th>Coverage</th>
<th>Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bodily Injury &amp; Property Damage</td>
<td></td>
</tr>
<tr>
<td>Liability Limit Each Occurrence</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

(4) Umbrella Liability. Any policy shall provide excess limits over and above the other insurance limits stated herein. The Contractor/Vendor may purchase insurance for the full limits required or by a combination of primary policies for lesser limits and remaining limits provided by the umbrella policy.

All insurance shall remain in force during the period covering occurrences happening on or after the effective date and remain in effect during performance of the work and at all times thereafter when the Contractor/Vendor may be correcting, removing, or replacing defective work until notification of the date of final inspection. Termination or refusal to renew shall not be made without thirty (30) days prior written notice to the City by the insurer and the policies shall be endorsed so as to remove any language restricting or limiting liability concerning this obligation.

Certified copies of the original policies or certificate(s) of insurance by the insurer(s) issuing the policies and endorsements setting forth the coverage, limits and endorsements shall be filed with the City Clerk before the City will execute the contract. A certificate of insurance shall include a statement “the coverage and limits conform to the minimums required by this Section. Any exception or deviation shall be brought to the attention of the City for a ruling of acceptability. In no event shall any failure of the City to receive policies or certificates or to demand receipt be construed as a waiver of the Contractor’s/Vendor’s obligation to obtain and keep in force the required insurance.”

All costs for insurance as specified herein will be considered as included in the cost of the contract. The Contractor/Vendor shall, at its expense and risk of delay, cease operations if the insurance required is terminated or reduced below the required amounts of coverage. Coverage in the minimum amounts set forth herein shall not be construed to relieve the Contractor/Vendor from its obligation to indemnify in excess of the coverage according to the contract.

(Ord. No. 973-99; 07-2099)
INDEMINITY CLAUSE

A) Contractor shall indemnify and hold safe and harmless the City of Fairview Heights from all suites, actions, claims, demands, interest or payments brought on account of any injuries or damages (including damages for care and loss of services because of bodily injury, sickness or disease including death resulting therefrom) sustained by any person or property (including employees of the contractor or his subcontractors) in consequence of any neglect, fault, act or failure to act on the part of the contractor, his subcontractors, their servants, agents or employees, in the safe-guarding or performance of the work undertaken by the contractor in this agreement.

B) Contractor further agrees to indemnify the City of Fairview Heights against any costs and attorneys fees incurred as a result of any injuries or damages covered under the foregoing Paragraph A.

C) Contractor accordingly agrees to assume all risk and liabilities for accidents or damages that may occur to persons or property during the performance of the work under this agreement and these specifications, by reason of the negligence or carelessness of himself, his agents, his employees or his subcontractor’s employees and agents.

D) Should any other contractor or subcontractor having or who shall hereafter have a contract with the City for the performance of work upon the site sustain any damage through any act or omission of the contractor hereunder or through any act or omission of any subcontractor of contractor, contractor agrees to reimburse such other contractor for all such damages and to indemnify and hold the City harmless from all such claims.

E) This agreement shall be binding on and insure to the benefit of the heirs, executors, administrators, successors and assigns of the respective parties thereof.
PROPOSED RESOLUTION NO. 23-'19

A RESOLUTION APPROVING THE AMENDED PRELIMINARY PLAT FOR FOUNTAIN PLACE ADDITION, REVISIONING VILLAGE C AND F, A DEVELOPMENT LOCATED IN ST. CLAIR COUNTY ILLINOIS.

WHEREAS, the Planning Commission reviewed the amended preliminary plat of Fountain Place Addition, Revising Village C and F at its meeting on April 9, 2019 and transmitted its recommendation for approval to the City Council Community Committee;

WHEREAS, the Community Committee reviewed the Plan Commission recommendation at its meeting of April 17, 2019 and voted to transmit a favorable recommendation for approval to the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRVIEW HEIGHTS, ILLINOIS:

SECTION 1. APPROVAL. The amended preliminary plat of Fountain Place Addition, a development more particularly described and depicted in the Preliminary Plat attached hereto, and made a part of hereof and marked “EXHIBIT A,” is approved. A copy of the Planning Commission’s recommendation is made a part hereof and marked “EXHIBIT B.”

SECTION 2. PASSAGE. This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED:

APPROVED:

MARK T. KUPSKY – MAYOR
CITY OF FAIRVIEW HEIGHTS

ATTEST:

KAREN J. KAUFHOLD – CITY CLERK
AMENDED PRELIMINARY PLAT
FOUNTAIN PLACE ADDITION
O'FALLON DEVELOPMENT GROUP

PART OF E 1/2 SECTION 22,
TOWNSHIP 2 NORTH, RANGE 8 WEST
FAIRVIEW HEIGHTS, ILLINOIS

FOR INFORMATION ONLY
VILLAGE E HAS BEEN
FINAL PLATTED AND
CONSTRUCTED

LAKE 2
2.1 ac
April 12, 2019

Fairview Heights City Council
10025 Bunkum Road
Fairview Heights, IL 62208

Dear Community Committee Member:

The petition listed below is hereby transmitted for your consideration at the April 17, 2019 Community Committee:

APPLICATION NUMBER: PC-03-19
REQUEST: Amendment of a Preliminary Plat for Fountain Place Addition, Revising Village C and F
APPLICANT NAME: O'Fallon Development Group, c/o Steve Macaluso
LOCATION: Northeast; south of Milburn School Road, east of Old Collinsville Road
PLAN COMMISSION RECOMMENDATION: Approval
WARD: IV

Attached is the staff advisory and Plan Commission Resolution pertaining to the request.

Respectfully,

Jim Bramstedt

Jim Bramstedt, Chairman
Planning Commission
Planning Commissioner Moats introduced the following resolution and moved for its adoption:

RESOLUTION PC 03 -19

A RESOLUTION APPROVING THE AMENDED PRELIMINARY PLAT OF FOUNTAIN PLACE ADDITION, MAKING REVISIONS TO VILLAGE C AND VILLAGE F.

WHEREAS, O’Fallon Development Group c/o Steve Macaluso., hereinafter referred to as the “Applicant,” has properly applied for an Amended Preliminary Subdivision Plat for Fountains Place Addition, to make revisions to Village C and Village F of the phased development, specifically identified by PIN #03220213019 and 03220203014 respectively.

NOW THEREFORE, BE IT RESOLVED BY THIS PLANNING COMMISSION OF THE CITY OF FAIRVIEW HEIGHTS, ST. CLAIR COUNTY, STATE OF ILLINOIS that the findings of fact relating to the request are determined to be as follows:

1. That the Applicant appeared before the Planning Commission pursuant to Section 14-10-5 of the City of Fairview Heights Development Code on April 9, 2019, and that the minutes of said meeting are hereby incorporated by reference.

2. The subject properties are part of a phased subdivision development, previously approved by Resolution 3174-2004.

3. The Applicant desires to make revisions to the previously approved plat to Village C and Village F.

4. The Amended Preliminary Plat contains approximately 20.3 acres (Village C) and 12.7 acres (Village F).

5. That the proposed amended preliminary subdivision plat meets all of the requirements of the City of Fairview Heights Development Code relating to preliminary plat.

6. That this preliminary plat approval shall remain in effect for a one (1) year period. The applicant may, during this period, submit all of parts of said preliminary plat for final plat approval. In the event that the subdivision is being development in stages, the applicant may, by written mutual agreement have the parts of the plat delayed for a period not to exceed (5) years from the preliminary plat approval.

7. That the general terms and conditions under which the preliminary plat approval was granted will not change.
The motion for the adoption of the foregoing resolution was duly seconded by; Coleman upon vote being taken thereon, the following voted in favor thereof: Herrington, Moats, Mensing, Wesemann, Hoppe, Barkley, Carthen, Coleman, Smith, McCarthy, Barmstedt

and the following voted against the same: None

and the following abstained: None

and the following were absent: None

whereupon said resolution was declared duly passed and adopted by the Fairview Heights Planning Commission this the 9th day of April 2019.

____________________________________
Planning Commission Chairman

ATTEST:

____________________________________
Land Use Director
TRANSMITTAL TO PLANNING COMMISSION

APPLICATION NUMBER: PC-03-19
REQUEST: Amendment of a Preliminary Plat for Fountain Place Addition, Revising Village C and F
APPLICANT NAME: O'Fallon Development Group, c/o Steve Macaluso
MEETING DATE: April 9, 2019
ZONING: PD- Planned Development
LAND USE: Vacant
PLANNING COMMISSION ACTION: Consideration of the Preliminary Plat, make recommendation to the Community Committee and City Council which has final authority to approve or deny the request.

AMENDED PRELIMINARY PLAT
Fountain Place Addition

LOCATION MAP
PC-03-19

* Subject Property

Prepared by
Department of Land Use and Development
April 2019
STAFF ADVISORY

1. BACKGROUND

The subject properties are included in the 173 acre planned Fountains Place Addition subdivision development. The development is located south of Milburn School Road, west of Old Collinsville Road and north of Fountains Place Residential Subdivision. The area was zoned to PD – Planned Development, which offers flexibility with respect to zoning standards such as lot width, density and setbacks. The overall development includes a swimming pool, open fields, and common walking paths. As originally platted in 2005, the subdivision was divided into 6 villages to be constructed in phases. A variety of housing types were proposed to include detached single family, attached single family villas, townhomes and condominium units. Thusfar, two villages have been completed.

The construction of the remaining phases had been stalled due to a perceived lack of demand and market conditions. However, the property was recently acquired by a developer who is seeking to move forward with the project. The developer is proposing changes to the previously approved preliminary plat. To accommodate this request, the preliminary plat must be amended.

This application contemplates changes to Village C and Village F only.

This application request is to amend the development approvals to make changes to Village C and Village F. A revised preliminary plat is necessary to accomplish these changes.

2. DISCUSSION

Context

The subject property is located in the north-eastern portion of the City, south of unincorporated St. Clair County and west of the City of O'Fallon.

The land use of adjoining properties is as follows and zoning is depicted on the map:

- **North**
  - Vacant/agricultural

- **South**
  - Mixed-residential

- **West**
  - Vacant/agricultural

- **East**
  - Single family residential
Project Information

Village C as originally platted included attached single family homes (villas) on 95' wide lots with 120' depth, 7.5' side setback and 25' front setback. There were 43 lots and 86 units. The Village density was 4.2 units per acre. As revised, Village C is decreasing in density. There are 36 lots proposed and 72 units. The Village density is 4.1 units per acre. The proposed rights of way, street configuration, access, and pavement width remains essentially the same as the previously approved version. Village C will be accessed through Village D (developed) off of a 50' wide street (Corner Point Drive). It will include two cul-de-sacs; additional details regarding infrastructure will be provided during the final platting stage, as per code.

Village F as originally platted included attached condominiums with 15 four unit buildings and 19 twelve unit buildings, with a total of 288 units. The Village density was 14.3 units per acre. As revised, the Village has significantly decreased in density. It is now proposed to be subdivided into 44 lots for single-family development. The lots will be 65' by 125' lots. The density is now 4.1 units per acre. The street configuration has been redesigned and includes a circular drive rimmed by lots, and two points of access. One entrance is directly on to Dunhill Drive (main road) and the other through Village E to the south. Additional details about infrastructure will be provided during the final platting stage, as per code.

Planning Considerations

The City’s requirements for preliminary plats is found in Exhibit 2. All of the requirements have been met. The preliminary plat has been reviewed by the Fire Department, Building Official and Department of Public Works: there were no concerns with the application.

Exhibits

1. Application and Supporting Documents
2. Preliminary Plat Requirements
3. Resolution
APPLICATION FOR PRELIMINARY PLAT

Department of Land Use and Development
10025 Bunkum Road
Fairview Heights, IL 62208
Phone (618) 489-2060

<table>
<thead>
<tr>
<th>OFFICE USE ONLY</th>
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<tbody>
<tr>
<td>DATE COMPLETED APPLICATION RECEIVED:</td>
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<tr>
<td>RESUBMITTALS RECEIVED/DATE:</td>
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<tr>
<td>ZONING DISTRICT:</td>
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<tr>
<td>APPLICATION CIRCULATION DATE:</td>
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<td>☐ Public Works</td>
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<td>☐ Finance Department</td>
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<td>☐ Administration Department</td>
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<tr>
<td>☐ Other</td>
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<tr>
<td>DATE OF MEETING:</td>
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<tr>
<td>(Attach resolution to preliminary plat. One copy to City Clerk, one with LUD/application, one copy to applicant)</td>
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Applicants are encouraged to schedule a pre-application conference with the Director of Land Use and Development prior to submittal.

As an applicant, **you are responsible for submitting:**

1. Completed application including submittal fees and all required attachments to the Department of Land Use and Development at least thirty-six (36) days prior to the Plan Commission meeting.
2. Photographs- aerial and/or ground-level photographs of the site.
3. Building elevations or perspectives- to show compatibility with surrounding area and of sufficient detail to ensure building material requirements are met.
4. Development schedule- a development schedule providing reasonable guarantees for the completion of the proposed development (only when requested).
5. Legal description of the property.
6. An electronic copy of all documents.

After the initial submission, **you will be required to post a sign on the subject property.** Shortly after your application is received, you will receive information from the Land Use and Development Department on how to purchase and properly locate the required sign. The applicant must provide photographic evidence that the sign is posted in the appropriate location no more than twenty-one (21) calendar days and no less than seven (7) calendar days prior to the date of the public hearing. The sign must be maintained and remain in place until the hearing is complete.
**PROJECT INFORMATION FOR PRELIMINARY PLAT**

<table>
<thead>
<tr>
<th>Project Name:</th>
<th>Fountain Place Addition - Amended Preliminary Plat</th>
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<tbody>
<tr>
<td>Project Address:</td>
<td>Southwest Quadrant of Old Collinsville Road at Milburn School Road</td>
</tr>
<tr>
<td>Parcel ID:</td>
<td>03220213019 - Village C 03220203014 - Village F,</td>
</tr>
<tr>
<td>Current Use of Property:</td>
<td>Vacant Ground</td>
</tr>
<tr>
<td>Project Size/Acreage:</td>
<td>Overall Fountain Place Addition = 173 Ac. Village C = 20.3 Ac. Village F = 12.7 Ac.</td>
</tr>
<tr>
<td>Number of Lots:</td>
<td>Overall Fountain Place Addition = 704 Units Village C = 36 Duplex Lots Village F = 44 Lots</td>
</tr>
<tr>
<td>Density:</td>
<td>Overall Fountain Place Addition = 5.0 Units/Ac Village C = 4.1 Village F = 4.1</td>
</tr>
</tbody>
</table>

**CONTACT INFORMATION FOR PRELIMINARY PLAT**

| Property Owner(s): | O'Fallon Development Group, LLC c/o Steve Macaluso |
| Mailing Address: | 774 Sunset Blvd, O'Fallon, IL 62269w |
| Phone: | 618-623-9600 |
| E-Mail: | Steve@Halloraninc.com |

| Applicant/agent: | Same as owner |
| Relationship to owner: | |
| Mailing Address: | |
| Phone: | |
| E-Mail: | |

**AUTHORIZATION**

I hereby certify that the above information and accompanying documents are true and accurate to the best of my knowledge and are consistent with the ordinances relating to this application. I also understand that as the applicant, it is my responsibility to obtain all additional approvals, permits or licenses required by any applicable regulatory agency for this project.

I consent that the entry upon the premises described in this application by an authorized official of Fairview Heights, Illinois for the purpose of inspecting or of posting, maintaining, and removing such notices as may be required by law.

THIS APPLICATION WILL NOT BE ACCEPTED WITHOUT SIGNATURE OF THE OWNER OF RECORD OR AUTHORIZED APPLICANT/AGENT.

Signature of Owner: [Signature]  Date: 3-11-19
Printed Name: Steve Macaluso

Signature of Applicant: [Signature]  Date: 3-11-19
Printed Name: Steve Macaluso
SUBMITTAL REQUIREMENTS – PRELIMINARY PLAT

The minimum standards for land subdivision and development are contained in Article VIII of the City's Development Code. Please consult this section, as well as the relevant zoning district regulations, when preparing the subdivision development plans. http://www.cofh.org/DocumentCenter/View/238/COMPLETE-PDF-CODE

14-9-5 SUBDIVISION APPLICATION PRELIMINARY PLAT.

The preliminary plat to be provided by the subdivider shall meet and include the following specifications and shall supply all of the information requested in this section.

(A) Four (4) copies of prints of the preliminary plat. ENCLOSED
(B) Proposed name of the subdivision and location. SHOWN ON PLAT
(C) Small key map showing the relation of the proposed subdivision to section or U. S. survey lines and to platted subdivisions and dedicated streets, including maps of adjacent properties, within three hundred (300) feet of the proposed subdivision. SHOWN ON PLAT
(D) Names and address of the owner, subdivider, land planning consultant, the licensed engineer and registered land surveyor of Illinois who prepared the preliminary plat. The plat shall be certified with registration numbers and seal affixed to the plat. SHOWN ON PLAT
(E) Streets and rights-of-way on and adjoining the site of the proposed subdivision; showing the names and including street roadway and right-of-way widths, approximate gradients, types and widths of pavement, curbs, sidewalks, crosswalks, planting strips and other pertinent data, including classification on all existing or proposed streets as to function, such as collector, arterial or local street. SHOWN ON PLAT
(F) All lot lines adjacent to and abutting the subdivision. SHOWN ON PLAT
(G) Layout of lots, showing approximate dimensions, numbers, lot area, and zone district SHOWN ON PLAT classification(s). All lots shall meet the requirements of the zone district in which they are located.
(H) Parcels of land, if any, proposed to be dedicated or reserved for schools, parks, playgrounds or other public, or community purposes and use(s) within the area to be subdivided in compliance with the Comprehensive Plan as adopted by the City, or as desired to be dedicated by the developer.
(I) Easements, existing and proposed, showing locations, widths and purposes. SHOWN ON PLAT
(J) Building setback line and dimensions. SHOWN ON PLAT
(K) Location, accessibility and size of existing public utilities and drainageways or facilities within or adjoining the proposed subdivision and the location, accessibility and size of the nearest water trunk mains, interceptor sewer lines and other pertinent utilities. SHOWN ON PLAT
(L) Location, type and approximate size of utility improvements to be installed. SHOWN ON PLAT
(M) Tract boundary lines showing dimensions, bearings, angles and references to known land lines.
(N) The gross area and net area acreage of the proposed subdivision, the acreage of streets, and of any areas reserved for the common use of the property owners within the subdivision and/or for public use. SHOWN ON PLAT
(O) Topography shall be shown by two (2) foot contour intervals on lands having slopes of zero to four percent (0% to 4%) at five (5) foot intervals on slopes of four to twelve percent (4% to 12%) at ten (10) foot intervals on slopes of twelve percent (12%) and above. TO BE PROVIDED ON CONST PLANS
(P) Location of major water courses, ponding area, natural drainageways and flood hazard areas. SHOWN ON PLAT
(Q) The preliminary plat shall be drawn to a scale necessary for clarity provided the resulting drawing would not be over thirty-six (36) inches square. YES
(R) North arrow and date. YES
Whenever a large tract is intended to be developed in stages, and only a part of that tract is to be submitted for final plat approval, a preliminary plat for subdivision of the entire tract shall be submitted.

Additional requirements include:

1. General description of the location and size of the tract to be platted;
2. The intent as to character type and use of the property and structures to be developed;
3. The deed restrictions proposed, if any;
4. A statement of mineral rights;
5. The extent and character of the improvements to be made by the subdivider;
6. The zone district classification(s) of the territory and compliance of the proposed subdivision thereto; N/A - Only requesting amendment to previous preplat layout
7. If appropriate, a description of any unique hardship or difficulty limiting the physical development of the property under consideration and a description of any past history of the property under consideration which is pertinent thereto; and N/A
8. An erosion and sedimentation control plan when applicable. (See Sections 14-2-18, 14-3-22 and 14-8-6) N/A
SUBMITTAL REQUIREMENTS – PRELIMINARY PLAT

The minimum standards for land subdivision and development are contained in Article VIII of the City’s Development Code. Please consult this section, as well as the relevant zoning district regulations, when preparing the subdivision development plans. [http://www.cofh.org/DocumentCenter/View/298/COMPLETE-PDF-CODE]

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(J) Building setback line and dimensions.
(K) Location, accessibility and size of existing public utilities and drainageways or facilities within or adjoining the proposed subdivision and the location, accessibility and size of the nearest water trunk mains, interceptor sewer lines and other pertinent utilities.
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(8) an erosion and sedimentation control plan when applicable. (See Sections 14-2-18, 14-3-22 and 14-8-6)