

VILLAGE OF BRADLEY

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RESOLUTION NO. R-10-22-4

A RESOLUTION WAIVING COMPETITIVE BIDDING AND APPROVING A PROPOSAL FOR ASBESTOS CONTAINING MATERIALS ABATEMENT BY AND BETWEEN THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, AND BOWER GROUP, LLC

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ADOPTED BY THE  
BOARD OF TRUSTEES OF THE  
VILLAGE OF BRADLEY

THIS 24<sup>th</sup> DAY OF October, 2022

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Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley, Kankakee County, Illinois this 24 day of October, 2022

RESOLUTION NO. B-1022-4

**A RESOLUTION WAIVING COMPETITIVE BIDDING AND APPROVING A  
PROPOSAL FOR ASBESTOS CONTAINING MATERIALS ABATEMENT BY AND  
BETWEEN THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, AND  
BOWER GROUP, LLC**

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**WHEREAS**, the Corporate Authorities of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt resolutions and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

**WHEREAS**, pursuant to Section 2-3-8 of the Illinois Municipal Code (65 ILCS 5/2-3-8), the Corporate Authorities of the Village possess the authority to enter into contracts that serve the legitimate corporate purposes of the Village; and

**WHEREAS**, Bower Group, LLC (the “Company”), is an Illinois limited liability company that is in the business of asbestos abatement and remediation (the “Services”); and

**WHEREAS**, the Corporate Authorities of the Village desire to engage the Company to provide the Services and the Company is ready, willing, and able to perform the Services for the Village; and

**WHEREAS**, the Company has provided the Village with a Proposal for Asbestos Containing Materials Abatement (the “Proposal”) for the purposes of engaging the Company to perform the Services (a copy of the Proposal is attached hereto as Exhibit A and fully incorporated herein); and

**WHEREAS**, the Corporate Authorities of the Village have reviewed the Proposal and determined that the conditions, terms, and provisions of the Proposal are fair, reasonable, and acceptable to the Village; and

**WHEREAS**, the Corporate Authorities of the Village have determined, by the affirmative vote of two-thirds (2/3) of all Village Trustees presently holding office, that it is necessary, expedient, and in the best interests of the Village and its citizens to waive any and all competitive bidding requirements that might otherwise be applicable to the Proposal; and

**WHEREAS**, the Corporate Authorities of the Village have determined that it is in the best interests of the Village and its citizens to approve and accept the Proposal.

**NOW THEREFORE, BE IT RESOLVED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:**

**SECTION 1.** The Corporate Authorities hereby find that all of the recitals contained in the preamble to this Resolution are true, correct, and complete and are hereby incorporated by reference hereto and made a part hereof.

**SECTION 2.** The Corporate Authorities of the Village hereby find and declare that the conditions, terms, and provisions of the Proposal (Exhibit A) are fair, reasonable, and acceptable to the Village and that the same is hereby approved and accepted. Therefore, the Corporate Authorities of the Village hereby authorize and direct the Village President to execute and deliver, and the Clerk to attest, the Proposal, and further to take any and all other actions, including without limitation the execution and delivery of any and all documents, necessary and appropriate to effectuate the intent of this Resolution.

**SECTION 3.** The Corporate Authorities of the Village hereby, by the affirmative vote of two-thirds (2/3) of all Village Trustees presently holding office, waive any and all competitive bidding requirements that might otherwise be applicable to the Proposal (Exhibit A).

**SECTION 4.** In the event that any provision or provisions, portion or portions, or clause or clauses of this Resolution shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions, portions, or clauses of this Resolution that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

**SECTION 5.** All ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Resolution, are hereby repealed to the extent of the conflict.

**SECTION 6.** The Village Clerk is hereby directed to publish this Resolution in pamphlet form.

**SECTION 7.** This Resolution shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

*[Intentionally Blank]*

**PASSED** by the Board of Trustees on a roll call vote on the 24 day of Oct., 2022.

**TRUSTEES:**

RYAN LEBRAN	Aye - <u>    </u>	Nay - <u>    </u>	Absent - <u>X</u>
BRIAN BILLINGSLEY	Aye - <u>X</u>	Nay - <u>    </u>	Absent - <u>    </u>
DARREN WESTPHAL	Aye - <u>X</u>	Nay - <u>    </u>	Absent - <u>    </u>
BRIAN TIERI	Aye - <u>X</u>	Nay - <u>    </u>	Absent - <u>    </u>
GRANT D. VANDENHOUT	Aye - <u>X</u>	Nay - <u>    </u>	Absent - <u>    </u>
GENE JORDAN	Aye - <u>X</u>	Nay - <u>    </u>	Absent - <u>    </u>

**VILLAGE PRESIDENT:**

MICHAEL WATSON      Aye -           Nay -           Absent -     

**TOTALS:**      Aye - 5      Nay - Ø      Absent - 1

**ATTEST:**

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

**APPROVED** this 24<sup>th</sup> day of October, 2022.

  
\_\_\_\_\_  
MICHAEL WATSON, VILLAGE PRESIDENT

**ATTEST:**

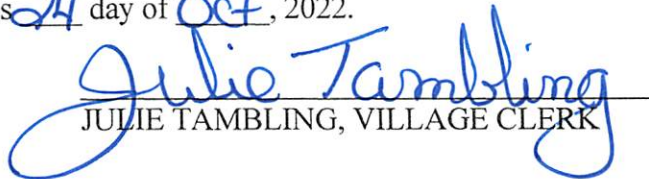
  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

STATE OF ILLINOIS            )  
  )  
COUNTY OF KANKAKEE    )

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I, Julie Tambling, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Resolution number B1022-4, "A RESOLUTION WAIVING COMPETITIVE BIDDING AND APPROVING A PROPOSAL FOR ASBESTOS CONTAINING MATERIALS ABATEMENT BY AND BETWEEN THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, AND BOWER GROUP, LLC," which was adopted by the Village Corporate Authorities at a meeting held on the 24 day of Oct, 2022.

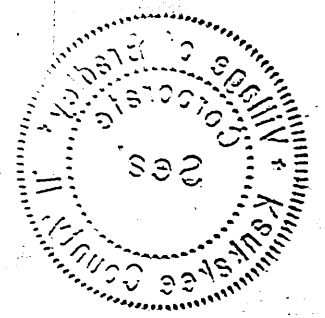
IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 24 day of Oct, 2022.

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

(SEAL)



Handwritten text, possibly a signature or name, appearing as "Gulden...".



# **Exhibit A**

**(Proposal for Asbestos Containing Materials Abatement)**





Environmental Consulting & Abatement Specialists

October 11, 2022

Mr. Terry Memenga  
Village of Bradley  
147 S. Michigan Ave.  
Bradley, IL 60915

**RE: Proposal for Asbestos-Containing Materials Abatement  
Commercial Property  
428 W. Broadway St.  
Bradley, IL 60915  
Proposal #: P101122**

Bower Group, LLC is pleased to provide the Village of Bradley with this *Proposal for Asbestos Containing Materials Abatement* (Proposal) for the commercial property located at 428 W. Broadway St., in Bradley, IL 60915 (Subject Property). This letter will serve as our Proposal and upon your acceptance, become our agreement. Included within this Proposal is information regarding the complete removal, and legal disposal of asbestos-containing materials (ACMs) identified in the Subject Properties.

### **Scope of Work**

For the purposes of this Proposal, the following scope of work will be performed:

- Removal of up to 3,250 square feet of asbestos containing vinyl floor tile and mastic within the commercial property.
- Provide PCM clearance air monitoring upon completion.

For the purposes of this Proposal, regulated work areas will be established, critical seals will be set-up and work will be performed under negative pressure enclosure(s) in all appropriate work areas. Materials will also be wetted. Workers will perform all activities while donning appropriate personal protective equipment (PPE) (i.e. respirators and protective coveralls). All clean-up activities will be performed by Illinois Department of Public Health (IDPH)-licensed and United States Environmental Protection Agency (USEPA)-certified asbestos abatement contractor. Waste will be double sealed in 6 mil poly bags and legally transported and disposed of off-site in accordance with local, state, and federal regulations.

### **Assumptions**

- Power and water will be made available. A minimum of 6 outlets will need to be made available by the owner.
- PCM Clearance air samples will be collected upon completion.





**Base Bid**

Bower Group, LLC proposes to perform the scope of work outlined herein on a lump sum basis of **Ten Thousand Seven Hundred Fifty Dollars \$10,750<sup>1</sup>**. This price includes the **One Hundred Fifty Dollar \$150** Illinois Environmental Protection Agency (IEPA) notification fee.

Thank you for the opportunity to bid this work. If you have any questions regarding this proposal, please do not hesitate to call me at (312) 933-9478.

Sincerely,  
Bower Group, LLC

Jesus Delgado  
Director of Operations

**Accepted by:**

Signed \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

All work will be performed in a workmanlike manner during normal business hours. Any deviation or alteration from the specified work, including out of scope costs, will become an extra charge over and above the sum stated in this contract. After execution of this contract, verbal authorization for Bower Group, LLC to alter or deviate from the specified work may be given by Client, or by Client's authorized representative. With the sole exception of the additional charge for the alteration or deviation ordered by Client, all other terms and conditions of this contract shall remain in full force and effect unless another written agreement is executed by each of the parties hereto. **End of Proposal**

<sup>1</sup> Costs specifically reflect the scope of work outlined herein. The removal transport and disposal of any materials other than those specifically outlined herein will be considered out of scope.



# Agenda Cover Memorandum

Meeting Date: 24 October 2022

Fiscal Year: 22-23

Agenda Item: Resolution accepting bid for Community Center Asbestos Abatement

Item Type:  Ordinance  Resolution  Other

Action Requested:  Approval  First Reading  For Discussion  Informational

Staff Contact: Name: Terry Memenga

Phone: 815-693-9516

Email: [TJMemenga@BradleyIL.org](mailto:TJMemenga@BradleyIL.org)

Internal Review
Initials
Date

Brief Summary:

An inspection for asbestos was conducted for the new Village Community Center located at 458 W Broadway and asbestos was found in floor tile. Bids were solicited for the EPA approved abatement. 3 bids were received and reviewed. The low bidder of Bower Group, LLC is recommended to complete the work. The bids reviewed were: NES Environmental / \$24,180 ; ECS (Environmental Construction Specialists) \$24,200 ; and Bower Group for \$10,750

This work is necessary to complete the interior demolition and move towards the full renovations of the Community Center / Historical Society Museum

Recommendation:

Approval

Supporting Documents:

Financial (if applicable)

Is this a budgeted item?  Yes  No  Requires Budget Amendment

Line Item: 20 01 00 5315

Title:  
Stormwater  
Projects

Amount Budgeted: