

TOOELE CITY CORPORATION

RESOLUTION 2026-49

A RESOLUTION OF THE TOOELE CITY COUNCIL APPROVING A CHANGE ORDER TO THE AGREEMENT WITH BLACK FOREST PAVING, LLC, FOR THE 2026 ROADWAY MAINTENANCE PROJECT, SCHEDULE C.

WHEREAS, Tooele City has more than 225 lane miles of public roadway located within the City limits for which it has maintenance; and,

WHEREAS, a significant number of those roadways require maintenance in varying levels of effort in order to maintain reasonably safe and convenient public access and to extend the life of those roadways; and,

WHEREAS, the City receives State roadway assistance (Road "C") funds together with additional funding from the State of Utah, which funds are to be used by the City for public roadway pavement maintenance and repair; and,

WHEREAS, on March 4, 2026, the City Council approved Resolution 2026-13, approving an agreement with Black Forest Paving, LLC, for the 2026 Roadway Maintenance Project, Schedule C ("Project"), which included roto-mill and asphalt overlay; and,

WHEREAS, the City solicited public bids for construction of the Project in accordance with the procedures of §11-39-101 *et seq.*, Utah Code Annotated, and the Tooele City Purchasing Policies and Procedures; and,

WHEREAS, the City desires to continue the 2026 Roadway Maintenance Project, to include asphalt overlay in the area of Canyon Overlook Drive ("Canyon Overlook Phase"), and desires to sole-source the work on the Canyon Overlook Phase to Black Forest Paving as a Change Order No. 1 to the Project, for several reasons:

- Black Forest Paving was the lowest responsible responsive bidder for the first phase of the Project.
- Awarding the change order to Black Forest Paving for the Canyon Overlook Phase will maintain the project consistency and standard received with the Project.
- The City desires the same product standard for the Canyon Overlook Phase.
- The Change Order will maximize efficiency in completion of and cost savings to the City.

WHEREAS, Section VIII of the Tooele City Purchasing Policies and Procedures provides for the approval of change orders, as follows:

VIII. CHANGE ORDERS. The City recognizes that change orders are a normal component of the procurement process...

A. Modifications to approved contracts shall be deemed change

orders when the Mayor and Purchasing Agent determine that: 1. The modification is related in some manner to the same or similar project approved in the contract, and 2. Treating the modification as a change order would maximize efficiency in completion of and cost savings to the City.

B. Change Order approval process: ... 2. Individual change orders \$30,000 and above shall be approved by the Mayor and City Council after consultation with the responsible department head...provided the change order is within the approved project budget.

WHEREAS, using Black Forest Paving for asphalt overlay for the Canyon Overlook Phase will "maximize efficiency in completion of and cost savings to the City for the Project"; and,

WHEREAS, the work for the Canyon Overlook Phase is similar and related to the work completed for Schedule C of the 2026 Roadway Maintenance Project, and is therefore a "similar project"; and,

WHEREAS, Black Forest Paving has submitted a change order cost proposal of \$314,900.00 for the Canyon Overlook Phase (see Exhibit A):

NOW, THEREFORE, BE IT RESOLVED BY THE TOOELE CITY COUNCIL that the City Council hereby approves Change Order No. 1 with Black Forest Paving, LLC, a change order to the 2026 Roadway Maintenance Project, Schedule C agreement, in the amount of \$314,900.00, for construction of the Canyon Overlook Phase.

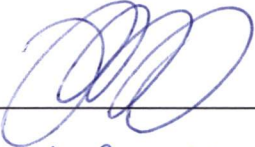
This Resolution shall become effective upon passage, without further publication, by authority of the Tooele City Charter.

IN WITNESS WHEREOF, this Resolution is passed by the Tooele City Council this 15th day of July, 2026.

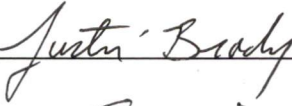
TOOELE CITY COUNCIL

(For)

(Against)



Melodi Archer



Justin Brady



Glen E. Smith



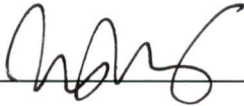
D. McCall

ABSTAINING: _____

MAYOR OF TOOELE CITY

(Approved)

(Disapproved)



ATTEST:



Shilo Baker, City Recorder

SEAL



Approved as to Form:



Matthew C. Johnson, Tooele City Attorney

EXHIBIT A

Black Forest Paving, LLC,
Change Order Cost Proposal

BLACK FOREST PAVING, LLC
6153 Broken Rock Circle
South Jordan, UT 84009
Phone (801) 280-1313 / Fax (801) 280-1314



Prepared Especially For
Nathan Farrer
Tooele City
Tooele, UT

Contact: Earl Jolley
Phone: 801-842-7196
earl@blackforestpaving.com
Bid Date: 6/3/2026

2026 Roadway Maintenance Schedule C
Change Order #1 – Canyon Overlook Dr Asphalt Overlay

Nathan,
Here is the additional cost to perform the following work on Canyon Overlook Dr.

1	Remove Asphalt 3" to 3.5"	60,000 SF	\$0.66/sf	39,600.00
2	3" Asphalt Overlay ½" PG 64-28 15% RAP	60,000 SF	\$2.17/sf	130,200.00
3	Remove & Replace Soft Spots (12" Depth)	1,100 CY	\$106/cy	116,600.00
4	Fine Grade Existing Road Base	60,000 SF	\$0.25/sf	15,000.00
5	Additional Road Base as needed for Crown	500 TN	\$27/tn	13,500.00

Total Amount \$314,900.00

Earl Jolley
Project manager
Black Forest Paving
earl@blackforestpaving.com