

WEST VINCENT TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA

RESOLUTION NO. 10-2022

RESOLUTION FOR ADOPTION OF ESCALATOR CLAUSE FOR ASPHALT
PRODUCTS

WHEREAS, The Board of Supervisors desires to undertake certain road improvement projects;
and,

WHEREAS, the road improvements will utilize asphalt products; and,

WHEREAS, economic conditions have caused price uncertainty for asphalt products; and

WHEREAS, the Board of Supervisors desires to adopt an escalator clause for all road
improvement projects to be undertaken in 2022;

NOW THEREFORE BE RESOLVED, THAT THE Board of Supervisors adopts Attachment
1D, prepared by PennDOT and attached , as the West Vincent Township Escalator Clause for
asphalt products for 2022.

RESOLVED this 22nd day of February 2022.


Secretary

Bernie Couris, Chair


Sara Shick, Vick Chair


Dana Alan, Member

Attachment 1D

ESCALATOR CLAUSE

Escalator Provisions:

- a) The contractor shall have the right to increase or (decrease) the contract unit price of the items specified in an amount equal to the contractor's increase or (decrease) in costs of such items occurring subsequent to the date of the bid opening (hereinafter referred to as "base date"). Any increase (or decrease) in the contractor's cost of such items after the base rate shall be verified by proper documents furnished to the municipality, including proof of price to the contractor from the contractor's source of supply.
- b) Should the contractor's allocation of any items be materially reduced by the contractor's source of supply, the contractor may reduce proportionately the quantity of such items to be delivered in accordance with this contract.
- c) The municipality may withdraw or reduce the quantity of any item or terminate or reduce the scope of the contract:
 - 1) If the unit cost of any item covered by these escalator provisions is increased by more than 25% above the base price, or
 - 2) If, because of an increase in the unit cost of one or more items covered by these escalator provisions, the total estimated cost of the contract is increased more than 25% above the base price.

These escalator provisions shall apply only to the following items:

- * CRS-2PM asphalt emulsion
- * LBM asphalt emulsion