

**RESOLUTION**

R 69 07

**A RESOLUTION AUTHORIZING  
AMENDMENT OF A PROFESSIONAL  
SERVICES CONTRACT**

**WHEREAS**, the Board of Trustees of the Village of Lombard on June 1, 2000 adopted a resolution authorizing signature of President and Clerk on an agreement between the Village of Lombard and Engineering Resources Associates, Inc.; which was amended on May 17, 2001, November 15, 2001, February 20, 2003 and July 22, 2004 and

**WHEREAS**, an amendment to said contract is required to legally bind the parties; and

**WHEREAS**, Illinois law exempts professional engineering contracts from the requirements of Illinois Compiled Statutes, Chapter 720, Section 5/33E-9 regarding preparation of change orders.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, as follows:

**SECTION 1:** That the President and Village Clerk are hereby directed and authorized to execute an amendment to the contract with Engineering Resources Associates, Inc., substantially in the form and manner of Exhibit "A" attached hereto and made a part hereof.

Adopted this the 4th day of January 2007.

Ayes; Trustees Gron, Tross, O'Brien, Sebby, Florey & Soderstrom

Nays: None


Absent: None

Approved this the 4th day of January 2007.



**William J. Mueller**  
Village President

**ATTEST:**



**Brigitte O'Brien**  
Village Clerk

**APPROVAL AS TO FORM:**

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**Thomas P. Bayer**  
Village Attorney

**AGREEMENT TO AMEND A CONTRACT**

**THIS AGREEMENT** made and entered into this the 4th day of January 2007 by and between the **Village of Lombard** (the "VILLAGE") and Engineering Resources Associates, Inc. (the "CONSULTANT").

**WHEREAS**, on June 1, 2000 the VILLAGE and CONSULTANT executed a contract {which was amended on May 17, 2001, November 15, 2001, February 20, 2003 and July 22, 2004} regarding certain engineering services relative to the Special Assessment 217 (Lombard Lagoons); and

**WHEREAS**, the VILLAGE and CONSULTANT have agreed to increase the amount of work to be performed by the CONSULTANT together with a resultant increase in the limit which the contract sum may not exceed;

**NOW, THEREFORE**, for and in consideration of the foregoing and various covenants in said agreement and the mutual covenants herein contained, it is agreed by and between the parties as follows:


**SECTION 1:** The aforementioned contract shall be amended as provided for in the CONSULTANT'S October 4, 2006 letter.

**SECTION 2:** The aforementioned contract shall be amended to show a contract sum not to exceed \$695,059.00


**SECTION 3:** All other terms, covenants and conditions of said contract heretofore executed which are not amended or deleted herein shall remain in full force and effect.

**IN WITNESS WHEREOF**, the VILLAGE and CONSULTANT have caused this document to be signed by duly authorized officers who have set their hands and seals the day and year set forth above.

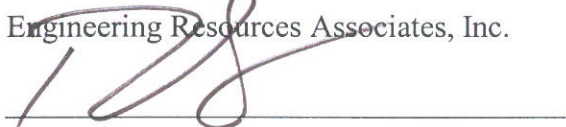
**VILLAGE OF LOMBARD**

By:   
Village President

ATTEST:

By:   
Village Clerk

and Engineering Resources Associates, Inc.

By: 

ATTEST:

By: 