

**VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION**

For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) _____ Waiver of First Requested

Recommendations of Boards, Commissions & Committees (Green)
Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: July 14, 2004 (COW) (B of T) **Date:** July 22, 2004

TITLE: Yorktown Water Main
Resident Engineering

SUBMITTED BY: David A. Dratnol, P.E., Village Engineer *DD*

BACKGROUND/POLICY IMPLICATIONS:

See Memo

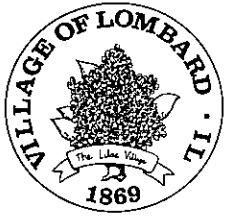
FISCAL IMPACT/FUNDING SOURCE:

Total Contract Amount: \$54,526.03
HTE Project: 0409 WA-04-01
7901.755660

Review (as necessary):

Village Attorney X _____ Date _____
Finance Director X *DA Leonard Flood* Date *7/14/04*
Village Manager X *W. T. Lichter* Date *7/14/04*

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



InterOffice Memo

To: William T. Lichter, Village Manager
From: David A. Dratnol, P.E., Village Engineer *DA*
Date: July 14, 2004
Subject: Yorktown Water Main
Resident Engineering

Attached please find two (2) original contracts and the resolution for the resident engineering services for this project.

A request for proposals was sent to five (5) firms on the Resident Engineering Short-List. All five (5) of the firms responded. Upon review, the Engineering Division determined that Smith Engineering Consultants, Inc. (Smith) of Yorkville was the most qualified firm to serve as resident engineer for the project.

Smith is new to the resident engineering short list and the Yorktown Water Main will be their first project for the Village of Lombard.

Please present this agreement and resolution to the President and Board of Trustees for review at their regular meeting of July 22, 2004. If approved, please have one signed copy of contract returned to Engineering.

c: File: WA-04-01

RESOLUTION
R _____ 05

**A RESOLUTION AUTHORIZING SIGNATURE OF
PRESIDENT AND CLERK ON AN AGREEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received an Agreement between the Village of Lombard, and Smith Engineering Consultants, Inc. regarding the Yorktown Water Main project as attached hereto and marked Exhibit "A"; and

WHEREAS, the Corporate Authorities deem it to be in the best interest of the Village of Lombard to approve such agreement.

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 Village President be and hereby is authorized to sign on behalf of the Village of Lombard said agreement as attached hereto.

SECTION 2: That the Village Clerk be and hereby is authorized to attest said agreement as attached hereto.

Adopted this 22nd day of July, 2004.

Ayes: _____

Nays: _____

Absent: _____

Approved this 22nd day of July, 2004.

William J. Mueller
Village President

ATTEST:

Barbara Johnson
Deputy Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CONTRACT

CONTRACT DOCUMENT NUMBER WA-04-01

This agreement is made this 22nd day of July, 2004, between and shall be binding upon the Village of Lombard, an Illinois Municipal Corporation hereinafter referred to as the "VILLAGE" and Smith Engineering Consultants, Inc., hereinafter referred to as the "ENGINEER" and its successors.

Witnessed, that in consideration of the mutual promises of the parties delineated in the contract documents, the ENGINEER agrees to perform the services and the VILLAGE agrees to pay for the following services as set forth in the contract documents:

Resident Engineering services for Yorktown Water Main

1. This contract shall embrace and include all of the applicable contract documents listed below as if attached hereto or repeated herein:
 - a. Request for Qualifications and Request for Proposal (February 13, 2004) consisting of the following:
 - i) Cover Sheet
 - ii) Table of Contents
 - iii) General Provisions
 - iv) Special Provisions
 - b. Request for Qualifications and Request for Proposal (June 4, 2004) consisting of the following:
 - i) Cover Sheet
 - ii) Table of Contents
 - iii) Special Provisions and Request for Proposal
 - iv) Short List Project Proposal Form
 - c) ENGINEER'S Proposal Dated June 21, 2004
 - d) Required Certificates and Signatures and Certificate of Insurance
 - e) ENGINEER'S letter dated July 6, 2004 with revised "Project Services and Work Effort" and summary notes of the June 29, 2004 meeting.
2. The VILLAGE agrees to pay, and the ENGINEER agrees to accept as full payment for the services, which are the subject matter of this contract in accordance with the General Provisions.
3. This Contract represents the entire agreement between the parties and may not be modified without the written approval of both parties.

IN WITNESS WHEREOF, the Village of Lombard, Illinois by William J. Mueller, Village President, and the ENGINEER have hereunto set their hands this _____ day of _____ 2004.

If an individual or partnership, all individual names of each partner shall be signed or if a corporation, an officer duly authorized shall sign here:

Print Company Name

Accepted this _____ day of _____, 2004.

Individual or Partnership _____ Corporation _____

By

Position/Title

By

Position/Title

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this _____ day of _____, 2004.

William J. Mueller, Village President

Attest:

Barbara Johnson, Deputy Village Clerk

**VILLAGE OF LOMBARD
ENGINEER'S CERTIFICATION**

_____, having been first duly sworn depose and states as follows:
(Officer or Owner of Company)

_____, having submitted a proposal for:
(Name of Company)

Yorktown Water Main to the Village of Lombard, hereby certifies that said ENGINEER:

1. has a written sexual harassment policy in place in full compliance with 775 ILCS 5/2-105(A) (4).
2. is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, or if it is:
 - a. it is contesting its liability for the tax or the amount of tax in accordance with procedures established by the approve Revenue Act; or
 - b. it has entered into an agreement with the Department of Revenue for payment of all taxes due and is currently in compliance with that agreement.
3. is in full compliance with the Federal Highway Administration Rules on Controlled Substances and Alcohol Use and Testing, 49 CFR Parts 40 and 382 and that _____
(Name of employee/driver or "all employee drivers")
is/are currently participating in a drug and alcohol testing program pursuant to the aforementioned rules.

By: _____
Officer or Owner of Company named above

Subscribed and sworn to
before me this _____
day of _____, 2004.

Notary Public