

VILLAGE OF LOMBARD

PARKWAY TREE TRIMMING

CONTRACT DOCUMENT NUMBER PWO 1215

This agreement is made this 19th day of May, 2011 by and between, and shall be binding upon, the Village of Lombard, an Illinois municipal Corporation hereinafter referred to as (the "Village") and (Nels J. Johnson Tree Experts) hereinafter referred to as (the "Contractor").

Witnesseth That in consideration of the mutual promises of the parties delineated in the Contract Documents, the Contractor agrees to perform the services and the Village agrees to pay for the following services as set forth in the Contract Documents:

<u>ITEM</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM TOTAL</u>
TREE TRIMMING 6 TO 20 INCHES IN DIAMETER AT DBH OF 4.5'		\$ <u>24.00</u> Per Tree
TREE TRIMMING 21 TO 35 INCHES IN DIAMETER AT DBH OF 4.5'		\$ <u>48.00</u> Per Tree
TREE TRIMMING OVER 36 INCHES IN DIAMETER AT DBH OF 4.5'		\$ <u>80.00</u> Per Tree

**VILLAGE OF LOMBARD
 BID PROPOSAL
 Demand Pruning/Cabling Service
 PWO 1215**

Proposal for Contract Document Number PWO 1215. We hereby agree to furnish to the Village of Lombard DEMAND PRUNING/CABLING SERVICE in accordance with provisions, instructions and specifications of the Village of Lombard for prices as follows:

<u>ITEM</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM TOTAL</u>
TREE TRIMMING 6 TO 20 INCHES IN DIAMETER AT DBH OF 4.5'		\$ <u>45.00</u> Per Tree
TREE TRIMMING 21 TO 35 INCHES IN DIAMETER AT DBH OF 4.5'		\$ <u>70.00</u> Per Tree
TREE TRIMMING OVER 36 INCHES IN DIAMETER AT DBH OF 4.5'		\$ <u>85.00</u> Per Tree
CABLING Per Tree		\$ <u>250.00</u> Per Tree

The quantities and measurements contained in this bid document are estimates. The Village reserves the right to increase or decrease quantities and make payment on unit price basis as outlined in section 3A, Renewal.

1. This Contract shall embrace and include all of the applicable Contract Documents listed below as if attached hereto or repeated herein:
 - a. Specification and Contract Document no. PWO 1215
for Parkway Tree Trimming, consisting of the following:
 - i) Cover Sheet
 - ii) Table of Contents
 - iii) Invitation to Bid on Contract Document
No. PWO 1215 - Legal Notice
 - iv) General Terms, Conditions and Instructions
 - v) Specific Terms, Conditions and Instructions and Blue Prints
 - vi) Bid Proposal Form
 - vii) Plans and Specifications and Specification Deviation Form
 - b. The Contractor's Bid Proposal Dated May 4, 2011
 - c. Required Performance and Payment Bonds and Certificate of Insurance
2. The Village agrees to pay, and the Contractor agrees to accept as full payment for the services which are the subject matter of this Contract the total sum of \$ 49,030.00 paid in accordance with the provisions of the Local Government Prompt Payment Act and the provisions of the Contract Documents.
3. Contractor shall not delegate the duties involved in the performance of the services which are the subject matter of this Contract without the written approval of the Village.
4. This Contract represents the entire agreement between the parties and may not be modified without the written approval of both parties.
5. Where the terms of this Contract conflict with the provisions of the Contract Documents, the Contract Documents shall be binding.

IN WITNESS WHEREOF, the Village of Lombard, Illinois by William J. Mueller, Village President, and the Contractor have hereunto set their hands this 19th day of May, 2011.

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:

Accepted this 19th day of May, 2011.

Individual or Partnership _____ Corporation X



By N. Joel Johnson, Jr. **President**
Position/Title


By John D.V. Johnson **Secretary**
Position/Title

Nels J. Johnson Tree Experts, Inc.
Print Company Name

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this 19th day of May, 2011.


William J. Mueller
Village President

Attest:



Brigitte O'Brien
Village Clerk

Exhibit "A"

CONTRACTOR'S CERTIFICATION:

Contract Execution

Nels J. Johnson
Tree Experts, Inc., (Name of Contractor) having submitted a bid on a contract (Name of Contractor) for trimming (General description of item(s) bid on) to the Village of Lombard, hereby certifies that said contractor is not barred from bidding on the aforementioned contract as a result of a violation of either Section 33E-3 or 33E-4 of Article 33E of the Illinois Criminal Code or of any similar statute of another state or of a federal statute containing the same or similar elements.

By: 
Authorized Agent of Contractor

Subscribed and sworn to
before me this 27
day of MAY, 2011.


Notary Public



Exhibit "B"

CONTRACTOR'S CERTIFICATION:

Sexual Harassment Policy

Nels J. Johnson
Tree Experts, Inc.

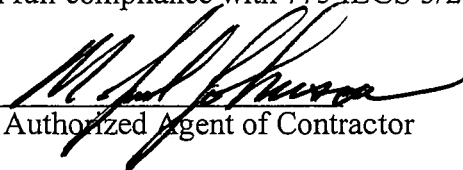
_____, having submitted a bid/proposal for

trimming

_____, to the Village of Lombard, hereby certifies that said contractor

has a written sexual harassment policy in place in full compliance with 775 ILCS 5/2-105(A) (4).

By:


Authorized Agent of Contractor

Subscribed and sworn to
before me this 27
day of MAY, 2011.


Notary Public



Exhibit "C"

CONTRACTOR'S CERTIFICATION:

Illinois Department of Revenue - Tax Compliance

Nels J. Johnson
Tree Experts, Inc.

_____, having submitted a bid/proposal for

trimming _____, to the Village of Lombard, hereby certifies that said contractor 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 appropriate 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.

By: 
Authorized Agent of Contractor

Subscribed and sworn to
before me this 27
day of MAY, 2011.


Notary Public



Exhibit "D"

**CERTIFICATION OF CONTRACTOR c174E
FHA Rules, 49 CFR 382**

**Nels J. Johnson
Tree Experts, Inc.**

hereby certifies that it is in full compliance with the

[Company Name]

Federal Highway Administration Rules on Controlled Substances and Alcohol Use and Testing, 49 CFR 382 et.seq., and that **all employee drivers**

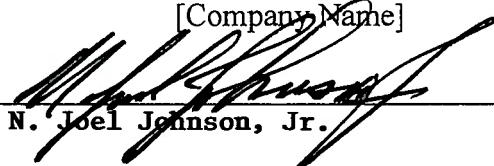
[name of employee/driver or "all employee drivers"]

is/are currently participating in a drug and alcohol testing program pursuant to the aforementioned rules.

Nels J. Johnson Tree Experts, Inc.

[Company Name]

By:



N. Joel Johnson, Jr.

Its: **President**

SUBSCRIBED AND SWORN TO

before me this day 27

of MAY, 2011.


NOTARY PUBLIC



Exhibit "E"

ADDITIONAL INSURED ENDORSEMENT

Name of Insurer:
Named Insured:
Policy Number:
Policy Period:
Endors. Effective Date:

This endorsement modifies coverage provided under the following:

Commercial General Liability
Coverage Part

Name of Individuals or Organization:

WHO IS AN INSURED section of the policy/coverage document is amended to include as an insured, the individuals or organization shown above, but only with respect to liability "arising out of your work".

For purposes of this endorsement, "arising out of your work" shall mean:

1. Liability the Additional Insured may incur resulting from the actions of a contractor it hires.
2. Liability the Additional Insured may incur for negligence in the supervision of the Named Insured Contractors work.
3. Liability the Additional Insured may incur for failure to maintain safe worksite conditions.
4. Liability the Additional Insured may incur due to joint negligence of the Named Insured Contractor and the Additional Insured.