

**RESOLUTION
R 67-11**

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

WHEREAS, the Board of Trustees of the Village of Lombard on March 19, 2009 adopted a resolution authorizing signature of President and Clerk on an agreement between the Village of Lombard and Testing Service Corporation, which was amended on October 1, 2009 and on April 15, 2010;

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 Testing Service Corporation substantially in the form and manner of Exhibit "A" attached hereto and made a part hereof.


Adopted this 3rd day of February, 2011.

Ayes: Trustees Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

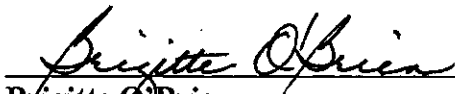
Nayes: None

Absent: None

Approved this 3rd day of February, 2011.


William J. Mueller
Village President

ATTEST:


Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

AGREEMENT TO AMEND A CONTRACT

THIS AGREEMENT made and entered into 3rd day of February 2011, by and between the **VILLAGE OF LOMBARD** (the "VILLAGE") and **TESTING SERVICE CORPORATION** (the "CONSULTANT").

WHEREAS, on March 19, 2009 the VILLAGE and CONSULTANT executed a contract regarding certain engineering services relative to the Geotechnical Engineering, Construction material Testing and Environmental Services contract, which was amended on October 1, 2009 and on April 15, 2010 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 to show a contract sum not to exceed \$120,000.00 for Fiscal Years 2010 & 2011.


SECTION 2: 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.

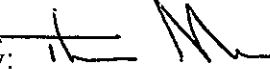
VILLAGE OF LOMBARD

By: 
Village President


ATTEST:

By: 
Village Clerk

and **TESTING SERVICE CORPORATION**

By: 
Thomas Morris President

ATTEST:

By: 
Director of Business Dev
Michael D. Billings

JAN 31 2011