

**RESOLUTION
R 54-13**

**A RESOLUTION AUTHORIZING AN AGREEMENT FOR CONSTRUCTION
Great Western Trail Bridges – ComEd Line Relocation**

WHEREAS, the Corporate Authorities of the Village of Lombard have received a Construction Agreement between the Village of Lombard and Commonwealth Edison Company regarding the Great Western Trail Bridges – ComEd Line Relocation as attached hereto, marked Exhibit "A" and made part hereof (the "Agreement"); and

WHEREAS, the Corporate Authorities deem it to be in the best interests of the Village of Lombard to approve said 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 Agreement attached hereto as Exhibit "A" is hereby approved.

SECTION 2: That the Village President and Village Clerk are hereby are authorized and directed to execute the Agreement, as well as any and all other documents necessary to carry out the provisions of said Agreement.

Adopted this 18th day of October, 2012, pursuant to a roll call vote as follows:

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

Nays: None

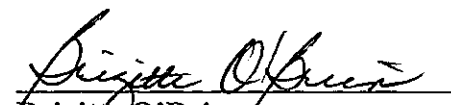
Absent: None

Approved by me this 18th day of October, 2012.



**Peter Breen
Acting Village President**

ATTEST:



**Brigitte O'Brien
Village Clerk**

Commonwealth Edison Company
Public Relocation Department
Two Lincoln Centre
Oak Brook Terrace, IL 60181

www.ComEd.com

An Exelon Company

September 27, 2012

Mr. Paul Kuehnlentz
Village of Lombard
255 E. Wilson
Lombard, IL 60148

Project:
Work Order: 07525239
EPS Project: 12FRD108

Re: Relocation of overhead electric facilities along the Great Western Trail (part 2), as occupied.

Dear Mr. Kuehnlentz,

This letter is in reply to an inquiry regarding the Village of Lombard's request to relocate ComEd's overhead electric lines along the Great Western Trail. More specifically, the subject electric lines are currently situated along the Great Western Trail, east and west of Grace Street.

The engineered estimate of cost to relocate the existing overhead facilities is approximately \$73,759. The cost represents an engineered design cost estimate only and is not a final cost for ComEd to provide any work to relocate the subject facilities. The final construction costs may differ depending on the mutual agreement of facilities relocated, final construction, difficulty of work area and what the accepted contract bid is for performing some or all of the work. The Village should take note that final costs will be based off the total actual charges that ComEd incurs to complete this project.

The Village will have two payment options available to them. Check one of boxes below, sign and return with check and/or copy of the executed ordinance.

The first would be a progressive payment schedule requiring a 50% first partial payment of \$36,879 with the potential for multiple payments as construction progresses. The 50% deposit and all required easements must be in place before ComEd work can be scheduled. This can be a minimum of 6–12 weeks from that date contingent upon ComEd's scheduled work load. Final payment invoicing will occur upon completion of the work.

The second option would be under Rider LGC, Local Government Compliance Clause, where ComEd applies an additional "per kilowatt-hour charge onto the monthly bills of all customers within the municipal boundaries of the Village of < >. As costs for this project are incurred each month, the appropriate share of those costs will be reflected as a separate line item charge on the monthly bills of the customers. The "per kilowatt-hour" charges will continue until the project is completed and all costs for the project are reflected on ComEd's books of account.

As an Illinois public utility, ComEd is subject to the terms and conditions of the Illinois Public Utilities Act (220 ILCS) and is obligated to provide reliable service at least cost. The relevant section of the Illinois Public Utilities Act (PUA) is Section 5/8-401, which states:

'Every public utility subject to this Act shall provide service and facilities which are in all respects adequate, efficient, reliable and environmentally safe and which, consistent with these obligations, constitute the least-cost means of meeting the utility's service obligations.'

The village should take special note of the fact that ComEd must meet our "Service" obligations at least cost to our "Ratepayers." Should replacement or additional distribution lines be required, ComEd must install facilities at least cost, which may require the facilities to include an overhead pole line. Should the village desire to keep the overhead distribution lines off of < >, the Village will be obligated to pay for the incremental costs of undergrounding or rerouting the line(s). In summation, the Village will pay the cost of the underground line, less the estimated cost of the avoided overhead installation.

General Assumptions:

- This cost estimate is good for 90 days from the date on this letter.

- The cost represents an engineered design cost estimate only. The final construction costs may differ depending on the mutual agreement of facilities relocated, final construction, difficulty of work area and what the accepted contract bid is for performing some or all of the work.
- This estimate is for the relocation of ComEd electric facilities only. The Village will need to contact other utilities for their relocation cost, if applicable.
- This estimate is based upon current tariffs with no escalation.
- Construction estimate and schedule is based on normal 40-hour work week, without overtime, weekend, or Holiday work.
- Estimate does not include delays related to permitting needs required by governmental entities including municipalities or other optional facilities charges.
- Project scope provides no additional capacity, contingency or redundancy above what is specifically stated. Change in scope will result in additional charges. Estimate does not include any enhanced reliability.

Others Responsibilities:

- Village is responsible to obtain all permits and easements at customer's expense as necessary to support ComEd's construction schedule and installation methods, including but not limited to trimming without restriction.
- All ComEd customers which require service entrance modifications are the responsibility of others.
- No landscaping or beautification will be provided by ComEd, only rough grade back fill of all areas disturbed by the ComEd construction removal and installation of equipment. All restoration, finished grading, sodding and/or seeding is to be completed by the Village within both the right-of-way and private property areas.
- Soil remediation is the responsibility of the customer.

Scope of Work:

Locations 1 & 2 are on the west side of Grace Street and locations 3, 4 & 5 are on the east side. A summary of the additional work (part 2) is as follows:


1. 34kV line 12069 will be de-energized (and eventually re-energized) between loc. 1 and an existing switch well east of Grace Street.
2. Reclosing will be suspended on 4kV underbuilt feeder W321.
3. Existing 65' pole #168 (loc. 1) will be replaced with a 75' pole. Also, the existing 34kV pole top switch will be removed/reconfigured/rebuilt from vertical to horizontal.
4. All existing pole steps will be removed and holes plugged (locs. 1 – 5)
5. At loc. 5, the existing control box will be transferred/raised approx. 11' and a new ground installed.

Based on our earlier communications, I am anticipating starting this work in October 2012. **In order to keep this work scheduled as it currently is, I need to receive this signed letter as soon as possible.** If you have questions please feel free to call me directly.

Sincerely,

Brian L. Heath, P.E.
Sr. Project Engineer
Public Relocation Department
Cell: (847) 366-3972
brian.heath@comed.com

FOR THE APPLICANT:


Accepted By _____ Signature

Peter Breen
Print Name

ComEd Approvals:

Acting Village President
Official Capacity

Manager Facility Relocation

October 18th, 2002
Date

Cc:



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Public Relocation Department
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