

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: May 10, 2005 (COW) (B of T) **Date:** May 19, 2005

TITLE: Special Assesment 213B (West Road – St. Charles to Woodland)
Resident Engineering

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

BACKGROUND/POLICY IMPLICATIONS:

Please see memo.

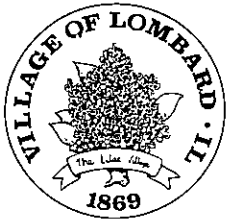
FISCAL IMPACT/FUNDING SOURCE:

Total Contract Amount: \$90,658.30 / Capital Projects Fund
HTE Project Number: 0141
Account: 8733.755660
PW Project Number: ST-05-03

Review (as necessary):

Village Attorney X _____	Date _____
Finance Director X <i>Leonard J Flood</i>	Date <i>05/11/05</i>
Village Manager X <i>W T Lichter</i>	Date <i>5/11/05</i>

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.



To: William T. Lichter, Village Manager
Through: John Burg, Assistant Director of Public Works
From: David A. Dratnol, P.E., Village Engineer *DD*
Date: May 10, 2005
Subject: Special Assessment 213B (West Road – St. Charles to Woodland)

Attached please find a contract and resolution pertaining to the resident engineering services for Special Assessment 213B (West Road – St. Charles to Woodland).

This selection was made from the Resident Engineering Short List. The short list is comprised of six firms. Five firms responded (Smith Engineering of Yorkville declined to submit a proposal due to staff commitments). Upon review, the Engineering Division determined that Burns & McDonnell of Downers Grove is the most qualified firm to serve as resident engineer.

Burns & McDonnell is currently serving as resident engineer for the North Broadway Reconstruction project.

The scope and fee were negotiated with Burns & McDonnell and agreed to by both parties. The not-to-exceed fee for resident engineering services is \$90,658.30.

Please present this agreement and resolution to the President and Board of Trustees for their review at their regular meeting of May 19, 2005. If approved, please have both signed copies returned to Engineering for further processing.

DD/rgs

c: File: ST-03-06
H:PW/PW-ENG/PROJECTS/FY2003/ST-03-06/Construction

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 Burns & McDonnell regarding the Special Assessment 213B (West Road) 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 19th day of May, 2005.

Ayes: _____

Nays: _____

Absent: _____

Approved this 19th day of May, 2005.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CONTRACT

CONTRACT DOCUMENT NUMBER ST-05-03

This agreement is made this 19th day of May, 2005, between and shall be binding upon the VILLAGE of Lombard, an Illinois municipal Corporation hereinafter referred to as the "VILLAGE" and Burns & McDonnell 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 Special Assessment 213B (West Road – St. Charles to Woodland)

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 Proposal Dated April 14, 2005
 - c. ENGINEER'S Proposal Dated April 29, 2005
 - d. ENGINEER'S Letter Dated May 10, 2005
 - e. Required Certificates and Signatures and Certificate of Insurance
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 _____ 2005.

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 _____, 2005.

Individual or Partnership _____ Corporation _____

By

Position/Title

By

Position/Title

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this _____ day of _____, 2005.

William J. Mueller, Village President

Attest:

Brigitte O'Brien, 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)

Special Assessment 213B (West Road – St. Charles to Woodland) 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 _____, 2005.

Notary Public