

## VILLAGE OF LOMBARD CONTRACT

CONTRACT DOCUMENT NUMBER WA-12-01

This agreement is made this 5<sup>th</sup> day of April, 2012, between and shall be binding upon the VILLAGE of Lombard, an Illinois municipal Corporation hereinafter referred to as the "VILLAGE" and Alfred Benesch & Company 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:

The scope of services shall include the provision of all required labor, materials, and equipment related to the computer modeling analysis of the water system, recommendations and, preparation and presentation of the report. The ENGINEER will perform or be responsible for the performance of all services in connection with this project.

1. This contract shall embrace and include all of the applicable contract documents listed below as if attached hereto or repeated herein:
  - a. Water System Network Analysis Request for Proposal consisting of the following:
    - i) Cover Sheet
    - ii) Table of Contents
    - iii) General Provisions
    - iv) Special Provisions
  - b. VILLAGE'S Request for Qualifications for Short-List for Engineering Services Dated January 13, 2012
  - c. ENGINEER'S Statement of Qualifications Dated February 3, 2012
  - d. ENGINEER'S Proposal Dated February 3, 2012
  - e. ENGINEER'S Work Effort and Fee submittal Dated March 1, 2012
  - f. Minutes of Scope & Fee Negotiation Meeting and associated revised Scope of Work, Work Effort and Fee Dated March 13, 2012
  - g. 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 5<sup>th</sup> day of April 2012.

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:

Alfred Benesch & Company  
 \_\_\_\_\_  
 Print Company Name

Accepted this 5th day of April, 2012.

Individual or Partnership \_\_\_\_\_ Corporation X

[Signature]  
 \_\_\_\_\_  
Kevin J. Fitzpatrick / Executive Vice President

Position/Title

By [Signature]  
 \_\_\_\_\_  
Michael N. Goodkind / Secretary

Position/Title

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this 5<sup>th</sup> day of April, 2012.

[Signature]  
 \_\_\_\_\_  
 William J. Mueller, Village President

Attest:

[Signature]  
 \_\_\_\_\_  
 Brigitte O'Brien, Village Clerk

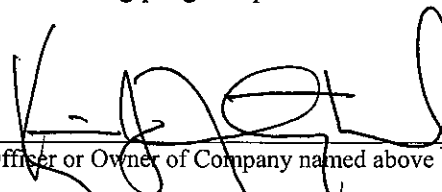
**VILLAGE OF LOMBARD  
ENGINEER'S CERTIFICATION**

Kevin J. Fitzpatrick, having been first duly sworn depose and states as follows:  
(Officer or Owner of Company)

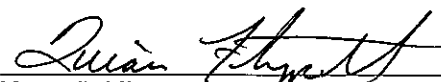
Alfred Benesch & Company, having submitted a proposal for:  
(Name of Company)

Water System Network Analysis 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 all employee CMV/CDL 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.

By:   
Officer or Owner of Company named above

Subscribed and sworn to  
before me this 5th  
day of April, 2012.

  
Notary Public

