

DISTRICTS: 1,4,&5

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: David Hulseberg, Village Manager

DATE: October 27, 2009 (COW) (B of T) **Date:** November 5, 2009

TITLE: Great Western Trail Lighting
Design Engineering

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

BACKGROUND/POLICY IMPLICATIONS:

This contract is for the design and preparation of plans and specifications for lighting the Great Western Trail within the Village limits, excluding the portion covered by the Great Western Trail Bridges Project. This contract also includes assistance with funding research and grant applications.

FISCAL IMPACT/FUNDING SOURCE:

Total Contract Amount: \$89,194.12

CapProjFd: \$59,194.12

DCEO Grant: \$30,000.00

HTE Project Number: 0915

PW Project Number: M-10-07

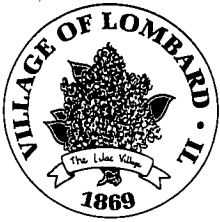
Review (as necessary):

Village Attorney X _____ Date _____

Finance Director X _____ Date _____

Village Manager X _____ Date _____

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.



Interoffice Memorandum

To: David A. Hulseberg, Village Manager
Through: Carl S. Goldsmith, Director of Public Works *CS*
From: David A. Dratnol, P.E., Village Engineer *DAR*
Date: October 27, 2009
Subject: Design Engineering Contract for the Great Western Trail Lighting Project

Attached please find a contract and resolution pertaining to the design engineering services for the Great Western Trail Lighting Project from the east Village boundary (approx. Addison Street) to the west village boundary (approx. Rte 53) excluding the portion affected by the Great Western Trail Bridges (500 feet west of Grace Street to 850 feet east of St Charles Road).

Of the five short-listed firms that submitted proposals for this project, the Public Works evaluation team determined that ESI Consultants, Ltd. of Naperville, Illinois is the most qualified firm to serve as design engineer for the project.

Staff negotiated scope and fee with ESI Consultants. The not-to-exceed fee for design engineering services is \$89,194.12. This contract also includes assistance with funding research and grant applications.

Please present this agreement and resolution to the President and Board of Trustees for their review at their regular meeting of November 5, 2009. If approved, please have both signed copies returned to Engineering for further processing.

DAD/PK

cc: File: M-10-07

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RESOLUTION

R _____ 10

**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 ESI Consultants, Inc. regarding the Great Western Trail Lighting project engineering 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 5th day of November, 2009.

Ayes: _____

Nays: _____

Absent: _____

Approved this 5th day of November, 2009.

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 M-10-07

This agreement is made this the 5th day of November, 2009, between and shall be binding upon the Village of Lombard, an Illinois municipal Corporation hereinafter referred to as the "VILLAGE" and ESI Consultants, Ltd. 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 preparation and delivery of construction documents for the Great Western Trail Lighting Project.

1. This contract shall embrace and include all of the applicable contract documents listed below as if attached hereto or repeated herein:
 - a. Design Engineering Request for Qualifications (dated January 11, 2008) consisting of the following:
 - i) Cover Sheet
 - ii) Table of Contents
 - iii) General Provisions
 - iv) Special Provisions
 - b. ENGINEER'S Statement of Qualifications (dated January 25, 2008)
 - c. Great Western Trail Lighting Design Request for Proposal (dated September 15, 2009)
 - d. ENGINEER'S Proposal (dated September 25, 2009)
 - e. ENGINEER'S Work Effort and Fee Schedule Letter (dated October 8, 2009)
 - f. ENGINEER'S Minutes from a September 21, 2009 Meeting
 - 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 the 5th day of November, 2009.

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:

ESI Consultants, Ltd.
Print Company Name

Accepted this _____ day of _____, 2009.

Individual or Partnership _____ Corporation _____

By

Position/Title

By

Position/Title

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this the 5th day of November, 2009.

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)

St. Charles Road LAPP Project 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: _____
Authorized Agent of ENGINEER

Subscribed and sworn to
before me this the _____
day of _____, 2009.

Notary Public