

**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:** March 27, 2006 (COW) (B of T) **Date:** April 6, 2006

**TITLE:** Yorktown Water Main Project, Phase II  
Resident Engineering

**SUBMITTED BY:** Ray Schwab, Civil Engineer II *ALS*

**BACKGROUND/POLICY IMPLICATIONS:**

Please see memo.

**FISCAL IMPACT/FUNDING SOURCE:**

Total Contract Amount: \$199,807.00/Water & Sewer Capital Reserve Fund  
HTE Project Number: 0618  
Account: 8733.809425  
PW Project Number: WA-05-01

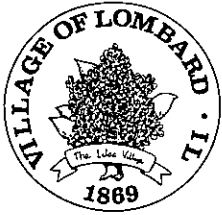
Review (as necessary):

Village Attorney X \_\_\_\_\_ Date \_\_\_\_\_

Finance Director X \_\_\_\_\_ Date \_\_\_\_\_

*acting* Village Manager X *Donald J Flood* \_\_\_\_\_ Date *03/29/06*

**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: Wes Anderson, Director of Public Works  
From: Ray Schwab, Civil Engineer II  
Date: March 27, 2006  
Subject: Yorktown Water Main Project, Phase II

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Attached please find a contract and resolution pertaining to the resident engineering services for Yorktown Water Main Project, Phase II.

This selection was made from the Resident Engineering Short List. The short list is comprised of six firms. All six firms responded to the request for proposal. Upon review, it was determined that Engineering Resource Associates (ERA) of Warrenville is the most qualified firm to serve as resident engineer.

ERA's most recent resident engineering project for the Village was Olde Towne-East Phase II (Charlotte Street – St. Charles Road to Grove Street).

The scope and fee were negotiated with ERA and agreed to by both parties. The not-to-exceed fee for resident engineering services is \$199,807.00.

Please present this agreement and resolution to the President and Board of Trustees for their review at their regular meeting of April 6, 2006. If approved, please return one original signed copy returned to Public Works-Engineering for further processing.

RGS/rgs

c: File: WA-05-01  
H:PW/PW-ENG/PROJECTS/FY2005/WA-05-01/RE

**RESOLUTION**

R \_\_\_\_\_ 06

**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 Engineering Resource Associates regarding the Yorktown Water Main Project, Phase II 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 6th day of April, 2006.

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Approved this 6th day of April, 2006.

\_\_\_\_\_  
**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 WA-05-01

This agreement is made this 6th day of April 2006, between and shall be binding upon the VILLAGE of Lombard, an Illinois municipal Corporation hereinafter referred to as the "VILLAGE" and Engineering Resource Associates 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 Yorktown Water Main Project, Phase II

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 (January 18, 2006) consisting of the following:
    - i) Cover Sheet
    - ii) Table of Contents
    - iii) General Provisions
    - iv) Special Provisions
  - b. Request for Proposal Dated February 21, 2006
  - c. ENGINEER'S Proposal Dated March 6, 2006
  - d. ENGINEER'S Letter Dated March 24, 2006
  - 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 \_\_\_\_\_ 2006.

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 \_\_\_\_\_, 2006.

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

\_\_\_\_\_  
By

\_\_\_\_\_  
Position/Title

\_\_\_\_\_  
By

\_\_\_\_\_  
Position/Title

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
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)

Yorktown Water Main Project, Phase II 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 \_\_\_\_\_, 2006.

\_\_\_\_\_  
Notary Public