

**VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION**
For Inclusion on Board Agenda
Bids and Proposals

TO : President and Village Board of Trustees

FROM : William T. Lichter, Village Manager

DATE : June 7, 2007
Agenda Date: June 7, 2007

TITLE : FY2008 Landscape Maintenance Contract

SUBMITTED BY : Wesley B. Anderson, Director of Public Works



RESULTS:

Date Bids Were Published N/A Bidding Closed N/A
Total Number of Bids Received N/A

Total Number of Bidders Meeting Specifications

Bid Security Required Yes

Performance Bond Required Yes

Were Any Bids Withdrawn Yes

Explanation:

Waiver of Bids Requested? X Yes No

If yes, explain: See attached memo.

Award Recommended to Lowest Yes No

Responsible Bidder?

If no, explain:

FISCAL IMPACT:

Amount of Award \$76,780. / multiple accounts

BACKGROUND/RECOMMENDATION:

See attached memo.

Has Recommended Bidder Worked for Village Previously X Yes No

If yes, was quality of work acceptable X Yes No

Was item bid in accordance with Public Act 85-1295? Yes No

Waiver of bids - Public Act 85-1295 does not apply Yes No

REVIEW (as needed):

Village Attorney XX Date

Finance Director XX Date 6/11/07

Village Manager XX Date 6/12/07

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Board Agenda distribution.



To: William T. Lichter, Village Manager

From: Wesley B. Anderson, Director of Public Works

Date: June 11, 2007

Subject: FY 2008 Landscape Maintenance Contract

Akers Group, the low bidder on the two-year landscape maintenance contract that began in FY2008 withdrew their bid. Upon reviewing the situation Public Works determined it would be in the Village's best interest to award a one year contract versus a two year contract. After consulting with the Village Attorney, Public Works requested a rejection of all bids, which was approved by the Board of Trustees at their June 7th meeting.

Public Works negotiated prices with Green Horizons, the next lowest bidder, for a one year contract. Green Horizons is the current landscape contractor. Green Horizons held to the monthly prices they proposed for the FY2008 two year contract. The FY2008 contract price is lower than the price being paid under the current contract with Green Horizons. The cost of the landscape maintenance contract for the period July 1, 2007 to May 31, 2008 is \$76,780.

Public Works requests that this item be presented to the Board of Trustees at their June 21, 2007 meeting. Public Works requests the Board of Trustees waive all bids and award a contract to Green Horizons for Landscape Maintenance in the sum of \$76,780.

VILLAGE OF LOMBARD

(Contract for Goods and Installation Services)

CONTRACT DOCUMENT NUMBER PWO - 0817M (modified)

This agreement is made this 21 day of June, 2007 between and shall be binding upon the Village of Lombard, an Illinois municipal Corporation hereinafter referred to as (the "Village") and Green Horizons, Inc. hereinafter to as (the "Contractor") and its successors.

Witnessed, that in consideration of the mutual promises of the parties delineated in the contract documents, the Contractor agrees to sell and install and the Village agrees to pay for the following described items and the installation of the same as set forth in the contract documents:

FY 2008 Landscape Maintenance Contract, beginning 1 July 2007 and ending 31 May 2008.

1. This contract shall embrace and include all of the applicable contract documents listed below as if attached hereto or repeated herein:

a. Specification and contract document no. PWO-0817M (Modified) for Landscape Maintenance, consisting of the following:

- i) Cover Sheet
 - ii) Table of Contents
 - iii) Invitation to Proposal on Contract Document No. _____ - Legal Notice (Not Applicable)
 - iv) General Terms, Conditions and Instructions
 - v) Specific Terms, Conditions and Instructions and Blue Prints
 - vi) Proposal Form
 - vii) Plans and Specifications and Specification Deviation Form
- b. The Contractor's Proposal Dated May 30, 2007.
- c. Required Performance and Payment Bonds and Certificate of Insurance

2. The Village agrees to pay, and the Contractor agrees to accept as full payment for the items, and installation of the same, which are the subject matter of this contract the total sum of \$76,780.00 paid in accordance with the provisions of the Local Government Prompt Payment Act and the provisions of the contract documents.

3. Risk of loss, destruction or damage of or to goods under this contract shall be on Contractor until installation and acceptance of the goods by the Village.

4. Contractor shall not delegate the duties involved in the performance of the installation services which are the subject matter of this contract without the written approval of the Village.

5. The Contractor represents and warrants that it will comply with all applicable Federal, State and local laws concerning prevailing wage rates regarding installation services provided under this contract and all Federal, state and local laws concerning equal employment opportunities.

6. The Contractor shall deliver the services under this contract by 1 July 2007, and shall complete the services by 31 May 2008. Time is of the essence of this Contract and Contractor agrees to achieve completion within the contract time by all proper and appropriate means including working overtime without additional compensation.

7. In executing this Contract, Contractor agrees that it has examined the site of the work and the conditions existing therein, has examined the Contract Documents and taken and compared field measurements and conditions with those Documents.

8. This Contract represents the entire agreement between the parties and may not be modified without the written approval of both parties.

9. Where the terms of this contract conflict with the provisions of the contract documents, the contract documents shall be binding.

IN WITNESS WHEREOF, the Village of Lombard, Illinois by William J. Mueller, Village President, and the Contractor have hereunto set their hands this 21 day of June, 2007.

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:

Accepted this _____ day of _____, 20____.

Individual or Partnership _____ Corporation _____

By _____
Position/Title

By _____
Position/Title

Print Company Name _____

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this _____ day of _____, 20__.

William J. Mueller
Village President

Brigitte O' Brien
Village Clerk

Attest:

Approved for issuance:

Tim Sexton
Assistant Finance Director
Date _____

Approved contents of contractual documents:

Thomas P. Bayer
Village Attorney
Date _____