

## VILLAGE OF LOMBARD

### CONTRACT DOCUMENT NUMBER PWU-14-19

This agreement is made this 20<sup>th</sup> day of February, 2014, by and between, and shall be binding upon, the Village of Lombard, an Illinois municipal Corporation hereinafter referred to as (the "Village") and ~~HD Supply~~ of Carol Stream, IL hereinafter referred to as (the "Contractor").

HD SUPPLY WATERWORKS LTD

Witnesseth That in consideration of the mutual promises of the parties delineated in the Contract Documents, the Contractor agrees to sell and the Village agrees to pay for the following described items as set forth in the Contract Documents:

Water & Sewer System Supplies such as Pipe, Brass and PVC Fittings, Valves, Fire Hydrants, Repair Sleeves, Castings, to be purchased on an as needed basis, in the amount not to exceed:

FY 2014 - \$61,000

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. PWU-14-19 for FY 2014 Water/Sewer System Supplies, consisting of the following:
    - i) Cover Sheet
    - ii) Table of Contents
    - iii) Invitation to Bid on Contract Document No. PWU-14-19 - Legal Notice
    - iv) General Terms, Conditions and Instructions
    - v) Specific Terms, Conditions and Instructions and Blue Prints
    - vi) Bid Proposal Form
    - vii) Plans and Specifications and Specification Deviation Form
  - b. The Contractor's Bid Proposal Dated February 7, 2014
  - c. Required Certificate of Insurance
2. The Village agrees to pay, and the Contractor agrees to accept as full payment for the items which are the subject matter of this Contract in an amount not to exceed \$61, 000 FY 2014 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 delivery of the goods to the Village and acceptance of the goods by the Village.
- 4. Contractor agrees to perform the terms of this Contract by December 31, 2014. Time is of the essence of this Contract.
- 5. 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 Village President, and the Contractor have hereunto set their hands this 20<sup>th</sup> day of February, 2014.

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 20<sup>th</sup> day of March, 2014

Individual or Partnership  Corporation

KETIL LAURENCE MANAGER  
By Position/Title

[Signature] DISTRICT MGR  
By Position/Title

HD SUPPLY WATERWORKS LTD  
Print Company Name

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this 20<sup>th</sup> day of February, 2014.

[Signature]  
Village President  
[Signature]  
DEPUTY  
Village Clerk

Attest:

VILLAGE OF LOMBARD  
CONTRACTOR'S CERTIFICATION

KEITH LAWRENCE, having been first duly sworn depose and states as follows:  
(Officer or Owner of Company)

HD SUPPLY WATERWORKS LTD, having submitted a proposal for:  
(Name of Company)

FY2014 Water / Sewer System Supplies to the Village of Lombard, hereby certifies that said CONTRACTOR:

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 HD 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: KEITH LAWRENCE  
Authorized Agent of CONTRACTOR

Subscribed and sworn to  
before me this 28th  
day of March, 2014.

Donna M. Pupillo  
Notary Public

