

**RESOLUTION
R 10-22**

A RESOLUTION AUTHORIZING AN AGREEMENT

Geotechnical Engineering, Construction Material Testing, and Environmental Services

WHEREAS, the Corporate Authorities of the Village of Lombard have received a proposed Agreement between the Village of Lombard and Rubino Engineering, Inc. regarding providing services related to Geotechnical Engineering, Construction Material Testing and Environmental Services as attached hereto, marked Exhibit "B" and made part hereof (the "Agreement"); and

WHEREAS, the Corporate Authorities deem it to be in the best interests of the Village of Lombard to approve said 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 Agreement attached hereto as Exhibit "B" is hereby approved.

SECTION 2: That the Village President and the Village Clerk be and hereby are authorized and directed to execute the Agreement attached hereto as Exhibit "B", as well as any and all other documents necessary to carry out the provisions of said Agreement.

Adopted this 3rd of February, 2022.

Ayes: Trustee LaVaque, Puccio, Dudek, Honig, Militello and Bachner

Nays: None

Absent: None

Approved by me this 3rd of February, 2022.


Keith Giagnorio
Village President

ATTEST:

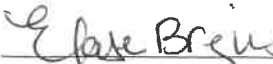

Elizabeth Brezinski
Village Clerk



Exhibit B

Legistar: 220037

VILLAGE OF LOMBARD CONTRACT

This Agreement is made this 3rd day of February 2022, between and shall be binding upon the Village of Lombard, an Illinois Municipal Corporation hereinafter referred to as the "VILLAGE" and Rubino Engineering, Inc. 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 outlined in the Contract Documents:

Geotechnical Engineering, Construction Material Testing, and Environmental Services

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

a) Geotechnical Engineering, Construction Material Testing and Environmental Services Request for Proposal dated October 19, 2021, consisting of the following:

- Cover Sheet
- Table of Contents
- Solicitation Letter
- General Provisions
- Special Provisions
- Request For Proposal
- Submittal Requirement Instructions & Examples
- Proposal Form
- Appendix 1 – Fee Submittal Requirements
- Appendix 2 - Sample Form of Contract
- Appendix 3 - Engineer's Certification Form
- Appendix 4 – CIP Project (FY22 to FY 25)
- Appendix 5 – Sample Work Order Forms
- Appendix 6 - Local Government Prompt Payment Act
- Appendix 7 – Submittal Requirement Templates

b) Addendum #1 dated December 6, 2021

c) ENGINEER's Proposal dated December 16, 2021.

d) Required Certificates and Signatures and Certificate of Insurance.

e) ENGINEER's Fee Schedule is effective from February 3, 2022, to December 31, 2022. Subject to resubmittal and approval by January 2nd of each contract year.

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 following 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.

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IN WITNESS WHEREOF, the Village of Lombard, Illinois by Keith Giagnorio, Village President, and the ENGINEER have hereunto set their hands this 3rd day of February 2022.

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 _____, 2022.

Individual or Partnership _____ Corporation _____

By Position/Title

By Position/Title

RUBINO ENGINEERING INC.

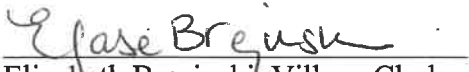
THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this 3rd day of February, 2022.



Keith Giagnorio, Village President

Attest:



Elizabeth Brezinski, Village Clerk

Exhibit B

Legistar: 220037

VILLAGE OF LOMBARD ENGINEER'S CERTIFICATION

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

Rubino Engineering Inc., having submitted a proposal for:

Geotechnical Engineering, Construction Material Testing and Environmental Services

Contract 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 _____
day of _____, 2022.

Notary Public