

**RESOLUTION
R 49-24**

**A RESOLUTION AUTHORIZING SIGNATURE OF
PRESIDENT AND CLERK ON AN AGREEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received a Contract between the Village of Lombard, and R.W. Dunteman Co. regarding construction services related to the East St. Charles Road Sidewalk Improvement 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 Contract.

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 Contract as attached hereto.

SECTION 2: That the Village Clerk be and hereby is authorized to attest said Contract as attached hereto.

Adopted this 19th day of September 2024.

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


Nays: None

Absent: None

Approved by me this 19th day of September 2024.


Keith T. Giagnorio
Village President

ATTEST:


Elizabeth Brezinski
Village Clerk

APPENDIX 1

VILLAGE OF LOMBARD

CONTRACT

CONTRACT DOCUMENT NUMBER ST 24-27

This agreement is made this 3rd day of September, 2024, between and shall be binding upon the Village of Lombard, an Illinois municipal corporation (hereinafter referred to as the "Village") and the R.W. Dunteman Company (hereinafter referred to as the "Contractor") and their respective successors.

Witnessed, that in consideration of the mutual promises of the parties delineated in the Contract Documents, the Contractor agrees to perform the services and the Village agrees to pay for all services set forth in the Schedule of Quantities in the Plan Set.

1. This contract shall embrace and include all of the applicable Contract Documents listed below as if attached hereto or repeated herein:
 - a. **Contract Document Number ST 24-27 for East St. Charles Road Sidewalk Improvement Project, consisting of the following:**
 - i. General Provisions
 - ii. Special Provisions
 - iii. Plans and Specifications
 - b. The Contractor's Bid Proposal Dated: 9-3-24
 - c. Required Performance and Payment Bonds and Certificate(s) of Insurance
 - d. Executed Bidder's Certification Form.
2. The Village agrees to pay, and the Contractor agrees to accept as full payment the amount as shown on the Contractor's Bid Proposal, which is made a part hereof, subject to such additions and deletions as agreed to by the parties hereto.
3. The Contractor shall commence work under this Contract upon written Notice to Proceed from the Village and shall complete work under this contract within (15 calendar) days from the date of the Notice to Proceed. Time is of the essence in regard to this Contract, and the Contractor agrees to achieve completion within the time permitted by all proper and appropriate means including working overtime without additional compensation.
4. Pursuant to the provisions of Section 5 of the Mechanics' Lien Act of Illinois, prior to making any payment to the Contractor under this Contract, the Village demands that the Contractor furnish a written statement of the names of all parties furnishing labor and/or materials under this Contract and

the amounts due or to become due each. This statement must be made under oath or be verified by affidavit. The Village shall not issue final payment nor shall any retained percentage become due until releases and waivers of lien have been supplied as the Village designates.

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

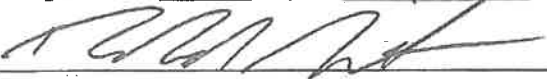
IN WITNESS WHEREOF, the Village of Lombard, Illinois, and the Contractor have each hereunto caused this Contract to be executed by their respective duly authorized representatives this ____ day of _____ 2024.

If an individual or partnership, the individual or all partners shall sign or, if a corporation, an officer(s) duly authorized shall sign.

_____ R.W. Dunteman Company _____
Print Company Name

Individual or Partnership _____ Corporation X

Accepted this 3rd day of Sept., 2024.

By 

Roland W. Dunteman / President
Position/Title

By _____

_____ Position/Title

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this 19th day of September, 2024.

_____ Keith Giagnorio, Village President

Attest:

_____ Elizabeth Brezinski, Village Clerk

APPENDIX 2

VILLAGE OF LOMBARD

**CONTRACTOR'S CERTIFICATION
(Sample Form)**

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

____ R.W. Dunteman Company _____, having submitted a proposal for:
(Name of Company)

East St. Charles Road Sidewalk Improvement Project 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 appropriate 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 EMPLOYEE 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: _____
Authorized Agent of Contractor

Subscribed and sworn to
before me this 3rd
day of September, 2024.

Notary Public

