

RESOLUTION NUMBER 08 -08

**A RESOLUTION APPROVING CONTRACT
CHANGE ORDER NUMBER ONE FOR THE
EAST DUNDEE WELLS DRILLING PROJECT**

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the Village of East Dundee has entered into a contract with Clark Dietz, Inc. for engineering services relative to the East Dundee Wells Drilling project on November 5, 2007; and

WHEREAS, a change order in allowable drilling hours from 7:00 a.m. to 7:00 p.m. (Monday to Saturday) to 6:00 a.m. to 10:00 p.m. (Monday to Saturday) is necessary for the installation of the sound baffling devices to minimize the noise pollution during the drilling phase and will result in a reduction in the total cost of the contract by -\$11,500.00, a copy of which is attached hereto and made a part hereof; and

WHEREAS, said change order adjusting the allowable drilling hours from 7:00 a.m. to 7:00 p.m. (Monday to Saturday) to 6:00 a.m. to 10:00 p.m. (Monday to Saturday) and reducing the total cost of the contract by -\$11,500.00 has been recommended for approval by the Department of Public Works of the Village of East Dundee; and

WHEREAS, the new contract price, including Change Order Number One, is for the amount of \$668,516.00; and

WHEREAS, it is deemed necessary and desirable for the Village of East Dundee to approve Change Order Number One submitted by Clark Dietz, Inc. to the contract entered into between the Village of East Dundee and Clark Dietz, Inc. dated November 5, 2007.

NOW THEREFORE BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That the Village of East Dundee adopts and approves and the President be and he is hereby authorized and directed to sign and the Village Clerk is directed to attest to the execution of Change Order Number One submitted by Clark Dietz, Inc. to the contract entered into between the Village of East Dundee and Clark Dietz, Inc. dated November 5, 2007, a copy of which is attached hereto and incorporated herein.

Section Two. Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section Three. Repeal. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

Section Four. Publication. This resolution shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 18th day of Feb, 2008, pursuant to a roll call vote as follows:

AYES: Ruffalo, Gorman, Carlini, Lynam,
Cichowski, Mahony, Pres. O'Leary

NAYES: _____

ABSENT: _____

Approved by me this 18th day of Feb, 2008.

Daniel O'Leary
DANIEL O'LEARY, President

Published in pamphlet form this 21 day of Feb, 2008, under the authority of the President and Board of Trustees.

ATTEST:

Susan Norton
Susan Norton, Village Clerk

Recorded in the Village Records on Feb 21, 2008.

