

VILLAGE OF LILY LAKE

RESOLUTION NO. 2019-27

**A RESOLUTION ACCEPTING THE PROPOSAL OF ACTIVE EXCAVATING &
WRECKING, INC. FOR FOXMOOR CULVERT MAINTENANCE**

Be it resolved by the president and the board of trustees of the Village of Lily Lake, Kane County, Illinois that:

1. The village accepts the proposal of Active Excavating & Wrecking, Inc. in the amount of \$1450, for culvert maintenance on Foxmoor Drive, in accordance with its proposal on file in the clerk's office, with the following modifications:

(a) The second note is replaced in its entirety with the following language:

“Note: As a representative of the Village of Lily Lake, I authorize you to do the work as specified. This proposal must be signed, dated and faxed or mailed back to our office before work can be scheduled. The non-prevailing party, as determined by the court, shall pay the reasonable attorney's fees, costs and expenses incurred by the prevailing party in the enforcement of this contract.”

(b) The following language is added:

“The Standard Terms and Conditions for Contracts with the Village of Lily Lake are incorporated into this proposal and made a part hereof. In the event of a conflict between any term of this proposal and the Standard Terms, the Standard Terms will prevail.”

2. If necessary in the judgment of the Director of Public Works the three options shown on the proposal for tree stump removal at \$1275, installation of seed blanket at \$400, and installation of rip rap at \$915 are also approved.

3. The clerk shall send a copy of this resolution to the contractor along with the signed copy of the proposal noting the changes made by this resolution. The contractor's commencement of work constitutes the contractor's acceptance of the changes made by this resolution.

Adopted by roll call vote on July 29, 2019.

[Signature page follows.]

Trustee	Yes	No	Absent	Abstain
Conn	X			
Dell			X	
Damisch	X			
Diehl	X			
Florian	X			
Walsh	X			
Overstreet				
Totals	5	0	1	0

Approved July 29, 2019.



President

Attested and filed in my office on July 29, 2019.



Clerk of the Village of Lily Lake, Kane County, Illinois