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**VILLAGE OF LILY LAKE**

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**RESOLUTION NO. 2021-04**

**A Resolution Accepting the Proposals of Active Excavating & Wrecking, Inc.  
for the Removal And Installation Of Culverts at 44W030 Fox Wilds Drive  
and 43W981 Fox Hill Court**

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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 proposals of Active Excavating & Wrecking, Inc., 817 E. North Street, Elburn, IL 60119, for the removal of the existing culverts and installation of new ones at 44W030 Fox Wilds Drive and 43W981 Fox Hill Court for an amount not to exceed \$6500 and \$5150, respectively, in accordance with its proposals on file in the clerk's office, with the following modifications:

(a) The second note in each proposal 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 to each proposal:

“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. The clerk shall send a copy of this resolution to the contractor along with the signed copy of each 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 January 25, 2021.

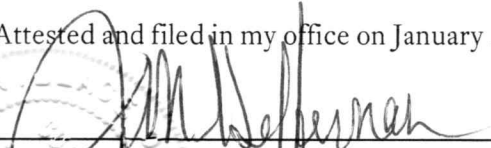
[Signature page follows.]

Trustee	Yes	No	Absent	Abstain
Conn	X			
Damisch	X			
Dell	X			
Diehl	X			
Florian	X			
Walsh	X			
Overstreet				
Totals	6	0	0	0

Approved January 25, 2021.

  
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 President

Attested and filed in my office on January 25, 2021.

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

