

VILLAGE OF LILY LAKE

RESOLUTION NO. 2021-07

**A Resolution Accepting the Proposals of Active Excavating & Wrecking, Inc. dated
January 7, 2021 for the Replacement of Two Culverts on Foxwilds Drive**

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 two proposals of Active Excavating & Wrecking, Inc., 817 E. North Street, Elburn, IL 60119, dated January 7, 2021, for the replacement of two culverts on Foxwilds Drive for an amount not to exceed \$14200. The work shall be done in accordance with the proposals, copies of which are 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.”

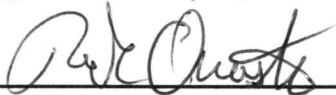
2. The clerk shall send a copy of this resolution to the contractor along with signed copies of the proposal noting the changes made by this resolution. The contractor's commencement of any of the work constitutes the contractor's acceptance of the changes made by this resolution.

Adopted by roll call vote on February 22, 2021.

[Signature page follows.]

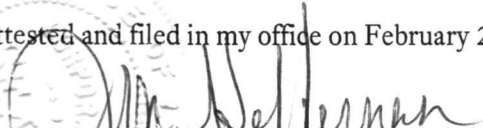
Trustee	Yes	No	Absent	Abstain
Conn				X
Damisch	X			
Dell	X			
Diehl	X			
Florian				X
Walsh	X			
Overstreet				
Totals	4	0	2	0

Approved February 22, 2021.



 President

Attested and filed in my office on February 22, 2021.



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