

RESOLUTION R-2018-32

A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT #2 TO AGREEMENT #C 36856 WITH GLOBE CONSTRUCTION, INC., FOR 2018 SIDEWALK REPLACEMENT PROGRAM

WHEREAS, the City of Wheaton, DuPage County, Illinois and Globe Construction, Inc., entered into an Agreement dated April 18, 2016 to provide labor, and/or materials and/or equipment to perform the 2016 Sidewalk Replacement Program (City Agreement #C 36856, herein after "Agreement"); and

WHEREAS, the City and Globe Construction, Inc. amended this Agreement on May 1, 2017 to extend services through April 30, 2018; and

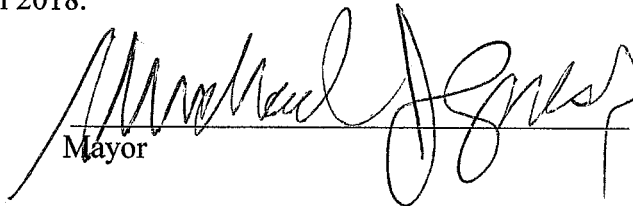
WHEREAS, the City has a continued need for the sidewalk replacement program; and

WHEREAS, it is determined by the City that the Globe Construction, Inc., request to provide continued labor, and/or materials and/or equipment to perform the 2018 Sidewalk Replacement Program through April 30, 2019 meets the City's needs; and

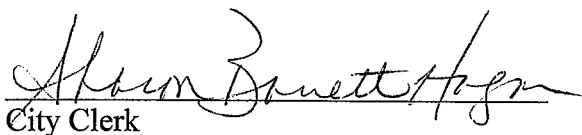
WHEREAS, it is necessary for the City to enter into a second amendment to the Agreement #C 36856 with Globe Construction, Inc., for the purpose of providing continued labor, and/or materials and/or equipment to perform the 2018 Sidewalk Replacement Program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois that the Mayor is hereby authorized to execute and the City Clerk is hereby directed to attest to Amendment #2 to Agreement #C 36856 between the City of Wheaton and Globe Construction, Inc. for 2018 Sidewalk Replacement Program services.

ADOPTED this 16th day of April 2018.


Mayor

ATTEST:


City Clerk

Roll Call Vote:

Ayes: Councilman Suess
Councilman Barbier
Councilwoman Fitch
Councilman Prendiville
Mayor Gresk
Councilman Rutledge
Councilman Scalzo

Nays: None
Absent: None

Motion Carried Unanimously

AMENDMENT #2 OF CONTRACT #C 36856
Agreement between the CITY of WHEATON, ILLINOIS
And GLOBE CONSTRUCTION, INC.,
for 2018 SIDEWALK REPLACEMENT PROGRAM

This second amendment to City Agreement #C 36856, a copy of which is attached hereto and incorporated herein as if fully set forth as Exhibit A-Amendment #2, is entered into as of this 16th day of April 2018 by and between the CITY OF WHEATON, an Illinois municipal corporation ("City"), 303 West Wesley Street, Wheaton, IL 60187, and GLOBE CONSTRUCTION, INC., ("Contractor"), 1781 W. Armitage Court, Addison, IL 60101.

WHEREAS, the City and the Contractor entered into City Agreement #C 36856, dated April 18, 2016 to provide labor, and/or materials and/or equipment to perform the 2016 Sidewalk Replacement Program (hereinafter the "Work") as more fully described in the Invitation to Bid issued by the Village of Downers Grove dated March 2016, which was incorporated as Exhibit A of the initial contract; and

WHEREAS, the City and the Contractor amended this Agreement on May 1, 2017 for continued services through April 30, 2018, and

WHEREAS, the City has a continued need for labor, and/or materials and/or equipment to perform the 2018 Sidewalk Replacement Program; and

WHEREAS, the City received a request for contract renewal dated March 30, 2018, a copy of which is attached hereto and incorporated herein as if fully set forth as Exhibit B-Amendment #2, from Globe Construction, Inc., for continued labor, and/or materials and/or equipment to perform the 2018 Sidewalk Replacement Program through April 30, 2019.

NOW, THEREFORE, in consideration of the agreements contained in this instrument and such other sufficient considerations, the parties agree as follows:

1. The recitals set forth above, including Exhibit A-Amendment #2 and Exhibit B-Amendment #2, are incorporated herein as substantive terms and conditions of this Amendment #2 of Contract #C 36856 and represent the intent of the parties.
2. The term of this Amendment #2 to City Agreement #C 36856 shall commence on May 1, 2018 and shall terminate on April 30, 2019.
3. The City retains the Contractor to provide, and the Contractor agrees to provide labor, and/or materials and/or equipment for the 2018 Sidewalk Replacement Program described in Exhibit A-Amendment #2 and as amended by Exhibit B-Amendment #2.
4. Contractor shall provide the City with current Certificate(s) of Insurance together with Insurance Endorsements and Waiver of Subrogation all in compliance with the Initial Contract terms upon executing this Amendment #2.
5. All other provisions of Agreement #C 36856, except as modified herein, are hereby ratified and reaffirmed.

CITY OF WHEATON

By: _____

Title: _____

Date: _____

4/17/18

Attest:

Sharon Bennett Hagem

Date: 4/17/18

Title: City Clerk

GLOBE CONSTRUCTION, INC.

By: [Signature]

Date: 4-27-18

Title: President

Attest:

John Mastino

Title: Secretary