

RESOLUTION NO.

A RESOLUTION AUTHORIZING EXECUTION OF AN ADDENDUM TO AN AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE VILLAGE OF DOWNERS GROVE AND CLAUDE H. HURLEY COMPANY

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois, as follows:

1. That the form and substance of a certain Addendum to an Agreement for Engineering Services Agreement (the “Agreement”), between the Village of Downers Grove (the “Village”) and Claude H. Hurley Company (the “Engineer”), for certain geotechnical engineering services, as set forth in the form of the addendum submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Mayor and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Agreement, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Agreement.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

Mayor

Passed:

Attest: _____
Village Clerk

**ADDENDUM TO AN AGREEMENT FOR ENGINEERING SERVICES
BETWEEN THE VILLAGE OF DOWNERS GROVE
AND CLAUDE H. HURLEY COMPANY**

THIS ADDENDUM dated this ____ day of _____, 2003, by and between the Village of Downers Grove, an Illinois municipal corporation (hereinafter referred to as "Owner"), and Claude H. Hurley Company, an Illinois corporation (hereinafter referred to as "Engineer"), in consideration of the following mutual covenants, terms and agreements, hereby agree to amend the Agreement for Engineering Services Between The Village of Downers Grove and Claude H. Hurley Company ("Agreement"), dated April 16, 2002, as follows:

1. The Agreement shall be amended as follows:

3.2 *The agreement shall be extended for the period of May 1, 2003 through April 30, 2004. Annual extension of this agreement may be negotiated not to exceed one (1) additional year.*

4.1 *The ENGINEER shall be compensated for services provided under specific Letter of Agreements and in accordance with the rates specified in Exhibit A 2003-2004 "Geotechnical Engineering Fee Schedule".*

2. All terms and conditions of the April 16, 2002 Agreement shall apply equally to this Addendum Agreement, including the term of the agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Addendum to be executed as of the day and year first specified above.

VILLAGE OF DOWNERS GROVE

CLAUDE H. HURLEY COMPANY

BY: _____

BY: _____

ATTEST: _____

ATTEST: _____

DATE: _____

DATE: _____