

A THIRD AMENDMENT TO AN INDEPENDENT CONTRACTOR AGREEMENT WITH J. GILL & CO. FOR MAINTENANCE REPAIRS OF THE VILLAGE’S HOLLEY COURT, THE AVENUE, AND OAK PARK & RIVER FOREST HIGH SCHOOL PARKING STRUCTURES TO INCREASE THE NOT TO EXCEED AMOUNT FROM \$1,671,175.00 TO \$2,416,175.00 AND AUTHORIZING ITS EXECUTION.

THIS THIRD AMENDMENT TO THE INDEPENDENT CONTRACTOR AGREEMENT (hereinafter referred to as the “Third Amendment”) between the Village of Oak Park, an Illinois home rule municipal corporation, and J. Gill & Co., an Illinois corporation, is entered into this ____ day of August 2024 (collectively referred to as the “Parties”).

RECITALS

WHEREAS, the Parties entered into an Independent Contractor Agreement dated September 5, 2023 (“Agreement”); and

WHEREAS, the Parties amended the agreement pursuant to an amendment dated January 30, 2024 (“Amendment”); and

WHEREAS, the Parties amended the agreement pursuant to a second amendment dated June 18, 2024 (“Second Amendment”); and

WHEREAS, the Parties seek to further amend the Agreement to increase the not-to-exceed amount, pursuant to the Contractor’s proposal dated August ##, 2024; and

WHEREAS, the Parties seek to amend Section 2 of the Agreement pursuant to this Third Amendment to increase the not-to-exceed amount; and

NOW, THEREFORE, in consideration of the foregoing, and the mutual covenants and agreements contained herein and other good and valuable consideration, the receipt and sufficiency of which is acknowledged by the Parties, the Parties hereto agree as follows:

1. **RECITALS INCORPORATED.** The above recitals are incorporated herein as though fully set forth.

2. **AMENDMENT TO AGREEMENT.** Section 2 of the Agreement is amended by adding the underlined language and deleting the overstricken language as follows:

The Contractor shall perform the Work for the Project in accordance with its Proposal for a price not to exceed ~~\$1,671,175.00~~ \$2,416,175.00 (“Contract Price”).

3. **OTHER PROVISIONS OF THE CONTRACT TO REMAIN IN EFFECT.** All other terms and conditions of the Agreement shall remain in full force and effect.

4. **EFFECTIVE DATE.** This Third Amendment to the Agreement shall be deemed dated and become effective on the date of its execution by the Village Manager of the Village of Oak Park.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK –
SIGNATURE PAGE FOLLOWS]**

IN WITNESS WHEREOF, the parties hereto have caused this Third Amendment to the Agreement to be signed by their duly authorized representatives on the day and date first written above.

VILLAGE OF OAK PARK

J. GILL & CO.

By: Kevin J. Jackson
Its: Village Manager

By: Joseph J. Gill
Its: President

Dated: _____, 2024

Dated: _____, 2024

ATTEST

ATTEST

By: Christina M. Waters
Its: Village Clerk

By: James Bax
Its: Secretary

Date: _____, 2024

Date: _____, 2024