

**AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN
THE VILLAGE OF OAK PARK AND EDWIN HANCOCK ENGINEERING CO.
FOR DESIGN AND CONSTRUCTION ENGINEERING SERVICES
FOR THE VILLAGE'S 2018 AND 2019 ALLEY IMPROVEMENT PROJECTS**

THIS AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT DATED November 4, 2014, renewed on September 22, 2015, and renewed on August 10, 2016, between the Village of Oak Park, an Illinois home rule municipal corporation, and Edwin Hancock Engineering Co., an Illinois Corporation, is entered into this 5th day of April, 2017 (collectively referred to as the "Parties").

WITNESSETH:

WHEREAS, the Parties entered into a Professional Services Agreement dated November 4, 2014 ("Agreement"); and

WHEREAS, the Parties seek to amend the Agreement as set forth herein for the Village's 2018 and 2019 Alley Improvement Projects.

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. **AMENDMENT TO AGREEMENT.** Section 1 ("Services of the Agreement") is amended by adding a new Subsection 1.4 to read as follows:

1. **SERVICES OF THE CONSULTANT.**

1.4. This Agreement shall be in effect until the completion of all work associated with the 2017 Alley Improvement Project. The Village may renew this Agreement for two (2) additional annual terms for design and construction engineering services for the Village's 2018 and 2019 Alley Improvement Projects pursuant to the terms of this Agreement and Consultant's Proposal for "Design and Construction Engineering Services of the 2018 and 2019 Alley Improvement Projects" dated August 22, 2016, attached hereto and incorporated herein by reference. Any renewal of this Agreement shall be on an annual basis for no more than two (2) additional terms. If any price reductions are announced during the agreement period, the Village shall receive benefit of such reductions. This request shall also be in the form of a written notification and shall become effective thirty (30) days from the date the notice was received by the Village.

The Project consists of professional engineering services, as more completely described in the Consultant's "Proposal for Professional Engineering Services for Design and Construction Engineering (Phases I, II, and III) for 2015 Alley Improvements" dated October 16, 2014 and in the Consultant's Proposal for "Design and Construction Engineering Services of the 2018 and 2019 Alley Improvement Projects" dated August 22, 2016, collectively attached hereto ("Services"). After written authorization by the Village, the Consultant shall provide the Services for the Project. These Services shall include providing design and construction engineering services for alley improvements as described in the Scope of Services section of the Project. The Village shall approve the use of subconsultants by Consultant to perform any of the Services that are the subject of this Agreement.

2. AMENDMENT TO AGREEMENT. Section 2 ("Compensation for Services") of the Agreement is amended by deleting the overstricken language and adding the underlined language to read as follows:

Section 2: Compensation for Services

2.1. The Village shall compensate the Consultant for the Services in an amount not to exceed ~~\$248,600.00 ("Contract Price")~~ according to the hourly rates for the various personnel classifications included in the "Engineering Fee" section of the Consultant's Proposal dated August 22, 2016. The Consultant shall be paid installments not more frequently than once each month ("Progress Payments"). Payments shall be made within thirty (30) days of receipt by the Village of a pay request/invoice from the Consultant. Payments shall be due and owing by the Village in accordance with the terms and provisions of the Local Government Prompt Payment Act, 50 ILCS 505/1 et seq., except as set forth herein.

3. OTHER PROVISIONS OF THE PROFESSIONAL SERVICES AGREEMENT TO REMAIN IN EFFECT. All other terms and conditions of the Professional Services Agreement shall remain in full force and effect.

4. EFFECTIVE DATE. This 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.

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

VILLAGE OF OAK PARK

EDWIN HANCOCK ENGINEERING CO.


By: Cara Pavlicek
Its: Village Manager

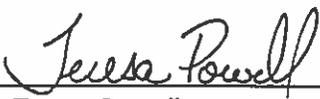

By: Derek Treichel
Its: President

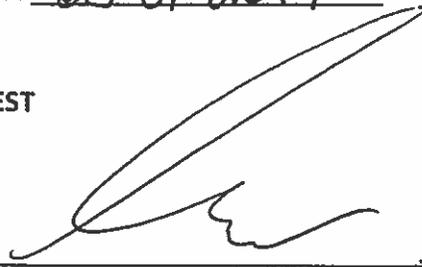
Dated: 4/20/17

Dated: 05-01-2017

ATTEST

ATTEST


By: Teresa Powell
Its: Village Clerk

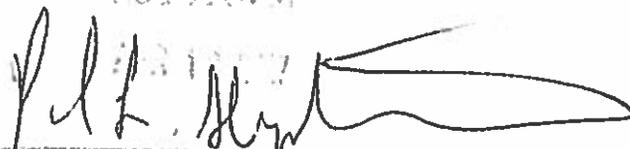

By:
Its:

Dated: April 20, 2017

Dated: 5-5-17



REVIEWED AND APPROVED
AS TO FORM


LAW DEPARTMENT



The Village of Oak Park
Village Hall
123 Madison Street
Oak Park, Illinois 60302-4272

708.383.6400
Fax 708.383.6692
TTY 708.383.0048
village@vil.oak-park.il.us

April 28, 2017

Erwin Hancock Engineering
9933 Roosevelt Road
Westchester, IL 60154
Attn: Derek Treichel

Re: Professional Services Agreement for Design and Construction Engineering Services for the Village's 2018 and 2019 Alley Improvement Projects

Dear Derek Treichel:

The Village of Oak Park has approved the Professional Service Agreement submitted by Edwin Hancock Engineering Co. for Design and Construction Engineering Services for the Village's 2018 and 2019 Alley Improvement Projects.

Please find enclosed three (3) Professional Services Agreements for the Village of Oak Park. Please sign all three agreements. Keep one as your copy and return the remaining copies, to the Village of Oak Park, Public Works Service Center, 201 South Blvd., Oak Park, Illinois, 60302, ATTN: Grace Kenney, Office Manager.

Feel free to call me directly with any questions. I can be reached at (708) 358-5700.

Sincerely,

Grace Kenney
Office Manager
Village of Oak Park

ORIGINAL

RES 17-514_V_041717

RESOLUTION

A RESOLUTION APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH EDWIN HANCOCK ENGINEERING CO. FOR DESIGN AND CONSTRUCTION ENGINEERING SERVICES FOR THE 2018 AND 2019 ALLEY IMPROVEMENTS AND AUTHORIZING ITS EXECUTION

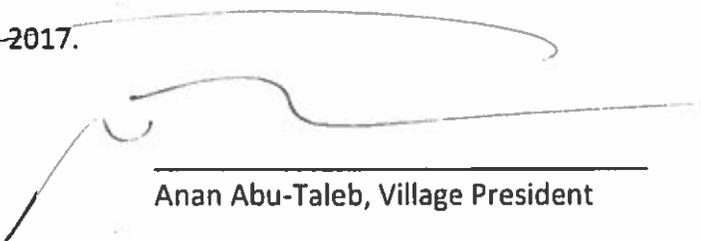
BE IT RESOLVED by the President and Board of Trustees of the Village of Oak Park, Cook County, State of Illinois, in the exercise of their home rule powers, that the Amendment to the Professional Services Agreement ("Amendment") for Design and Construction Engineering Services for the 2018 and 2019 Alley Improvement Projects with Edwin Hancock Engineering Co., is approved and the Village Manager is authorized to execute the Amendment in substantially the form attached.

THIS RESOLUTION shall be in full force and effect from and after its adoption and approval as provided by law.

ADOPTED this 17th day of April, 2017 pursuant to a roll call vote as follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb	X			
Trustee Barber	X			
Trustee Brewer	X			
Trustee Button Ott	X			
Trustee Lueck	X			
Trustee Taglia	X			
Trustee Tucker				X

APPROVED this 17th day of April, 2017.


Anan Abu-Taleb, Village President

ATTEST


Teresa Powell, Village Clerk



Village of Oak Park

Jim V. 4/17/17
Approved
123 Madison Street
Oak Park, Illinois 60302
www.oak-park.us

Agenda Item Summary

File #: RES 17-514, Version: 1

Submitted By

Bill McKenna, Village Engineer

Reviewed By

LKS

Agenda Item Title

A Resolution Approving an Amendment to the Professional Services Agreement with Edwin Hancock Engineering, Co. for Professional Engineering services for Design and Construction Engineering of the 2018 and 2019 Alley Improvements and Authorizing its Execution

Overview

In 2014 the Village entered into a professional services agreement with Edwin Hancock Engineering Co. to design and manage the 2015 alley improvement projects following a request for proposal process. The original agreement was renewed in 2015 and 2016 based on the conditions of the original agreement which allowed for renewing the agreement for up to 2 additional terms. Staff is recommending renewing the original agreement to extend the term of the agreement for up to an additional two years instead of going out for a request for proposal process for alley engineering for the remaining two years of the accelerated alley replacement program.

Staff Recommendation

Approve the resolution.

Fiscal Impact

There is no fiscal impact to amending the original agreement to extend the term of the agreement for up to an additional two years.

Subject to consensus of the Village Board, staff will present a renewal agreement with costs in the late summer or fall of this year for designing and managing the 2018 alley improvement project following review of the draft 2018 annual budget.

Background

In 2014 the Village entered into a professional services agreement with Edwin Hancock Engineering Co. to design and manage the 2015 alley improvement projects following a request for proposal process. The Village received 9 responses to the alley engineering RFP and the proposal from Edwin Hancock Engineering best fit the Village's needs while also being the lowest cost. The original agreement included provisions for renewing up the agreement for up to two additional terms. The Village renewed the agreement the past two years and the original agreement will expire at the end of this year.

Edwin Hancock Engineering has done an excellent job in designing and managing the alley projects the last three years. They have been able to design the projects quickly in order to bid them very early in the year which benefits the Village by receiving aggressive bids from contractors. They have done an excellent job managing the alley construction projects which require a great deal of business and resident coordination due to loss of access to garages and delivery areas.

Edwin Hancock Engineering submitted a proposal requesting to extend the agreement for an additional two years. Edwin Hancock is committing to holding their current rates for the remainder of the two additional years which provides a cost savings for the Village.

Staff is recommending renewing the original agreement to extend the term of the agreement for up to an additional two years instead of going out for a request for proposal process for alley engineering for the remaining two years of the accelerated alley replacement program.

Subject to consensus of the Village Board, staff will present a renewal agreement with costs in the late summer or fall of this year for designing and managing the 2018 alley improvement project once the preliminary budget is determined for the 2018 alley improvement project.

Alternatives

The alternative to this recommendation could be to delay action to gain additional information.

Previous Board Action

On November 3, 2014 the Village Board approved a Resolution authorizing the execution of a professional services agreement with Edwin Hancock Engineering Co. for design and construction engineering of the 2015 alley improvements.

On September 8, 2015 the Village Board approved a Renewal Agreement with Edwin Hancock Engineering Co. for Professional Engineering Services for Design and Construction Engineering of the 2016 Alley Improvements in an amount not to exceed \$231,600.

On August 1, 2016 the Village Board approved a renewal agreement with Edwin Hancock Engineering, Co. for Professional Engineering services for Design and Construction Engineering of the 2017 Alley Improvements, in an amount not to exceed \$293,000.00.

Citizen Advisory Commission Action

N/A.

Anticipated Future Actions/Commitments

Subject to consensus of the Village Board, staff will present a renewal agreement with costs in the late summer or fall of this year for designing and managing the 2018 alley improvement project once the preliminary budget is determined for the 2018 alley improvement project.

Intergovernmental Cooperation Opportunities

None at this time.

Performance Management (MAP) Alignment

This work is in alignment with the Governance Priority established for the Department of Public Works for Infrastructure/Capital Programs.