

**ORIGINAL**

RES 18-1064 AT 121018

**RESOLUTION**

**A RESOLUTION APPROVING A CHANGE ORDER FOR THE CONTRACT WITH CERNIGLIA CO.  
FOR PROJECT 18-1, WATER AND SEWER MAIN IMPROVEMENTS, AND AN  
AMENDMENT TO THE CONTRACT FOR AN ADDITIONAL AMOUNT  
NOT TO EXCEED \$100,000 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 change order for the Contract with Cerniglia Co. For Project 18-1, Water and Sewer Main Improvements, and an Amendment to the Contract ("Amendment") for an additional for an additional amount not to exceed \$100,000 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 10<sup>th</sup> day of December, 2018 pursuant to a roll call vote as follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb	✓			
Trustee Andrews	✓			
Trustee Boutet	✓			
Trustee Button	✓			
Trustee Moroney	✓			
Trustee Taglia	✓			
Trustee Tucker	✓			

**APPROVED** this 10<sup>th</sup> day of December, 2018.

  
\_\_\_\_\_  
Anan Abu-Taleb, Village President

**ATTEST**

  
\_\_\_\_\_  
Vicki Scaman, Village Clerk

**AN AMENDMENT TO A CONTRACT BETWEEN  
THE VILLAGE OF OAK PARK AND CERNIGLIA CO. FOR PROJECT 18-1,  
WATER AND SEWER MAIN IMPROVEMENTS, IN AN AMOUNT NOT TO EXCEED \$100,000**

THIS AMENDMENT TO THE CONTRACT DATED September 17, 2018 between the Village of Oak Park, an Illinois home rule municipal corporation, and Cerniglia Co., an Illinois corporation, is entered into this 12 day of December, 2018 (collectively referred to as the "Parties").

**RECITALS**

WHEREAS, the Parties entered into a Contract dated September 17, 2018 ("Contract"); and

WHEREAS, the Parties seek to amend the Contract pursuant to this Amendment to reflect a total amount of \$2,377,689.

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 CONTRACT.** Section 1 of the Contract is amended by adding the underlined language and deleting the overstricken language as follows:

THIS CONTRACT is entered into this 17<sup>th</sup> day of September, 2018 by and between the Village of Oak Park, 123 Madison St., Oak Park, IL 60302 acting by and through its President and Board of Trustees and Cerniglia Co., an Illinois limited liability corporation with offices at 3421 Lake St., Melrose Park, Illinois 60160, its executors, administrators, successors or assigns (hereinafter "Contractor") in an amount not to exceed ~~\$2,277,689~~ \$2,377,689.

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

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

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


IN WITNESS WHEREOF, the parties hereto have caused this Amendment to the Contract to be signed by their duly authorized representatives on the dates set forth below.

VILLAGE OF OAK PARK

  
By: Cara Pavlicek  
Its: Village Manager


Dated: 12/12, 2018

ATTEST

  
By: Vicki Scaman  
Its: Village Clerk

Dated: 12/12, 2018

CERNIGLIA CO.

  
By: Louis Napolitano  
Its: President

Dated: 12/26/18, 2018

ATTEST

  
By: RALPH CIMINO  
Its: CORPORATE SECRETARY

Dated: 12-26, 2018

REVIEWED AND APPROVED  
AS TO FORM

  
10 2018  
LAW FIRM