

ORDINANCE NO. ⁷⁹⁻¹~~78-80~~

AN ORDINANCE AWARDING CONTRACT PURSUANT TO
BID FOR INSTALLATION OF SEWERS AND RELATED
IMPROVEMENTS FOR SECTIONS "A", "B", "C", AND "D"
FOR THE VILLAGE OF CHATHAM MUNICIPAL SEWER SYSTEM

WHEREAS, the electors of the Village of Chatham heretofore have by referendum approved the installation of the Chatham Municipal Sewer System, and

WHEREAS, Easements, Rights-of-way and Permits for Sections "A", "B", "C", and "D" have been acquired, and

WHEREAS, all engineering and bid specifications have been completed and approved by the State of Illinois Environmental Protection Agency, and

WHEREAS, the Village of Chatham, pursuant to Ordinance 78-30, approved October 24, 1978, has advertised for and received bids for the installation of improvements for Sections "A", "B", "C", and "D", and

WHEREAS, the Village of Chatham has on November 27, 1978 at the office of the Village Clerk, Village Hall, opened and read aloud publicly such bids received, and

WHEREAS, the bid of Allied Contracting Co. of Illinois, P.O. Box 3147, Springfield, Illinois 62701 was the lowest responsible bid for the improvements to the said Sections "A", "B", "C", and "D", and

WHEREAS, the Village of Chatham intends to finance the construction, in part, from grants administered by the Illinois Environmental Protection Agency from the

Illinois Anti-Pollution Fund, and from the sale of bonds as authorized by Ordinance 78-20 of the Village of Chatham.

THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Chatham:

Section 1. The bid of Allied Contracting Co. of Illinois, P.O. Box 3147, Springfield, Illinois, is accepted as the lowest responsible bid for performance of the improvements for sewer installation for Sections "A", "B", "C", and "D" in the amount of: Total combined bid "A", "B", "C", and "D" \$1,991,917.89 pursuant to Plans, Specifications and Contract Documents for Chatham Municipal Sewer System Sections "A", "B", "C", and "D" prepared by Benton and Associates, Inc., Consulting Engineers, Jacksonville, Illinois, of which one set of the Plans, Specifications and Contract Documents are on file in the Village Hall of the Village of Chatham, Illinois and heretofore approved by the Environmental Protection Agency of the State of Illinois, Construction Permit No. 1977-HA-4054-1, and which have been approved and adopted as the official Specifications and Plans for such Sections of the Chatham Municipal Sewer System pursuant to said Ordinance 78-30 of the Village of Chatham approved October 24, 1978.

The contract awarded under this Ordinance is expected to be funded in part by a grant from the Illinois Anti-Pollution Fund. Neither the State of Illinois nor any of its Departments, Agencies or employees is or will be a part to this contract.

The contract documents, consisting of Advertisement for Bids, Information for Bidders, Bid, Bid Bond, Agreement, General Conditions, Special Provisions, Payment Bond, Performance Bond, Notice of Award, Notice to Proceed, Change Order, Compliance Statement, Equal Employment Opportunity Clause, Drawings, Specifications and Addenda, copies of which are on file at the following locations:

Village Hall
Village of Chatham
117 East Mulberry Street
Chatham, IL. 62629

Benton & Associates,
Inc.
2001 West Lafayette
Avenue
Jacksonville, IL. 62650

Section 2. The Clerk of the Village of Chatham be and hereby is authorized and directed to notify Allied Contracting Company of this award.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval as required by law.

PASSED


January 9, 19 79

APPROVED

January 9, 19 79


President, Board of Trustees
Village of Chatham

ATTEST:


Village Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF SANGAMON)

CERTIFICATION OF MINUTES

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois, and that as such official I am the keeper of the records and files of the President and Board of Trustees of said Village.

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the meeting of said President and Board of Trustees of said Village held on the 9 day of January, 1979, insofar as same relates to the adoption of an ordinance entitled:

AN ORDINANCE awarding contract pursuant to bid for installation of sewers and related improvements for Sections "A", "B", "C", and "D" for the Village of Chatham Municipal Sewer System.

a true, correct and complete copy of which said ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the President and Board of Trustees on the adoption of said ordinance were conducted openly; that the vote on the adoption of said ordinance was taken openly; that said meeting was held at a specified time and place convenient to the public; that notice of said meeting was duly given to all newspapers, radio or television stations and other news media requesting such notice; that said meeting was called and held in strict compliance with the provisions of "AN ACT in relation to meetings," approved July 11, 1957, as amended, and with the applicable provision of the Illinois Municipal Code, as amended, and that said President and Board of Trustees has complied with all of the applicable provisions of said Act and said Code and with all of the procedural rules of said President and Board of Trustees.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of said Village, this 9 day of January, 1979.

Helen Spencer
Village Clerk

(SEAL)

A G R E E M E N T

THIS AGREEMENT, made and entered into on the 16th day of May, 1982, by and between THE VILLAGE OF CHATHAM, through the President and Board of Trustees of the Village ("Village"), and LAWRENCE TRAVIS & CO., 108 North Dye, Virden, Illinois ("Accountant"), WITNESSETH:

WHEREAS, Village is desirous of undertaking a review of its water rates to the customers of the Village in anticipation of possible restructuring of such rates; and

WHEREAS, Accountant represents that he is familiar with, qualified, knowledgeable and experienced in providing management and advisory services with respect to municipal water rates and in determining and preparing future cash flows for municipalities and in determining the need for and amount of future rate increases, if any, and has performed such services for municipalities in the past;

NOW, THEREFORE, for and in consideration of the mutual promises of the parties heretin contained, IT IS AGREED by and between the parties hereto as follows:

1. Accountant shall:

A. Provide professional and technical services in accordance with the terms and conditions of this Agreement;

B. Provide management and advisory services with respect to municipal water rates and in determining and preparing future cash flows for Village and in determining the need for and amount of future rate increases, if any;

C. Provide management advisory services pertaining to the restructuring of water rates to the customers of the Village: (i) bulk water, (ii) water rates inside the corporate limits of the Village, and (iii) water rates outside the corporate limits of the Village, by review of the April 30, 1981 audit report of the Waterworks and Sewerage Fund, review of May 7, 1970 ordinance providing for the regulation and operation of the municipal waterworks system, review of cost figures for waterworks fund with Robert Benton, Consulting Engineer of the Village, review of cost figures for waterworks fund with Bill Smith, Village Treasurer, prepare cash flows for the next ~~ten~~ (10) years based upon current operations (including repayments of bond principal and interest), determine need for a rate increase during the current year (1982) and during the period 1983-1992, prepare report on recommendations for rate increase, and discuss report with Village officials;

*To read 5 years
Cliff Koe
3/16/82
LST*

D. Conclude such work on or before, but no later than, May 31, 1982.

2. The Village shall pay Accountant at the conclusion of work hereunder the following sums not to exceed in the aggregate the sum of Seven Hundred Twenty-five (\$725.00) Dollars:

- A. Twenty-five (\$25.00) Dollars per hour per person;
- B. Out-of-pocket costs incurred by Accountant;
- C. No further payment shall be made by the Village of Chatham for the services enumerated in paragraph 1 hereof to be performed by Accountant.

3. General Provisions:

A. Village shall make available to Accountant all available pertinent public records of the Village relevant to the subjects of this Agreement during customary business hours of the Village.

B. Accountant shall be available at reasonable times and places to present its documents prepared pursuant to this Agreement and explain the contents thereof at meetings at the direction of the President and Board of Trustees of the Village.

C. All documents, data, studies, memoranda and reports shall be and remain the property of the Village. Accountant shall make itself and such documents, work products and memoranda available for review and consultation to the Village or any elected official thereof upon reasonable notice during customary working hours. All documents and reports required by this Agreement from Accountant shall be of sufficient clarity to allow the Village to reproduce or publish clear and readable copies.

D. All data, reports, exhibits and documents, as well as any formal presentations prepared by Accountant, shall be reviewed and approved by the President and Board of Trustees before release to any other individual or to the general public.

E. Accountant acknowledges that this is deemed by the Village to be a contract for the personal services of Lawrence A. Travis and that the Village is induced to enter into this Agreement by the professional qualifications of Lawrence A. Travis and the representations of Accountant that Lawrence A. Travis shall perform on behalf of Accountant the work herein to be rendered hereunder and agrees that neither this Agreement nor any rights or obligations hereunder may be assigned by Lawrence A. Travis in whole or in part, without prior written approval of the Village and that if Lawrence A. Travis ceases to be employed by Accountant, this Agreement shall be terminable by Village upon notice thereof to Accountant.

F. Accountant is an independent contractor and in providing its services hereunder shall not represent to any third party that its authority is greater than that granted under the terms of this Agreement.

G. Accountant warrants and represents that such ordinance and materials when completed and enacted shall meet, satisfy and comply with all statutes, laws and specifications and be within parameters established and existing by the State of Illinois at the time of such enactment.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first above set forth.

ATTEST:

By Donna D. Hedinger
Village Clerk

THE VILLAGE OF CHATHAM, an Illinois
municipal corporation,

By John W. [Signature]
President, Board of Trustees

LAWRENCE TRAVIS & CO.

By Lawrence Travis & Co.

MINUTES of a Regular public meeting of
 the President and Board of Trustees of the Village
 of Chatham, Sangamon County, Illinois, held at
Village Hall in said Village at
7 o'clock P.M., on the 9 day of Jan
Jan, 1979.

The meeting was called to order by the President,
 and upon the roll being called, John F. Whitney, the President,
 and the following Trustees answered present:

Brown, Cronis, Hill, Keever, Wiesenmeyer

and the following Trustees were absent:

none

~~Trustee~~ Mayor Whitney presented,
 and the Village Clerk read in full an ordinance as follows:

Trustee, Wiesenmeyer, moved and Trustee, Kevern seconded the motion that said ordinance as presented and read by the Village Clerk be adopted.

After a full discussion thereof, the President directed that the roll be called for a vote upon the motion to adopt said ordinance as read.

Upon the roll being called the following Trustees voted:

AYE: Brown, Cronis, Hill, Kevern
Wiesenmeyer & Mayor Whitney

The following Trustees voted NAY:

none

Whereupon the President declared the motion carried and the ordinance adopted, and henceforth did approve and sign the same in open meeting, and did direct the Village Clerk to record the same in the records of the Village of Chatham, Sangamon County, Illinois.

Other business not pertinent to the adoption of said ordinance was duly transacted at said meeting.

Upon the motion duly made, seconded and adopted, the meeting was adjourned.

Robert S. Spence
Village Clerk