

## RESOLUTION 18-43

### A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF CONTRACT NO. 10 ENTITLED "NORTH SHORE CHANNEL TRANSMISSION MAIN CROSSING, WATER TRANSMISSION MAIN AND FACILITY IMPROVEMENTS PROJECT" BETWEEN THE MORTON GROVE-NILES WATER COMMISSION AND BOLDER CONTRACTORS, INC. FOR THE MGNWC WATER TRANSMISSION MAIN AND FACILITY IMPROVEMENTS PROJECT

**WHEREAS**, the Morton Grove Niles Water Commission, located in Cook County, Illinois ("MGNWC"), has been established to operate a public water supply system (the "System") by an intergovernmental agreement adopted by the Village of Morton Grove and the Village of Niles pursuant to 65 ILCS 5/11-135-1 *et seq.*, and the MGNWC further operates in accordance with the provisions of Article VII, Section 6 of the Illinois Constitution;

**WHEREAS**, the MGNWC Board of Commissioners has determined that it is advisable, necessary and in the best of the MGNWC to acquire property and construct water transmission mains and facility improvements including new water main lines, pump stations and a water storage standpipe, and to rehabilitate certain existing water main lines to construct and operate a public water supply system that connects the Villages of Morton Grove and Niles to the MGNWC's future water supplier, the city of Evanston ("the MGNWC Water Transmission Main and Facility Improvements Project" or the "Project"); and

**WHEREAS**, the estimated cost of construction and installation of the Project, including engineering, legal, financial and other related expenses is \$96,200,000.00; and

**WHEREAS**, on February 28, 2018 and March 1, 2018 the MGNWC posted its Advertisement for Bids for Contract No. 10, entitled "North Shore Channel Transmission Main Crossing, Water Transmission Main and Facility Improvements Project" for construction of approximately 1200 lineal feet of 24-inch ductile iron transmission main across McCormick Boulevard and the North Shore Channel in the Village of Skokie and City of Evanston, Illinois, and on March 22, 2018, the MGNWC received and opened bids for Contract No. 10; and

**WHEREAS**, the Project Engineer, Stanley Consultants, Inc. reviewed the bids and has recommended awarding Contract No. 10 to the apparent lowest responsive and responsible bidder Bolder Contractors, Inc. for the contract amount of \$1,789,534.50, plus an additional amount not to exceed the greater of \$200,000 or \$50,000 for each 24" valve which installation is delayed for circumstances beyond Bolder Contractors, Inc.'s control; and

**WHEREAS**, the MGNWC Board and Bolder Contractors, Inc., Inc. have agreed to the terms of Contract No. 10. attached hereto as **Exhibit A**; and

**WHEREAS**, the Board of Commissioners of the Morton Grove-Niles Water Commission have the authority to enter into Contract No. 10 pursuant to Article VII, Section 10 of the 1970 Constitution of the State of Illinois, the Illinois Intergovernmental Cooperation Act (5 ILCS 220/1, *et seq.*) and the Illinois Municipal Code (65 ILCS 5/1, *et seq.*, including 65 ILCS 5/11-135-1, *et seq.*),

and find that entering into Contract No. 10 is in the best interests of MGNWC, the Village of Morton Grove and the Village of Niles.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE MORTON GROVE-NILES WATER COMMISSION, COOK COUNTY, ILLINOIS, AS FOLLOWS:**

**SECTION 1:** Each Whereas paragraph above is incorporated by reference into this Section 1 and made a part hereof as material and operative provisions of this Resolution.

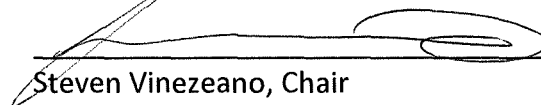
**SECTION 2:** The Board of Commissioners of the Morton Grove-Niles Water Commission ("MGNWC Board") authorize the approval of the economic terms and the attached form of Contract No. 10, entitled "North Shore Channel Transmission Main Crossing, Water Transmission Main and Facility Improvements Project" between the MGNWC and Bolder Contractors, Inc., (the "Agreement") for the purposes set forth in the Agreement, attached hereto as **Exhibit A**. The MGNWC Board authorize and direct the Chair, or his/her designee, and the Clerk to execute the final version of the Agreement, which may contain certain non-substantive and non-financial modifications that are approved by the Village Manager of Niles and the Village Administrator of Morton Grove, and to execute and deliver all other instruments and documents and pay all costs that are necessary to fulfill MGNWC'S obligations under the Agreement.

**SECTION 3:** This Resolution shall be in full force and effect from and after its adoption and approval as provided by law.

**ADOPTED** this 22nd day of March, pursuant to a roll call vote as follows:

**AYES:** John Pietron and Steven Vinezeano  
**NAYS:** None  
**ABSENT:** None (Cook County Appointee not appointed yet)

**PASSED** by the Board of Commissioners of the Morton Grove-Niles Water Commission, Cook County, Illinois on a roll call vote at a Regular Meeting thereof held on the 22nd day of March, and approved by the Chair, and attested by the Clerk on the same day.

  
Steven Vinezeano, Chair

**ATTEST:**

  
John Pietron, Clerk

**Exhibit A**

**CONTRACT NO. 10**  
**“NORTH SHORE CHANNEL TRANSMISSION MAIN CROSSING,**  
**WATER TRANSMISSION MAIN AND FACILITY IMPROVEMENTS PROJECT”**  
(attached)