

CITY OF LE ROY
COUNTY OF MC LEAN
STATE OF ILLINOIS

ORDINANCE NO. 805

AN ORDINANCE APPROVING A CONTRACT WITH COLCLASURE, INC., FOR
CONSTRUCTION OF PHASE IV OF THE GOLDEN EAGLE SANITARY SEWER,
IN THE CITY OF LE ROY, MC LEAN COUNTY, ILLINOIS

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY
THIS 20th DAY OF July, 1998

PRESENTED: July 20, 1998

PASSED: July 20, 1998

APPROVED: July 20, 1998

RECORDED: July 20, 1998

PUBLISHED: July 20, 1998


In Pamphlet Form

Voting "Aye" 5

Voting "Nay" 0

The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)


x _____
City Clerk of the City of LeRoy,
McLean County, Illinois

Dated: July 20, 1998.

ORDINANCE NO. 805

AN ORDINANCE APPROVING A CONTRACT WITH COLCLASURE, INC., FOR CONSTRUCTION OF PHASE IV OF THE GOLDEN EAGLE SANITARY SEWER, IN THE CITY OF LE ROY, MC LEAN COUNTY, ILLINOIS

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, had previously determined that it would be in the best interests of the City of LeRoy and its residents that a fourth phase for the sanitary sewer in Golden Eagle Subdivision be constructed; and

WHEREAS, the Mayor and City Council of the City of LeRoy have determined based on a competitive bidding procedure that Colclasure, Inc., is the lowest responsible bidder and capable of doing the work as set forth in the specifications for the bid letting,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of LeRoy, Illinois, in lawful meeting assembled, as follows:

Section 1. The agreement, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference, is hereby approved.

Section 2: The Mayor and City Clerk are hereby directed and authorized to sign the original and as many copies as appropriate of that agreement as set forth in Exhibit "A" attached hereto, being certain to obtain one or more fully signed copies for the records of the city.

Section 3: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

PASSED by the City Council of the City of LeRoy, Illinois, upon the motion by _____
Dick Oliver _____, seconded by Dave McClelland _____, by
roll call vote on the 20th day of July _____, 1998, as follows:

Aldermen elected 6 Aldermen present 5

VOTINGAYE:

Ryan Miles, Dawn Thompson, Dave McClelland, W. H. Weber, Dick Oliver

(full names)

VOTING NAY:

none

(full names)

ABSENT:

Ron Litherland

(full names)

ABSTAIN:


none

(full names)


OTHER:

(full names)


and deposited and filed in the office of the City Clerk in said municipality on the 20th day of July, 1998.

X 
Sue Marcum, City Clerk of the City of LeRoy, McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 20th day of July, 1998.

X 
Robert Rice, Mayor of the City of LeRoy, McLean County, Illinois

ATTEST: (SEAL)

X 
Sue Marcum, City Clerk of the City of LeRoy, McLean County, Illinois

AGREEMENT

CITY

THIS AGREEMENT, made this 20TH day of JULY, 1998, by and between THE CITY OF LEROY, ILL., hereinafter called "OWNER"
(Name of Owner), (an Individual)

and COLCLASURE, INC. doing business as ~~(an individual)~~ or ~~(a partnership)~~ or (a corporation) hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements herein-after mentioned:

1. The CONTRACTOR will commence and complete the construction of GOLDEN EAGLE SANITARY SEWER - PHASE II

2. The CONTRACTOR will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion of the PROJECT described herein.

3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS ON OR BEFORE AUGUST 3, 1998 within ~~calendar~~ days after the date of the NOTICE TO PROCEED and will complete the same within 20 ^{WORKING} ~~calendar~~ days unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.

4. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$ 55,749⁰⁰ or as shown in the BID schedule.

5. The term "CONTRACT DOCUMENTS" means and includes the following:

- (A) Advertisement For BIDS
- (B) Information For BIDDERS
- (C) BID
- (D) BID BOND
- (E) Agreement

(F) General Conditions

(G) SUPPLEMENTAL GENERAL CONDITIONS

(H) Payment BOND

(I) Performance BOND

(J) NOTICE OF AWARD

(K) NOTICE TO PROCEED

(L) CHANGE ORDER

(M) DRAWINGS prepared by LEWIS, YOCKER & BROWN, INC.
numbered 1 through 4, and dated JUNE 10
19 98

(N) SPECIFICATIONS prepared or issued by LEWIS, YOCKER & BROWN, INC.
dated JUNE 8, 19 98

(O) ADDENDA:

No. NONE, dated _____, 19 _____

No. _____, dated _____, 19 _____

No. _____, dated _____, 19 _____

No. _____, dated _____, 19 _____

No. _____, dated _____, 19 _____

No. _____, dated _____, 19 _____

6. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.

7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in (3) each of which shall be deemed an original on the date first above written.
(Number of Copies)

OWNER:

CITY OF LEROY

BY _____

Name ROBERT RICE
(Please Type)

Title MAYOR

(SEAL)

ATTEST:

Name SUE MARCUM
(Please Type)

Title CITY CLERK

CONTRACTOR:

Colcfasure, Inc

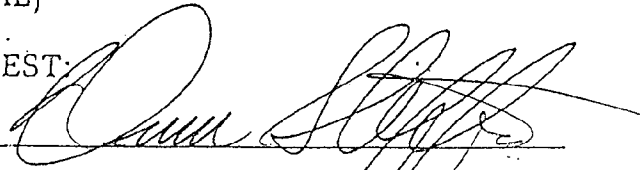
BY 

Name Donald Colcfasure, Jr
(Please Type)

Address 3006 Gill, Suite E
Bloomington, IL 61704

(SEAL)

ATTEST:



Name Dennis Stefford
(Please Type)

CERTIFICATE

I, Sue Marcum, certify that I am the duly elected and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

I further certify that on July 20, 1998, the Corporate Authorities of such municipality passed and approved Ordinance No. 805, entitled:

AN ORDINANCE APPROVING A CONTRACT WITH COLCLASURE, INC., FOR CONSTRUCTION OF PHASE IV OF THE GOLDEN EAGLE SANITARY SEWER, IN THE CITY OF LE ROY, MC LEAN COUNTY, ILLINOIS,

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 805, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on July 20, 1998, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at LeRoy, Illinois, this 20th day of July, 1998.

(SEAL)


Municipal Clerk

STATE OF ILLINOIS)
) SS:
COUNTY OF McLEAN)


I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy , McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE APPROVING A CONTRACT WITH COLCLASURE, INC., FOR CONSTRUCTION OF PHASE IV OF THE GOLDEN EAGLE SANITARY SEWER, IN THE CITY OF LE ROY, MC LEAN COUNTY, ILLINOIS.

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 20th day of July , 1998, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 20th day of July , 1998.



City Clerk

(SEAL)