

RESOLUTION NO. 15-2019

A RESOLUTION AWARDING THE BID TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER TO M&J ASPHALT PAVING COMPANY, INC. FOR CERTAIN PAVING IMPROVEMENTS IN THE VILLAGE OF STICKNEY, FOR THE VILLAGE OF STICKNEY, COUNTY OF COOK, STATE OF ILLINOIS.

WHEREAS, the Village of Stickney (the “Village”) is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, Article VII, Section 10(a) of the Illinois Constitution authorizes units of local government to contract or otherwise associate with individuals, associations, and corporations in any manner not prohibited by law or by ordinance; and

WHEREAS, the Village President (the “President”) and the Board of Trustees of the Village (the “Board” and with the President, the “Corporate Authorities”) are committed to ensuring the general welfare of the Village and its residents; and

WHEREAS, the Village is in need of certain concrete work including the construction of a new driveway entrance at the Fire Department, a fuel island pad at the Public Works yard, a pad for the portable restrooms at the Park Pavilion, and a pad and sidewalk for the portable restroom at O’Reilly Park (the “Work”); and

WHEREAS, the Village, by and through its contracted engineers Novotny Engineering (“Novotny”), sought bids from qualified companies to perform the Work; and

WHEREAS, Novotny collected competitive bids and found that the lowest responsive and responsible bidder is M&J Asphalt Paving Company, Inc. (“M&J”) and Novotny presented a recommendation to award the bid to M&J (see attached “Exhibit A”); and

WHEREAS, the Corporate Authorities have determined that it is necessary and in the best interests of the Village to accept the bid from M&J pending successful negotiations for a contract or agreement for M&J to perform the Work for the Village (the “Bid”);

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

SECTION 1: RECITALS. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 2: PURPOSE. The purpose of this Resolution is to accept the bid from and award the bid to M&J pending successful negotiations for a contract or agreement for M&J to perform the Work for the Village.

SECTION 3: AUTHORIZATION. The Bid is hereby accepted and awarded to M&J pending successful negotiations for a contract or agreement for M&J to perform the Work for the Village. The Village Board hereby authorizes and directs the President or his designee to negotiate a contract or agreement with M&J for presentment to the Corporate Authorities for approval at a later date. The Village Board further authorizes the President or his designee to execute any and all additional documentation that may be necessary to carry out the intent of this Resolution. The Village Clerk is hereby authorized and directed to attest to and countersign any documentation as may be necessary to carry out and effectuate the purpose of this Resolution. The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out and give effect to this Resolution and shall take all action necessary in conformity therewith. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is deemed necessary. The Corporate Authorities hereby ratify any previous actions taken to effectuate the goals of this Resolution.

SECTION 4: HEADINGS. The headings of the articles, sections, paragraphs and subparagraphs of this Resolution are inserted solely for the convenience of reference and form no substantive part of this Resolution nor should they be used in any interpretation or construction of any substantive provision of this Resolution.

SECTION 5: SEVERABILITY. The provisions of this Resolution are hereby declared to be severable and should any provision of this Resolution be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6: SUPERSEDER. All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7: PUBLICATION. A full, true and complete copy of this Resolution shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8: EFFECTIVE DATE. This Resolution shall be effective and in full force immediately upon passage and approval as provided by law.

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PASSED this 6th day of August, 2019.

AYES: Trustee Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

NAYS: None

ABSENT: None

ABSTENTION: None

APPROVED by me this 6th day of August, 2019.

Jeff Walik, President

**ATTESTED AND FILED in my
office this 7th day of
August, 2019.**

Audrey McAdams, Village Clerk

EXHIBIT A