

RESOLUTION NO. _____

**A RESOLUTION APPROVING A CONSTRUCTION AGREEMENT FOR THE 2024
ROADWAY REHABILITATION PROGRAM BY AND BETWEEN THE CITY OF
CREST HILL, WILL COUNTY, ILLINOIS AND GALLAGHER ASPHALT
CORPORATION**

WHEREAS, the Corporate Authorities of the City of Crest Hill, Will County, Illinois, have the authority to adopt resolutions and to promulgate rules and regulations that pertain to the City's government and affairs and protect the public health and, safety, and welfare of its citizens; and

WHEREAS, pursuant to Section 2-2-12 of the Illinois Municipal Code (65 ILCS 5/2-2-12), the City Council possesses the authority to enter into contracts that serve the legitimate corporate purposes of the City; and

WHEREAS, Gallagher Asphalt Corporation. (the "COMPANY"), is an entity that is in the business of providing Construction Services, for the 2024 Roadway Rehabilitation Program (the "Services"); and

WHEREAS, the City Council desires to engage the Company to provide the Services and the Company is ready, willing to perform the Services for the City; and

WHEREAS, City Staff have negotiated an AGREEMENT FOR the 2024 Roadway Rehabilitation Program (the "Agreement") with the Company for the purposes of engaging the Company to perform the Construction Services (a copy of the Agreement is attached hereto as Exhibit A and fully incorporated herein); and

WHEREAS, the Staff and City Council has reviewed the Agreement and determined that the conditions, terms, and provisions of the Agreement are fair, reasonable, and acceptable to the City; and

WHEREAS, the City Council has determined that it is in the best interest of the City and its citizens to enter into the Agreement with the Company.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Crest Hill, Illinois, pursuant to its statutory authority, as follows:

SECTION 1: PREAMBLE. The City Council hereby finds that all of the recitals contained in the preamble to this Resolution are true, correct and complete and are hereby incorporated by reference hereto and made part hereof.

SECTION 2: AGREEMENT APPROVED. The City Council hereby finds and declares that the conditions, terms, and provisions of this Agreement (Exhibit A) in the amount of \$1,119,951.39 are fair, reasonable, and acceptable to the City and that the same is hereby approved in form and

substance. Therefore, the City Council hereby authorizes and directs the Mayor to execute and deliver, and the Clerk to attest, the Agreement, and further to take any and all other actions, including without limitation the execution and delivery of any and all documents, necessary and appropriate to effectuate the intent of this Resolution, which is to enter into the Agreement with the Company.

SECTION 3: SEVERABILITY. If any section, paragraph, clause or provisions of this Resolution is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any other provision of this Resolution.

SECTION 4: REPEALER. All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Resolution, are to the extent of such conflict hereby repealed.

SECTION 5: EFFECTIVE DATE. This Resolution shall be in full force and effect immediately upon its passage and publication according to law.

[Intentionally Blank]

PASSED THIS 17th DAY JUNE, 2024.

| | Aye | Nay | Absent | Abstain |
|----------------------------|-------|-------|--------|---------|
| Alderman Scott Dyke | _____ | _____ | _____ | _____ |
| Alderwoman Claudia Gazal | _____ | _____ | _____ | _____ |
| Alderman Darrell Jefferson | _____ | _____ | _____ | _____ |
| Alderperson Tina Oberlin | _____ | _____ | _____ | _____ |
| Alderman Mark Cipiti | _____ | _____ | _____ | _____ |
| Alderman Nate Albert | _____ | _____ | _____ | _____ |
| Alderman Joe Kubal | _____ | _____ | _____ | _____ |
| Mayor Raymond R. Soliman | _____ | _____ | _____ | _____ |

APPROVED THIS 1ST DAY OF JULY 2024.

Raymond R. Soliman, Mayor

ATTEST:

Christine Vershay-Hall, City Clerk

EXHIBIT A