

## RESOLUTION R-30-17

### A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT #1 TO AGREEMENT #C 36860 WITH DENLER, INC., FOR CONTRACTED SERVICES: CRACK SEALING AND SEAL COATING

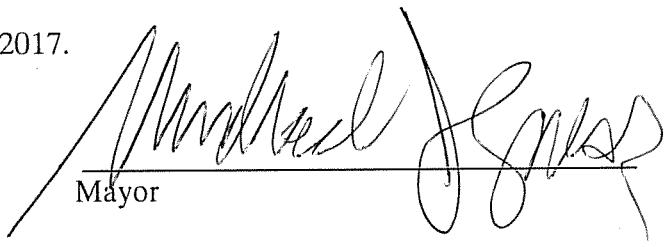
**WHEREAS**, the City of Wheaton, DuPage County, Illinois and Denler, Inc., entered into an Agreement dated April 18, 2016, to provide labor, and/or materials and/or equipment to perform Contracted Services: Crack Sealing and Seal Coating (City Agreement #C 36860, hereinafter "Contract"); and

**WHEREAS**, the City has a continued need for contracted services: crack sealing and seal coating; and

**WHEREAS**, the City and Denler Inc., have elected to extend the Agreement for one (1) year in 2017, resulting in an annual cost not to exceed \$51, 000, as referenced in the Contractor's email dated April 25, 2017.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Wheaton, Illinois that the Mayor is hereby authorized to execute and the City Clerk is hereby directed to attest to Amendment #1 between the City of Wheaton and Denler, Inc., Mokena, Illinois, for contracted services: crack sealing and seal coating.

ADOPTED this 1<sup>st</sup> day of May 2017.



Mayor

ATTEST:



Karen Bennett Hagan  
City Clerk

Roll Call Vote:

Ayes: Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo

Nays: None

Absent: None

Motion Carried Unanimously

**AMENDMENT #1 OF AGREEMENT #C 36860**  
**Agreement between the CITY of WHEATON, ILLINOIS**  
**And DENLER, INC.,**  
**for CONTRACTED SERVICES: CRACK SEALING AND SEAL COATING**

This Amendment is entered into as of this 1<sup>st</sup> day of May 2017 by and between the CITY OF WHEATON, an Illinois municipal corporation ("City"), 303 West Wesley Street, Wheaton, IL 60187, and Denler, Inc., ("Contractor"), 19148 S. 104<sup>th</sup> Avenue, Mokena, IL 60448.

**WHEREAS**, the City and the Contractor entered into an Agreement dated April 18, 2016 to provide labor, and/or materials and/or equipment to perform Contracted Services: Crack Sealing and Seal Coating (hereinafter the "Work") as more fully recited in the Invitation to Bid issued March 2016, which was incorporated as Exhibit A of the initial Agreement; and

**WHEREAS**, the City has a continued need for this service, as referenced in the City's letter of April 3, 2017 incorporated herein as Exhibit C; and

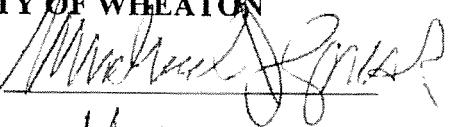
**WHEREAS**, the City and the Contractor amended this Agreement to extend services for one year resulting in an annual cost not to exceed \$51,000, as referenced in the Contractor's email dated April 25, 2017 and incorporated herein as Exhibit D.

**NOW, THEREFORE**, in consideration of the agreements contained in this instrument and such other sufficient considerations, the parties agree as follows:

1. Contractor hereby agrees to perform the services described in the Agreement dated April 18, 2016, for the timeframe and price depicted in Exhibit C.
2. All other provisions of the Agreement, except as modified herein, are hereby ratified and reaffirmed.

CITY:

**CITY OF WHEATON**

By: 

Title: Mayor

Attest:



CONTRACTOR:

**DENLER, INC.**

By: Amber

date 5/22/17

Title: President