

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING EXECUTION OF A FIRST AMENDMENT
FOR PROFESSIONAL ENGINEERING SERVICES**

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois, as follows:

1. That the form and substance of a certain Amendment (the “Amendment”), between the Village of Downers Grove (the “Village”) and Burns & McDonnell (the “Consultant”), for Phase I & II engineering services related to watermain improvements for Rogers Street, as set forth in the form of the Amendment submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Village Manager and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Amendment, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Amendment.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

Mayor

Passed:

Attest: _____
Village Clerk

FIRST AMENDMENT TO AN AGREEMENT
FOR PROFESSIONAL ENGINEERING SERVICES

The Agreement dated September 12, 2008 by and between Burns & McDonnell Engineering Co., Inc. ("Consultant") and the Village of Downers Grove ("Village") is hereby amended as follows:

1. The second sentence of Section II B shall be amended as follows:

"As a condition of tender and receipt of a proper invoice, the Village of Downers Grove will pay the fee as defined in Section III A below.

2. Section III A shall be stricken in full and replaced with the following:

A. Basic Fees

The Village will pay the Consultant an amount not to exceed \$23,082.99. This amount is based upon the Estimate of Labor Expenses attached hereto and herein incorporated as Exhibit A to First Amendment to Agreement for Professional Services.

IN WITNESS WHEREOF, the Parties have executed this Agreement on the date indicated above.

BURNS & MCDONNELL
ENGINEERING CO., INC.

VILLAGE OF DOWNERS GROVE

BY: _____ By: _____

TITLE: _____ VILLAGE MANAGER

DATE: _____ DATE: _____