

Ordinance No. 91-23

AN ORDINANCE APPROVING A CONTRACT BETWEEN THE VILLAGE OF CHATHAM, ILLINOIS, AND GARY SANDIDGE AND CARL ANDERSON

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, ILLINOIS, AS FOLLOWS:

SECTION 1: That certain agreement between the Village of Chatham, Illinois and Gary Sandidge and Carl Anderson, attached hereto as Exhibit A, is hereby approved.

SECTION 2: The President and Clerk of the Village are authorized and directed to execute and attest said contract on behalf of the Village of Chatham, Illinois. The proper officers of the Village are directed to perform said contract on behalf of the Village.

SECTION 3: This Ordinance is effective immediately.

Carl D. Obje
PRESIDENT

ATTEST:

Cassandra Cole
Deputy CLERK

AYES: 6

NAYS: 0

PASSED: 5/14/91

APPROVED: 5/14/91

ABSENT: 0

ORDINANCE CERTIFICATE

STATE OF ILLINOIS)
) SS.
COUNTY OF SANGAMON)

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Ordinance No. 91-23, adopted by the President and Board of Trustees of said Village on the 14 day of MAY, 1991, said Ordinance being entitled:

AN ORDINANCE APPROVING A CONTRACT BETWEEN THE VILLAGE OF CHATHAM, ILLINOIS, AND GARY SANDIDGE AND CARL ANDERSON

I do further certify that prior to the making of this certificate, the said Ordinance was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this 14th day of May, 1991.

 Cassandra Cole
Village Clerk
Deputy

PREPARED BY:

John M. Myers
PFEIFER & KELTY, P.C.
1300 South Eighth Street
P. O. Box 1858
Springfield, IL 62705-1858
Telephone: 217/528-5604

AGREEMENT

THIS AGREEMENT is between the Village of Chatham, Illinois, an Illinois municipal corporation ("Village") and Gary Sandidge and Carl Anderson (together referred to as "Contractor") and is effective on MAY 14, 1991.

1. Contractor hereby agrees to excavate and move earth to construct ^{GAS.} ~~baseball~~ baseball diamonds in the Village of Chatham Southside Park. Contractor shall furnish all equipment, labor, and material for such excavation and dirt movement, and shall perform the work in a workmanlike manner.

2. The work to be performed has been staked by the Village. The work shall be performed in accordance with the stakes.

3. Village shall pay Contractor on an hourly basis, as follows:

- a. For D-6 bulldozer with operator, \$70.00 per hour;
- b. For scraper with operator, \$70.00 per hour;
- c. For D-4 bulldozer with operator, \$50.00 per hour.

4. The total cost of this contract shall in no event exceed the sum of \$9,500.

5. Contractor is an independent contractor. Neither Contractor nor its employees shall be considered employees or agents of the Village for any purpose or under any law pertaining to wages, hours, working conditions, or workers' compensation. Contractor warrants that it has workers' compensation insurance for its operators and that it is in compliance with State laws

and Village ordinances pertaining to the payment of prevailing wages on public works projects. Contractor warrants that it has liability insurance in the amount of at least \$1 million and will provide proof of insurance upon request.

6. This Agreement shall be governed in accordance with Illinois law and enforced only in the Circuit Court of the Seventh Judicial Circuit, Sangamon County, Illinois. This Agreement is the entire agreement between the parties, and all prior oral representations and negotiations are hereby disclaimed. This Agreement may be modified only in a writing signed by both parties.

AGREED:

VILLAGE OF CHATHAM, ILLINOIS,

May 14, 1991
Date

By: Carl D. Oblinger
Carl Oblinger, Village President

ATTEST:

Cassandra Cole
Deputy Village Clerk

5/16/91
Date

Gary A. Sandidge
Gary Sandidge

5/16/91
Date

Carl Anderson
Carl Anderson