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PUBLIC WORKS DEPARTMENT

September 27, 2010

Mr. Jeffrey L. Kolmodin, Vice-President  
Gallagher Asphalt, Inc.  
18100 South Indiana Avenue  
Thornton, Illinois 60476

RE: Fountain Hills Subdivision - September 16, 2010


Dear Mr. Kolmodin:

Please know that the Village has received your letter declining our request for a proposal for pavement repair and corrective work remaining to be performed in the Fountain Hills Subdivision.

The Village has not made a final determination regarding final pavement acceptance. The cited "Engineer's Statement of Probable Construction Cost" is an estimated scope that the Village consistently reserves the right to amend until such time as final determination has been made regarding the acceptability of work performed.

When such Final Acceptance determination is made, all funds received by the Village which are in excess of what is required to satisfy the outstanding work to complete the public improvements with this project must, by Law, be returned to the funding source. Therefore, I must respectfully deny your request for funds totaling \$11,810 noted in the captioned correspondence.

Thank you for considering our request for quote to correct and complete this project. Further questions regarding this matter may be directed to my attention as appropriate.

Sincerely,  
  
Edward Wilmes, Director  
Public Works and Engineering

cc Paul G. Grimes, Village Manager  
Karie Friling, Director of Development Services  
E. Kenneth Friker, Esq, Village Attorney  
Thomas E. Martin, Streets Superintendent  
Kevin Lehman, Engineer