

## **Clerk's Contract and Agreement Cover Page**

**Year:** 2009

**Legistar File ID#:** 2009-0091

**Multi Year:** ☒

**Amount** \$835,700.00

**Contract Type:** Professional Services

**Contractor's Name:** V3 Companies of Illinois Ltd

**Contractor's AKA:**

**Execution Date:** 2/18/2009

**Termination Date:**

**Renewal Date:**

**Department:** Public Works

**Originating Person:** Pete Casey

**Contract Description:** 143rd & LaGrange Rd. Construction Oversight

4/1/11 - \$4000 for UST removal oversight (proposal dated 8/30/11) 2010-0497

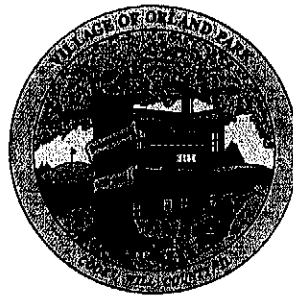
MAYOR  
Daniel J. McLaughlin

VILLAGE CLERK  
David P. Maher

14700 S. Ravinia Ave.  
Orland Park, IL 60462  
(708) 403-6100

April 1, 2011

Mr. Keith Oswald, P.E.  
Director, Environment & Geosciences  
V3 Companies of Illinois, Ltd.  
120 N. LaSalle St., Ste 1550  
Chicago, Illinois 60602



VILLAGE HALL

TRUSTEES  
Bernard A. Murphy  
Kathleen M. Fenton  
Brad S. O'Halloran  
James V. Dodge  
Edward G. Schussler III  
Patricia Gira

**RE: NOTICE TO PROCEED**  
**UST Removal Coordination, Oversight and Closure – 143<sup>rd</sup> and LaGrange Rd.**

Dear Mr. Oswald:

This notification is to inform you that the Village of Orland Park has accepted and signed the proposal dated August 30, 2010 for the *UST Removal Coordination, Oversight and Closure – 143<sup>rd</sup> and LaGrange Road*.

Please contact John Ingram at 708-403-6104 regarding the work.

The Village will be increasing Purchase Order #052393 for this contract/service. It is imperative that this number on the Purchase Order be noted on all invoices, correspondence, etc. All invoices should be sent directly to the Accounts Payable Department at 14700 S. Ravinia Ave. Orland Park, IL 60462. Also, your final invoice for this contract/service should state that it is the final invoice pertaining to that Purchase Order.

For your records, I have enclosed one (1) original executed proposal dated August 30, 2010 in an amount not to exceed Four Thousand and No/100 (\$4,000.00) Dollars. If you have any questions, please call me at 708-403-6173.

Sincerely,

Denise Domalewski  
Contract Administrator

cc: John Ingram



August 30, 2010

Mr. John Ingram  
Village of Orland Park  
15655 South Ravinia Avenue  
Orland Park, IL 60462

Re: Proposal for Professional Environmental Services  
UST Removal Coordination, Oversight and Closure  
143<sup>rd</sup> Ave. & LaGrange Road, Orland Park, Illinois

Dear Mr. Ingram:

V3 Companies (V3) has prepared this proposal to provide professional environmental consulting services on behalf of the Village of Orland Park (CLIENT). The Village requested a proposed scope of services and costs for performing environmental coordination and oversight for the removal of an underground storage tank (UST) at the above location (the Site). The following discussions provide background information, V3's project understanding and proposed scope of services for this project.

## **BACKGROUND**

An UST was discovered at the southeast corner of 143<sup>rd</sup> Avenue and LaGrange Road during underground construction activities. The tank appears to be approximately 700 gallons in size and is partially filled with water. The location of the UST is in conflict with future structures at this location and the most efficient means of accommodating the planned construction is removal of the tank. This location is also the site of reported petroleum leaking underground storage tank (LUST) releases from former Citgo and 7-Eleven service station operations. Known contamination is present at the location of the UST, presumably the result of the reported LUST incidents, and it's therefore likely that the OSFM will require that a release report be filed with the Illinois Emergency Management Agency (IEMA) when the UST is removed.

The CLIENT has an interest in ensuring that the Village does not become liable for any UST cleanup as an Owner/Operator. V3 understands that the Village has obtained the land through eminent domain, and the OSFM has indicated that in such cases the municipality would not classify as an Owner/Operator of the UST.

The CLIENT is requesting that V3 assist with the UST removal permit coordination, provide environmental oversight of the tank removal and assistance with any IEMA reporting requirements, and any reporting requirements that may be needed to obtain written IEPA concurrence that the Village is not liable for the cleanup.

## **SCOPE OF SERVICES**

### **Task 1 – UST Contractor / Permitting Coordination**

- V3 will coordinate and review the licensed UST removal contractor's (Contractor) tank removal to ensure it's in accordance with project requirements. The Contractor will contract directly with the CLIENT.

- Once authorized to proceed, V3 will coordinate the Contractor's effort to permit and schedule the UST removal. V3 will review the permit application prior to the Contractor's submittal to ensure it is filed in accordance with OSFM requirements to establish that the Village is not the Owner/Operator of the UST.

#### **Task 2 – UST Removal Observation**

- A V3 environmental professional (EP) will be on Site to observe and photo-document UST removal & closure activities.
- Since it's anticipated that the Village will not be liable for any cleanup, no verification soil samples will be collected from the UST excavation.
- In the event that the OSFM inspector requires that a release incident be reported with IEMA (likely), V3 will file the report as an Agent of the Village. The CLIENT requests that the former Owner (Citgo) be listed as the responsible party on the release report.
- If the removal and off-site disposal of any contaminated soils is necessary (only to remove gross contamination and maintain the structural integrity of subsurface for future construction), it's anticipated that the Contractor will remove and dispose of the soil under the existing waste profile and landfill waste acceptance for this location.
- V3's field personnel will assist in defining the limits of any necessary soil removal.

#### **Task 3 – Underground Storage Tank Closure Reporting**

- V3 will prepare an UST closure report documenting the tank permitting, removal and destruction activities.
- In the case of a reported LUST release, V3 will coordinate appropriate regulatory responses to "close" the incident with IEPA; V3 will prepare and submit the correspondence needed to demonstrate the tank was orphaned, obtained thru eminent domain and that the Village is not the Owner / Operator and not a responsible party.

#### **PROJECT FEES**

V3 will provide the proposed scope of services on a time-and-materials (T&M) basis. The estimated fees are based upon stated assumptions. V3 will not exceed the estimated fees without prior CLIENT authorization.

#### **UST Removal Coordination, Oversight and Closure: Tasks 1 -3**

**\$4,000 T&M**

- Based on one day of field work & field monitoring equipment;
- Based a brief closure report and IEPA letter correspondence to close reported LUST incident will be needed;
- Assumes no soil sampling to verify environmental status of subsurface soils, and no remediation;
- Assumes some limited consultation with Village and Village's attorney on permitting, closure and cost recovery.

If Additional Services are required, V3 shall be paid a fee based on the actual hours expended multiplied by V3's Billing Rate Schedule attached hereto, or other negotiated fee.

Mr. John Ingram  
Village of Orland Park  
August 30, 2010  
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#### **\*Unit Rates for Analytical Testing**

In the event analytical testing is warranted beyond what has been specifically stated within the scope of work, any samples collected from the Site will be analyzed for one of constituent lists below and will be billed by the unit rates described below. All analysis will be performed under standard turnaround times (Std. TAT) of 5 -7 work days unless expedited analysis is directed by the CLIENT.

| <b>Analyses</b> | <b>Unit Rate<br/>(Std. TAT)</b> |
|-----------------|---------------------------------|
| BTEX/MTBE       | \$ 90                           |
| PNA's           | \$150                           |

All sample analysis will be performed in accordance with IEPA approved EPA SW 846 methods.

Expedited turnaround times: 2 day TAT around @ 100% markups; 3 day TAT around @ 50% markup.

#### **PROJECT SCHEDULE**

V3 will begin work on the project within one business day of receipt of a signed proposal. The following timeframe is anticipated (subject to Contractor and regulatory agencies):

- |                                        |              |
|----------------------------------------|--------------|
| ▪ Permitting and Scheduled UST Removal | 30 days      |
| ▪ UST Removal                          | 1 day        |
| ▪ Closure Documentation                | 30 – 45 days |

#### **CONTRACTING AND CHANGES TO WORK SCOPE**

V3 will initiate its services promptly upon receipt of CLIENT's acceptance of this proposal. The work performed under this agreement shall be subject to the terms and conditions of our current contract for Construction Engineering Services dated February 18, 2009.

The CLIENT acknowledges that there is uncertainty relative to the conditions that may yet be encountered at the Site, and as such the agreed upon project work scope may require modification. If, during the course of V3's work, V3 defines conditions or issues that require modification to the agreed upon project work scope, V3 shall notify the CLIENT. In discussion with the CLIENT, any changes in compensation and/or schedule shall be adjusted to reflect such change in the manner negotiated between the CLIENT and V3 prior to the performance of any additional work by V3.

Mr. John Ingram  
Village of Orland Park  
August 30, 2010  
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**CLOSING**

We trust this proposal is sufficient for your present needs. If you have any questions or comments, please contact us at 312-419-1985.

Sincerely,  
V3 COMPANIES



Keith R. Oswald, P.E.  
Director, Environment & Geosciences

KRO/jmb

Attachments:

cc: V3 File

Accepted For:  
VILLAGE OF ORLAND PARK

BY:



TITLE:

Paul G. Grimes  
Village Manager

DATE:

8/25/11