

MCHENRY COUNTY CONSERVATION DISTRICT  
RESOLUTION #20-68

AUTHORIZING THE EXECUTION OF A 1 YEAR CONTRACT  
BETWEEN THE MCHENRY COUNTY CONSERVATION DISTRICT  
AND PETROCHOICE FOR THE PURCHASE OF UNLEADED AND DIESEL FUELS FOR  
FLEET VEHICLES AND EQUIPMENT  
9/1/2020 THROUGH 8/31/2021

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**WHEREAS**, the McHenry County Conservation District (hereinafter referred to as the "District"), is a conservation district organized and existing under the laws of the State of Illinois (70 ILCS 410); and

**WHEREAS**, Petrochoice, LLC with local offices in Elgin, IL (hereinafter referred to as the "the Contractor") is a for profit corporation recognized by the Illinois Secretary of State; and

**WHEREAS**, the Contractor was the lowest responsible and responsive bidder for the project as specified on BID #0720.07.01; and

**WHEREAS**, the District is empowered to enter into contracts and take such other actions as may be necessary for the proper conduct of its affairs (70 ILCS 410/12) ; and

**WHEREAS**, the parties hereto have determined that it is in the best interest of the District and the public for the entities to cooperatively coordinate the implementation of the purchase as outlined in the contract as presented to the Board and which is attached and made a part of the related project Bid files.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Trustees of the District that it is necessary, desirable, and in the best interest of the District to execute the Contract, and the President and Secretary of the Board of Trustees are hereby authorized to execute this resolution and the Executive Director or her designee is authorized to execute said Contract and other necessary documents to execute the intent of this resolution.

**IN WITNESS WHEREOF**, this Resolution #20-68 has been executed this 25<sup>th</sup> day of August, 2020 by the President and attested by the Secretary of the Board of Trustees of the District.

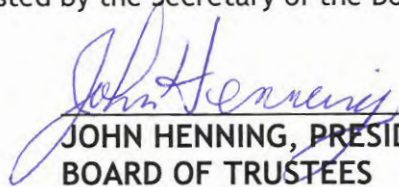
Ayes: 6

Nays: 0

Absent: 0

Abstain: 0

Vacant: 1

  
JOHN HENNING, PRESIDENT  
BOARD OF TRUSTEES

  
CAROLYN CAMPBELL, SECRETARY  
BOARD OF TRUSTEES

Notice of Award

TO: Petrochoice  
739 N State St  
Elgin IL 60123  
("Contractor")

FROM: McHENRY COUNTY CONSERVATION DISTRICT  
18410 US Highway 14  
Woodstock, IL 60098  
("Owner")

ON THE 4th DAY OF August, 2020, Owner found to be most favorable to the interests of Owner, the Bidder's Proposal submitted by Contractor and dated on the 4th of August, 2020, in which Contractor proposes to contract with Owner, in the form of the Contract included in the Bid Package to perform the Work (as defined in Article I of the Contract) and to do all other things required of the Contractor by the Contract and to provide, perform and complete all of the foregoing in a proper and workmanlike manner and in full compliance with, and as required by or pursuant to, the Contract.

OWNER ACCORDINGLY AWARDS CONTRACTOR, EFFECTIVE AS OF THE DATE OF DELIVERY OF THIS NOTICE OF AWARD, THE CONTRACT FOR SAID WORK FOR THE LUMP SUM, AS THE CASE MAY BE, SET FORTH IN THE BIDDER'S PROPOSAL.

FOR THE PURCHASE OF UNLEADED FUEL TO VARIOUS DISTRICT LOCATIONS

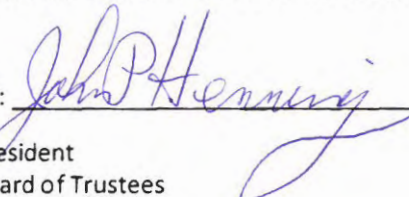
FOR THE AMOUNT NOT TO EXCEED: \$0.2700 ABOVE OPIS MARKET PRICE PER GALLON Has Been Authorized.

FOR THE PURCHASE OF DIESEL FUEL TO VARIOUS DISTRICT LOCATIONS

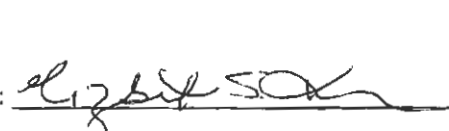
FOR THE AMOUNT NOT TO EXCEED: \$0.2700 ABOVE OPIS MARKET PRICE PER GALLON Has Been Authorized.

This Acceptance, together with the Contract/Bid attached hereto, constitutes the entire and only agreement between the parties relating to the Products and the Contract Price therefore and supersedes and merges any other prior or contemporaneous discussions, agreements or understandings, whether written or oral, and shall prevail over any contradictory or inconsistent terms or conditions contained in any purchase order, acceptance, acknowledgment, invoice or other standard form used by the parties in the performance of the Contract/Bid. Any such contradictory or inconsistent terms or conditions shall be deemed objected to by Owner without further notice of objection and shall be of no effect nor in any circumstances binding upon Owner unless accepted by Owner in a written document plainly labeled, "Amendment to Contract/Bid." Acceptance or rejection by Owner of any such contradictory or inconsistent terms or conditions shall not constitute acceptance of any other contradictory or inconsistent terms or conditions.

McHENRY COUNTY CONSERVATION DISTRICT

By:   
President  
Board of Trustees

McHENRY COUNTY CONSERVATION DISTRICT

By:   
Elizabeth S. Kessler, MBA, CPRE  
Executive Director