

DISTRICT 4

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION

For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) _____ Waiver of First Requested
 _____ Recommendations of Boards, Commissions & Committees (Green)
 _____ Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: David A. Hulseberg – Village Manager

DATE: January 3, 2011 (B of T) Date: January 20, 2011

TITLE: Alley Improvements from Lombard to Elm Contract
 Change Order No. 1

SUBMITTED BY: David A. Dratnol, P.E., Village Engineer *DD*

BACKGROUND/POLICY IMPLICATIONS:

Requesting approval of the final balancing change order to the project to decrease the contract amount by \$12,629.88

FISCAL IMPACT/FUNDING SOURCE:

THIS CHANGE ORDER: \$12,629.88 DECREASE

TOTAL REVISED CONTRACT: \$51,833.12

P.O. No.: 066623

HTE Project No.: 5545, 5514

Public Works Project Number: M-11-05

Review (as necessary):

Village Attorney X _____ Date _____

Finance Director X _____ Date _____

Village Manager X _____ Date _____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.

InterOffice Memo

To: David A. Hulseberg, AICP, ICMA-CM, Village Manager
Through: Carl Goldsmith, Director of Public Works *CG*
From: David A. Dratnol, P.E., Village Engineer *DD*
Date: January 3, 2011
Subject: Alley Improvements Lombard to Elm
Change Order No. 1 (FINAL)

Attached please find the final balancing change order for a net decrease to the contract in the amount of \$12,629.88. The change order represents the final as measured quantities for the program as well as the addition of a time and material bill to pay for costs incurred by an unforeseen utility conflict with a gas main located in the path of the storm sewer. There is a reduction in driveway paving costs because that portion of the project is going to be completed in the spring with the paving of the alley as part of the Asphalt Paving and Patching Program.

Summary of Costs:

Original Contract Amount	\$64,463.00
Total of Previous Authorized Change Orders	\$00.00
Change Order #1	(\$12,629.88)
Final Contract Amount	\$51,833.12

This item will be presented to the Public Works Committee for recommendation to the Village board. If recommended for approval, please present the change order for approval by the Board of Trustees at their January 20th meeting.

cc: File: M-11-05

R E S O L U T I O N
R _____ 11

A RESOLUTION AUTHORIZING A CHANGE ORDER
INVOLVING AN INCREASE IN THE DOLLAR AMOUNT OF THE CONTRACT OF
\$10,000 OR MORE

WHEREAS, pursuant to Illinois Compiled Statutes, Chapter 720, Section 5/33E-9, units of local government are required to make specific findings prior to authorizing any change order relative to a contract which would increase or decrease the dollar amount of the contract by \$10,000 or more, or would extend or shorten the time in which the contract is to be completed by thirty days or more; and

WHEREAS, staff has presented and recommended the proposed Change Order No. 1 to the contract between the Village of Lombard and John Neri Construction, Inc. regarding the Alley Improvements from Lombard to Elm contract, as attached hereto as Exhibit "A" and made part hereof, to the Corporate Authorities of the Village of Lombard; and

WHEREAS, said Final Balancing Change Order No. 1 attached hereto as Exhibit "A" would decrease the dollar amount of the contract by \$12,629.88; and

WHEREAS, said Final Balancing Change Order No. 1, would result in a total contract increase in the dollar amount of the original contract by \$12,629.88.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: That after reviewing the explanation of staff as to the necessity of and reasons for the change order attached hereto as Exhibit "A", the President and Board of Trustees find as follows:

- A That the circumstances which necessitated said change order were not reasonably foreseeable at the time the contract was entered into.
- B. That the basis of the change order was not within the contemplation of the contract when the contract was signed.
- C. That it is in the best interests of the Village of Lombard to approve the change order in its proposed form.
- D. That to the extent that it may have been necessary to go to bid relative to the work contemplated by said change order, bidding is hereby specifically waived as to the change order work.

SECTION 2: That having made the findings set forth in Section 1 above, the President and Board of Trustees hereby approve the change order attached hereto as Exhibit "A", and direct and authorize the Village President and Village Clerk to execute said change order on behalf of the Village.

Adopted this _____ day of _____, 2011.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2011.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Alley improvements Lombard to Elm PROJECT NO.: M-11-05

LOCATION: Alley from Lombard to Elm CHANGE ORDER: 1 Final

CONTRACTOR: John Neri Construction DATE: 1/4/2010

DESCRIPTION OF CHANGE ORDER: Final balancing change order based on final quantities, with the addition of a pay item to cover costs incurred due to a utility conflict

ORIGINAL CONTRACT AMOUNT:	[1] <u>\$64,463.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2] <u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3] <u>\$64,463.00</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4] <u>(\$12,629.88)</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5] <u>\$51,833.12</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) (\$12,629.88)

TIME EXTENSION OR REDUCTION: 0 Calendar Days

TOTAL CONTRACT TIME: 9 Calendar Days

BUDGET ESTIMATE: \$65,000.00

ENGINEER'S ESTIMATE: \$83,640.00

RECOMMENDED FOR ACCEPTANCE:

[Signature] 1-6-11
Resident Engineer Date

Approved By: _____
Director of Finance Date

[Signature] 1-6-11
Contractor Date

Approved By: _____
(<\$10K or 25%) Village Manager Date

[Signature] 1/6/2011
Village Engineer Date

Approved By: _____
(>\$10K or 25%) Village President Date

[Signature] 1/6/11
Director of Public Works Date

Attest: _____
Village Clerk Date

Asst. Director of Finance Date

It is understood that as part of this change order that the Contractor agrees that all bonds, permits, insurance and guarantees are hereby extended to incorporate this Change Order.

NO	ITEM	Original Quan	Unit	Unit Price	Final Quantity	Add or Deduct	Amount
20201200	Removal and Disposal of Unsuitable Materials	10	CY	\$25.00	0	-10	\$0.00
20200100	Earth Excavation	60	CY	\$45.00	60	0	\$2,700.00
550A0640	Storm Sewer, Class A, Type 3 - 12"	350	LF	\$42.00	349	-1	\$14,658.00
X0321317	Trench Backfill, Special	111	CY	\$38.00	188	77	\$7,144.00
60228110	Manhole, Type A - 4' Diameter, Closed Lid	1	EA	\$2,200.00	1	0	\$2,200.00
60200305	Catchbasin, Type A - 4' Diameter, Open Lid	2	EA	\$1,850.00	2	0	\$3,700.00
60235700	Inlet Type A, Open Lid	1	EA	\$1,000.00	1	0	\$1,000.00
44004600	PCC Sidewalk Removal and Replacement	250	SF	\$8.00	195	-55	\$1,560.00
44001700	B6.12 Curb & Gutter Removal and Replacement	20	LF	\$30.00	0	-20	\$0.00
44201759	Class D Patches, Type IV, 9 Inch	23	SY	\$76.00	21	-2	\$1,596.00
21101300	Topsoil and Seed	300	SY	\$6.00	209	-91	\$1,254.00
44000100	Pavement Removal	37	SY	\$20.00	21	-16	\$420.00
44000200	Driveway Pavement Removal	252	SY	\$18.00	72	-180	\$1,296.00
Z0004514	Hot-Mix Asphalt Driveway Pavement, 4"	163	SY	\$28.00	44	-119	\$1,232.00
42300200	PCC Driveway Pavement, 6"	157	SY	\$54.00	28	-129	\$1,512.00
Z 1	Base Preparation	603	SY	\$18.00	603	0	\$10,854.00
	Sediment Control Drainage Structure Inlet Filter- Village Owned	3	EA	\$75.00	0	-3	\$0.00
	Sediment Control Drainage Structure Inlet Filter- Village Cleaning	3	EA	\$50.00	0	-3	\$0.00
	Time and Material Bill	0	LS	\$707.12	1	1	\$707.12
Total Work Completed							\$51,833.12
Awarded Contract Amount							\$64,463.00
Final Change order Amount							(\$12,629.88)