

DISTRICT ALL

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: Scott Niehaus, Village Manager

DATE: October 3, 2024 (B of T) **Date:** October 17, 2024

TITLE: 2024 Asphalt Roadway Program
Change Order No. #1 and FB

SUBMITTED BY: John Beissel, P.E., Village Engineer 

BACKGROUND/POLICY IMPLICATIONS:

This Final Balancing Change Order is intended to adjust the Contract quantities to reflect final measured quantities in the field. This Change Order will increase the Contract amount by \$138,510.21, resulting in a final Contract amount of \$1,387,073.51.

FISCAL IMPACT/FUNDING SOURCE:

\$138,510.21 INCREASE

TOTAL REVISED CONTRACT: \$1,387,073.51

PW Proj: RM 48 & 56

P.O. #: 2024-1136

Account No.: 410.710.725.75420

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: Scott R. Niehaus, Village Manager
 Through: Carl Goldsmith, Director of Public Works
 From: John Beissel, P.E., Village Engineer 
 Date: October 3, 2024
 Subject: 2024 Asphalt Roadway Program

Attached please find Change Order No. 1 for FY 2024 Asphalt Roadway Program. This is a Final Balancing Change Order that increases the total Contract value by \$138,510.21 to reflect the as-measured quantities of work completed.

Program	Current Contract	Change Order #1	Total	Budget
Asphalt Roadway Program RM 48	\$1,248,563.30	\$138,510.21	\$1,387,073.51	\$1,637,000.00

NEW PAY ITEMS

AUP #1 – Additional Patching

Item was to be 2-foot wide longitudinal patches along the paving joints on N. Grace Street from Sunset Avenue to Prairie Avenue. Public Works declined to accept the AUP and did the work in-house.

AUP #2 – Petromat Grindings Removal

Item added due to petromat fabric being part of the pavement of most of the streets in the Program. Most asphalt plants will not receive grindings with petromat in it because it is not recyclable. The contractor then must find a location that will take the material and charges accordingly.

Pay Item Cost = \$82,200.00

AUP #3 – Washington Blvd 5" Patch

Item added after a watermain break in the 500 block of E. Washington Blvd the day after it had been resurfaced. After the repair was made the affected area (150' x 24') had 5" of asphalt milled off and replaced with 3" of binder course and then 2" of surface course. *Pay Item Cost = \$35,166.50.*

This Final Balancing Change Order will be presented to the Public Works Committee on Tuesday, October 8th. If recommended for approval by the Committee, please present this Change Order to the President and Board of Trustees for approval at the next regularly scheduled meeting on October 17, 2024. If approved, please have two (2) signed copies returned to PW-Engineering for further processing.

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

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 Brothers Asphalt Paving, Inc. regarding the FY2024 Asphalt Roadway Program, as attached hereto as Exhibit "A" and made part hereof, to the Corporate Authorities of the Village of Lombard; and

WHEREAS, said change order attached hereto as Exhibit "A" would increase the dollar amount of the Contract by \$138,510.21, and all change orders totaling an increase of \$138,510.21.

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 _____, 2024.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2024.

Keith T. Giagnorio
Village President

ATTEST:

Elizabeth Brezinski
Village Clerk

APPROVAL AS TO FORM:

Jason Guisinger
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

Legistar #240316

PROJECT NAME: FY 2024 ASPHALT ROADWAY PROGRAM

PROJECT NO.:

LOCATION: Various

CHANGE ORDER: 1 and Final

CONTRACTOR: Brothers Asphalt Paving, Inc.

DATE: 10/17/2024

DESCRIPTION OF CHANGE ORDER: This is a Final Balancing Change Order that will increase the current Contract amount.

ORIGINAL CONTRACT BUDGET AMOUNT:	[1]	<u>\$1,248,563.30</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$1,248,563.30</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$138,510.21</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$1,387,073.51</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$138,510.21

TIME EXTENSION OR REDUCTION: N/A

TOTAL CONTRACT TIME: (PENDING APPROVAL) N/A

BUDGET ESTIMATE: \$1,637,000.00

ENGINEER'S ESTIMATE: \$1,336,909.30

RECOMMENDED FOR ACCEPTANCE:

Thomas Dizon 10/3/24 Approved By: _____
Resident Engineer Date Director of Finance Date

[Signature] 10/3/24 Approved By: _____
Contractor Date (<\$10K or 25%) Village Manager Date

[Signature] 10/3/24 Approved By: _____
Village Engineer Date (>\$10K or 25%) Village President Date

Attest: _____
Director of Public Works Date Village Clerk Date

Assistant 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.

VILLAGE OF LOMBARD CHANGE ORDER

Legistar #240316

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ENGINEER'S ESTIMATE: \$1,336,909.30

RECOMMENDED FOR ACCEPTANCE:

<u>Thomas Dunn</u> Resident Engineer	<u>10/3/24</u> Date	Approved By: _____ Director of Finance	_____ Date
<u>[Signature]</u> Contractor	<u>10/3/24</u> Date	Approved By: _____ (<\$10K or 25%) Village Manager	_____ Date
<u>[Signature]</u> Village Engineer	<u>10/3/24</u> Date	Approved By: _____ (>\$10K or 25%) Village President	_____ Date
Director of Public Works	Date	Attest: _____ Village Clerk	_____ Date

Assistant 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.

Item	Awarded Quantity	Unit	Add or Deduct	Final Quantity	Unit Price	Amount
REMOVAL AND DISPOSAL OF UNSUITABLE MATERIAL	30	CY	(30.0)	0.0	\$ 1.00	(\$30.00)
AGGREGATE FOR TEMPORARY ACCESS	80	TN	(60.0)	20.0	\$ 25.00	(\$1,500.00)
BITUMINOUS MATERIALS (TACK COAT)	27,179	LB	32,051.0	59,230.0	\$ 0.20	\$6,410.20
LEVELING BINDER (MACHINE METHOD), N50	2,535	TN	127.7	2,662.7	\$ 90.00	\$11,492.10
TEMPORARY RAMP	50	SY	(50.0)	0.0	\$ 10.00	(\$500.00)
HOT-MIX ASPHALT SURFACE COURSE, MIX D, N50, 2"	4,644	TN	175.4	4,819.4	\$ 90.00	\$15,781.50
PORTLAND CEMENT CONCRETE SIDEWALK 5"	2,168	SF	630.0	2,798.0	\$ 11.55	\$7,276.50
DETECTABLE WARNINGS	636	SF	26.0	662.0	\$ 42.00	\$1,092.00
HOT-MIX ASPHALT SURFACE REMOVAL 2.5"	60,395	SY	5,122.0	65,517.0	\$ 2.10	\$10,756.20
DRIVEWAY PAVEMENT REMOVAL	400	SY	0.1	400.1	\$ 15.75	\$1.58
COMBINATION CURB AND GUTTER REMOVAL	2,926	FT	(127.0)	2,799.0	\$ 5.25	(\$666.75)
SIDEWALK REMOVAL	2,533	SF	460.5	2,993.5	\$ 2.10	\$967.05
CLASS D PATCHES, TYPE IV, 6"	300	SY	(283.0)	17.0	\$ 50.00	(\$14,150.00)
CLASS D PATCHES, TYPE IV, 10"	250	SY	9.7	259.7	\$ 100.00	\$970.00
COMBINATION CONC CURB AND GUTTER, TYPE B6.12	2,926	FT	(127.0)	2,799.0	\$ 42.00	(\$5,334.00)
NON-SPECIAL WASTE DISPOSAL	30	CY	(30.0)	0.0	\$ 100.00	(\$3,000.00)
THERMOPLASTIC PAVEMENT MARKING-LINE 6"	274	FT	81.0	355.0	\$ 3.85	\$311.85
THERMOPLASTIC PAVEMENT MARKING-LINE 12"	420	FT	(66.0)	354.0	\$ 4.16	(\$274.56)
THERMOPLASTIC PAVEMENT MARKING-LINE 24"	282	FT	120.5	402.5	\$ 6.56	\$790.48
HOT-MIX ASPHALT DRIVEWAY PAVEMENT 3"	200	SY	7.3	207.3	\$ 40.00	\$292.00
DRAINAGE AND UTILITY STRUCTURES TO BE ADJUSTED	112	EA	13.0	125.0	\$ 1,102.50	\$14,332.50
DRAINAGE AND UTILITY STRUCT. TO BE ADJ. (In-Curb)	55	EA	(28.0)	27.0	\$ 446.25	(\$12,495.00)
DRAINAGE AND UTILITY STRUCTURES TO BE RECONSTRUCTED	3	EA	(3.0)	0.0	\$ 1,496.00	(\$4,488.00)
VALVE BOXES TO BE ADJUSTED	7	EA	2.0	9.0	\$ 404.00	\$808.00
PULVERIZED TOPSOIL, FURNISHED AND PLACED 4"	1,200	SY	(599.0)	601.0	\$ 8.71	(\$5,217.29)
SEEDING, CLASS 1A (SPECIAL)	1,200	SY	(489.0)	711.0	\$ 1.57	(\$767.73)
EROSION CONTROL BLANKET	1,200	SY	(538.7)	661.3	\$ 1.78	(\$958.89)
PORTLAND CEMENT CONCRETE DRIVEWAY PAVEMENT, 6" SPECIAL	150	SY	42.8	192.8	\$ 105.00	\$4,494.00
AUP #2 - PETROMAT GRINDINGS REMOVAL	0	LOAD	411.0	411.0	\$ 200.00	\$82,200.00
AUP #3 - WASHINGTON BLVD 5" PATCH	0	LS	1.0	1.0	\$35,166.00	\$35,166.00
TOTAL						\$138,510.21