

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

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. Huliseberg, Village Manager

DATE: January 28, 2009 (B of T) Date: February 5, 2009

TITLE: FY2009 Sidewalk Snow and Ice Removal, Change Order No. 2

SUBMITTED BY: Keith J. Surges, Operations Superintendent *(KJS)*

BACKGROUND/POLICY IMPLICATIONS:

Due to the number of snow and ice storms this winter season, we have exceeded the budgeted amount of the original contract with Paverscape, Inc. Therefore, I am requesting Change Order #2 in the amount of \$20,900 to cover the additional cost incurred for the snow and ice removal of various sidewalks within the Village. This amount will cover charges for January 2009 and \$11,750.00 to support removal in February and March 2009. Paverscape, Inc. was the low bidder on the original contract awarded on November 20, 2008.

FISCAL IMPACT/FUNDING SOURCE

\$20,900.00
PO# 62811
2715.756420 Proj.# 5523 @ 4.54%,
2712.756420 Proj.# 5523 @ 5%, 8110.756420 @ 49.70%

Review (as necessary):

Village Attorney X _____
Finance Director X *James J. Surges* _____
Village Manager X *Keith J. Surges* _____
Date 1/28/09
Date 1/29/09
Date 1/29/09

R E S O L U T I O N
R 09

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. 2 to the contract between the Village of Lombard and Paverscape, Inc. regarding the Sidewalk Snow and Ice removal Contract FY2009, 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 \$20,900.00.

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 _____ 5th day of February, 2009.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ 5th day of February, 2009.

ATTEST:

William J. Mueller
Village President

Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas R. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Sidewalk Snow and Ice Removal FY 2009 PROJECT NO.: PWO-0916

LOCATION: CHANGE ORDER: # 2

CONTRACTOR: Pavescape, Inc. DATE: 28-Jan-09

DESCRIPTION OF CHANGE ORDER: Change Order #1 is needed to cover additional charges for Sidewalk Snow and Ice Removal for F. Y. 2009. The original \$53,980 contract with Pavescape, Inc. was approved by the Board of Trustees on November 20, 2008.

ORIGINAL CONTRACT AMOUNT:	TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	CURRENT CONTRACT AMOUNT: ([1]+[2])	PROPOSED CHANGE ORDER: (PENDING APPROVAL)	PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]-[4])
[1] \$53,980.00	[2] \$5,600.00	[3] \$59,580.00		[4] \$20,900.00
				[5] \$80,480.00

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+) \$26,500.00

TIME EXTENSION OR REDUCTION: NONE

TOTAL CONTRACT TIME: (PENDING APPROVAL)

BUDGET ESTIMATE: \$53,980.00

ENGINEER'S ESTIMATE: \$53,980.00

RECOMMENDED FOR ACCEPTANCE:

Operations Superintendent: *[Signature]* Approved By: *[Signature]* Date: 1/28/09
 Director of Finance: _____ Approved By: _____ Date: _____

Contractor: _____ Approved By: _____ Date: _____
 Village Manager: _____ Approved By: _____ Date: _____

Director of Public Works: *[Signature]* Approved By: _____ Date: 1/28/09
 Village President: _____ Approved By: _____ Date: _____

Attest: Village Clerk: _____ Date: _____

Assistant Finance Director: _____ Date: _____

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