

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.



MEMORANDUM

To: Scott Niehaus, Village Manager
Through: Carl Goldsmith, Director of Public Works
From: Brian Jack, Utilities Superintendent
Date: December 30, 2022
Subject: **FY2022 Snow and Debris Hauling Change Order #1**
Nagel Trucking & Materials Inc.

Background

The Village Board approved a contract for Snow and Debris Hauling to Nagel Trucking & Materials on February 3, 2022 in the amount of \$49,000 for hauling of spoils from water, sewer, and street excavations to also include snow hauling. Change Order #1 will be an increase in contract amount for \$16,506.29 for a new contract total of \$65,506.29.

This change order is needed due to the increase in hauling spoils for FY 2022 from an increase in emergency excavation repairs as well as planned water and sewer system repairs and maintenance. There was also a remaining amount of debris from FY 2021 that was not able to be hauled away before 2021 ended. The nature of this contract is variable as the amount of emergency excavations varies and can only be estimated.

The increase in contract amount will be funded from the Water/Sewer Capital Reserve Fund RM PROG 10 Sewer Maintenance and Improvements 520.790.715.75420.

Recommendation

I am requesting approval for Change Order #1 for an increase of \$16,506.29 to Nagel Trucking & Materials Inc. of Batavia, IL for FY2022 for Snow & Debris Hauling.

RESOLUTION
R _____

A RESOLUTION AUTHORIZING A CHANGE ORDER
INVOLVING AN INCREASE/DECREASE IN THE DOLLAR AMOUNT OF
THE CONTRACT OF \$10,000 OR MORE AND/OR EXTENDING/ SHORTENING THE
TIME IN WHICH THE CONTRACT IS TO BE COMPLETED BY THIRTY (30) DAYS
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 (30) 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 Nagel Trucking & Materials Inc. regarding the Snow and Debris Hauling contract, as attached hereto as Exhibit "A" and made part hereof, (the "Change Order") 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 \$16,506.29.

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.

Resolution _____

Adopted this 19th day of January, 2023, pursuant to a roll call vote as follows:

Ayes: _____

Nays: _____

Absent: _____

Approved by me this 19th day of January, 2023

Keith Giagnorio
Village President

ATTEST:

Elizabeth Brezinski
Village Clerk

VILLAGE OF LOMBARD

CHANGE ORDER

PROJECT NAME: Snow and Debris Hauling PROJECT NO.: PWO 22-03

LOCATION: Village of Lombard CHANGE ORDER: 1

CONTRACTOR: Nagel Trucking & Materials Inc. DATE: 12/30/2022

DESCRIPTION OF CHANGE ORDER: Increase in contract amount due to an increase in hauling of spoils for 2022

ORIGINAL CONTRACT AMOUNT: [1] 49,000.00

TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS: [2] \$0.00

CURRENT CONTRACT AMOUNT: ([1]+[2]) [3] \$49,000.00

PROPOSED CHANGE ORDER: (PENDING APPROVAL) [4] \$16,506.29

PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4]) [5] \$65,506.29

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$16,506.29

TIME EXTENSION OR REDUCTION: _____

TOTAL CONTRACT TIME: 365 Cal Days

BUDGET ESTIMATE: \$49,000.00

ENGINEER'S ESTIMATE: _____

RECOMMENDED FOR ACCEPTANCE :

Bmj 12/30/22
Utilities Superintendent Date

Approved By: _____
Director of Finance Date

Contractor Date

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

N/A
Village Engineer 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.

VILLAGE OF LOMBARD

CHANGE ORDER

PROJECT NAME: Snow and Debris Hauling PROJECT NO.: PWO 22-03
 LOCATION: Village of Lombard CHANGE ORDER: 1
 CONTRACTOR: Nagel Trucking & Materials Inc. DATE: 12/30/2022

DESCRIPTION OF CHANGE ORDER: Increase in contract amount due to an increase in hauling of spoils for 2022

ORIGINAL CONTRACT AMOUNT:	[1]	<u>49,000.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$49,000.00</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$16,506.29</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$65,506.29</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$16,506.29
 TIME EXTENSION OR REDUCTION: _____
 TOTAL CONTRACT TIME: 365 Cal Days
 BUDGET ESTIMATE: \$49,000.00
 ENGINEER'S ESTIMATE: _____

RECOMMENDED FOR ACCEPTANCE:

BMM 12/30/22 Approved By: _____
 Utilities Superintendent Date Director of Finance Date

Nagel Trucking 12/30/22 Approved By: _____
 Contractor Date ($\leq 10\%$ or 25%) Village Manager Date

N/A Approved By: _____
 Village Engineer Date ($\leq 10\%$ or 25%) Village President Date

Director of Public Works Date Attest: _____
 Village Clerk Date

Assistant Director of Finance Date

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