

**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:** February 5, 2025                      (COW) (B of T)                      **Date:** February 20, 2025

**TITLE:** Downtown Sidewalk Improvement Project  
Change Order No. # 5 – Final Balancing Change Order

**SUBMITTED BY:** David Gorman, P.E., Assistant Director of Public Works *DG*

**BACKGROUND/POLICY IMPLICATIONS:**

This is the final balancing change order for the Downtown Sidewalks Project. It is a reduction in the project quantities resulting in a decrease of \$116,167.44 in the total contract.

**FISCAL IMPACT/FUNDING SOURCE:**

Original Contract Amount:                      \$2,864,779.70  
Previous Change Order Amount:                      \$9,628.32  
Current Change Order Amount:                      \$(116,167.44)  
Revised Contract Amount:                      \$2,758,240.58

*Funding Accounts:*                      Downtown TIF Fund (440.740.740.75350)

PW Project #: ST 20 05  
P.O. #: 2025-0296

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.



**To:** Scott Niehaus, Village Manager  
**From:** Mike Barbier, P.E., Civil Engineer II *MB*  
**Through:** Dave Gorman P.E., Assistant Director of Public Works *DG*  
**Date:** February 12, 2024  
**Subject:** Downtown Sidewalk Improvement Project  
 Change Order No. 5 – Final Balancing Change Order

---

Attached please find Change Order No. 5, the final balancing change order, for this project in the amount of a net decrease of \$116,167.44.

The revised contract amount represents the cost decrease associated with Change Order No. 5 for Downtown Sidewalk Improvement Project.

### Overview

The South Park Pedestrianization Project was awarded on March 16, 2023 for a contract value of \$2,864,779.70.

This final balancing change order includes reducing some of the pay item quantities on this project. There was not a reduction in scope, however some of the quantity estimates were conservative to be able accommodate potential issues in the field that did not arise.

The value of the contract would decrease to \$2,758,240.58. This change order would represent a decrease of 4.0% from the current contract amount.

A summation of change orders for this project can be found below:

Change Order No. 1	\$1,967.80
Change Order No. 2	\$5,725.50
Change Order No. 3	\$1,962.94
Change Order No. 4	(\$29.92)
Change Order No. 5	(\$116,167.44)
<b>TOTAL</b>	<b>(\$106,539.12)</b>

### Recommendation

This change order was presented to, and recommended by, the Public Works and Environmental Concerns Committee at their February 11, 2025 meeting. Please present Change Order #5 to the President and Board of Trustees for their review and approval at their regular meeting on February 20, 2025. If approved, please have a signed copy returned to Engineering for further processing.





# VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Downtown Sidewalk Improvements PROJECT NO.: ST-20-05  
 LOCATION: St. Charles Road CHANGE ORDER: 5  
 CONTRACTOR: RW Dunteman Co. DATE: January 17, 2025  
 DESCRIPTION OF CHANGE ORDER: Final balancing of contract pay items.

ORIGINAL CONTRACT AMOUNT:		[1] \$ 2,864,779.70
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:		[2] \$ 9,628.32
CURRENT CONTRACT AMOUNT: ([1]+[2])		[3] \$ 2,874,408.02
<b>PROPOSED CHANGE ORDER: (PENDING APPROVAL)</b>		<b>[4] \$ (105,267.44)</b>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])		[5] \$ 2,769,140.58

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4])		\$ (95,639.12)
TIME EXTENSION OR REDUCTION:		None
TOTAL CONTRACT TIME: (PENDING APPROVAL)		-
BUDGET ESTIMATE:		\$ 2,700,000.00
ENGINEER'S ESTIMATE:		\$ 2,761,367.00

**RECOMMENDED FOR ACCEPTANCE :**

	1/17/2025	Approved By:		
Resident Engineer	Date	Director of Finance		Date
	2/15/2025 <sup>25 JB</sup>	Approved By:		
Contractor	Date (<\$10K or 25%)	Village Manager		Date
	2/5/2025	Approved By:		
Village Engineer	Date (>\$10K or 25%)	Village President		Date
	2/10/2025	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.

Downtown Sidewalk Improvements

C.O. # 5

1/17/2025

ITEM NO.	ITEM DESCRIPTION	CURRENT QUANTITY	UNIT	UNIT PRICE	REVISED QUANTITY	DIFFERENCE	AMOUNT	DESCRIPTION
6	TRENCH BACKFILL - SPECIAL	115.00	CU YD	\$ 116.70	62.40	(52.60)	\$ (6,138.42)	Plan quantity was overestimated.
12	PCC DRIVEWAY PAVEMENT, SPECIAL, 8-INCH	471.00	SQ YD	\$ 67.50	437.10	(33.90)	\$ (2,288.25)	Plan quantity was overestimated.
16	PAVEMENT REMOVAL	1,000.00	SQ YD	\$ 17.00	249.30	(750.70)	\$ (12,761.90)	Plan quantity was overestimated.
17	DRIVEWAY PAVEMENT REMOVAL	194.10	SQ YD	\$ 22.00	489.90	295.80	\$ 6,507.60	Increase in quantity reflects measurements taken in field as well as having to reconstruct additional driveway aprons along St. Charles Road.
29	COMBINATION CONCRETE CURB AND GUTTER, TYPE B-6.12 (VARIABLE HEIGHT CURB)	4,052.50	FOOT	\$ 35.00	4,152.00	99.50	\$ 3,482.50	Increase in quantity reflects measurements taken in field.
30	TREE GRATE REMOVAL	75.00	EACH	\$ 600.00	79.00	4.00	\$ 2,400.00	Increase in quantity reflects measurements taken in field.
32	TREE VAULT REMOVAL	43.00	EACH	\$ 1,333.00	61.00	18.00	\$ 23,994.00	Plan quantity was underestimated.
35	PAINT PAVEMENT MARKING - LINE, 6"	884.00	FOOT	\$ 0.94	0.00	(884.00)	\$ (830.96)	This item was not used in this contract.
36	PAINT PAVEMENT MARKING - LINE, 24"	981.00	FOOT	\$ 3.79	0.00	(981.00)	\$ (3,717.99)	This item was not used in this contract.
37	PEDESTRIAN PUSH BUTTON, NON-APS	14.00	EACH	\$ 1,501.00	15.00	1.00	\$ 1,501.00	An additional push-button was installed at St. Charles Road/Elizabeth Street intersection.
46	TEMPORARY AGGREGATE	500.00	TON	\$ 35.00	115.00	(385.00)	\$ (13,475.00)	Plan quantity was overestimated.
49	REMOVE AND RESET BRICK PAVERS	670.00	SQ FT	\$ 18.00	270.00	(400.00)	\$ (7,200.00)	Plan quantity was overestimated.
51	ADJUSTING WATER VALVE BOXES	60.00	EACH	\$ 309.00	12.00	(48.00)	\$ (14,832.00)	Plan quantity was overestimated.
52	HOT-MIX ASPHALT DRIVEWAY PAVEMENT, 8"	100.00	SQ YD	\$ 80.15	46.80	(53.20)	\$ (4,263.98)	Plan quantity was overestimated.
57	INSTALL SANITARY SEWER SERVICE LINE CLEANOUT	15.00	EACH	\$ 2,264.00	0.00	(15.00)	\$ (33,960.00)	This item was not used in this contract.
58	DUST CONTROL WATERING	20.00	EACH	\$ 165.00	8.00	(12.00)	\$ (1,980.00)	Plan quantity was overestimated.
59	CONTINGENCY ALLOWANCE	1.25	L.SUM	\$ 50,000.00	2.07	0.82	\$ 41,000.00	Increase in quantity reflects building façade restoration costs.
61	SEDIMENT CONTROL, DRAINAGE STRUCTURE INLET FILTER	11.00	EACH	\$ 527.00	0.00	(11.00)	\$ (5,797.00)	This item was not used in this contract.
62	AGGREGATE BASE COURSE, TYPE B, 4"	940.00	SQ YD	\$ 7.40	0.00	(940.00)	\$ (6,956.00)	This item was not used in this contract.
63	PORTLAND CEMENT CONCRETE BASE COURSE, 4"	390.00	SQ YD	\$ 54.00	161.00	(229.00)	\$ (12,366.00)	Plan quantity was overestimated.
64	PCC DRIVEWAY PAVEMENT, SPECIAL, 8-INCH	90.00	SQ YD	\$ 67.50	14.40	(75.60)	\$ (5,103.00)	Plan quantity was overestimated.
65	PORTLAND CEMENT CONCRETE SIDEWALK, SPECIAL, 5-INCH	4,420.00	SQ FT	\$ 8.20	1,918.90	(2,501.10)	\$ (20,509.02)	Plan quantity was overestimated.
66	PORTLAND CEMENT CONCRETE SIDEWALK, SPECIAL, 8-INCH	520.00	SQ FT	\$ 12.50	62.00	(458.00)	\$ (5,725.00)	Plan quantity was overestimated.
67	DETECTABLE WARNINGS	110.00	SQ FT	\$ 42.50	8.00	(102.00)	\$ (4,335.00)	Plan quantity was overestimated.
68	SIDEWALK REMOVAL	70.00	SQ FT	\$ 10.00	8.40	(61.60)	\$ (616.00)	Plan quantity was overestimated.
69	DOMESTIC WATER SERVICE BOX TO BE REPLACED	5.00	EACH	\$ 1,824.00	0.00	(5.00)	\$ (9,120.00)	This item was not used in this contract.
71	TREE GRATE	3.00	EACH	\$ 2,223.00	2.00	(1.00)	\$ (2,223.00)	Plan quantity was overestimated.
74	TREE VAULT	1.00	EACH	\$ 6,500.00	0.00	(1.00)	\$ (6,500.00)	This item was not used in this contract.
75	REMOVE EXISTING BRICK PAVERS	8,640.00	SQ FT	\$ 3.10	8,425.80	(214.20)	\$ (664.02)	Plan quantity was overestimated.
77	REMOVE AND RESET BRICK PAVERS	190.00	SQ FT	\$ 18.00	35.00	(155.00)	\$ (2,790.00)	Plan quantity was overestimated.
<b>TOTAL =</b>							<b>\$ (105,267.44)</b>	

**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. #5 to the contract between the Village of Lombard and R.W. Dunteman Company. Regarding the Downtown Sidewalk Improvement project, 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 decrease the dollar amount of the contract by \$116,167.44, decreasing the total dollar amount to \$2,758,240.58; and

**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 \_\_\_\_\_

Page 2

Adopted this 20th day of February, 2025, pursuant to a roll call vote as follows:

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Approved by me this 20th day of February 2025.

\_\_\_\_\_  
**Keith Giagnorio**  
**Village President**

ATTEST:

\_\_\_\_\_  
**Elizabeth Brezinski**  
**Village Clerk**