

**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:** East St. Charles Road Sidewalk Improvement Project  
Change Order No. #1

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

**BACKGROUND/POLICY IMPLICATIONS:**

This change order is a time extension, with no financial impacts. This extends the deadline for substantial completion from December 31, 2024 to July 22, 2025.

**FISCAL IMPACT/FUNDING SOURCE:**

No financial impact.

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, 2025  
Subject: **East St. Charles Road Sidewalk Improvements  
Change Order No. 1**

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Attached please find Change Order No. 1 for the time extension of substantial completion from December 31, 2024 to July 22, 2025.

Due to changes in construction staging, concurrent work effort required for the St. Charles Road Resurfacing project, and delays in brick material shipments, the work for this project could not be substantially completed by the contracted deadline of 12/31/2024.

There is no cost increase associated with this change order and there is no expectation that there will be a change order request for unit costs associated with the time extension.

This Change Order was presented at the Public Works and Environmental Concerns Committee February 11, 2025 meeting. The Committee supports this change order and, as the time extension is greater than 30 days, request that this item be placed on the February 20, 2025 Village Board agenda for consideration.

If approved, please have one signed original document sent to records, and a copy of the signed original document returned to Public Works-Engineering for further processing.

# VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: East St. Charles Road Sidewalk Improvements  
 PROJECT NO.: ST 24 27  
 LOCATION: St. Charles Road CHANGE ORDER: 1  
 CONTRACTOR: RW Dunteman Co. 01/07/23  
 DESCRIPTION OF CHANGE ORDER: Time Extension

ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$768,979.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$768,979.00</u>
<b>PROPOSED CHANGE ORDER: (PENDING APPROVAL)</b>	[4]	<u>\$0.00</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$768,979.00</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$0.00

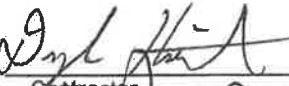
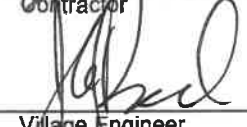

TIME EXTENSION Through Date of July 22, 2025

TOTAL CONTRACT TIME: (PENDING APPROVAL) -

BUDGET ESTIMATE: \$824,930.00

ENGINEER'S ESTIMATE: \$760,872.00

**RECOMMENDED FOR ACCEPTANCE :**

<u>Alexandria Goebel</u>	<u>1/7/25</u>		
Project Manager	Date	Approved By:	Director of Finance
			Date
	<u>1/9/25</u>	Approved By:	Village Manager
Contractor	Date	(<\$10K or 25%)	Date
	<u>2/5/25</u>	Approved By:	Village President
Village Engineer	Date	(>\$10K or 25%)	Date
	<u>2/10/2025</u>	Attest:	Village Clerk
Director of Public Works	Date		Date
<u>Assistant Director of Finance</u>	<u>                    </u>		
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

**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 R.W. Dunteman Co. Regarding the East St. Charles Road 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" increases the deadline for project substantial completion from December 31, 2024 to July 22, 2025; 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.

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:

\_\_\_\_\_  
**Liz Brezinski**  
**Village Clerk**