

DISTRICT 1 & 4

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: July 9, 2025 (COW) (B of T) **Date:** August 21, 2025

TITLE: Downtown Sidewalk Project - Resident Engineering
 Contract Amendment 2

SUBMITTED BY: Carl Goldsmith, Director of Public Works 

BACKGROUND/POLICY IMPLICATIONS:

Resident Engineering Contract Amendment for \$17,377.64 to include all of the work required to complete the Downtown Sidewalk project and the Park Avenue Pedestrianization project. This is a CIP project that includes roadway reconfiguration, expanded parkways, streetscape beautification, and pedestrian improvements on Park Avenue from St. Charles Road to Michael McGuire Drive.

FISCAL IMPACT/FUNDING SOURCE:

Project #: ST-20-05
 Original Contract Amount: \$314,838.66
 Amendment #1: \$199,777.84
 Current Contract Amount: \$514,616.50
Amendment #2: \$17,377.64
 Total Revised Contract Amount: \$531,994.14
 Account: TIF 1 Engineering Fund (441.740.741.75410)

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: Village President and Board of Trustees
From: Michael Barbier, PE, Civil Engineer II
Through: Carl Goldsmith, Director of Public Works
Date: July 9, 2025
Subject: Downtown Sidewalk Project - Resident Engineering
 Contract Amendment 2

The Downtown Sidewalk Project is a project included within the approved 2024-2033 Capital Improvement Plan (CIP). Within this project, there is one component focused on the Streetscape Improvements along St. Charles Road and another focused on the Pedestrianization of South Park Avenue.

In the original 2022 resident engineering contract with Thomas Engineering Group, the scope was limited to the Streetscape Improvements along St. Charles Road. This is because staff was uncertain on the construction timeline for the work on South Park Avenue. However, the construction of the South Park Pedestrianization Project was able to immediately follow the St. Charles Road Streetscape Improvements. Hence, the first contract amendment to cover resident engineering services for the work on South Park Avenue.

This contract amendment #2 scope and fee for the resident engineering services that were required to complete both the Downtown Sidewalk project and the Pedestrianization of South Park Avenue. The scope and fee were negotiated and agreed to by both parties.

ORIGINAL CONTRACT:	\$314,838.66
AMENDMENT #1:	\$199,777.84
AMENDED CONTRACT:	\$514,616.50

<u>AMENDMENT #2:</u>	<u>\$ 17,377.64</u>
AMENDED CONTRACT: \$531,994.14	

Please present the attached agreement and resolution for the contract to the President and Board of Trustees for their review at their regular meeting of August 21, 2025. If approved, please have one signed copy returned to Engineering for further processing.

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

A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT 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 amendment 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 amendment to the contract between the Village of Lombard and Thomas Engineering Group regarding the Downtown Sidewalk Project, as attached hereto as Exhibit "A" and made part hereof, (the "Amendment") to the Corporate Authorities of the Village of Lombard; and

WHEREAS, said Amendment attached hereto as Exhibit "A" would increase the dollar amount of the contract by \$17,377.64.

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 Amendment attached hereto as Exhibit "A", the President and Board of Trustees find as follows:

- A. That the circumstances which necessitated said Amendment were not reasonably foreseeable at the time the contract was entered into.
- B. That the basis of the Amendment 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 Amendment 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 Amendment, bidding is hereby specifically waived as to the Amendment work.

SECTION 2: That having made the findings set forth in Section 1 above, the President and Board of Trustees hereby approve the Amendment attached hereto as Exhibit "A", and direct

Resolution _____

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and authorize the Village President and Village Clerk to execute said Amendment on behalf of the Village.

Adopted this 21st day of August, 2025.

Ayes: _____

Nays: _____

Absent: _____

Approved this 21st day of August, 2025.

Anthony Puccio
Village President

ATTEST:

Ranya Elkhatib
Village Clerk

July 9, 2025

762 Shoreline Drive
Suite 200
Aurora, IL 60504

Mr. Mike Barbier, Civil Engineer
Village of Lombard
Public Works Department
Engineering Division
255 East Wilson Avenue
Lombard, IL 60148

**Re: Contract Amendment #2
CONTRACT DOCUMENT NUMBER (20-05)
Phase III Resident Engineering Services Downtown Sidewalk Rehabilitation Project**

Dear Mr. Barbier:

Thomas Engineering Group, LLC (TEG) is providing Phase III Resident Engineering Services for the ongoing Downtown Sidewalk Rehabilitation Project. Based on developments in the work and expansion of scope, TEG respectfully requests the Village's consideration to amend the professional engineering services Agreement for additional construction engineering services requested by the Village of Lombard.

The original engineering budget was based on providing full-time Phase III Resident Engineering Services over a period of 31 weeks, between April 1, 2023, and October 31, 2023, for streetscaping improvements along St. Charles Road between Craig Place and Elizabeth Street. Amendment #1 was later awarded to TEG for additional Phase III Resident Engineering Services for added streetscaping improvements to South Park Avenue, between St. Charles Road and Michael McGuire Drive. Services associated with Amendment #1 were anticipated to occur between November 2023 and June 2024.

TEG respectfully submits the enclosed fee proposal to the Village of Lombard to provide additional Resident Engineering Services for the Downtown Sidewalk Rehabilitation Project and South Park Avenue Streetscaping Improvements matching the services rendered to date.

1. Construction Layout & Staking – Significant discrepancies were identified in the vertical datum of the contract documents, with inaccuracies reaching up to 2 feet. To reconcile the design intent with on-site conditions, TEG undertook construction layout and staking activities. This approach ensured that construction proceeded accurately, mitigating potential misalignments, and associated costs. TEG performed an investigation of the survey data, corrected data, and provided construction layout and staking to reconcile the intent of the design with the field layout and staking.

- Amount Spent = \$4,848.18



Contract Amendment #2

CONTRACT DOCUMENT NUMBER (20-05)

Phase III Resident Engineering Services Downtown Sidewalk Rehabilitation Project

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2. Design Revisions/Re-Design – Design errors and omissions were discovered in the contract documents. In response, TEG developed comprehensive design revisions to complete the design framework and furnish detailed guidance, including, but not limited to ADA curb ramp details and traffic signal pedestrian modifications, for the contractor during construction.

○ Amount Spent = \$12,529.46

The attachments enclosed summarize the total work effort that was needed to complete the additional services requested by the Village. We have utilized an IDOT standard Cost Estimate of Consultant Services (CECS) and Direct Labor Multiplier (DLM) method of compensation using a multiple of 2.65. TEG respectfully requests the Village of Lombard's consideration of Contract Amendment #1. It has been a pleasure working on this important project with Village staff. Please let us know if you would like additional information.

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AMENDMENT #1:	<u>\$199,777.84</u>
AMENDED CONTRACT:	\$514,616.50
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AMENDED CONTRACT:	\$531,994.14

While we believe that this estimate accurately reflects our best effort at understanding the scope of work, we understand that the Village may interpret the scope differently or may seek to add, subtract, or modify the scope or level of effort contained herein.

If you have any questions or require additional information, please call me at (847) 815-9500 or by e-mail at kevinv@thomas-engineering.com.

Sincerely,
thomas engineering group, llc



Kevin C. VanDeWoestyne, P.E., ENV SP
Municipal Department Head

Attachments

Cc: Ed Herlihy, P.E., Senior Project Manager, Thomas Engineering Group, LLC
Carl Goldsmith, Director of Public Works, Village of Lombard

