

DISTRICT ALL

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: September 2, 2014 (B of T) **Date:** October 2, 2014

TITLE: 2014 Cracksealing Program
Change Order No. #1

SUBMITTED BY: David A. Dratnol, P.E., Village Engineer *DAD*

BACKGROUND/POLICY IMPLICATIONS:

This is a change order to decrease the contract amount. This change constitutes a \$10,960.10 decrease in the cost of the project.

FISCAL IMPACT/FUNDING SOURCE:

\$10,960.10 DECREASE
TOTAL REVISED CONTRACT: \$110,815.32
PW Proj: RM 33
P.O. #: 1631
Account No.: 410.710.725.75420

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.

InterOffice Memo

To: Scott R. Niehaus, Village Manager
Through: Carl Goldsmith, Director of Public Works
From: David A. Dratnol, P.E., Village Engineer
Date: September 2, 2014
Subject: FY2014 Cracksealing Program



Attached please find Change Order No. 1 to the FY2014 Cracksealing Program contract. This is a final balancing change order that reduces the contract to reflect the measured quantities of work completed.

Award	\$121,775.42
Change Order	\$10,960.10
Total	\$110,815.32
Budget	\$146,000.00

This Change order will be presented at the September 9th Public Works Committee meeting. If recommended by the committee, please present it to the Board of Trustees at the September 18th meeting. If approved by the Board, please have two (2) signed copies returned to PW-Engineering for further processing.

RESOLUTION

R_____

A RESOLUTION AUTHORIZING A CHANGE ORDER INVOLVING A DECREASE 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. 1 to the contract between the Village of Lombard and Denler, Inc. regarding the FY2014 Crack Sealing Program, 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 decrease the dollar amount of the contract by \$10,960.10.

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 _____ day of _____, 2014.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2014.

Keith T. Giagnorio
Village President

ATTEST:

Sharon Kuderna
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: FY 2014 Cracksealing Program
 PROJECT NO.: RM 33
 LOCATION: Various CHANGE ORDER: 1
 CONTRACTOR: Denier, Inc. DATE: 9/2/2014

DESCRIPTION OF CHANGE ORDER: This is a final balancing change order that adjusts the contract to reflect the measured quantities of work completed.

ORIGINAL CONTRACT BUDGET AMOUNT:	[1]	<u>\$121,775.42</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ((1)+[2])	[3]	<u>\$121,775.42</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>(\$10,960.10)</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ((3)+[4])	[5]	<u>\$110,815.32</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ((2)+[4]) (\$10,960.10)

TIME EXTENSION OR REDUCTION: N/A

TOTAL CONTRACT TIME: (PENDING APPROVAL) N/A

BUDGET ESTIMATE: \$146,000.00

ENGINEER'S ESTIMATE: \$134,016.32

RECOMMENDED FOR ACCEPTANCE:

Thomas J. Pifer 9-4-14 Approved By: _____
 Resident Engineer Date Director of Finance Date

Ray Ad 9/4/14 Approved By: _____
 Contractor Date (<\$10K or 25%) Village Manager Date

David A. Deibel 9/10/14 Approved By: _____
 Village Engineer Date (>\$10K or 25%) Village President Date

[Signature] 9/10/14 Attest: _____
 Director of Public Works Date Village Clerk Date

[Signature] _____
 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.

