

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: David A. Hulseberg, Village Manager *DAH*
DATE: March 8, 2010 (B of T) Date: March 18, 2010
TITLE: FY2010 Sidewalk Snow and Ice Removal Change Order No. 2
SUBMITTED BY: Keith J. Surges, Operations Superintendent *KJS*

BACKGROUND/POLICY IMPLICATIONS:

Due to the number of snow and ice storms this winter season, we have exceeded the budgeted amount of the original contract with Paverscape, Inc. In February we submitted internal change order #1 in the amount of \$9,900 which we have now exceeded. Therefore, I am requesting Change Order #2 in the amount of \$2,000 to cover the additional cost incurred for the snow and ice removal of various sidewalks within the Village. The total amount of both change orders is \$11,900. Paverscape, Inc. was the low bidder on the original contract awarded on November 20, 2008 and extended on November 5, 2009.

FISCAL IMPACT/FUNDING SOURCE

\$2,000.00

2715.756420 @ 38.23 %, 1155.756420 2.87%,
2712.756420 @ 8.60%, 8110.756420 @ 46.00%
7402.756420 @ 4.30%

Review (as necessary):

Village Attorney X _____	Date _____
Finance Director X <i>Timothy J. ...</i>	Date <u>3/9/10</u>
Village Manager X <i>David A. Hulseberg</i>	Date <u>3/10/10</u>

NOTE: Materials must be submitted to / approved by the Village Manager's Office by 12:00 pm, Wednesday, prior to the Agenda Distribution.



To: David A. Hulseberg, Village Manager
Through: Carl Goldsmith, Director of Public Works *CJ*
From: Keith J. Surges, Operations Superintendent *KJS*
Date: February 24, 2009
RE: Change Order #2 for Sidewalk Snow and Ice Removal FY2010

Staff had budgeted \$43,190 for the removal of ice and snow from various sidewalks throughout the Village, Public Works recommended awarding an extension of the 2009 contract to Paverscape, Inc. under the same terms, conditions and costs. On November 5, 2009 with Board of Trustee action, the contract was awarded for an additional year. Due to the amount of snow events that we experienced this winter season Public Works had to process internal change order #1 totaling \$9,900 on February 16, 2010. Currently we have outstanding bills totaling \$720 and we still have the possibility of more snow yet this season. The total amount of the contract with Paverscape, Inc. for FY2010 will be \$55,090.

Public Works is requesting approval of Change Order #2 in the amount of \$2,000 to cover the additional costs related to the removal of ice and snow from various sidewalks throughout the Village. Please present this at the Board of Trustees meeting on March 18, 2010 for consideration.

RESOLUTION
R _____ 10

**A RESOLUTION AUTHORIZING A CHANGE ORDER
INVOLVING AN INCREASE 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. 2 to the contract between the Village of Lombard and Paverscape, Inc. regarding the Sidewalk Snow and Ice removal Contract FY2010, 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 increase the dollar amount of the contract by \$2,000.00. With a previous internal change order of \$9,900.00 the final total increase to the contract would be \$11,900.00

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 18th day of March , 2010.

Ayes: _____

Nays: _____

Absent: _____

Approved this 18th day of March , 2010.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Sidewalk Snow and Ice Removal FY 2010 PROJECT NO.: PWO-1016

LOCATION: _____ CHANGE ORDER: # 2

CONTRACTOR: Paverscape, Inc. DATE: 8-Mar-10

DESCRIPTION OF CHANGE ORDER: Change Order #2 is needed to cover additional charges for Sidewalk Snow and Ice Removal for F. Y. 2010. The original \$43,190 contract with Paverscape, Inc. was approved by the Board of Trustees on November 5, 2009.

ORIGINAL CONTRACT AMOUNT: [1] \$43,190.00

TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS: [2] \$9,900.00

CURRENT CONTRACT AMOUNT: ([1]+[2]) [3] \$53,090.00

PROPOSED CHANGE ORDER: (PENDING APPROVAL) [4] \$2,000.00

PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]-[4]) [5] \$55,090.00

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+) \$11,900.00

TIME EXTENSION OR REDUCTION: NONE

TOTAL CONTRACT TIME: (PENDING APPROVAL) _____

BUDGET ESTIMATE: \$53,980.00

ENGINEER'S ESTIMATE: \$53,980.00

RECOMMENDED FOR ACCEPTANCE :

3/9/10 Approved By: _____ Date _____
Operations Superintendent Director of Finance

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

3/9/2010 Approved By: _____ Date _____
Director of Public Works (>\$10K or 25%) Village President

Attest: _____ Date _____
Village Clerk

Assistant Finance Director _____ Date _____

It is understood that as part of this change order that the Contractor agrees that all bonds, permits, insurance and guarantees hereby extended to incorporate this Change Order.

