

**VILLAGE OF LOMBARD**  
**REQUEST FOR BOARD OF TRUSTEES ACTION**  
For Inclusion on Board Agenda

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. Huliseberg, AICP, Village Manager *John*

**DATE:** December 30, 2008 (COW) (B of T) Date: January 15, 2009

**TITLE:** Special Assessment 217A  
Change Order #3 (Final)

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

**BACKGROUND/POLICY IMPLICATIONS:**

Final Balancing Change Order for Special Assessment 217A in the amount of a net decrease of \$35,841.32. After action by the Board on this item, project may be closed out both legally and financially.

**FISCAL IMPACT/FUNDING SOURCE:**

(\$35,841.32) DECREASE  
Project #: ST-01-10  
HTE Project #: 0130  
P.O. #: 060174  
*8732.809500 Proj# 6130*

Review (as necessary):

Village Attorney X \_\_\_\_\_  
Finance Director X \_\_\_\_\_  
Village Manager X \_\_\_\_\_  
Date 1/7/09  
Date 1/8/09

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: David A. Hulseberg, AICP, Village Manager  
 From: David A. Dratmol, P.E., Village Engineer *WMD*  
 Through: Carl Goldsmith, Director of Public Works *CG*  
 Subject: Special Assessment 217A, Change Order #3  
 Final Balancing Change Order  
 Date: December 30, 2008

Attached please find Change Order No. 3 for this project in the amount of a net deduction of (\$35,841.32). This represents changes in the following categories:

1. Modifications to the original quantities for contract pay items (Items # 14 thru 96).
2. Addition of Pay Items (Item # 131 thru 135).

The following is a description of the changes for each area:

#### 1. MODIFICATIONS TO EXISTING CONTRACT QUANTITIES

Pay items 14 thru 131 are based on actual field measurements and modifications representing the difference between plan quantities and actual quantities. The significant decrease for items 14 (Topsoil furnish and Place) and item 17 (Sodding) is attributed to the difficulty in estimating the exact amount of topsoil and sodding for the job. There are many variables in determining the quantity associated with the pay items for the work. One typical item is the transition from public property on to private property, particularly on this job, as the roadway was significantly lower on all three streets. Staff seeks to minimize the impact to residents and strives to keep all grade transitions to less than the Village Code maximum. Another factor in the reduction of quantities was the seeding of areas that would be disturbed as part of the SA217B project. The elimination of item 28 (Asphalt Ramp) was attributed to a field design change to the roadway. The work associated with Item 94 (Performed Pavement Marking Tape), was done by in-house forces at a significant savings to the Village. For Item 131 (Block Retaining Wall) additional quantity was needed to construct two small retaining walls by the driveway and service walk at 630 Lalonde. (\$440.30)

#### 2. NEW PAY ITEMS

**Item #132 - Time & Material Billing** This was for a back of curb structure on Joyce The structure was called out on the plans but was not included as a pay item in the bid schedule. An agreed to unit price could not be established with the general contractor. Per the contract documents, the work was then done on an agreed time and material billing. (\$944.72.)

**Item 133 - Time & Material Billing** This work is associated with the filling of the rear yard sanitary sewers within the project area. Any clean up of flowable fill associated with this work was identified in the construction contract to be paid for as time and material. In the prior sanitary sewer replacement project, unknown rear yard clean outs were discovered when flowable fill was pumped into the abandoned sanitary sewer and the fill came up thru unidentified buried rear yard clean outs. A pay item for this type of clean up could not be established as it would be especially difficult to quality and quantity. This is a non Special Assessment cost. (\$811.11)

**Item 134 - Time & Material Billing** This material and labor billing was generated at the request of the Underground Utilities Division. It is the repair of a damaged clean out at 642 E. LeMoyné. In all likelihood the clean out was damaged by the resident's vehicles. A metal frame was installed over the clean out cap to prevent this in the future. Engineering will monitor the clean out during SA 217B, to be sure it is either located in the apron/sidewalk or if it is in a grassed area, the resident will be reminded not to drive vehicles over the clean out cap. This is a non Special Assessment cost. (\$450.16)

**Item 135 - Time & Material Billing** This work is associated with the filling of the rear yard sanitary sewers. Secondary settlement occurred in the areas where rear yard manholes were located. The work includes adding and compacting stone fill in the abandoned manholes and restoring the area to grade. This item is not a part of the Special Assessment cost (\$1,084.96)

This change order will be presented to the Board of Local Improvements on January 8, 2009, and the Public Works Committee on January 13, 2009.

Please present this change order to the President and Board of Trustees for their review and approval at their regular meeting on January 15, 2009. If approved, please have two signed copies returned to Engineering for further processing.



R E S O L U T I O N  
R \_\_\_\_\_  
09

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 # 3 (Final) to the contract between the Village of Lombard and R. W. Duntzman Company regarding the Special Assessment 217A Project, 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 \$35,841.32

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 \_\_\_\_\_, 2009

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

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009

ATTEST:

William J. Mueller  
Village President

Brigitte O'Brien  
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer  
Village Attorney

# VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Special Assessment 217A PROJECT NO.: ST-01-10

LOCATION: Lagoons, Marcus, Lalonde, Joyce CHANGE ORDER: 3

CONTRACTOR: R.W. Dunteman Company DATE: 12/17/2008

DESCRIPTION OF CHANGE ORDER: Quantity Adjustments Balancing to Final Quantities

ORIGINAL CONTRACT AMOUNT:	TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	CURRENT CONTRACT AMOUNT: ([1]+[2])	PROPOSED CHANGE ORDER: (PENDING APPROVAL)	PROPOSED REVISED CONTRACT AMOUNT: ([3]+[4])
[1] \$1,587,393.30	[2] (\$138,026.87)	[3] \$1,449,366.43	[4] (\$35,841.32)	[5] \$1,413,525.12

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) (\$173,868.19)

NET TIME EXTENSION: 37 days (June 8th)

TOTAL CONTRACT TIME: (PENDING APPROVAL) 172 calendar days

BUDGET ESTIMATE: \$1,589,621.48

ENGINEER'S ESTIMATE: \$2,160,606.53

## RECOMMENDED FOR ACCEPTANCE:

Approved By: [Signature] Date: 12/17/08  
 Resident Engineer

Approved By: [Signature] Date: 12/17/08  
 Contractor

Approved By: [Signature] Date: 12/31/08  
 Village Engineer

Attest: [Signature] Date: 12/31/08  
 Village Clerk

Approved By: [Signature] Date: \_\_\_\_\_  
 President of BOLI

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.

No.	Item	Current Quantity	Unit	Unit Price	Revised Quantity	DIFFERENCE	AMOUNT	Description
14	TOPSOIL F & P 4	11015.0	SY	\$3.25	9267.6	(1747.4)	(\$5,679.05)	Final Field Measurement
16	SUPPLEMENTAL WATERING	69.0	UNIT	\$10.00	0.0	(69.0)	(\$690.00)	Final Field Measurement
17	SODDING SPL	11015.0	SY	\$4.25	8444.7	(2570.3)	(\$10,923.79)	Final Field Measurement
23	BIT MATLS PR CT	798.0	GAL	\$2.50	408.0	(390.0)	(\$975.00)	Final Field Measurement
24	AGG PR CT	18.0	TON	\$16.00	2.0	(16.0)	(\$160.00)	Final Field Measurement
26	HMA SC MIX "C" N50	894.0	TON	\$76.00	866.7	(37.3)	(\$2,834.04)	Final Field Measurement
27	HMA SURF REM BUTT JT	35.0	SY	\$45.00	17.3	(17.7)	(\$796.50)	Final Field Measurement
28	ASPHALT RAMP	210.0	SY	\$32.00	0.0	(210.0)	(\$6,720.00)	Final Field Measurement
39	CLASS D PATCHES, SPL	10.0	SY	\$60.00	25.0	15.0	\$1,200.00	Final Field Measurement
62	FIRE HYDRANT EXTENSION (LOMBARD)	4.0	FOOT	\$600.00	4.5	0.5	\$300.00	Final Field Measurement
64	DOM WATER SER BOX ADJ	11.0	EACH	\$60.00	10.0	(1.0)	(\$60.00)	Final Field Measurement
65	DOM WATER SER BOX ADJ SIDEWALK	32.0	EACH	\$100.00	10.0	(22.0)	(\$2,200.00)	Final Field Measurement
82	ADJ SAN SEWER CLEANOUT	14.0	EACH	\$75.00	7.0	(7.0)	(\$525.00)	Final Field Measurement
83	ADJ SAN SEWER CLEANOUT IN SIDEWALK	6.0	EACH	\$200.00	2.0	(4.0)	(\$800.00)	Final Field Measurement
84	VALVE BOX ADJ	5.0	EACH	\$100.00	4.0	(1.0)	(\$100.00)	Final Field Measurement
87	FILLING MANHOLES, SPL	5.0	EACH	\$400.00	7.0	2.0	\$800.00	Final Field Measurement
92	PVT MK LTRS & SYMBS (YELLOW)	14.0	SF	\$10.00	1.5	(12.5)	(\$125.00)	Final Field Measurement
93	PREF PVT MK LINE 4	760.0	FOOT	\$1.75	757.6	(2.4)	(\$4.20)	Final Field Measurement
94	PREF PL PM TB LINE 24 (WHITE)	48.0	FOOT	\$150.00	0.0	(48.0)	(\$7,200.00)	Final Field Measurement
95	SED. CONTROL, CLEANING	30.0	EACH	\$50.00	22.0	(8.0)	(\$400.00)	Final Field Measurement
96	SED. CONTROL, INLET FILTER	30.0	EACH	\$210.00	22.0	(8.0)	(\$1,680.00)	Final Field Measurement
131	BLOCK RETAINING WALL	92.5	S.F	\$37.00	104.4	11.9	\$440.30	Agreed to unit price item installed to correct grading issues
132	T&M Installation of Str # 345 Type B Inlet	0.0	Dollar	\$944.72	1.0	1.0	\$944.72	AUP price could not be agreed to for item with out a bid price
133	T&M Cleanup of Backyard of 602 parker due to filling the abandoned sewer line	0.0	Dollar	\$811.11	1.0	1.0	\$811.11	Cleanup needed after filling abandoned sewer line
134	T&M to install threaded cleanout at 642 Lemoyne	0.0	Dollar	\$450.16	1.0	1.0	\$450.16	Replaced damaged cleanout
135	T&M to fill sink holes on Grace, Joyce, Kramer, Edgewood & Lemoyne streets	0.0	Dollar	\$1,084.96	1.0	1.0	\$1,084.96	Restoration to backyards after filling abandoned sewer lines
<b>TOTAL</b>							<b>(\$35,841.32)</b>	