

**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. Hulseberg, Village Manager

DATE: October 07, 2008 (COW) (B of T) **Date:** October 16, 2008

TITLE: Main Street Lighting Project-Phase I
Change Order #3

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

BACKGROUND/POLICY IMPLICATIONS:

Change Order No. 3 is a net increase to the contract of \$38,712.91. There are four main categories related to this change order: Extra Work, Asphalt Restoration, Lighting Design Modifications, and a request for time extension.

FISCAL IMPACT/FUNDING SOURCE:

\$38,712.91 INCREASE
Project #: M-08-05
HTE Project #: 0806 7110.809425
PO #: 060171
Capital Improvement Fund

Review (as necessary):

Village Attorney X *David Dratnol*
Finance Director X *David Dratnol*
Village Manager X *David Dratnol*

Date _____
Date 10/8/08
Date 10/8/08

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.

Change Order #3 will be presented to the Public Works Committee on October 14, 2008. If the committee recommends approval, please present this change order to the President and Board of Trustees for their review and approval at their regular meeting on October 16, 2008. If approved, please have two signed copies returned to Engineering for further processing.

The contractor is requesting extension of the time needed to construct the project (85 calendar days from the date of approval) due to delays caused by the ComEd pole relocations and the foundation design. This would make the completion date January 11, 2009 or in the spring if the contract needs to be suspended due to weather.

New pay items are necessary resulting from the design of new foundations to fit in the Public Right-Of-Way with other utilities (\$30,207.69) in the west parkway of Main Street between Washington Street and Maple Street. This portion also includes some added costs due to time delay and miscellaneous items which were not included in the contract (landscape timbers, split rail fence, mulch, and add-ons for winter work which may not be used).

Restoration of the asphalt driveways resulted from location of unknown utilities (\$4,105.00). In order to directional bore across the existing roadway, the contractor was required to cut holes in the driveways to locate utilities that were being crossed to insure that they were not hit by the boring operation. There are no pay items for restoring the driveways. The work includes the necessary traffic control as well as the patch items needed to complete the restoration.

The extra work (time and material work approved by the engineer) related to the Main Street STP Project and relocation of ComEd poles on Main Street (\$4400.22). Due to time constraints, the streetlight contractor was allowed to install light pole foundations and conduit within the boundaries of the STP project. Some conduit needed to be cut and replaced and some wires removed and reinstalled to complete the watermain work done by the STP contractor after the conduits were in place. Additionally, some conduit and wire repairs were necessary to install the sanitary services in the 500 block of Main Street where ComEd caused the relocation of the sanitary sewer. This extra work will be submitted for reimbursement from ComEd (\$349.40).

Change Order No. 3 is a net increase to the contract of \$38,712.91. There are three main categories related to this change order: Extra Work, Asphalt Roadway Restoration, and Lighting Design Modifications, and a request for time extension.

InterOffice Memo



To: David A. Huliseberg, Village Manager
 From: David A. Dratmol, P.E., Village Engineer *DR*
 Through: Carl Goldsmith, Public Works Director
 Date: October 07, 2008
 Subject: Main Street Lighting Project – Phase I
 Change Order No. 3

R E S O L U T I O N
R _____
09

**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. 3 to the contract between the Village of Lombard and Utility Dynamics Corporation, regarding Main Street Lighting project – Phase I, 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 \$38,712.91 and extension of the contract time by 85 calendar days.

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 16th day of _____ October _____, 2008

Ayes: _____

Nays: _____

Absent: _____

Approved this 16th day of _____ October _____, 2008

William J. Mueller
Village President

ATTEST:

Briette O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Main Street Lighting Phase 1

PROJECT NO.: M-08-05

LOCATION: Main Street Between Roosevelt Road and Maple

CHANGE ORDER: 3

CONTRACTOR: Utility Dynamics Corp. (UDC)

DATE: 10/6/2008

DESCRIPTION OF CHANGE ORDER: Various items of work including, repair of damaged cables and conduits, Modifications to existing foundations and lighting design modifications and required items of work

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] \$1,516,900.65	[2] \$2,789.53	[3] \$1,519,690.18	[4] \$ 38,712.91	[5] \$1,558,403.09

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

\$41,502.44

TIME EXTENSION :

85 calendar days

TOTAL CONTRACT TIME: (PENDING APPROVAL)

208 days

BUDGET ESTIMATE:

ENGINEER'S ESTIMATE:

RECOMMENDED FOR ACCEPTANCE:

[Signature]
Resident Engineer

Date _____

Approved By: _____

Director of Finance

Date _____

Date _____

Approved By: _____

Village Manager

Date _____

Date _____

Approved By: _____

Village President

Date _____

Date _____

Attest: _____

Village Clerk

Date _____

Date _____

Asst. Director of Finance

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.

Main Street Lighting Phase 1

C.O. #3

10/6/2008

NO	ITEM	CURRENT UNIT	UNIT PRICE	REVISED QUAN	DIFFERENCE	AMOUNT
3A	Extra work reports 4-7					
3A-1	Repair Unit Duct cut by Nert @ Sta. 102+50R	0	\$ 462.24	1.00		\$ 462.24
3A-2	Repair Unit Duct cut by Nert @ Sta. 118+25R	0	\$ 331.02	1.00		\$ 331.02
3A-3	Remove cable form previously installed Unit Duct	0	\$ 349.40	1.00		\$ 349.40
3A-4	Adjust Foundation Elevations at 2 locations	0	\$ 3,257.56	1.00		\$ 3,257.56
3B	Asphalt Roadway Restoration					
3B-1	Asphalt Patch, 3"	0	\$ 10.50	10.00		\$ 105.00
3B-2	Traffic Control and Protection, Std. 70160100	0	\$ 500.00	1.00		\$ 500.00
3B-3	Traffic Control and Protection, Std. 70143100	0	\$ 1,000.00	2.00		\$ 2,000.00
3B-4	Traffic Control and Protection, Std. 70170100	0	\$ 500.00	3.00		\$ 1,500.00
3C	Modified Lighting Design and required work					
3C-1	Modified Offset Fdn.	0	\$3,965.85	3		\$ 11,897.55
3C-2	Modified Std. Fdn.	0	\$1,790.87	2		\$ 3,581.74
3C-3	Furn. & Install Mulch	0	\$88.00	5		\$ 440.00
3C-4	Reinstall Portion of Walm. Timbers at Mr. Z's	0	\$550.00	1		\$ 550.00
3C-5	Remove/Reloc.-Reinstall Split Rail Fence @ P.P.	0	\$660.00	1		\$ 660.00
3C-6	Added Tr. Control & Prot. - Per Day after 10/17/08	0	\$189.39	40		\$ 7,575.60
3C-7	Added Lighting Maint. - Per Day after 10/17/08	0	\$22.73	40		\$ 909.20
3C-8	Added Show-Up/Staging Area - Per Mo. After 10/17/08	0	\$2,296.80	2		\$ 4,593.60
TOTAL						\$ 38,712.91