

**RESOLUTION
R 22-12**

A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT 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 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 Christopher B. Burke Engineering, Ltd., regarding the Parkside East Landscaping Improvements 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 \$13,645.58, when combined with a previous amendment would increase, the total dollar amount of the contract by \$26,474.03.

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

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

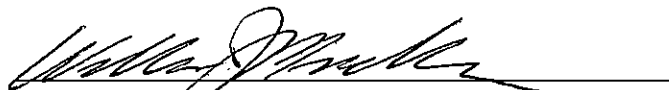
Adopted this 18th day of August, 2011,
pursuant to a roll call vote as follows:

Ayes: Trustees Gron, Giagnorio, Wilson, Breen Fitzpatrick and Ware

Nays: None

Absent: None

Approved by me this 18th day of August, 2011.



William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk



CHRISTOPHER B. BURKE ENGINEERING, LTD.
9575 West Higgins Road Suite 600 Rosemont, Illinois 60018 TEL (847) 823-0500 FAX(847) 823-0520

May 20, 2011

Village of Lombard
255 E. Wilson Avenue
Lombard, IL 60148

Attention: Mr. Frank Kalisik

Subject: Parkside Avenue Retaining Wall
Request for Additional Fee
(CBBEL Project No. 03-170A)

Dear Mr. Kalisik:

Please find attached a spreadsheet outlining estimated additional hours and fee to complete the subject project. The project design was originally completed and final plans were prepared in 2008. However, the project has been put on hold since then. We recently met on May 12, 2011 and the Village has requested the following:

- Update the plans to current standards and make any other necessary revisions
- Update the specifications to current standards and make any other necessary revisions
- Review the updated plans and specifications with the Village
- Coordinate the updated plans and specifications with the railroad and obtain their approval
- Coordinate the updated plans with the utility companies
- Provide bidding assistance and prepare an addendum if necessary

We propose a fee of \$13,645.58 to complete these services.

Should you have any questions please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jason Souden', written over a horizontal line.

Jason Souden, PE
Vice President

c: David Dratnoi, PE, Village Engineer

