

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 R. Niehaus, Village Manager

DATE: December 20, 2021 **Date:** January 6, 2022 (B of T)

TITLE: Change Order #1 - FY 2021 Concrete Flatwork Program

SUBMITTED BY: Sean Kelly, Village Engineer *g*

BACKGROUND/POLICY IMPLICATIONS:

This Change Order is intended to adjust the contract quantities to reflect final measured quantities. This Change Order will decrease the awarded Contract amount by \$47,662.72.

FISCAL IMPACT/FUNDING SOURCE:

\$47,662.72 DECREASE

TOTAL REVISED CONTRACT: \$310,337.28

PW PROJ: RM 46, 49

P.O. #: 2021-00000403

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: Sean P. Kelly, P.E., Village Engineer
Date: December 21, 2021
Subject: FY 2021 Concrete Flatwork Program Change Order #1 and Final

Attached please find Change Order No. 1 and Final for 2021 Concrete Flatwork Program. This is a change order that decreases the total contract value by \$47,662.72. The change is due to the final quantities as measured in the field. Award of the contract with Globe Construction, Inc. in the amount of \$358,000.00 was previously approved by the President and Board of Trustees.

<i>Program</i>	<i>Current Contract</i>	<i>C.O. #1</i>	<i>Final Contract</i>	<i>Budget</i>
RM PROG 46 & 49	\$358,000.00	(\$47,662.72)	\$310,337.28	\$396,000.00

This change order will be presented to the Public Works Committee via phone poll. If recommended by the Committee, please present this change order to the Village President and Board of Trustees at the January 6, 2022 meeting. If approved, please have two (2) signed copy returned to PW-Engineering for further processing.

RESOLUTION
R _____

A RESOLUTION AUTHORIZING A CHANGE ORDER
INVOLVING AN 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 and Final to the contract between the Village of Lombard and Globe Construction, Inc. regarding the FY 2021 Concrete Flatwork 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 \$47,662.72, and all change orders totaling a decrease of \$47,662.72.

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 _____, 2022.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2022.

Keith T. Giagnorio
Village President

ATTEST:

Elizabeth Brezinski
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD

CHANGE ORDER

PROJECT NAME: FY 2021 CONCRETE FLATWORK ROGRAM
PROJECT NO.: RM 46, 49
LOCATION: Various CHANGE ORDER: 1 and Final
CONTRACTOR: Globe Construction, Inc. DATE: 12/20/2021

DESCRIPTION OF CHANGE ORDER: Final balancing change order to decrease the contract due to measured quantities in the field

ORIGINAL CONTRACT BUDGET AMOUNT:	[1]	<u>\$358,000.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$358,000.00</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>(\$47,662.72)</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$310,337.28</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) (\$47,662.72)


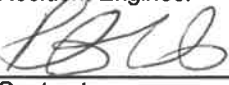


TIME EXTENSION OR REDUCTION: N/A

TOTAL CONTRACT TIME: (PENDING APPROVAL) N/A

BUDGET ESTIMATE: \$358,000.00

ENGINEER'S ESTIMATE: \$358,000.00

RECOMMENDED FOR ACCEPTANCE:

 Resident Engineer	<u>12/20/21</u> Date	Approved By:		
			Director of Finance	Date
 Contractor	<u>12/20/21</u> Date	Approved By:		
		(≤\$10K or 25%)	Village Manager	Date
 Village Engineer	<u>12/20/21</u> Date	Approved By:		
		(>\$10K or 25%)	Village President	Date
 Director of Public Works	<u>12/20/2021</u> Date	Attest:		
			Village Clerk	Date
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.