

DISTRICT ATT

**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) _____

X

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: David A. Hulseberg, Village Manager *DH*

DATE: December 18, 2009 (COW) (B of T) **Date:** 2/4/10

TITLE: FY 2010 Asphalt Paving and Patching Program

Change Order No. #2

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

BACKGROUND/POLICY IMPLICATIONS:

Attached please find Change Order No. 2 for this project in the amount of a net decrease of \$38,272.98 to the contract. This change order represents the final balancing quantities for this project.

FISCAL IMPACT/FUNDING SOURCE:

\$38,272.98 DECREASE

TOTAL CONTRACT: \$919,952.77

PW Proj: ST-10-02

PO#: 5509, 5514, 5515, 5545

PO # 64064

Review (as necessary):

Village Attorney X

Finance Director X *John King & Associates*

Village Manager X *David Dratmol*

Date _____
Date 1/25/10
Date 1/26/10

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.

Inter-Office Memo



To: David A. Hulseberg, Village Manager
Through: Carl Goldsmith, Director of Public Works
From: David A. Dratmol, P.E., Village Engineer
Date: December 18, 2009
Subject: FY2010 Asphalt Paving and Patching Program
Change Order #2 (Final)

Attached please find Change Order No. 2 for this project in the amount of a net decrease of \$38,272.98 to the contract. This change order represents the final balancing quantities for this project. This final balancing change order is based on actual quantities of work performed multiplied by contract unit prices to determine the total of all work completed. The amount of the change order is the difference between the current contract amount and the total of all work completed. This item will be reviewed by the Public Works Committee on January 28, 2010. Please present this change order to the President and Board of Trustees for their review and approval at their regular meeting on February 4, 2010. If approved, please have two signed copies returned to Engineering for further processing.

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. #2 to the contract between the Village of Lombard and R.W. Dunteman Company regarding The FY 2010 Asphalt Paving and Patching 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 \$38,272.98.

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 _____, 2010.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2010.

William J. Mueller
Village President

ATTEST:

Village Clerk
Britte O'Brien
APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: The FY 2010 Asphalt Paving and Patching Project

PROJECT NO.: ST-10-02

LOCATION: Various Locations

CONTRACTOR: R.W. Duntleman Company

CHANGE ORDER: 2

DATE: 12/18/2009

DESCRIPTION OF CHANGE ORDER: The final balancing of measured 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])
\$717,945.44	[2] \$240,280.31	\$958,225.75	[4] (\$38,272.98)	[5] \$919,952.77

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$202,007.33

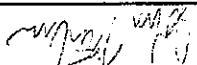
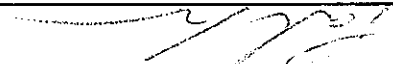
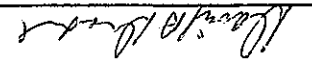


TIME EXTENSION OR REDUCTION: N/A

TOTAL CONTRACT TIME: (PENDING APPROVAL) N/A

BUDGET ESTIMATE: \$1,356,000.00

ENGINEER'S ESTIMATE: \$1,224,745.60

RECOMMENDED FOR ACCEPTANCE:

Resident Engineer	Date	Approved By:	Director of Finance	Date
	12/18/09			
Contractor	Date	Approved By:	Village Manager	Date
				
Village Engineer	Date	Approved By:	Village President	Date
	12/18/09			
Director of Public Works	Date	Attest:	Village Clerk	Date
	12/19/09			
Assistant Director of Finance	Date			
	1/05/10			

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.

ITEM	ORIGINAL	Quantities Through C.O. #1	UNIT	UNIT PRICE	REVISED QUANTITIES	DIFFERENCE	AMOUNT	Total Cost
REM & DISP OF UNSUITABLE MATERIAL	1070	1070	CY	\$59.24	1080	10	\$592.40	\$63,979.20
BIT BASE CSE 4 3/4"	4,081	4,081	SY	\$16.95	4,081	0	\$0.00	\$69,172.95
AGGREGATE BASE REPAIR CA-6 4"	4,081	4,081	SY	\$3.77	4,081	0	\$0.00	\$15,385.37
BITUMINOUS SURFACE REMOVAL 1 1/2"	21,478	21,478	SY	\$1.54	21,478	0	\$0.00	\$33,076.12
BITUMINOUS SURFACE REMOVAL 2"	3,001	3,001	SY	\$1.71	3,024	23	\$39.33	\$5,171.04
BITUMINOUS SURFACE REMOVAL 4"	26,008	36,734	SY	\$2.56	36,759	25	\$64.00	\$94,103.04
Bituminous Materials (Prime Coat)	1,000	14,778	Gallon	\$2.00	3,029	(11,749)	(\$23,498.00)	\$6,058.00
HMA BC IL-19 N50 2 1/4"	24,408	35,134	SY	\$7.58	35,159	25	\$189.50	\$266,505.22
HMA BC IL-19 N50	50	50	CY	\$119.09	188	138	\$16,434.42	\$22,388.92
HMA SC 'C' N50 1 3/4"	20,327	31,053	SY	\$6.39	31,078	25	\$159.75	\$198,588.42
HMA BC IL-19 N70 2 1/4"	1,600	1,600	SY	\$8.49	1,600	0	\$0.00	\$13,584.00
HMA SC 'D' N70 1 3/4"	1,600	1,600	SY	\$7.43	1,600	0	\$0.00	\$11,888.00
HMA SC 'C' N50 2"	7,084	7,084	SY	\$7.46	7,107	23	\$171.58	\$53,018.22
AREA REFLECTIVE CRACK CONTROL TREATMENT, SYSTEM A	3,411	3,411	SY	\$1.61	3,430	19	\$30.59	\$5,522.30
CL D PATCH 6"	14	14	SY	\$101.54	14	0	\$0.00	\$1,421.56
CL D PATCH 10"	174	254	SY	\$76.06	22	(232)	(\$17,645.92)	\$1,673.32
CL D PATCH 15"	50	248	SY	\$94.50	219	(29)	(\$2,740.50)	\$20,695.50
MANHOLE FRAMES TO BE ADJUSTED.	26	47	EA	\$328.38	6	(41)	(\$13,463.58)	\$1,970.28
TRAFFIC CONTROL & PROTECT	1	1	LS	\$22,274.91	1	0	\$0.00	\$22,274.91
PREF PL PM TB LTR & SYM	70	109	SF	\$29.00	104	(5)	(\$145.00)	\$3,016.00
PREF PL PM TB LINE 4 YELLOW	785	785	LF	\$3.75	1,662	877	\$3,288.75	\$6,232.50
PREF PL PM TB LINE 6 WHITE	135	298	LF	\$5.65	240	(58)	(\$327.70)	\$1,356.00
PREF PL PM TB LINE 12 YELLOW	19	75	LF	\$11.30	63	(12)	(\$135.60)	\$71.90
PREF PL PM TB LINE 16 WHITE	124	0	LF	\$15.00	0	0	\$0.00	\$0.00
PREF PL PM TB LINE 18 WHITE	0	153	LF	\$19.00	0	(153)	(\$2,907.00)	\$0.00
PREF PL PM TB LINE 24 WHITE	24	24	LF	\$22.50	96	72	\$1,620.00	\$2,160.00
Total:							(38,272.98)	\$919,952.77