

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: David A. Hulseberg, Village Manager *dah*
DATE: March 2, 2010 (B of T) Date: March 18, 2010
TITLE: Change Order #2 for Road Salt FY2010
SUBMITTED BY: Keith J. Surges, Operations Superintendent *KJS*

BACKGROUND/POLICY IMPLICATIONS:

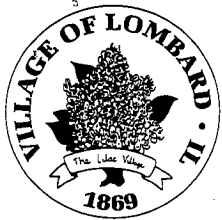
Public Works is requesting approval of Change Order #2 in the amount of \$38,572.00 to cover an additional 504 tons of Road Salt for FY2010. The original item was approved by the Board of Trustees on September 3, 2009 for an amount not to exceed \$352,038.00. This change order represents an 11% increase in the contract amount for a total of \$392,019.68.

FISCAL IMPACT/FUNDING SOURCE: 7370.733200 \$38,572.00

Review (as necessary):

Village Attorney X _____ Date _____
Finance Director X *Timothy Seaton* Date 3/9/10
Village Manager X *David Hulseberg* Date 3/10/10

NOTE: Materials must be submitted to / approved by the Village Manager's Office by 12:00 pm, Wednesday, prior to the Agenda Distribution.



To: David A. Hulseberg, Village Manager
From: Keith J. Surges, Operations Superintendent *KJS*
Through: Carl Goldsmith, Director of Public Works *CJ*
Date: March 2, 2010
RE: Change Order #2 for Road Salt FY 2010

Due to the number of snow and ice storms that we have had this current winter season, we have exceeded the Board of Trustees approved amount of the original contract with North American Salt Co. with Internal Change Order #1 in the amount of \$1,409.68. The contract allows for the ability to purchase up to 120% of salt at the original contract price of \$76.53 per ton. Therefore, I am requesting Change Order #2 in the amount of \$38,572 to cover the additional salt for the snow and ice removal of the streets of the Village. With this Change Order we will be at 111% of the approved allocation per the State of Illinois contract.

This change order will be required to amend the Road Salt Contract for the FY 2011 contract with North American Salt Co. The total amended Road Salt Contract amount would be \$392,019.68.

Please place this item on the March 18, 2010, agenda for consideration by the Village Board.

Should you have any questions feel free to contact me.

RESOLUTION
R _____ 10

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. 2 to the contract between the Village of Lombard and North American Salt Co. regarding Road Salt, 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 \$38,572.

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 18th day of March, 2010.

Ayes: _____

Nays: _____

Absent: _____

Approved this 18th day of March, 2010.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Road Salt FY 2010 PROJECT NO.: _____

LOCATION: Deicing Village Streets CHANGE ORDER: # 2

CONTRACTOR: North American Salt, Co. DATE: 2-Mar-10

DESCRIPTION OF CHANGE ORDER: Need Change Order #2 to cover additional salt purchase for FY 2010. By State Contract we can purchase up to 120% at same pricing.

ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$352,038.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$1,409.68</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$353,447.68</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$38,572.00</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]-[4])	[5]	<u>\$392,019.68</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+) \$39,981.68

TIME EXTENSION OR REDUCTION: NONE

TOTAL CONTRACT TIME: (PENDING APPROVAL) _____

BUDGET ESTIMATE: \$300,000.00


ENGINEER'S ESTIMATE: \$300,000.00

RECOMMENDED FOR ACCEPTANCE :

 3/3/2010 Approved By: _____
 Operations Superintendent Date Director of Finance Date

N/A Approved By: _____
 Village Engineer Date (<\$10K or 25%) Village Manager Date

N/A Approved By: _____
 Contractor Date (>\$10K or 25%) Village President Date

 3/3/2010 Attest: _____
 Director of Public Works Date Deputy Village Clerk Date

 3/8/10
 Assistant Finance Director Date

It is understood that as part of this change order that the Contractor agrees that all bonds, permits, insurance and guarantees hereby extended to incorporate this Change Order.

