

**RESOLUTION  
R 108-11**

**A RESOLUTION AUTHORIZING A CHANGE ORDER  
INVOLVING AN INCREASE/DECREASE IN THE DOLLAR AMOUNT OF  
THE CONTRACT OF \$10,000 OR MORE AND/OR EXTENDING/ SHORTENING THE  
TIME IN WHICH THE CONTRACT IS TO BE COMPLETED BY THIRTY (30) DAYS  
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 (30) days or more; and

**WHEREAS**, staff has presented and recommended the proposed Change Order No. 1 to the contract between the Village of Lombard and Illinois Department of Transportation regarding the Highland Avenue between 22<sup>nd</sup> Street and Butterfield Road (IL Route 56) as attached hereto as Exhibit "A" and made part hereof, (the "Change Order") 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 \$130,328.49 the total dollar amount of the contract by \$1,404,828,49

**WHEREAS**, said Change Order attached hereto as Exhibit "A" would (extend/shorten) the time period in which the contract is to be completed by \_\_\_\_\_ 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 19th day of May, 2011 , pursuant to a roll call vote as follows:

Ayes: Gron, Giagnorio, Wilson and Breen

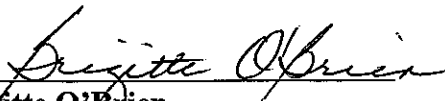
Nays: None

Absent: Fitzpatrick, Ware

Approved by me this 19th day of May, 2011.

  
\_\_\_\_\_  
**William J. Mueller**  
**Village President**

ATTEST:

  
\_\_\_\_\_  
**Brigitte O'Brien**  
**Village Clerk**

State Treasurer of Illinois  
 Illinois Department of Transportation  
 Room 322, Harry R. Hanley Building  
 2300 So. Dirksen Parkway  
 Springfield, IL 62764

Sunday Odele (217) 785-4617

Highland Ave. 22nd & 56 Butterfield Rd.

Purchase Order No.:	\$1,274,500.00	ST 99-09
Change Order #1:	\$130,328.49	
	\$0.00	
Total Contract Amount	\$1,404,828.49	

	Balance	Cumulative Expenditures	Earned to Date	Retainage (5%)	% of Total Contract	Invoice Number
Approved Total	\$1,404,828.49					
Payout No. 1	\$555,070.48	\$555,070.48	\$555,070.48	\$0.00	43.55%	78337
Balance	\$849,758.01			\$0.00		
Payout No. 2	\$586,420.77	\$1,141,491.25	\$1,141,491.25	\$0.00	89.56%	78417
Balance	\$263,337.24			\$0.00		
Payout No. 3	\$263,337.24	\$1,404,828.49	\$1,404,828.49	\$0.00	110.23%	104309
Balance	\$0.00			\$0.00		
Payout No. 4						
Balance						
Payout No. 5						
Balance						
Payout No. 6						
Balance						
Payout No. 7						
Balance						
Payout No. 8						
Balance						
Payout No. 9						
Balance						
Payout No. 10						
Balance						
Payout No. 11						
Balance						

Note: Retainage does not include sub-contractor expenses