

RESOLUTION
R 56-09

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. # 1-Final to the contract between the Village of Lombard and John Neri Construction, Inc. regarding 500 blk S. Main St. Sanitary Sewer Replacement, 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 \$123,497.95.

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.
- E. That the change order exceeds 50% of the previously approved bid waiver, and that this change order includes a waiver of bids for the new amount.

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 15th day of January, 2009.

Ayes: Trustees Gron, Tross, O'Brien, Moreau, Fitzpatrick and Soderstrom

Nays: None

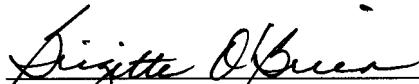
Absent: President Mueller

Approved this 15th day of January, 2009.



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: 500 blk S. Main St Sanitary Sewer Replacement PROJECT NO.: SAN 09-04
 LOCATION: 500 blk S. Main St CHANGE ORDER: 1 - Final
 CONTRACTOR: John Neri Construction Company, Inc. DATE: 11/25/2008

DESCRIPTION OF CHANGE ORDER: Adjustment to quantities for moving sanitary sewer from sidewalk to street, removal of abandoned watermain and replacement of b-boxes

ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$191,675.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$191,675.00</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$123,497.95</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$315,172.95</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4])		<u>\$123,497.95</u>
TIME EXTENSION OR REDUCTION:		<u>21 Days</u>
TOTAL CONTRACT TIME: (PENDING APPROVAL)		<u>42 Days</u>
BUDGET ESTIMATE:		<u>\$191,675.00</u>
ENGINEER'S ESTIMATE:		<u>\$191,675.00</u>

RECOMMENDED FOR ACCEPTANCE :

<u><i>Gregory M. Lodola</i></u>	<u>11/25/08</u>		Approved By: _____		
Resident Engineer	Date		Director of Finance		Date

<u><i>Nicholas Neri</i></u>	<u>11/25/08</u>		Approved By: _____		
Contractor	Date	(<\$10K or 25%)	Village Manager		Date

<u><i>David A. Crespo</i></u>	<u>1/7/2009</u>		Approved By: _____		
Village Engineer	Date	(>\$10K or 25%)	Village President		Date

<u><i>Daniel P. ...</i></u>	<u>1/7/09</u>		Attest: _____		
Director of Public Works Asst.	Date		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.