

**RESOLUTION
R 32-09**

**A RESOLUTION AUTHORIZING A CHANGE ORDER
INVOLVING AN INCREASE IN THE DOLLAR AMOUNT OF
THE CONTRACT OF \$10,000 OR MORE AND EXTENSION OF TIME TO PERFORM
BY 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 days or more; and

WHEREAS, staff has presented and recommended the proposed Change Order No. 3 to the contract between the Village of Lombard and Utility Dynamics Corporation, regarding Main Street Lighting project – Phase I, 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 \$38,712.91 and extension of the contract time by 85 calendar 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 16th day of _____ October _____, 2008

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

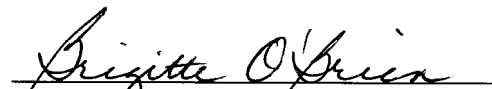
Nays: None

Absent: None

Approved this 16th day of _____ October _____, 2008


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: Main Street Lighting Phase 1 PROJECT NO.: M-08-05

LOCATION: Main Street Between Roosevelt Road and Maple CHANGE ORDER: 3

CONTRACTOR: Utility Dynamics Corp. (UDC) DATE: 10/6/2008

DESCRIPTION OF CHANGE ORDER: Various items of work including, repair of damaged cables and conduits, Modifications to existing foundations and lighting design modifications and required items of work

ORIGINAL CONTRACT AMOUNT:	[1] <u>\$1,516,900.65</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2] <u>\$2,789.53</u>
CURRENT CONTRACT AMOUNT: (([1]+[2]))	[3] <u>\$1,519,690.18</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4] <u>\$ 38,712.91</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) (([3]+[4]))	[5] <u>\$1,558,403.09</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) (([2]+[4])) \$41,502.44

TIME EXTENSION : 85 calender days

TOTAL CONTRACT TIME: (PENDING APPROVAL) 208 days

BUDGET ESTIMATE: _____

ENGINEER'S ESTIMATE: _____

RECOMMENDED FOR ACCEPTANCE :

<p><u>[Signature]</u> <u>10/06/08</u> Resident Engineer Date</p> <p><u>[Signature]</u> <u>10/16/08</u> Contractor Date</p> <p><u>[Signature]</u> <u>10/14/2008</u> Village Engineer Date</p> <p><u>[Signature]</u> <u>10/14/08</u> Director of Public Works Date</p> <p><u>[Signature]</u> <u>10/28/08</u> Asst. Director of Finance Date</p>	<p>Approved By: <u>[Signature]</u> <u>10/28/08</u> Director of Finance Date</p> <p>Approved By: <u>[Signature]</u> <u>10/28/08</u> (<\$10K or 25%) Village Manager Date</p> <p>Approved By: <u>[Signature]</u> <u>10/16/08</u> (>\$10K or 25%) Village President Date</p> <p>Attest: <u>[Signature]</u> Village Clerk Date</p>
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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.

NO	ITEM	QUANTITY	UNIT	PRICE	AMOUNT	DATE	AMOUNT
3A	Extra work reports 4-7						
3A-1	Repair Unit Duct cut by Neri @ Sta. 102+50R	0	L Sum	\$ 462.24	1.00	1	\$ 462.24
3A-2	Repair Unit Duct cut by Neri @ Sta. 118+25R	0	L Sum	\$ 331.02	1.00	1	\$ 331.02
3A-3	Remove cable form previously installed Unit Duct	0	L Sum	\$ 349.40	1.00	1	\$ 349.40
3A-4	Adjust Foundation Elevations at 2 locations	0	L Sum	\$ 3,257.56	1.00	1	\$ 3,257.56
		0					
3B	Asphalt Roadway Restoration						
3B-1	Asphalt Patch, 3"	0	Sq Yd	\$ 10.50	10.00	10.00	\$ 105.00
3B-2	Traffic Control and Protection, Std. 70160100	0	Each	\$ 500.00	1.00	1.00	\$ 500.00
3B-3	Traffic Control and Protection, Std. 70143100	0	Each	\$ 1,000.00	2.00	2.00	\$ 2,000.00
3B-4	Traffic Control and Protection, Std. 70170100	0	Each	\$ 500.00	3.00	3.00	\$ 1,500.00
3C	Modified Lighting Design and required work						
3C-1	Modified Offset Fdn.	0	Each	\$3,965.85	3	3	\$ 11,897.55
3C-2	Modified Std. Fdn.	0	Each	\$1,790.87	2	2	\$ 3,581.74
3C-3	Furn. & Install Mulch	0	Cu Yd	\$88.00	5	5	\$ 440.00
3C-4	Reinstall Portion of Wolm. Timbers at Mr. Z's	0	L Sum	\$550.00	1	1	\$ 550.00
3C-5	Remove/Reloc.-Reinstall Split Rail Fence @ P.P.	0	L Sum	\$660.00	1	1	\$ 660.00
3C-6	Added Tr. Control & Prot. - Per Day after 10/17/08	0	Each	\$189.39	40	40	\$ 7,575.60
3C-7	Added Lighting Maint. - Per Day after 10/17/08	0	Each	\$22.73	40	40	\$ 909.20
3C-8	Added Show-Up/Staging Area - Per Mo. After 10/17/08	0	Each	\$2,296.80	2	2	\$ 4,593.60
TOTAL							