

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: Scott Niehaus, Village Manager

DATE: May 20, 2014 (COW) (B of T) **Date:** June 19, 2014

TITLE: Water/Sewer System Supplies – Change Order

SUBMITTED BY: Brian M. Jack, Utilities Superintendent 

BACKGROUND/POLICY IMPLICATIONS:

Increase in contract amount for additional materials to complete fire hydrant installation on Madison Ave.

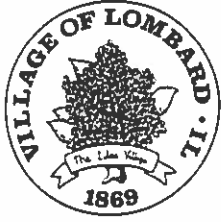
FISCAL IMPACT/FUNDING SOURCE:

Change Order Amount: \$20,000.00
Total Contract Amount: Not-To-Exceed \$81,000.00
Funding Source: Water and Sewer Capital Reserve
Account#: Operating Supplies 520.790.715.73110
Program#: RM PROG 32

Review (as necessary):

Village Attorney X _____	Date _____
Finance Director X _____	Date _____
Village Manager X _____	Date _____

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.



MEMORANDUM

To: Scott Niehaus, Village Manager
From: Brian M. Jack, Utilities Superintendent *bj*
Through: Carl S. Goldsmith, Director of Public Works *cg*
Date: May 20, 2014
Subject: **Water/Sewer System Supplies Bid – Change Order**

Please find attached a Change Order for a net increase of \$20,000.00 to the Water/Sewer System Supplies contract with HD Supply Waterworks.

The increase to the contract is due to additional materials needed to install fire hydrants on Madison Ave. between Grace St. and Westmore Ave. Currently there are no fire hydrants on this portion of Madison Ave. The addition of these fire hydrants will increase fire protection in this area as well as increase the capabilities to do maintenance to the water distribution system.

This project is an unbudgeted item for FY 2014. Installation of these fire hydrants will be completed by in-house Underground Utilities staff in conjunction with the concrete rehabilitation work already budgeted for Madison Ave. Underground Utilities staff will be taking advantage of the removal and replacement of the concrete panels on Madison Ave in the placement of these new fire hydrants to save costs on pavement restoration.

Funds for this Change Order and increase to the HD Supply Waterworks Purchase Order will be available from the Water and Sewer Capital Reserve Fund RM PROG 32. Overall Water and Sewer Capital Reserve Funds are available due to a decreased amount of sewer root chemical treatment needed for 2014.

Pertinent details for the Finance Department are listed below:

PO # 2014-0000722
\$20,000.00 INCREASE from Water and Sewer Capital Reserve Fund RM PROG 32
Account # 520.790.715.73110
Total Revised Contract Amount \$81,000.00

Recommendation

I am recommending the Board of Trustees approve this change order and increase the contract amount by \$20,000 not to exceed a total amount of \$81,000 for FY2014 for Water/Sewer System Supplies to HD Supply Waterworks of Carol Stream, IL. Please submit this recommendation to the Board of Trustees for their approval at the June 19, 2014 meeting.

RESOLUTION

R _____ 14

**A RESOLUTION AUTHORIZING SIGNATURE OF
PRESIDENT AND CLERK ON AN AGREEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received an Agreement between the Village of Lombard, and HD Supply Waterworks of Carol Stream, IL regarding the FY 2014 Water/Sewer System Supplies as attached hereto and marked Exhibit "A"; and

WHEREAS, the Corporate Authorities deem it to be in the best interest of the Village of Lombard to approve such agreement.

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 the Village President be and hereby is authorized to sign on behalf of the Village of Lombard said agreement as attached hereto.

SECTION 2: That the Village Clerk be and hereby is authorized to attest said agreement as attached hereto.

Adopted this 19th day of June, 2014.

Ayes: _____

Nays: _____

Absent: _____

Approved this 17th day of April, 2014.

Keith Giagnorio
Village President

ATTEST:

Sharon Kuderna
Village Clerk

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: FY 2014 Water/Sewer System Supplies PROJECT NO.: PWU-14-19

LOCATION: Various CHANGE ORDER: 1 - Final

CONTRACTOR: HD Supply Waterworks DATE: 5/20/2014

DESCRIPTION OF CHANGE ORDER: Additional quantities needed to complete added project

ORIGINAL CONTRACT AMOUNT:	[1] <u>\$61,000.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2] <u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ((1)+[2])	[3] <u>\$61,000.00</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4] <u>\$20,000.00</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ((3)+[4])	[5] <u>\$81,000.00</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ((2)+[4]) \$20,000.00


TIME EXTENSION OR REDUCTION: _____

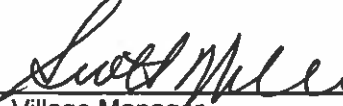
TOTAL CONTRACT TIME: (PENDING APPROVAL) _____


BUDGET ESTIMATE: \$61,000.00

ENGINEER'S ESTIMATE: \$61,000.00

RECOMMENDED FOR ACCEPTANCE :

Approved By:  5/21/14
 Date Director of Finance Date

Contractor Approved By:  5/21/14
 Date (<\$10K or 25%) Village Manager Date

 5/20/14 Approved By: _____
 Utilities Superintendent Date (>\$10K or 25%) Village President Date

 5/13/14 Attest: _____
 Director of Public Works Date Village Clerk Date

 5/21/14
 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.

VILLAGE OF LOMBARD

CONTRACT DOCUMENT NUMBER PWU-14-19

This agreement is made this 19th day of June, 2014, by and between, and shall be binding upon, the Village of Lombard, an Illinois municipal Corporation hereinafter referred to as (the "Village") and HD Supply of Carol Stream, IL hereinafter referred to as (the "Contractor").

Witnesseth That in consideration of the mutual promises of the parties delineated in the Contract Documents, the Contractor agrees to sell and the Village agrees to pay for the following described items as set forth in the Contract Documents:

Increase in Contract for Water & Sewer System Supplies such as Pipe, Brass and PVC Fittings, Valves, Fire Hydrants, Repair Sleeves, Castings, to be purchased on an as needed basis, in the amount not to exceed: FY 2014 - \$81,000

1. This Contract shall embrace and include all of the applicable Contract Documents listed below as if attached hereto or repeated herein:
 - a. Specification and Contract Document no. PWU-14-19 for FY 2014 Water/Sewer System Supplies, consisting of the following:
 - i) Cover Sheet
 - ii) Table of Contents
 - iii) Invitation to Bid on Contract Document No. PWU-14-19 - Legal Notice
 - iv) General Terms, Conditions and Instructions
 - v) Specific Terms, Conditions and Instructions and Blue Prints
 - vi) Bid Proposal Form
 - vii) Plans and Specifications and Specification Deviation Form
 - b. The Contractor's Bid Proposal Dated February 7, 2014
 - c. Required Certificate of Insurance
2. The Village agrees to pay, and the Contractor agrees to accept as full payment for the items which are the subject matter of this Contract in an amount not to exceed \$61, 000 FY 2014 paid in accordance with the provisions of the Local Government Prompt Payment Act and the provisions of the Contract Documents.

3. Risk of loss, destruction or damage of or to goods under this Contract shall be on contractor until delivery of the goods to the Village and acceptance of the goods by the Village.
4. Contractor agrees to perform the terms of this Contract by December 31, 2014. Time is of the essence of this Contract.
5. Where the terms of this Contract conflict with the provisions of the Contract Documents, the Contract Documents shall be binding.

IN WITNESS WHEREOF, the Village of Lombard, Illinois by Village President, and the Contractor have hereunto set their hands this 19th day of June, 2014.

If an individual or partnership, all individual names of each partner shall be signed or if a corporation, an officer duly authorized shall sign here:

Accepted this ___ day of _____, 20__.

Individual or Partnership _____ Corporation _____

By Position/Title

By Position/Title

Print Company Name

THE VILLAGE OF LOMBARD, ILLINOIS

Accepted this 19th day of June, 2014.

Village President

Attest:

Sharon Kuderna
Village Clerk

VILLAGE OF LOMBARD
CONTRACTOR'S CERTIFICATION

_____, having been first duly sworn depose and states as follows:
(Officer or Owner of Company)

_____, having submitted a proposal for:
(Name of Company)

FY2014 Water / Sewer System Supplies to the Village of Lombard, hereby certifies that said CONTRACTOR:

1. has a written sexual harassment policy in place in full compliance with 775 ILCS 5/2-105(A) (4).
2. is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, or if it is:
 - a. it is contesting its liability for the tax or the amount of tax in accordance with procedures established by the approve Revenue Act; or
 - b. it has entered into an agreement with the Department of Revenue for payment of all taxes due and is currently in compliance with that agreement.
3. is in full compliance with the Federal Highway Administration Rules on Controlled Substances and Alcohol Use and Testing, 49 CFR Parts 40 and 382 and that _____
(Name of employee/driver or "all employee drivers")
is/are currently participating in a drug and alcohol testing program pursuant to the aforementioned rules.

By: _____
Authorized Agent of CONTRACTOR

Subscribed and sworn to
before me this _____
day of _____, 2014.

Notary Public