

DISTRICT ALL

**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:** December 1, 2020      (B of T)      **Date:** December 17, 2020

**TITLE:** 2020 Asphalt Paving & Patching Program  
Change Order No. #1 and FB

**SUBMITTED BY:** Sean P. Kelly, P.E., Village Engineer 

**BACKGROUND/POLICY IMPLICATIONS:**

This Final Balancing Change Order is intended to adjust the Contract quantities to reflect final measured quantities in the field. This Change Order will increase the Contract amount by \$40,317.05, resulting in a final Contract amount of \$924,961.57.

**FISCAL IMPACT/FUNDING SOURCE:**

\$40,317.05 INCREASE  
TOTAL REVISED CONTRACT: \$924,961.57  
PW Proj: RM 48  
P.O. #: 2020-1754  
Account No.: 410.710.725.75420

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.

## InterOffice Memo

To: Scott R. Niehaus, Village Manager  
 Through: Carl Goldsmith, Director of Public Works  
 From: Sean P. Kelly, P.E., Village Engineer *SK*  
 Date: December 1, 2020  
 Subject: 2020 Asphalt Paving & Patching Program

Attached please find Change Order No. 1 for FY 2020 Asphalt Paving & Patching Program. This is a Final Balancing Change Order that increases the total Contract value by \$40,317.05 to reflect the as-measured quantities of work completed.

Program	Current Contract	Change Order #1	Total	Budget
Asphalt Paving & Patching RM 48	\$884,644.52	\$40,317.05	\$924,961.57	\$1,608,000.00

### NEW PAY ITEMS

#### AUP #1 – Message Boards for Main Street

Item added after realizing message boards were not part of the Traffic Control pay item.  
*Pay Item Cost = \$13,600.00.*

#### AUP #2 – Stainless Steel Powder Coated ADA panels

These 6 ADA panels were placed at Main & Wilson because of the high pedestrian traffic from the high school. The same kind of panels were installed at Main & the Prairie Path with good results.  
*Pay Item Cost = \$2,440.00*

#### AUP #3 – Heavy Duty Handhole Adjustment

The traffic signal handhole at Main & Wilson had to be adjusted down to match the new pavement.  
*Pay Item Cost = \$7,702.30*

#### AUP #4 – Asphalt Removal 5” (Kelly Court)

Item added as part of the Kelly Court rebuild. *Pay Item Cost = \$11,544.00*

#### AUP #5 – Fine Grade (Kelly Court)

Item added as part of the Kelly Court rebuild. *Pay Item Cost = \$3,968.25*

#### AUP #6 – HMA Binder, N50, 3” (Kelly Court)

Item added as part of the Kelly Court rebuild. *Pay Item Cost = \$21,139.95*

#### AUP #7 – 2” Surface Patch on St. Charles Road

Item added to complete utility dig patch. *Pay Item Cost = \$2,376.00*

This Final Balancing Change Order will be presented to the Public Works Committee on Tuesday, December 8<sup>th</sup>. If recommended for approval by the Committee, please present this Change Order to the President and Board of Trustees for approval at the next regularly scheduled meeting on December 17, 2020. If approved, please have two (2) signed copies returned to PW-Engineering for further processing.

**R E S O L U T I O N**  
**R \_\_\_\_\_**

**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 to the Contract between the Village of Lombard and and Schroeder Asphalt Services Company regarding the FY2020 Asphalt Paving & Patching Program, 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 \$40,317.05.

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 \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
**Keith T. Giagnorio**  
**Village President**

ATTEST:

\_\_\_\_\_  
**Sharon Kuderna**  
**Village Clerk**

APPROVAL AS TO FORM:

\_\_\_\_\_  
**Thomas P. Bayer**  
**Village Attorney**

## VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: FY 2020 ASPHALT PAVING & PATCHING PROGRAM  
 PROJECT NO.: \_\_\_\_\_  
 LOCATION: Various CHANGE ORDER: 1 and Final  
 CONTRACTOR: Schroeder Asphalt Services, Inc. DATE: 12/1/2020  
 DESCRIPTION OF CHANGE ORDER: This is a Final Balancing Change Order that will increase the current Contract amount.

ORIGINAL CONTRACT BUDGET AMOUNT:	[1]	<u>\$884,644.52</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$884,644.52</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$40,317.05</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$924,961.57</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$40,317.05  
 TIME EXTENSION OR REDUCTION: N/A  
 TOTAL CONTRACT TIME: (PENDING APPROVAL) N/A  
 BUDGET ESTIMATE: \$1,608,000.00  
 ENGINEER'S ESTIMATE: \$938,124.20

**RECOMMENDED FOR ACCEPTANCE:**

<u>Thomas Dipo</u>	<u>12-1-20</u>	Approved By: _____	
Resident Engineer	Date	Director of Finance	Date
<u>[Signature]</u>	<u>12/1/2020</u>	Approved By: _____	
Contractor	Date	( $\leq$ \$10K or 25%) Village Manager	Date
<u>[Signature]</u>	<u>12/2/20</u>	Approved By: _____	
Village Engineer	Date	( $\leq$ \$10K or 25%) Village President	Date
<u>[Signature]</u>	<u>12/2/2020</u>	Attest: _____	
Director of Public Works	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.