

**RESOLUTION**  
**R 53-23**

**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 the John Neri Construction Company, regarding the 22<sup>nd</sup> Street Junction Chamber project, 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 \$11,500.00, increasing the total dollar amount to \$270,200.00: and

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 October, 2023, pursuant to a roll call vote as follows:

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Ayes: Trustee LaVaque, Dudek, Puccio, Honig, Militello and Bachner


Nays: None

Absent: None

Approved by me this 19th day of October 2023.

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

ATTEST:

  
\_\_\_\_\_  
**Elizabeth Brezinski**  
**Village Clerk**

# VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: 22nd Street Junction Chamber  
 PROJECT NO.: SS 21 11  
 LOCATION: 22nd Street west of Highland Avenue CHANGE ORDER: 1  
 CONTRACTOR: John Neri Construction Co., Inc. 09/18/23

DESCRIPTION OF CHANGE ORDER:	<u>Unit Price Increase for Brick Pavers</u>	
ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$258,700.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$258,700.00</u>
<b>PROPOSED CHANGE ORDER: (PENDING APPROVAL)</b>	[4]	<u>\$11,500.00</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$270,200.00</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$11,500.00

TIME EXTENSION Calendar Days None

TOTAL CONTRACT TIME: (PENDING APPROVAL) -

BUDGET ESTIMATE: \$300,000.00

ENGINEER'S ESTIMATE: \$220,000.00

**RECOMMENDED FOR ACCEPTANCE :**

 10/5/23 Approved By: \_\_\_\_\_  
 Project Manager Date Director of Finance Date

\_\_\_\_\_  
 Contractor Date Approved By: \_\_\_\_\_  
 (<\$10K or 25%) Village Manager Date

\_\_\_\_\_  
 Village Engineer Date Approved By: \_\_\_\_\_  
 (>\$10K or 25%) Village President Date

\_\_\_\_\_  
 Director of Public Works Date Attest: \_\_\_\_\_  
 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

22nd Street Junction Chamber

Date: 9/18/2023

Change Order #: 1

PROJECT NO.: SS 21 11

Item	Item	Current Quantity	Unit	Unit Price	Revised Quantity	Difference	Amount	Description
27	TEMPORARY BYPASS PUMPING	1.0	LSUM	\$15,000.00	0.0	(1.00)	(\$15,000.00)	This would be removed in favor of installing a Pressure Connection.
AUP 1	16" x 16" PRESSURE CONNECTION	0.0	UNIT	\$26,500.00	1.0	1.00	\$26,500.00	This will be added to the project in order to eliminate the need for temporary bypass pumping.
							<u>\$11,500.00</u>	



**John Neri Construction Co., Inc.**

*Sewer and Water Contractors*

770 Factory Road

Addison, Illinois 60101

www.johnnericonstruction.com

Tel: (630) 629-8384 Fax: (630) 629-7001

**LETTER OF TRANSMITTAL**

<b>DATE:</b> 09/18/2023	<b>JNC JOB NO.</b> 2306
<b>ATTENTION:</b> Michael Barbier, Civil Eng II	
<b>RE:</b> 22nd Street Junction Chamber	
Village of Lombard	

**TO:** Mr. Ray Schwab, Civil Engineer II  
Village of Lombard  
255 East Wilson Avenue  
Lombard, Illinois 60148

WE ARE SENDING YOU  Attached  Under separate cover via \_\_\_\_\_ the following items:  
 Shop drawings  Prints  Plans  Samples  Specifications  
 Copy of letter  Change order  \_\_\_\_\_

COPIES	DATE	NO.	DESCRIPTION
2-Hard Copies	09/18/23	N/A	<b>Contract / Bond / Contractor's Cert / Insurance</b>
1- Hard Copy	09/18/23	N/A	<b>AUP #1- 16" X 16" Pressure Connection</b>

**THESE ARE TRANSMITTED as checked below:**

- For approval  Approved as submitted  Resubmit \_\_\_\_\_ copies for approval
- For your use  Approval as noted  Submit \_\_\_\_\_ copies for distribution
- As requested  Returned for corrections  Return \_\_\_\_\_ corrected prints
- For review and comment  Signature \_\_\_\_\_
- FOR BIDS DUE \_\_\_\_\_ 20, \_\_\_\_\_  PRINTS RETURNED AFTER LOAN TO US

**REMARKS:** Dear Mr. Schwab;  
The items listed above are being transmitted from John Neri Construction Company and  
delivered to Baxter & Woodman and the Village of Lombard for your review and approval.

Thank you!

**RECEIVED BY:** \_\_\_\_\_ **DATE:** \_\_\_\_\_



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September 18, 2023

Mr. Ray Schwab, P.E.  
Village of Lombard  
1051 Hammerschmidt Ave.  
Lombard, IL 60148

Re: 22<sup>nd</sup> Street Junction Chamber Improvements  
AUP #1

Dear Mr. Schwab,

The following is our agreed unit price (AUP) to provide the following item described.

Furnish & install one 16" x 16" pressure connection with  
valve box to finished grade

**@ \$26,500.00 Each.**

Sincerely,

**Nicholas Neri, President**  
**JOHN NERI CONSTRUCTION CO., INC.**

Accepted By: \_\_\_\_\_

Date: \_\_\_\_\_