

**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:** September 2, 2015      **(B of T) Date:** September 17, 2015

**TITLE:** 2015 Driveway Apron, Curb and Sidewalk Restoration Program  
 Change Order No. #2

**SUBMITTED BY:** David P. Gorman, P.E., Assistant Public Works Director *g*

**BACKGROUND/POLICY IMPLICATIONS:**

This is a change order to increase the Contract to the Budget Amount. This change constitutes an \$50,000.00 increase in the cost of the project. Please note the reason the Total Revised Contract amount is larger than the Budget Amount is that \$31,568.24 was added to the Contract from the Water/Sewer Capital Reserve Fund in order to reconstruct the parking area and entrance of the Civic Center by the Sidewalk Program contractor.

**FISCAL IMPACT/FUNDING SOURCE:**

\$50,000.00 INCREASE  
 TOTAL REVISED CONTRACT: \$255,318.24  
 PW Proj: RM 15, 16, 19 & 25  
 P.O. #: 1463  
 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 *gj*  
**From:** David P. Gorman, P.E., Assistant Public Works Director  
**Date:** September 2, 2015  
**Subject:** 2015 Driveway Apron, Curb and Sidewalk Restoration Program

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Attached please find Change Order No. 2 for FY 2015 Driveway Apron, Curb and Sidewalk Restoration Program. This change order increases the contract in order to take advantage of the unit prices the Village received for this Contract.

Program		Current Contract	Change Order #1	Change Order #2	Total	Budget
Curb	RM 25	\$41,700.00	\$0.00	\$ 8,300.00	\$50,000.00	\$50,000.00
Trip Hazard	RM 15	\$69,500.00	\$0.00	\$15,500.00	\$85,000.00	\$85,000.00
50/50 Program	RM 16	\$15,637.50	\$0.00	\$ 4,362.50	\$20,000.00	\$20,000.00
Parkway Restoration	RM 19	\$46,912.50	\$0.00	\$21,837.50	\$68,750.00	\$70,000.00
Civic Ctr. Reservoir	WA 13 02	\$ 0.00	\$31,568.24	\$0.00	\$31,568.24	\$ 0.00
Totals		\$173,750.00	\$31,568.24	\$50,000.00	\$255,318.24	\$225,000.00

Change Order #1 in the amount of \$31,568.24, coming from the Water/Sewer Capital Reserve Fund, was added to the Contract in order to fund the reconstruction of the Civic Center parking area and front entrance by the Sidewalk Program contractor. These additional funds did not affect Sidewalk Program CIP Budget Amount.

This change order will be presented at the September 8<sup>th</sup> Public Works Committee meeting. If recommended by the Committee, please present this change order to the Board of Trustees at the September 17<sup>th</sup> meeting. If approved, please have two (2) signed copies returned to PW-Engineering for further processing.

## RESOLUTION

R \_\_\_\_\_

### A RESOLUTION AUTHORIZING A CHANGE ORDER INVOLVING A 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. 2 to the contract between the Village of Lombard and and Strada Construction Co. regarding the FY2015 Driveway Apron, Curb & Sidewalk Restoration 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 \$50,000.00.

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 \_\_\_\_\_, 2015.

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

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

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

Approved this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
**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 2015 DRIVEWAY APRON, CURB AND SIDEWALK RESTORATION PROGRAM

PROJECT NO.:

LOCATION: Various

CHANGE ORDER: 2

CONTRACTOR: Strada Construction Co.

DATE: 9/2/15

DESCRIPTION OF CHANGE ORDER: This is a change order to bring the award of the Contract up to the Budget Amount

ORIGINAL CONTRACT BUDGET AMOUNT:	[1]	<u>\$173,750.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$31,568.24</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$205,318.24</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$50,000.00</u>
PROPOSED REVISED CONTRACT AMOUNT. (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$255,318.24</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$81,568.24

TIME EXTENSION OR REDUCTION: N/A

TOTAL CONTRACT TIME: (PENDING APPROVAL) N/A

BUDGET ESTIMATE: \$225,000.00

ENGINEER'S ESTIMATE: \$198,075.00

**RECOMMENDED FOR ACCEPTANCE:**

Thomas J. Difeo 9-2-15 Approved By: \_\_\_\_\_ Date \_\_\_\_\_  
 Resident Engineer Date Director of Finance Date

[Signature] 9-2-15 Approved By: \_\_\_\_\_ Date \_\_\_\_\_  
 Contractor Date Village Manager Date

[Signature] 9-2-15 Approved By: \_\_\_\_\_ Date \_\_\_\_\_  
 Village Engineer Date Village President Date

Attest: \_\_\_\_\_ Date \_\_\_\_\_  
 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.