

**RESOLUTION
R 70-10**

**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. 2 to the contract between the Village of Lombard and North American Salt Co. regarding Road Salt, 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 \$38,572.

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.

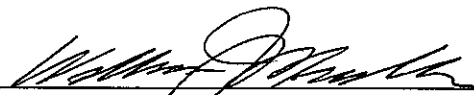
Adopted this 18th day of March, 2010.

Ayes: Trustees Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

Nays: None

Absent: None

Approved this 18th day of March, 2010.



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: Road Salt FY 2010 PROJECT NO.: _____

LOCATION: Deicing Village Streets CHANGE ORDER: # 2

CONTRACTOR: North American Salt, Co. DATE: 2-Mar-10

DESCRIPTION OF CHANGE ORDER: Need Change Order #2 to cover additional salt purchase for FY 2010. By State Contract we can purchase up to 120% at same pricing.

| | |
|--|-------------------------|
| ORIGINAL CONTRACT AMOUNT: | [1] <u>\$352,038.00</u> |
| TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS: | [2] <u>\$1,409.68</u> |
| CURRENT CONTRACT AMOUNT: ([1]+[2]) | [3] <u>\$353,447.68</u> |
| PROPOSED CHANGE ORDER: (PENDING APPROVAL) | [4] <u>\$38,572.00</u> |
| PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]-[4]) | [5] <u>\$392,019.68</u> |

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+) \$39,981.68

TIME EXTENSION OR REDUCTION: NONE

TOTAL CONTRACT TIME: (PENDING APPROVAL) _____

BUDGET ESTIMATE: \$300,000.00

ENGINEER'S ESTIMATE: \$300,000.00

RECOMMENDED FOR ACCEPTANCE :

Keith Johnson 3/3/2010 Approved By: _____
 Operations Superintendent Date Director of Finance Date

N/A Approved By: _____
 Village Engineer Date (<\$10K or 25%) Village Manager Date

N/A Approved By: *William J. ...* 3/18/10
 Contractor Date (>\$10K or 25%) Village President Date

GA 3/3/2010 Attest: *Dijette O'Brien* 3/18/10
 Director of Public Works Date Deputy Village Clerk Date

B. ... 3/8/10
 Assistant Finance Director Date

It is understood that as part of this change order that the Contractor agrees that all bonds, permits, insurance and guarantees hereby extended to incorporate this Change Order.