

**RESOLUTION
R 51-09**

**A RESOLUTION AUTHORIZING A CHANGE ORDER
INVOLVING AN INCREASE IN TIME OF COMPLETION BY 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 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 Brothers Asphalt Paving, Inc. regarding The FY 2009 Asphalt Paving and 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 extend the time for completion of the contract from October 31, 2008 to the end of FY2009 (May 31, 2009), balance quantities for work completed to date, and allow for work in the spring.

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 December, 2008.

Ayes: Trustees Gron, Tross, Moreau, Fitzpatrick and Soderstrom

Nays: None

Absent: Trustee O'Brien

Approved this 18th day of December, 2008.



William J. Mueller
Village President

ATTEST:



Village Clerk
Brigitte O'Brien

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

The FY 2009 Asphalt Paving and Patching Project

C.O. #2

12/3/2008

ITEM	ORIGINAL QUANTITIES	C.O. #1 QUANTITIES	UNIT	UNIT PRICE	REVISED QUANTITIES	DIFFERENCE	AMOUNT
EARTH EXCAVATION	60	60	CY	\$40.00	0	(60.00)	(\$2,400.00)
REM & DISP OF UNSUITABLE MATERIAL	1,352	1,352	CY	\$30.00	1,259	(93.00)	(\$2,790.00)
BIT BASE CSE 4 3/4"	5,408	5,408	SY	\$25.00	5,037	(371.00)	(\$9,275.00)
AGGREGATE BASE REPAIR CA-6 4"	5,408	5,408	SY	\$6.00	5,560	152.00	\$912.00
BITUMINOUS SURFACE REMOVAL 1"	0	9,318	SY	\$2.00	9,318	0.00	\$0.00
BITUMINOUS SURFACE REMOVAL 2"	64,261	42,455	SY	\$2.50	42,572	117.00	\$292.50
BITUMINOUS SURFACE REMOVAL 3"	0	21,806	SY	\$4.00	21,806	0.00	\$0.00
BITUMINOUS SURFACE REMOVAL 4"	5,408	5,408	SY	\$4.00	5,560	152.00	\$608.00
HMA BC IL-19 N50 2 1/4"	5,408	5,408	SY	\$12.60	5,037	(371.00)	(\$4,674.60)
HMA SC "C" N50 2"	58,723	22,191	SY	\$10.00	30,567	8,376.00	\$83,760.00
HMA SC "C" N50 3" (2 lifts)	0	31,124	SY	\$17.00	31,124	0.00	\$0.00
HMA SC "D" N70 2"	10,946	10,946	SY	\$11.00	10,946	0.00	\$0.00
AREA REFLECTIVE CRACK CONTROL TREATMENT, SYSTEM A	64,637	64,637	SY	\$1.60	61,975	(2,662.00)	(\$4,259.20)
CLD PATCH T4 4"	0	2,000	SY	\$85.00	523	(1,477.00)	(\$125,545.00)
CLD PATCH T4 15"	276	276	SY	\$150.00	562	286.00	\$42,900.00
DRAIN & UTIL STRUCT ADJ.	5	5	EA	\$700.00	4	(1.00)	(\$700.00)
TRAFFIC CONTROL & PROTECT	1	1	LS	\$30,000.00	1	0.00	\$0.00
PREF PL PM TB LTR & SYM	108	108	SF	\$33.00	36.4	(71.60)	(\$2,362.80)
PREF PL PM TB LINE 4	1,709	1,709	LF	\$5.00	1,800	91.00	\$455.00
PREF PL PM TB LINE 6	823	823	LF	\$7.50	743	(80.00)	(\$600.00)
PREF PL PM TB LINE 8	300	300	LF	\$10.00	0	(300.00)	(\$3,000.00)
PREF PL PM TB LINE 12	624	624	LF	\$15.00	578	(46.00)	(\$690.00)
PREF PL PM TB LINE 18	214	214	LF	\$22.50	97	(117.00)	(\$2,632.50)
TRAFFIC CONTROL & PROTECT (C.O. #2)	0	0	LS	\$30,001.60	1	1.00	\$30,001.60
						Total:	\$0.00