

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 14, 2023 (B of T) **Date:** December 21, 2023

TITLE: 2023 Asphalt Roadway Program
Change Order No. #1 and FB

SUBMITTED BY: John Beissel, 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 \$93,386.93, resulting in a final Contract amount of \$1,321,219.30.

FISCAL IMPACT/FUNDING SOURCE:

\$93,386.93 INCREASE
TOTAL REVISED CONTRACT: \$1,321,219.30
PW Proj: RM 48 & RM 56
P.O. #: 2023-1407
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: John Beissel, P.E., Village Engineer
 Date: December 14, 2023
 Subject: 2023 Asphalt Roadway Program

Attached please find Change Order No. 1 for FY 2023 Asphalt Roadway Program. This is a Final Balancing Change Order that increases the total Contract value by \$93,386.93 to reflect the as-measured quantities of work completed.

Program	Current Contract	Change Order #1	Total	Budget
Asphalt Roadway Program RM 48 & RM 56	\$1,227,832.37	\$93,386.93	\$1,321,219.30	\$1,622,000.00

NEW PAY ITEMS

AUP #1 – Drainage & Utility Structures to be Adjusted (Special)

Item added to assure those drainage structures in the street were flush with the new asphalt surface being placed by removing the structure, installing the leveling binder, then reinstalling the structure 2" above the binder, in preparation for the placing of the 2" asphalt surface. *Pay Item Cost = \$44,113.00.*

AUP #2 – Petromat Grindings Removal

Item added due to petromat fabric being part of the pavement at Lloyd Avenue. Most asphalt plants will not receive grindings with petromat in it because it is not recyclable. The contractor then has to find a location that will take the material and charges accordingly. *Pay Item Cost = \$7,200.00*

This Final Balancing Change Order will be presented to the Public Works Committee on Tuesday, December 12th. 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 21, 2023. 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 Brothers Asphalt Paving, Inc. regarding the FY2023 Asphalt Roadway 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 \$93,386.93, and all change orders totaling an increase of \$93,386.93.

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 _____, 2023.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2023.

Keith T. Giagnorio
Village President

ATTEST:

Elizabeth Brezinski
Village Clerk

APPROVAL AS TO FORM:

Jason Guisinger
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: FY 2023 ASPHALT ROADWAY PROGRAM

PROJECT NO.: _____

LOCATION: Various CHANGE ORDER: 1 and Final

CONTRACTOR: Brothers Asphalt Paving, Inc. DATE: 12/14/2023

DESCRIPTION OF CHANGE ORDER: This is a Final Balancing Change Order that will increase the current Contract amount.

ORIGINAL CONTRACT BUDGET AMOUNT:	[1]	<u>\$1,227,832.37</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$1,227,832.37</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$93,386.93</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$1,321,219.30</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$93,386.93

TIME EXTENSION OR REDUCTION: N/A

TOTAL CONTRACT TIME: (PENDING APPROVAL) N/A

BUDGET ESTIMATE: \$1,622,000.00

ENGINEER'S ESTIMATE: \$1,186,803.75

RECOMMENDED FOR ACCEPTANCE :

Thomas Dizon 12/6/23 Approved By: _____
 Resident Engineer Date Director of Finance Date

[Signature] 12/6/23 Approved By: _____
 Contractor Date (<\$10K or 25%) Village Manager Date

[Signature] 12/6/23 Approved By: _____
 Village Engineer Date (>\$10K or 25%) Village President Date

[Signature] 12/14/2023 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.

2023 Asphalt Roadway Program Change Order Summary Sheet

12/7/2023

Item	Awarded Quantity	Unit	Add or Deduct	Final Quantity	Unit Price	Amount
EARTH EXCAVATION	30	CY	(30.0)	0.0	\$ 60.00	(\$1,800.00)
REMOVAL AND DISPOSAL OF UNSUITABLE MATERIAL	40	CY	(40.0)	0.0	\$ 30.00	(\$1,200.00)
AGGREGATE FOR TEMPORARY ACCESS	100	TN	(100.0)	0.0	\$ 25.00	(\$2,500.00)
BITUMINOUS MATERIALS (TACK COAT)	28,320	LB	31,969.0	60,289.0	\$ 0.20	\$6,393.80
LEVELING BINDER (MACHINE METHOD), N50	2,448	TN	29.5	2,477.5	\$ 90.00	\$2,655.00
TEMPORARY RAMP	75	SY	(75.0)	0.0	\$ 10.00	(\$750.00)
HOT-MIX ASPHALT SURFACE COURSE, MIX D, N50, 2"	5,475	TN	557.0	6,032.0	\$ 90.00	\$50,130.00
PORTLAND CEMENT CONCRETE SIDEWALK 5"	2,900	SF	505.9	3,405.9	\$ 12.80	\$6,475.52
DETECTABLE WARNINGS	760	SF	34.0	794.0	\$ 37.50	\$1,275.00
DRIVEWAY PAVEMENT REMOVAL	400	SY	(176.8)	223.2	\$ 21.50	(\$3,801.20)
COMBINATION CURB AND GUTTER REMOVAL	1,428	FT	132.3	1,560.3	\$ 6.00	\$793.80
SIDEWALK REMOVAL	3,150	SF	468.9	3,618.9	\$ 2.15	\$1,008.14
CLASS D PATCHES, TYPE IV, 6"	300	SY	(300.0)	0.0	\$ 50.00	(\$15,000.00)
CLASS D PATCHES, TYPE IV, 10"	250	SY	(238.0)	12.0	\$ 100.00	(\$23,800.00)
COMBINATION CONC CURB AND GUTTER, TYPE B6.12	1,428	FT	132.3	1,560.3	\$ 45.00	\$5,953.50
NON-SPECIAL WASTE DISPOSAL	40	CY	(40.0)	0.0	\$ 100.00	(\$4,000.00)
THERMOPLASTIC PAVEMENT MARKING-LETTERS & SYMBOLS	146	SF	181.6	327.6	\$ 6.15	\$1,116.84
THERMOPLASTIC PAVEMENT MARKING-LINE 4"	4,564	FT	1,130.0	5,694.0	\$ 0.95	\$1,073.50
THERMOPLASTIC PAVEMENT MARKING-LINE 6"	1,381	FT	(718.0)	663.0	\$ 1.53	(\$1,098.54)
THERMOPLASTIC PAVEMENT MARKING-LINE 12"	168	FT	418.0	586.0	\$ 3.06	\$1,279.08
THERMOPLASTIC PAVEMENT MARKING-LINE 24"	348	FT	84.0	432.0	\$ 6.12	\$514.08
HOT-MIX ASPHALT DRIVEWAY PAVEMENT 3"	250	SY	(38.2)	211.8	\$ 45.00	(\$1,719.00)
DRAINAGE AND UTILITY STRUCTURES TO BE ADJUSTED	50	EA	32.0	82.0	\$ 1,123.00	\$35,936.00
DRAINAGE AND UTILITY STRUCTURES TO BE RECONSTRUCTED	3	EA	(1.0)	2.0	\$ 1,979.00	(\$1,979.00)
VALVE BOXES TO BE ADJUSTED	5	EA	2.0	7.0	\$ 561.00	\$1,122.00
PULVERIZED TOPSOIL, FURNISHED AND PLACED 4"	1,400	SY	(410.0)	990.0	\$ 4.30	(\$1,763.00)
SEEDING, CLASS 1A (SPECIAL)	1,400	SY	(410.0)	990.0	\$ 6.42	(\$2,632.20)
EROSION CONTROL BLANKET	1,400	SY	(410.0)	990.0	\$ 2.14	(\$877.40)
PORTLAND CEMENT CONCRETE DRIVEWAY PAVEMENT, 6" SPECIAL	150	SY	(125.4)	24.6	\$ 85.60	(\$10,734.24)
AUP #1-DRAINAGE & UTILITY STRUCTURES TO BE ADJUSTED (SPECIAL)	0	EA	31.0	31.0	\$ 1,423.00	\$44,113.00
AUP #2 - PETROMAT GRINDINGS REMOVAL	0	LOAD	40.0	40.0	\$ 180.00	\$7,200.00
TOTAL						\$93,386.93