

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: William T. Lichter, Village Manager

DATE: September 25, 2007 (COW) (B of T) **Date:** October 4, 2007

TITLE: FY 2008 Concrete Rehabilitation and Utility Cuts Patching
Change Order #1

SUBMITTED BY: David A. Dratnol, P.E., Village Engineer *DA*

BACKGROUND/POLICY IMPLICATIONS:

See memo

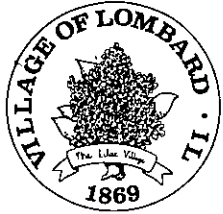
FISCAL IMPACT/FUNDING SOURCE:

\$91,048.00 INCREASE
Project #: ST-08-01
HTE Project #: 5507 & 5508
PO #: 057294

Review (as necessary):

Village Attorney X _____ Date _____
Finance Director X _____ Date _____
Village Manager X *W. T. Lichter* _____ Date *9/25/07*

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

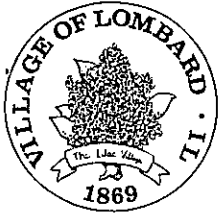
To: William T. Lichter, Village Manager
From: David A. Dratnol, P.E., Village Engineer *David A. Dratnol*
Through: Wesley B. Anderson, Public Works Director *Wesley B. Anderson*
Date: September 25, 2007
Subject: FY2008 Concrete Rehabilitation and Utility Cuts Patching
Change Order #1

Attached please find Change Order No. 1 for this project in the amount of \$91,048.00. The change order represents quantity adjustments to the existing contract items for the addition of Garfield Street between Roosevelt Road and 13th Street. A developer cut into Garfield to connect utilities. It was determined that the existing pavement is in such poor condition that a patch would not restore the integrity of the pavement. This change order includes the replacement of the existing concrete pavement including curb repairs where necessary. The developer will reimburse the Village for the area that would have been patched due to his work. The estimated reimbursement from the developer is \$12,082.35.

The Public Works Committee will be polled by phone in regards to this issue for a recommendation to the Board of Trustees. The phone poll will be ratified at the next scheduled Public Works Committee meeting on October 9, 2007.

Please present this change order to the President and Board of Trustees for review and approval at their meeting on October 4, 2007. If approved, please have two signed copies returned to Engineering for further processing.

cc: File: ST-08-01



RESOLUTION
R _____ 08

**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 Kings Point General Cement, Inc. regarding FY2008 Concrete Rehabilitation and Utility Cuts Patching, 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 \$91,048.00

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 4th day of October, 2007

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2007

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: FY 2008 Conc. Rehab. & Utility Cuts Patching PROJECT NO.: ST-08-01
 LOCATION: Garfield Street - Roosevelt Rd to 13th St CHANGE ORDER: 1
 CONTRACTOR: King's Point General Cement, Inc. DATE: 9/25/2007
 DESCRIPTION OF CHANGE ORDER: See attachment for explanation of changes

ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$995,000.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$995,000.00</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$91,048.00</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$1,086,048.00</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4])	<u>\$91,048.00</u>
TIME EXTENSION OR REDUCTION:	<u>N/A</u>
TOTAL CONTRACT TIME: (PENDING APPROVAL)	<u>N/A</u>
BUDGET ESTIMATE:	<u>N/A</u>
ENGINEER'S ESTIMATE:	<u>N/A</u>

RECOMMENDED FOR ACCEPTANCE :

Kurt Rujan 9/20/07
 Resident Engineer Date

Approved By: _____ Date
 Director of Finance

Val Piro 9-21-07
 Contractor Date

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

David A. Drake 9/24/2007
 Village Engineer Date

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

Walter Anderson 24 Sep 07
 Director of Public Works Date

Attest: _____ Date
 Village Clerk

 Accountant Date

Approved By: _____ Date
 President of BOLI

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.