

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: David A. Hulseberg, Village Manager *dah*  
DATE: March 14, 2011 (B of T) Date: March 23, 2011  
TITLE: FY2011 Snow and Debris Hauling Change Order No. 1  
SUBMITTED BY: Keith J. Surges, Operations Superintendent *KJS*

BACKGROUND/POLICY IMPLICATIONS:

Due to the snow storm of February 1, 2011 the costs for snow and debris hauling exceeded the budgeted amount by \$4,407.50. Also, the new Illinois EPA CCDD disposal regulation went into effect as of September 1, 2010, causing a need for an added amount of \$28,905.00. These additional amounts totaling \$33,312.50 will make the total costs of the contract with Marcott Enterprises, Inc. \$139,312.50.

FISCAL IMPACT/FUNDING SOURCE

\$33,312.50

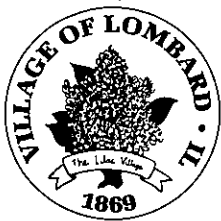
2715.756420 \$4,407.50, 7730.756420 \$28,905.00

*Project 1123*  
Review (as necessary):

Village Attorney X \_\_\_\_\_ Date \_\_\_\_\_  
Finance Director X *dc* \_\_\_\_\_ Date \_\_\_\_\_  
Village Manager X *David A. Hulseberg* \_\_\_\_\_ Date 3/15/11

NOTE: Materials must be submitted to / approved by the Village Manager's Office by 12:00 pm, Wednesday, prior to the Agenda Distribution.





To: David A. Hulseberg, Village Manager  
From: Keith J. Surges, Operations Superintendent *KJS*  
Through: Carl Goldsmith, Director of Public Works *CG*  
Date: March 14, 2011  
Re: Change Order #1 for Snow and Debris Hauling FY 2011

Due to the snow storm of February 1, 2011, it was necessary to perform additional contract snow hauling to clear windrowed snow. The cost for this hauling is \$4,407.50 over the budgeted amount.

There have been new CCDD disposal regulations enforced as of September 1, 2010, which require the village to test all debris that is hauled out to the CCDD disposal sites. If the material is considered to be contaminated it is a requirement to have this material hauled to a disposal site that can handle said material. We had the material tested on January 3, 2011 and hauled to a disposal site at a cost of \$705.00 per semi-truck load. The total for this disposal is \$28,905.00 which was not anticipated when the budget was approved by the Board of Trustees on March 18, 2010. As a result, the FY2011 Snow and Debris Hauling contract must be amended. Attached is Change Order No. 1 reflecting an increase to the contract in the amount of \$33,312.50 for a total Snow and Debris Hauling Contract amount of \$139,312.50.

Please place this item on the March 23, 2011, agenda for consideration by the Village Board.



**RESOLUTION**  
**R\_\_\_\_\_11**

**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 Marcott Enterprises, Inc.. regarding Snow and Debris Hauling, 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 \$33,312.50.

**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 23rd day of March, 2011.

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

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

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

Approved this 23rd day of March, 2011.

\_\_\_\_\_  
**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: Snow and Debris Hauling PROJECT NO.: PWO-1103  
 LOCATION: \_\_\_\_\_ P. O. #: \_\_\_\_\_  
 CHANGE ORDER: #1  
 CONTRACTOR: Marcott Enterprises, Inc. DATE: 14-Mar-11

DESCRIPTION OF CHANGE ORDER: Change Order # 1 to cover Contaminated Spoil hauling and disposal and additional snow hauling due to the early February snow storm. The additional hauling costs are related to the new CCDD disposal regulation inacted in July of 2010. This regulation was not made public until the new regulation began. The cost for snow hauling will be 4,407.50 and contaminated spoil disposal will be \$28,905.00.

ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$106,000.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$0.00</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$106,000.00</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>\$33,312.50</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]-[4])	[5]	<u>\$139,312.50</u>

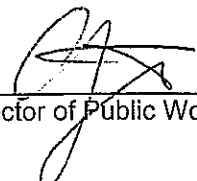
NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+) \$33,312.50  
 TIME EXTENSION OR REDUCTION: NONE  
 TOTAL CONTRACT TIME: (PENDING APPROVAL) NONE  
 BUDGET ESTIMATE: \$106,000.00  
 ENGINEER'S ESTIMATE: \$106,000.00

**RECOMMENDED FOR ACCEPTANCE :**

 3/15/11 Approved By: \_\_\_\_\_  
 Operations Superintendent Date Director of Finance Date

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

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

 3/15/11 Attest: \_\_\_\_\_  
 Director of Public Works Date Deputy Village Clerk Date

Assistant Finance Director \_\_\_\_\_  
 Date

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