

**RESOLUTION
R 14-10**

**A RESOLUTION AUTHORIZING A CHANGE ORDER
INVOLVING A DECREASE 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 Strada Construction Company regarding the FY 2009 Driveway Apron and Sidewalk Restoration 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 decrease the dollar amount of the contract by \$39,868.74.

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 20th day of August, 2009.

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

Nays: None

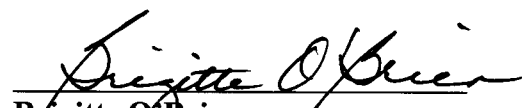
Absent: Trustee Moreau

Approved this 20th day of August, 2009.



William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney



Interoffice Memo

To: David A. Hulseberg, AICP, ICMA-CM
Through: Carl S Goldsmith., Director of Public Works *CY*
From: David A. Dratnol, P.E., Village Engineer *lead*
Date: August 3, 2009
Subject: FY 2009 Driveway Apron and Sidewalk Restoration Program
 Change Order No. 1 (Final Balancing)

Attached please find two (2) copies of the Change Order No. 1 (Final Balancing) to the contract with Strada Construction in the contract amount of a net decrease of \$39,868.74. This change order represents final field measured quantities for the project.

Summary of Costs:

Original Contract Amount (awarded to budget amount)	\$225,000.00
Total of Previous Authorized Change Orders	\$0
This Change Order	(\$39,868.74)
Revised Final Contract Amount	\$185,131.26
Budget Estimate	\$225,000.00
Engineer's Estimate	\$222,461.00

Summary of Program Costs:

Program [HTE Number]	Orig. Contract	As-Built Total	Net Change
Trip Hazard [5506]	\$75,000.00	\$74,467.66	(\$532.34)
50/50 [5505]	\$30,000.00	\$7,164.40	(\$22,835.60)
Parkway Restoration [5503]	\$70,000.00	\$64,539.45	(\$5,460.55)
Curb Replacement [5544]	\$50,000.00	\$38,959.75	(\$11,040.25)
Total	\$225,000.00	\$185,131.26	(\$39,868.74)

For a brief summary of each pay item, please refer to the second page of the change order form.

Prior to the Board meeting, the proposed Change Order will be presented to the Public Works Committee at their regularly scheduled meeting on August 11th, 2009.

If recommended by Public Works Committee, please present this change order to the President and Board of Trustees for their review and approval at their regularly scheduled meeting on August 20th 2009. If approved, please have two (2) signed copies returned to Public Works-Engineering for further processing.

cc: File: M-09-02