

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: July 8, 2004 (B of T) **Date:** July 22, 2004

TITLE: The FY 2004 Asphalt Utility Cuts Program
Change Order No. 3

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

BACKGROUND/POLICY IMPLICATIONS:

See attached memo.

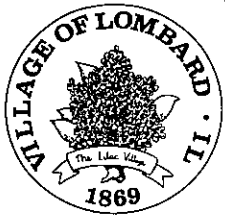
FISCAL IMPACT/FUNDING SOURCE:

\$6,040.00 DECREASE / CapProjFnd
TOTAL CONTRACT: \$220,903.70
PW Proj: ST 04-01
P.O. No.: 047128 *Proj.#5309*

Review (as necessary):

Village Attorney X _____	Date _____
Finance Director X <i>Leonard J Flood</i>	Date <i>7/13/04</i>
Village Manager X <i>William T. Lichter</i>	Date <i>7/13/04</i>

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 *DAE*
Date: July 8, 2004
Subject: FY 2004 Asphalt Utility Cuts Program,
Change Order No. 3 – Final Balancing

Attached please find Change Order No. 3 for this project. It represents the final balancing of quantities for this program. The contract was originally designed to incorporate four work orders, with the last being issued in April of this year. The unusually cool Spring resulted in the asphalt plants not opening until May. Engineering decided to eliminate the final list, and incorporate it into the June list on the FY 2005 Asphalt Patching and Paving Program.

Since the July Public Works Committee meeting has been cancelled, we will be conducting a phone poll of committee members prior to the July 22 board meeting.

Please present this change order to the President and Board of Trustees for their review and approval at their regular meeting on July 22, 2004. If approved, please have one signed copy returned to Engineering for further processing.

c: File: ST 04-01

R E S O L U T I O N
R _____ 05

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. One to the contract between the Village of Lombard and Brother's Asphalt Paving, Inc. regarding The FY 2004 Asphalt Utility Cuts 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 \$6,040.00

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 _____ day of _____, 2004.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2004.

William J. Mueller
Village President

ATTEST:

Barbara Johnson
Deputy Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: The FY 2004 Asphalt Utility Cuts Program PROJECT NO.: ST 04-01

LOCATION: various locations throughout the Village CHANGE ORDER: 3 - Final

CONTRACTOR: Brothers Asphalt Paving DATE: 6/23/2004

DESCRIPTION OF CHANGE ORDER: final balancing of quantities

ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$174,460.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$52,483.70</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$226,943.70</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>(\$6,040.00)</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$220,903.70</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4])	<u>\$46,443.70</u>
TIME EXTENSION OR REDUCTION:	<u>N/A</u>
TOTAL CONTRACT TIME: (PENDING APPROVAL)	<u>365 Calendar Days</u>
BUDGET ESTIMATE:	<u>\$200,000.00</u>
ENGINEER'S ESTIMATE:	<u>\$215,950.00</u>

RECOMMENDED FOR ACCEPTANCE :

[Signature] 23 Jun 04 Approved By: _____
 Resident Engineer Date Director of Finance Date

Natalia Colilla 6/24/04 Approved By: _____
 Contractor Date (<\$10K or 25%) Village Manager Date

[Signature] 7/8/04 Approved By: _____
 Village Engineer Date (>\$10K or 25%) Village President Date

[Signature] 7-8-04 Attest: _____
 Director of Public Works Date Village Clerk Date

 Accountant 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.

NO	ITEM	CURRENT QUAN	UNIT	UNIT PRICE	REVISED QUAN	DIFFERENCE	AMOUNT
20201550	EARTH EXCAVATION	50.00	CY	\$1.00	0.00	(50.00)	(\$50.00)
35800200	BASE REP STONE CA-6	50.00	CY	\$1.00	0.00	(50.00)	(\$50.00)
44201796	CLD PATCH T4 12"	500.00	SY	\$48.00	302.00	(198.00)	(\$9,504.00)
44201747	CLD PATCH T4 8"	2500.00	SY	\$30.00	2858.00	358.00	\$10,740.00
44201980	CLD PATCH T4 4"	1750.00	SY	\$18.00	1518.00	(232.00)	(\$4,176.00)
60255500	DRAIN & UTIL STRUCT ADJ.	20.00	EA	\$250.00	8.00	(12.00)	(\$3,000.00)
TOTAL							(\$6,040.00)