

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

DATE: April 10, 2013 (B of T) Date: May 2, 2013

TITLE: Lift Station Improvements, Phase 1
Change Order No. 3 (Final)

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

BACKGROUND/POLICY IMPLICATIONS:

This action deducts monies from the construction contract for nonconformity with the specifications.

FISCAL IMPACT/FUNDING SOURCE

\$3,744.00 DECREASE (Water/Sewer Capital Reserve Fund)
Total Revised Contract Amount: \$289,880.88
NWS Project #: SAN-11-03 (Phase 1, Construction)

Review (as necessary):

Village Attorney X _____ Date _____

Finance Director X _____ Date _____

Village Manager X _____ Date _____

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

InterOffice Memo



To: David A. Hulseberg, Village Manager
From: David A. Dratnol, P.E., Village Engineer *DA*
Through: Carl Goldsmith, Public Works Director *CG*
Date: April 10, 2013
Subject: Lift Station Improvements, Phase 1
Change Order No. 3 (Final)

Attached please find Change Order No. 3 (Final) for this project in the amount of a net decrease of \$3,744.00

The change order deducts fifty percent of the total of the Restoration pay items. This applies to all the sites included in the contract (Cambria, Elizabeth/Morris, Olde Towne, Vista Pond and Kenilworth). The turf in its' present condition, does not fully meet the contract specification.

The reason for not pursuing this issue is twofold. One is to close out the contract and not incur additional staff and consultant time in assuring that the restoration is in full compliance with the terms of the contract. The second issue concerns the additional planned landscaping that will be done at all the sites. The Water Treatment and Wastewater Pumping Division will be planting shrubs, perennials and other screening to add to the aesthetics of each station site. Additional landscaping may also occur in response to any neighborhood concerns about the appearance of the new pads, panels or generators.

This change order will be presented to the Public Works Committee on April 16, 2013. If the committee recommends approval, please present this change order to the President and Board of Trustees for their review and approval at their regular meeting on May 2, 2013. If approved, please have one signed copy returned to Engineering for further processing.

R E S O L U T I O N
R _____ 13

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. 3 to the contract between the Village of Lombard and Thorne Electric Co inc. regarding Lift Station Improvemets – Phase 1, 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 \$3,744.00

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 _____, 2013.

Ayes: _____

Nays: _____

Absent: _____

Approved this ____ day of _____, 2013.

Keith Giagnorio
Village President

ATTEST:

Sharon Kuderna
Village Clerk

VILLAGE OF LOMBARD CHANGE ORDER

PROJECT NAME: Lift Station Improvements, Phase 1 PROJECT NO.: SAN -11-03
 LOCATION: Various Stations CHANGE ORDER: 3 (Final)
 CONTRACTOR: Thorne Electric, Inc. DATE: 4/10/2013
 DESCRIPTION OF CHANGE ORDER: See descriptions on attached page

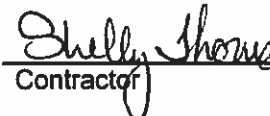
ORIGINAL CONTRACT AMOUNT:	[1]	<u>\$277,381.00</u>
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	<u>\$16,243.88</u>
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	<u>\$293,624.88</u>
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	<u>(\$3,744.00)</u>
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	<u>\$289,880.88</u>

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4])		<u>\$12,499.88</u>
TIME EXTENSION OR REDUCTION:		<u>0</u>
TOTAL CONTRACT TIME:		<u></u>
BUDGET ESTIMATE:		<u>In-House Labor</u>
ENGINEER'S ESTIMATE:		<u>\$270,000.00</u>

RECOMMENDED FOR ACCEPTANCE :

 4-11-13
 Resident Engineer Date


Approved By: _____ Date
 Director of Finance

 4-11-13
 Contractor Date

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

 4/11/13
 Village Engineer Date

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

 4/11/13
 Director of Public Works Date

Attest: _____ Date
 Village Clerk

 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.

Lift Station Improvements, Phase 1

4/10/2013

Change Order #: 3 (Final)

No.	Item	Current Quantity	Unit	Unit Price	Revised Quantity	Difference	Amount	Description
1		1	L.S.	\$7,488.00	0.5	0.5	\$3,744.00	Deduction in restoration unit price for not following the specification .

TOTAL AMOUNT= \$3,744.00