

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: October 6, 2004 (COW) (B of T) **Date:** October 21, 2004

TITLE: The FY 2004 Asphalt Utility Cuts Program
Change Order No. 2

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

BACKGROUND/POLICY IMPLICATIONS:

See attached memo.

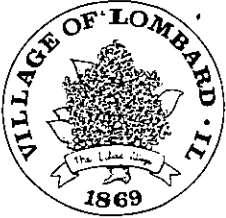
FISCAL IMPACT/FUNDING SOURCE:

\$7,140.00 INCREASE / CapProjFnd
TOTAL CONTRACT: \$226,943.70
PW Proj: ST 04-01
P.O. No.: 047128

Review (as necessary):

Village Attorney X _____	Date _____
Finance Director X <i>Timothy Sexton</i>	Date <i>10/12/04</i>
Village Manager X <i>W. T. Lichter</i>	Date <i>10/12/04</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: October 6, 2004
Subject: FY 2004 Asphalt Utility Cuts Program,
Change Order No. 2

Attached please find Change Order No. 2 for this project. It represents additional 8 inch and 12 inch Class D Patching. Underground Utilities had an unusually high number of utility digs this year. This has resulted in the contract using more quantity than originally anticipated. This item will be reviewed by the Public Works Committee on October 12, 2004.

Please present this change order to the President and Board of Trustees for their review and approval at their regular meeting on October 21, 2004.

NOTE: THIS ITEM ORIGINALLY WAS SCHEDULED FOR THE APRIL 13TH PUBLIC WORKS COMMITTEE AND APRIL 15TH BOARD OF TRUSTEES MEETING. HOWEVER, THE ITEM WAS NOT PROPERLY RECORDED IN LEGISTAR, AND WAS NOT REVIEWED BY THE BOARD OF TRUSTEES. THE PUBLIC WORKS ENGINEERING DIVISION IS REROUTING THE ITEM TO BE PROPERLY RECORDED.

c: File: ST 04-01

RESOLUTION
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 increase 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. Two 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 increase the dollar amount of the contract by \$7,140.00.

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: 2

CONTRACTOR: Brothers Asphalt Paving DATE: 4/6/2004

DESCRIPTION OF CHANGE ORDER: _____

ORIGINAL CONTRACT AMOUNT:	[1]	\$174,460.00
TOTAL OF PREVIOUS AUTHORIZED CHANGE ORDERS:	[2]	\$45,343.70
CURRENT CONTRACT AMOUNT: ([1]+[2])	[3]	\$219,803.70
PROPOSED CHANGE ORDER: (PENDING APPROVAL)	[4]	\$7,140.00
PROPOSED REVISED CONTRACT AMOUNT: (PENDING APPROVAL) ([3]+[4])	[5]	\$226,943.70

NET OF ALL CHANGE ORDERS: (PENDING APPROVAL) ([2]+[4]) \$52,483.70

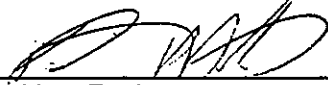
TIME EXTENSION OR REDUCTION: N/A

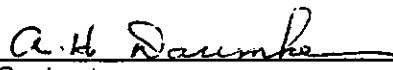
TOTAL CONTRACT TIME: (PENDING APPROVAL) 365 Calendar Days

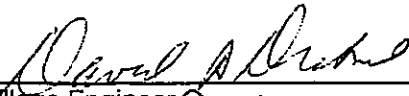
BUDGET ESTIMATE: \$200,000.00

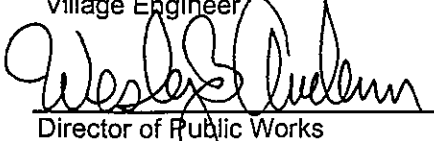
ENGINEER'S ESTIMATE: \$215,950.00

RECOMMENDED FOR ACCEPTANCE :

	<u>08 Sep 04</u>	Approved By: _____	
Resident Engineer	Date	Director of Finance	Date

	<u>9-19-04</u>	Approved By: _____	
Contractor	Date	(<\$10K or 25%) Village Manager	Date

	<u>10/6/2004</u>	Approved By: _____	
Village Engineer	Date	(>\$10K or 25%) Village President	Date

	<u>7 Oct 04</u>	Attest: _____
Director of Public Works	Date	Village Clerk

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
44201796	CLD PATCH T4 12"	500.00	SY	\$48.00	510.0	10.0	\$480.00
44201980	CLD PATCH T4 4"	1750.00	SY	\$18.00	2,120.0	370.0	\$6,660.00
TOTAL							\$7,140.00