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**THE VILLAGE OF BLOOMINGDALE**  
DUPAGE COUNTY, ILLINOIS

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**RESOLUTION**  
NUMBER 2020-R-20

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**A RESOLUTION APPROVING AND AUTHORIZING THE  
EXECUTION OF A CHANGE ORDER INCREASING THE  
ORIGINALLY APPROVED CONTRACT IN AN AMOUNT  
EXCEEDING TWENTY THOUSAND (\$20,000) FOR A CONTRACT  
ORIGINALLY APPROVED IN AN AMOUNT EXCEEDING ONE  
HUNDRED THOUSAND DOLLARS (\$100,000)**

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Franco A. Coladipietro, Mayor  
Jane E. Michelotti, Village Clerk

Vincent Ackerman  
William Belmonte  
Bill Bolen  
Frank Bucaro  
Patrick Shannon  
Judi Von Huben

Village Board

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Published in pamphlet form by authority of the  
President and the Board of Trustees of the Village of Bloomingdale  
on this the 23<sup>rd</sup> day of November, 2020

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**RESOLUTION NO. 2020-R-20**

**A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A CHANGE ORDER INCREASING THE ORIGINALLY APPROVED CONTRACT IN AN AMOUNT EXCEEDING TWENTY THOUSAND (\$20,000) FOR A CONTRACT ORIGINALLY APPROVED IN AN AMOUNT EXCEEDING ONE HUNDRED THOUSAND DOLLARS (\$100,000)**

**WHEREAS**, the Village of Bloomingdale, DuPage County, Illinois (hereinafter referred to as the “Village”) is a home rule unit of local government, and as such may exercise any power and perform any function pertaining to its government and affairs, except as limited by Article VII, Section 6 of the 1970 Illinois Constitution; and

**WHEREAS**, a home rule unit may exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals and welfare; to license, to tax; and to incur debt; and

**WHEREAS**, the Village Engineer has presented documentation recommending approval of Change Order No.2 - Final to the contract between Brothers Asphalt Paving, Inc. and the Village for the 2020 Street Improvement Program, which increases the original contract amount by \$78,601.81 to a revised amount of \$1,349,205.73 based on the actual field measured quantities to complete the work. A copy of said Change Order is attached hereto as Exhibit “A”; and

**WHEREAS**, pursuant Illinois Compiled Statutes 720ILCS 5/33E-9 (Change Orders for Public Works Contracts), and Section 3-2-10: Change Orders For Public Works Contracts of the Village of Bloomingdale Code, the Village of Bloomingdale (the “Village”) is required to make specific findings and written determination prior to authorizing any change order which would increase or decrease the dollar amount of any contract by \$20,000.00 or more relative to any contract originally approved in an amount exceeding one hundred thousand dollars (\$100,000).

**NOW, THEREFORE, BE IT RESOLVED** by the Village President and Board of Trustees of the Village of Bloomingdale, DuPage County, Illinois pursuant to the Village of Bloomingdale's "Home Rule Powers" as follows:

**Section One – Recitals:** That the Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preamble to this Resolution are full, true and correct and do hereby, by reference, incorporate and make them part of this Resolution as legislative findings.

**Section Two – Written Determination:** That after reviewing the documentation provided by the Village Engineer, as to the necessity of and reasons for Change Order No. 2 - Final to the 2020 Street Improvement Program Contract, the Village Board makes the following findings as to said change order:

- A. That the circumstances which necessitated such change order were not reasonably foreseeable at the time the contracts were entered into.
- B. That the basis of such change order was not within the contemplation of such contracts when such contracts were signed.
- C. That it was in the best interests of the Village to approve said change order in the form recommended by Village Engineer.
- D. That to the extent that it may have been necessary to go to bid relative to the work contemplated by such change order, bidding is hereby specifically waived as to the change order work.

**Section Three – Execution of Necessary Paperwork:** That having made the findings set forth in Section One above, the Village Board hereby approves the subject Change Order No. 2 - Final to the 2020 Street Improvements Program Contract which change order is attached hereto as Exhibit "A", and hereby authorizes the Village President to execute said change order on behalf of the Village of Bloomingdale.

**Section Four – Acts of Village Officials:** That all past, present and future acts and doings of the officers, officials, employees and/or agents of the Village that are in conformity with the

purpose and intent of this Resolution, including the Village President's or his designee's pre-approval of the work that is the subject of this change order are hereby, in all respects, ratified, approved, authorized and confirmed.

**Section Five – Other Actions Authorized:** That the officers, employees and/or agents of the Village shall take all actions necessary or reasonably required to carry out and give effect to the intent of this Resolution and otherwise to consummate the transactions contemplated herein, and shall take all actions necessary in conformity therewith including, without limitation, the execution and delivery of all documents required to be delivered in connection with the transaction contemplated herein.

**Section Six – Conflict Clause:** That all Resolutions or parts of Resolutions in conflict with the terms of this Resolution shall be repealed to the extent of said conflict.

**Section Seven – Passage Clause:** That this Resolution shall take full force and effect from, and after its passage, approval and publication as provided by law.

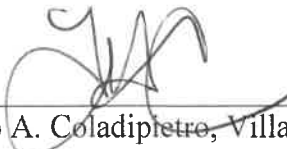
**Section Eight – Saving Clause:** That if any section, paragraph, clause or provision of this Resolution is declared by a court of law to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity of the remaining provisions of the Resolution, which are hereby declared to be separable.

**Section Nine – Recording:** That this Resolution shall be entered into the minutes and upon the journals of the Board of Trustees of the Village of Bloomingdale.


**DECIDED** pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Vincent Ackerman	X			
William Belmonte	X			
Bill Bolen	X			
Frank Bucaro			X	
Patrick Shannon	X			
Judi Von Huben	X			
Franco Coladipietro (if necessary)				
<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>1</b>	

**PASSED AND APPROVED** by the Village of Bloomingdale Board of Trustees on the 23<sup>rd</sup> day of November, 2020.

  
\_\_\_\_\_  
Franco A. Coladipietro, Village President

ATTEST:

  
\_\_\_\_\_  
Jane E. Michelotti, Village Clerk

CHANGE ORDER

DATE: November 4, 2020

OWNER: VILLAGE OF BLOOMINGDALE SHEET: 1 OF 1

CONTRACTOR: BROTHERS ASPHALT PAVING, INC.

PROJECT NAME: 2020 STREET IMPROVEMENT PROGRAM

CHANGE ORDER NUMBER: 2 (FINAL)

DESCRIPTION OF CHANGE ORDER: SEE ATTACHED

NET CHANGE \$78,601.81

ORIGINAL CONTRACT AMOUNT \$1,646,838.92

PREVIOUS AUTHORIZED CHANGE ORDERS  
ADDITION/DEDUCTION (\$376,235.00)

REVISED CONTRACT AMOUNT \$1,349,205.73

TIME EXTENSION NONE

OTHER CONTRACTS AFFECTED NONE

RECOMMENDED FOR ACCEPTANCE  11-11-20  
VILLAGE ENGINEER 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.

\_\_\_\_\_  
CONTRACTOR DATE

In accordance with the provisions of Public Act 85-1245, as President and duly authorized representative of the Village of Bloomingdale, Illinois, I have determined that the foregoing Change Order is necessitated by conditions and circumstances which were not reasonably foreseeable on the Effective Date of the Agreement for the subject Project, were not within the contemplation of the Agreement as signed, and are in the best interest of the Village of Bloomingdale.

APPROVED BY:  11-30-2020  
VILLAGE ADMINISTRATOR DATE



# Request for Approval of Change of Plans



Local Public Agency Village of Bloomingdale	County DuPage	Route various	Section Number 20-00071-00-RS
Request Number 2	<input checked="" type="checkbox"/> Final		
Contractor Brothers Asphalt			
Address 315 S. Stewart Avenue	City Addison	State IL	Zip Code 60101
Date 10/26/20			

I recommend that this Addition be made to the above contract.

The estimated quantities are shown below and the contractor agrees to furnish the materials and do the work at the unit prices.

Item Description	Unit of Measure	Quantity	Unit Price	Addition (A) or Deduction (D)	Total Addition	Total Deduction
- EARTH EXCAVATION	CY	78	\$41.200	A	\$3,213.60	\$0.00
- TRENCH BACKFILL	CY	41	\$23.690	A	\$971.29	\$0.00
- SODDING	SY	600	\$16.480	A	\$9,888.00	\$0.00
- SUPPLEMENTAL WATERING	UNIT	30	\$154.500	D	\$0.00	\$4,635.00
- HMA SURF REM - EDGE GRIND	SY	910	\$2.000	A	\$1,820.00	\$0.00
- HMA SURF REM - 2.5"	SY	7142	\$2.000	A	\$14,284.00	\$0.00
- PCC SW REM	SF	379	\$1.180	A	\$447.22	\$0.00
- BRICK PAVER SW REM	SF	128	\$1.180	D	\$0.00	\$151.04
- PCC SW, 5"	SF	2845.5	\$5.920	A	\$16,845.36	\$0.00
- PCC DRIVEWAY - 6"	SY	29.1	\$54.590	A	\$1,588.57	\$0.00
- DRIVEWAY PAVEMENT REM.	SY	56.9	\$12.360	D	\$0.00	\$703.28
- PAVEMENT REMOVAL	SY	130	\$10.000	A	\$1,300.00	\$0.00
- HMA DRIVEWAY - 3"	SY	72	\$40.000	D	\$0.00	\$2,880.00
- DETECTABLE WARNINGS	SF	20	\$20.600	D	\$0.00	\$412.00
- COMB CONC C&G REM	FT	71	\$4.120	D	\$0.00	\$292.52
- COMB CONC C&G TYPE B4.12	FT	71	\$20.600	D	\$0.00	\$1,462.60
- CURB & GUTTER REM & REPL	FT	134	\$25.750	D	\$0.00	\$3,450.50
- AGGREGATE BASE CSE, TB 12"	SY	144	\$13.000	A	\$1,872.00	\$0.00
- BIT. MATERIALS (TACK COAT)	LB	4853	\$0.100	D	\$0.00	\$485.30
- HMA BINDER, N50	TON	50	\$100.000	D	\$0.00	\$5,000.00
- LEVELING BINDER	TON	221.65	\$73.000	D	\$0.00	\$16,180.45
- HMA SURFACE	TON	551.22	\$72.000	A	\$39,687.84	\$0.00
- PROTECTIVE COAT	SY	90.5	\$0.020	A	\$1.81	\$0.00
- CLASS D PATCH T2	SY	613.79	\$35.000	D	\$0.00	\$21,482.65
- CLASS D PATCH T3	SY	463.79	\$30.000	A	\$13,913.70	\$0.00
- CULVERT REMOVAL	FT	155	\$10.300	A	\$1,596.50	\$0.00
- PIPE DRAINS, ADS - 12"	FT	162	\$97.330	A	\$15,767.46	\$0.00
- PIPE DRAINS, ADS - 18"	FT	8	\$100.940	D	\$0.00	\$807.52
- INLETS, TYPE A, EX. FRAME	EACH	1	\$2,626.500	A	\$2,626.50	\$0.00
- INLETS TO BE ADJ W NEW F&G	EACH	1	\$875.500	D	\$0.00	\$875.50
- FRAMES & LIDS TO BE ADJ.	EACH	8	\$515.000	D	\$0.00	\$4,120.00
- FRAMES & GRATES TO BE ADJ.	EACH	4	\$360.500	D	\$0.00	\$1,442.00

Item Description	Unit of Measure	Quantity	Unit Price	Addition (A) or Deduction (D)	Total Addition	Total Deduction
- THPL L&S	SF	43.4	\$5.150	A	\$223.51	\$0.00
- THPL LINE - 4"	FT	776	\$0.660	A	\$512.16	\$0.00
- THPL LINE - 6"	FT	202	\$1.030	A	\$208.06	\$0.00
- THPL LINE - 12"	FT	7	\$2.060	D	\$0.00	\$14.42
- THPL LINE - 24"	FT	69	\$7.930	A	\$547.17	\$0.00
- REM & REPL DRIVEWAY PVERS	SF	132	\$15.450	D	\$0.00	\$2,039.40
- AGGGREGATE SHOULDER	SY	157.33	\$40.000	A	\$6,293.20	\$0.00
- GALAXY T&M (6-29-20)	LSUM	1	\$7,428.040	A	\$7,428.04	\$0.00
- INLETS TYPE A T 1 F&L	EACH	1	\$4,000.000	A	\$4,000.00	\$0.00
Total Changes					\$145,035.99	\$66,434.18

Add Row

Total Net Change	\$78,601.81
Amount of Original Contract	\$1,646,838.92
Amount of Previous Change Orders	(\$376,235.00)
Amount of adjusted/final contract	\$1,349,205.73

Total net deduction to date (\$297,633.19) which is -18.07% of the contract price.

State fully the nature and reason for the change

When the net increase or decrease in the cost of the contract is \$10,000.00 or more, or the time of completion is increased or decreased by 30 days or more, one of the following statements must be checked:

- The Local Public Agency has determined that the circumstances which necessitate this change were not reasonably foreseeable at the time the contract was signed.
- The Local Public Agency has determined that the change is germane to the original contract is signed.
- The Local Public Agency has determined that this change is in the best interest of the Local Public Agency and is authorized by law.

Prepared By  Title of Preparer

Submitted/Approved

Local Public Agency  Date

BY:

Title:

**For a Road District project County Engineer signature required.**

County Engineer/Superintendent of Highways  Date

**Approved:**  
**Illinois Department of Transportation**  
 Regional Engineer  Date





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- The Local Public Agency has determined that the change is germane to the original contract is signed.
- The Local Public Agency has determined that this change is in the best interest of the Local Public Agency and is authorized by law.

Prepared By

Title of Preparer

Brian Sisco	Senior Civil Engineer
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Submitted/Approved

Local Public Agency	Date
BY: <input style="width: 90%;" type="text"/>	<input style="width: 10%;" type="text"/>
Title: <input style="width: 90%;" type="text"/>	

**For a Road District project County Engineer signature required.**

County Engineer/Superintendent of Highways	Date
<input style="width: 90%;" type="text"/>	<input style="width: 10%;" type="text"/>

**Approved:**  
Illinois Department of Transportation

Regional Engineer	Date
<input style="width: 90%;" type="text"/>	<input style="width: 10%;" type="text"/>

### Instructions for BLR 13210

Form Instructions are not to be submitted with the form.

This form shall be used for any contract, day labor construction, or contract maintenance projects to document any differences between plan quantities and completed quantities. Refer to Chapter 13 of the Bureau of Local Roads and Streets Manual for more information. For signature requirements, refer to Chapter 2, Section 3.05(b) of the BLRS Manual.

When filling out this form electronically, once a field is initially completed, fields requiring the same information will be auto-populated. An agreed unit price letter must be submitted as an attachment to this form for any new pay items. For any force account work a copy of the billing(s) must also be attached to this form when submitted.

Local Public Agency	Insert the name of the Local Public Agency (LPA).
County	Insert the name of the County where the LPA is located.
Route	Insert the name of the route on which the project is located.
Section Number	Insert the section number for this project without dashes, they are automatically inserted.
Request No.	Insert the number applicable to the number of times this form has been submitted for this section.
Final	Check the box if this is the final request for approval of <b>change</b> in plans for <b>this</b> contract.
Contractor Name	Insert the name of the contractor.
Contractor Address	Insert the address of the contractor.
Date	Insert the date of the request.
Addition, Extension, Deduction	Insert addition, extension, deduction as it applies to the total of the request for change in plans being submitted.
Item Description	Insert the description of the item for the change request submittal.
Unit of Measure	Insert the unit of measure for the item listed to the left.
Quantity	Insert the quantity of the change for the item listed to the left.
Unit Price	Insert the unit price for the item listed to the left.
Addition or Deduction	Insert "A" if the item listed to the left is an increase to the original contract, insert "D" if the item listed to the left is a decrease to the original contract.
Total Addition	This is the sum of all additions listed.
Total Deduction	This is the sum of all deductions listed.
Total Changes	This is the difference between the sum of all additions listed and the sum of all deductions listed.
Total Net Change	This is automatically calculated. It is the difference between the total additions and total deductions.
Amount of Original Contract	Insert the amount of the original contract.
Amount of Previous Change Orders	Insert the total amount of previous change orders if applicable.
Amount of adjusted/final contract	This is the amount of the original contract with all additions and deductions taken into account.
addition, deduction	Insert the addition if the amount of adjusted/final contract is more than the awarded contract. If the adjusted/final contract is less than the original award insert deduction. The amount of the total changes to date to this contract, and the percentages of the changes to the original contract calculated from the original contract price and the total changes.
Statement	Insert a statement regarding the change(s) to the contract, stating the fully the nature and reason for the change.
Net Increase/Decrease	When the net increase or decrease in the cost of the contract is \$10,000 or more, or the time of completion is increased or decreased by 30 days or more, check one or more of the statements following.
Prepared by	Insert the name of the preparer.
Title of the Preparer	Insert the title of the preparer.
Local Public Agency	The LPA shall sign and date here.
Title	Insert the title of the person signing above.
County Engineer	For County and Road District Projects and County Engineer shall sign and date here.
Regional Engineer	Upon approval the IDOT Regional Engineer shall sign and date here.

A minimum of three (3) signed originals must be submitted to the District Office. Follow the Regional Engineer's approval, distribution will be as follows:

District File  
Local Public Agency  
Engineer