

RESOLUTION NO. 2101

RESOLUTION OF THE VILLAGE OF VILLA PARK, DUPAGE COUNTY, ILLINOIS, APPROVING CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH JOHN NERI CONSTRUCTION CO., INC., OF ADDISON, ILLINOIS, FOR CONSTRUCTION OF THE THIRD AVENUE IMPROVEMENT PROJECT (HOLLY TO DIVISION) FOR AN ADDITION IN THE AMOUNT OF \$54,297.75

WHEREAS, the Village of Villa Park, DuPage County, Illinois (the "*Village*") is a duly organized and validly existing non home rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and

WHEREAS, the Village had approved an original contract in the amount of \$948,907.95 with John Neri Construction Co., Inc., of Addison, Illinois, for a project commonly known as the Third Avenue Improvement Project (Holly to Division), which contract amount requires a change order; and

WHEREAS, change orders must meet the required findings that circumstances necessitating the change were not reasonably foreseeable at the time the contract was signed; or the change is germane to the original contract as signed; or the change order is in the best interest of the Village as required by Section 33E-9 of the Illinois Criminal Code (720 ILCS 5/33 E-9); and

WHEREAS, it has been recommended to the Village Board that a change order is necessary and consists of the addition of pay items and quantities, and the decrease of quantities of existing pay items, as appropriate, to effect a change in the scope of pavement improvements for this project from pavement patching and resurfacing to pavement rehabilitation, as set forth in Change Order Number 1 attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Villa Park, DuPage County, State of Illinois, as follows:

Section 1: The Village hereby finds and declares that Change Order Number 1 to the Third Avenue Improvement Project (Holly to Division) contract with John Neri Construction Co., Inc., with total additions of \$204,065.00 and total deductions of \$149,767.25, for a net addition of \$54,297.75, attached hereto and made a part hereof, is required by circumstances not reasonably foreseeable at the time the contract was signed and is in the best interests of the Village.

Section 2: The attached change order is hereby approved, and the Village

Resolution No. 2101

Manager is authorized to execute the change order in substantially the form attached hereto.

Section 3: That the Village Manager is directed to cause a copy of this resolution to be placed and maintained in the permanent contract file for the Third Avenue Improvement Project (Holly to Division) which shall be open to the public.

Section 4: That this resolution shall be in full force and effect from and after its passage and approval according to law.

PASSED this 26th day of July, 2021, pursuant to a roll call vote as follows:

AYES: 7
NAYS: 0
ABSENT: 0

APPROVED this 26th day of July, 2021

Attest:


Village Clerk


Village President



Village of Villa Park

Change Order Number

01

Project: Third Avenue Improvement Project (Holly to Division)
Contractor: John Neri Construction Co., Inc.
Date of Contract Time Start: 06/02/2021
Awarded Contract Amount: \$948,907.95

Changes Ordered Herewith:

ITEM NO.	PAY ITEM	UNITS	PREVIOUS QUANTITY	ADJUSTED QUANTITY	UNIT PRICE	AMOUNT CHANGE
01	TREE REMOVAL (6 TO 15 UNITS DIAMETER)	UNIT	15.00	15.00	\$ 25.00	\$ -
02	TREE REMOVAL (OVER 15 UNITS DIAMETER)	UNIT	145.00	145.00	\$ 28.00	\$ -
03	TREE TRUNK PROTECTION	EACH	23.00	23.00	\$ 120.00	\$ -
04	TREE ROOT PRUNING	EACH	10.00	10.00	\$ 125.00	\$ -
05	REMOVAL AND DISPOSAL OF UNSUITABLE MATERIAL	CU YD	115.00	115.00	\$ 38.00	\$ -
06	POROUS GRANULAR EMBANKMENT	CU YD	115.00	115.00	\$ 40.00	\$ -
07	TRENCH BACKFILL	CU YD	1,726.00	1,726.00	\$ 40.00	\$ -
08	SUPPLEMENTAL WATERING	UNIT	20.00	20.00	\$ 5.00	\$ -
09	INLET FILTERS	EACH	22.00	22.00	\$ 150.00	\$ -
10	BITUMINOUS MATERIALS (TACK COAT)	POUND	2,237.00	2,237.00	\$ 0.10	\$ -
11	HOT-MIX ASPHALT SURFACE REMOVAL - BUTT JOINT	SQ YD	65.00	65.00	\$ 25.00	\$ -
12	POLY HOT-MIX ASPHALT BINDER COURSE, IL-4.75, N50	TON	154.00	-	\$ 105.00	\$ (16,170.00)
13	HOT-MIX ASPHALT SURFACE COURSE, IL-9.5, MIX D, N50	TON	280.00	280.00	\$ 95.00	\$ -
14	PORTLAND CEMENT CONCRETE DRIVEWAY PVMT 6 IN	SQ YD	80.00	80.00	\$ 92.00	\$ -
15	PORTLAND CEMENT CONCRETE SIDEWALK 5 INCH	SQ FT	2,825.00	2,825.00	\$ 8.00	\$ -
16	DETECTABLE WARNINGS	SQ FT	120.00	120.00	\$ 42.00	\$ -
17	DRIVEWAY PAVEMENT REMOVAL	SQ YD	173.00	173.00	\$ 20.00	\$ -
18	COMBINATION CURB AND GUTTER REMOVAL	FOOT	800.00	800.00	\$ 5.00	\$ -
19	SIDEWALK REMOVAL	SQ FT	2,825.00	2,825.00	\$ 2.00	\$ -
20	STORM SEWERS, RUBBER GASKET, CLASS A, TY 1 12"	FOOT	164.00	164.00	\$ 54.00	\$ -
21	STORM SEWERS, RUBBER GASKET, CLASS A, TY 2 18"	FOOT	211.00	211.00	\$ 74.00	\$ -
22	STORM SEWERS, RUBBER GASKET, CLASS A, TY 3 24"	FOOT	609.00	609.00	\$ 145.00	\$ -
23	STORM SEWER REMOVAL 8"	FOOT	71.00	71.00	\$ 5.00	\$ -
24	STORM SEWER REMOVAL 12"	FOOT	88.00	88.00	\$ 5.00	\$ -
25	DUCTILE IRON WATER MAIN 6"	FOOT	75.00	75.00	\$ 95.00	\$ -
26	WATER VALVES 6"	EACH	3.00	3.00	\$ 1,100.00	\$ -
27	ADJUSTING WATER MAIN 6"	FOOT	25.00	25.00	\$ 125.00	\$ -
28	ADJUSTING SANITARY SEWERS, 8-IN DIA OR LESS	FOOT	75.00	75.00	\$ 48.00	\$ -
29	FIRE HYDRANTS TO BE REMOVED	EACH	4.00	4.00	\$ 900.00	\$ -
30	FIRE HYDRANT WITH AUXILIARY VALVE AND VB	EACH	5.00	5.00	\$ 6,200.00	\$ -
31	CATCH BASINS, TYPE A, 4'-DIAMETER, TYPE 11 F&G	EACH	2.00	2.00	\$ 3,800.00	\$ -
32	CATCH BASINS, TYPE C, TYPE 11 FRAME AND GRATE	EACH	10.00	10.00	\$ 2,100.00	\$ -
33	MANHOLES, TYPE A, 4'-DIAMETER, TY 1 FR CL	EACH	1.00	1.00	\$ 3,600.00	\$ -
34	MANHOLES, TYPE A, 5'-DIAMETER, TY 1 FR CL	EACH	4.00	4.00	\$ 5,400.00	\$ -
35	VALVE VAULTS, TYPE A, 4'-DIAMETER, TY 1 FR CL	EACH	3.00	3.00	\$ 3,200.00	\$ -
36	FRAMES AND LIDS, TYPE 1, CLOSED LID	EACH	2.00	2.00	\$ 400.00	\$ -

Village of Villa Park

Change Order Number

01

Project: Third Avenue Improvement Project (Holly to Division)
Contractor: John Neri Construction Co., Inc.
Date of Contract Time Start: 06/02/2021
Awarded Contract Amount: \$948,907.95

Changes Ordered Herewith:

ITEM NO.	PAY ITEM	UNITS	PREVIOUS QUANTITY	ADJUSTED QUANTITY	UNIT PRICE	AMOUNT CHANGE
37	REMOVING MANHOLES	EACH	4.00	4.00	\$ 400.00	\$ -
38	CONCRETE CURB, TYPE B	FOOT	75.00	75.00	\$ 32.00	\$ -
39	THERMOPLASTIC PAVEMENT MARKING - LINE 12"	FOOT	282.00	282.00	\$ 10.00	\$ -
40	THERMOPLASTIC PAVEMENT MARKING - LINE 24"	FOOT	44.00	44.00	\$ 20.00	\$ -
41	CURED-IN-PLACE PIPE LINER, 10"	FOOT	640.00	640.00	\$ 54.00	\$ -
42	CURED-IN-PLACE PIPE LINER, 8"	FOOT	503.00	503.00	\$ 47.00	\$ -
43	SANITARY SEWER REMOVAL 10"	FOOT	15.00	15.00	\$ 5.00	\$ -
44	SANITARY SEWER REMOVAL 8"	FOOT	229.00	229.00	\$ 5.00	\$ -
45	EXPLORATION TRENCH, SPECIAL	FOOT	250.00	250.00	\$ 1.00	\$ -
46	HOT-MIX ASPHALT SURFACE REM, VARIABLE DEPTH	SQ YD	1,511.00	-	\$ 4.75	\$ (7,177.25)
47	SANITARY MANHOLES TO BE ADJUSTED	EACH	2.00	2.00	\$ 750.00	\$ -
48	TRAFFIC CONTROL AND PROTECTION, (SPECIAL)	L SUM	1.00	1.00	\$ 40,000.00	\$ -
49	SANITARY SEWER, PVC, 8"	FOOT	229.00	229.00	\$ 74.00	\$ -
50	SANITARY SEWER, PVC, 10"	FOOT	15.00	15.00	\$ 80.00	\$ -
51	HOT-MIX ASPHALT DRIVEWAY PAVEMENT, 4"	SQ YD	130.00	130.00	\$ 45.00	\$ -
52	CONSTRUCTION LAYOUT	L SUM	1.00	1.00	\$ 6,000.00	\$ -
53	DRAINAGE & UTILITY STRUCTURES TO BE ADJUSTED	EACH	1.00	1.00	\$ 500.00	\$ -
54	DRAINAGE STRUCTURE TO BE REMOVED	EACH	6.00	6.00	\$ 350.00	\$ -
55	STORM SEWER (WATER MAIN REQUIREMENTS) 12 INCH	FOOT	27.00	27.00	\$ 75.00	\$ -
56	STORM SEWER (WATER MAIN REQUIREMENTS) 24 INCH	FOOT	48.00	48.00	\$ 130.00	\$ -
57	CLASS C PATCHES, SPECIAL, 7"	SQ YD	1,632.00	-	\$ 70.00	\$ (114,240.00)
58	CLASS D PATCHES, SPECIAL, 6"	SQ YD	145.00	-	\$ 84.00	\$ (12,180.00)
59	COMBINATION CONCRETE C&G REPLACEMENT	FOOT	800.00	800.00	\$ 30.50	\$ -
60	COMBINED MANHOLE LINING	V FOOT	20.00	20.00	\$ 525.00	\$ -
61	CONTINGENCY ALLOWANCE	DOLLAR	75,000.00	75,000.00	\$ 1.00	\$ -
62	LATERAL SANITARY SERVICE GROUTING	EACH	18.00	18.00	\$ 750.00	\$ -
63	PARKWAY RESTORATION - SODDING, SALT TOLERANT	SQ YD	675.00	675.00	\$ 19.00	\$ -
64	PRE-CONSTRUCTION VIDEO RECORDING	LSUM	1.00	1.00	\$ 1,500.00	\$ -
65	PROJECT SIGN	LSUM	1.00	1.00	\$ 1,200.00	\$ -
66	SANITARY MANHOLE, TYPE A, 4'-DIAMETER, TY 1 FR CL	EACH	3.00	3.00	\$ 5,600.00	\$ -
67	SANITARY MANHOLE, TYPE A, 5'-DIAMETER, TY 1 FR CL	EACH	1.00	1.00	\$ 6,800.00	\$ -
68	SANITARY SERVICE CONNECTION	EACH	4.00	4.00	\$ 1,500.00	\$ -
69	SANITARY SERVICE REPLACEMENT	FOOT	160.00	160.00	\$ 65.00	\$ -
70	SANITARY SEWER (WATER MAIN REQUIREMENTS), 8"	FOOT	30.00	30.00	\$ 80.00	\$ -
71	SANITARY SEWER SERVICE COMB CLNOUT CHK VLV	EACH	8.00	8.00	\$ 1,200.00	\$ -
72	SHUTDOWN WATER MAIN CONNECTION	EACH	5.00	5.00	\$ 3,600.00	\$ -

Village of Villa Park

Change Order Number

01

Project: Third Avenue Improvement Project (Holly to Division)
 Contractor: John Neri Construction Co., Inc.
 Date of Contract Time Start: 06/02/2021
 Awarded Contract Amount: \$948,907.95

Changes Ordered Herewith:

ITEM NO.	PAY ITEM	UNITS	PREVIOUS QUANTITY	ADJUSTED QUANTITY	UNIT PRICE	AMOUNT CHANGE
73	STORM SEWER CONNECTION TO EXISTING MANHOLE	EACH	1.00	1.00	\$ 1,200.00	\$ -
74	STORM SEWERS, CLASS B (PVC), 6"	FOOT	100.00	100.00	\$ 45.00	\$ -
75	TREE PRUNING	EACH	10.00	10.00	\$ 125.00	\$ -
76	TREES	EACH	7.00	7.00	\$ 800.00	\$ -
77	WATER SERVICE CONNECTION (LONG), 1"	EACH	10.00	10.00	\$ 2,300.00	\$ -
78	WATER SERVICE CONNECTION (SHORT), 1"	EACH	5.00	5.00	\$ 1,800.00	\$ -
79	WATER USAGE CREDIT	UNIT	100.00	100.00	\$ 8.85	\$ -
80	WATER USAGE DEDUCTION	UNIT	100.00	100.00	\$ (8.85)	\$ -
X81	PAVEMENT REMOVAL	SQ YD	-	3,090.00	\$ 22.00	\$ 67,980.00
X82	EARTH EXCAVATION	CU YD	-	520.00	\$ 38.00	\$ 19,760.00
X83	GEOGRID	SQ YD	-	1,990.00	\$ 4.50	\$ 8,955.00
X84	AGGREGATE, 6"	SQ YD	-	1,990.00	\$ 10.50	\$ 20,895.00
X85	FINE GRADING	SQ YD	-	3,090.00	\$ 2.50	\$ 7,725.00
X86	HMA BINDER, 4"	TON	-	750.00	\$ 105.00	\$ 78,750.00
TOTAL ADDITIONS					\$	204,065.00
TOTAL DEDUCTIONS					\$	(149,767.25)
TOTAL CHANGE ORDER AMOUNT					\$	54,297.75

REASON FOR CHANGE ORDER:

This Change Order #1 consists of the addition of pay items and quantities, and the decrease of quantities of existing pay items, as appropriate, to effect a change in the scope of pavement improvements for this project from pavement patching and resurfacing to pavement rehabilitation.

CONTRACT AMOUNT

AWARDED CONTRACT AMOUNT	\$ 948,907.95
PREVIOUS CHANGE ORDERS (+/-)	\$ -
THIS CHANGE ORDER (+/-)	\$ 54,297.75
TOTAL CHANGE ORDERS (+/-)	\$ 54,297.75
ADJUSTED CONTRACT AMOUNT	\$ 1,003,205.70

CONTRACT TIME (CALENDAR DAYS)

	SUBSTANTIAL COMPLETION	FINAL COMPLETION
ORIGINAL	80	94
PREVIOUS C.O.'S (+/-)	0	0
THIS C.O. (+/-)	0	0
REVISED	80	94
ORIG. COMPLETION DATE	08/21/2021	09/04/2021
REV. COMPLETION DATE	08/21/2021	09/04/2021

It is mutually agreed by Owner and Contractor that this change order includes any and all costs associated with or resulting from the changes ordered herein, including all impact, delays, and acceleration costs. Other than the dollar amount and time allowance listed above, there shall be no further time or dollar compensation as a result of this change order. This document shall become an amendment to the Contract and all stipulations and covenants of the Contract shall apply hereto.

John Neri Construction Co., Inc.
CONTRACTOR

Edwin Hancock Engineering Company
ENGINEER

Village of Villa Park
OWNER

BY: *Nicholas Neri* 7/20/2021
DATE

BY: *Chris Baker* 7-20-21
DATE

BY: *Keith Keenan, Jr.* 7-27-21
DATE