

VILLAGE OF BRADLEY

RESOLUTION NO. R-05-24-10

A RESOLUTION APPROVING CHANGE ORDER 1 WITH KANKAKEE VALLEY
CONSTRUCTION COMPANY FOR THE BRADLEY TURN STORM SEWER PROJECT

ADOPTED BY THE
BOARD OF TRUSTEES OF THE
VILLAGE OF BRADLEY

THIS 28th DAY OF May, 2024

Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley,
Kankakee County, Illinois this 28th day of May, 2024

RESOLUTION NO. R-05-24-10

A RESOLUTION APPROVING CHANGE ORDER 1 WITH KANKAKEE VALLEY CONSTRUCTION COMPANY FOR THE BRADLEY TURN STORM SEWER PROJECT

WHEREAS, the Corporate Authorities of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt resolutions and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

WHEREAS, pursuant to Section 2-3-8 of the Illinois Municipal Code (65 ILCS 5/2-3-8), the Corporate Authorities of the Village are authorized to enter into contracts that support the legitimate public purposes of the Village; and

WHEREAS, the Village previously approved a contract with Kankakee Valley Construction Company, Inc., for the project commonly known as the Bradley Turn Storm Sewer (the "Project") on April 22, 2024; and

WHEREAS, Kankakee Valley Construction Company, Inc. has presented the Village with certain change order in connection with the Project (the "Change Order"), copy of which is attached hereto as Group Exhibit A and fully incorporated herein, and requested their approval; and

WHEREAS, Village Staff have reviewed the Change Order, have determined that approval thereof is necessary to complete the Project, and have recommended approval thereof; and

WHEREAS, pursuant to Section 33E-9 of the Criminal Code of 2012 (720 ILCS 5/33E-9), the Corporate Authorities of the Village have reviewed the Change Orders and have determined that (1) the circumstances that necessitate the Change Order were not reasonably foreseeable at the time the contract for the Project was signed, (2) the Change Orders are germane to the original contract for the Project, as signed, and (3) the Change Orders are in the best interest of the Village and its citizens; and

WHEREAS, the Corporate Authorities of the Village now wish to approve the Change Orders, as set forth herein.

NOW THEREFORE, BE IT RESOLVED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:

SECTION 1. The Corporate Authorities of the Village hereby approve Change Order 1 (Group Exhibit A), in the total additional amount of forty-six thousand seven hundred thirty six dollars and 40/100 (\$46,736.40) to replace and install additional drainage. Therefore, the Village President is hereby authorized and directed to execute, and the Village Clerk to attest, said Change Order, and further to take any and all additional actions, including without limitation the execution

of any and all documents, necessary to effectuate the intent of this Resolution, which is to approve the Change Order.

SECTION 2. The Village President is hereby authorized and directed to cause a copy of this Resolution to be placed and maintained in the permanent contract file for the Bradley Turn Storm Sewer Project, which shall be open to the public.

SECTION 3. In the event that any provision or provisions, portion or portions, or clause or clauses of this Resolution shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions, portions, or clauses of this Resolution that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

SECTION 4. All ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Resolution, are hereby repealed to the extent of the conflict.

SECTION 5. The Village Clerk is hereby directed to publish this Resolution in pamphlet form.

SECTION 6. This Resolution shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

[Intentionally Blank]

PASSED by the Board of Trustees on a roll call vote on the 28th day of May, 2024.

TRUSTEES:

| | | | |
|---------------------|---|--------------------------------|-----------------------------------|
| RYAN LEBRAN | Aye - <input checked="" type="checkbox"/> | Nay - <input type="checkbox"/> | Absent - <input type="checkbox"/> |
| BRIAN BILLINGSLEY | Aye - <input checked="" type="checkbox"/> | Nay - <input type="checkbox"/> | Absent - <input type="checkbox"/> |
| DARREN WESTPHAL | Aye - <input checked="" type="checkbox"/> | Nay - <input type="checkbox"/> | Absent - <input type="checkbox"/> |
| BRIAN TIERI | Aye - <input checked="" type="checkbox"/> | Nay - <input type="checkbox"/> | Absent - <input type="checkbox"/> |
| GRANT D. VANDENHOUT | Aye - <input checked="" type="checkbox"/> | Nay - <input type="checkbox"/> | Absent - <input type="checkbox"/> |
| GENE JORDAN | Aye - <input checked="" type="checkbox"/> | Nay - <input type="checkbox"/> | Absent - <input type="checkbox"/> |

VILLAGE PRESIDENT:

MICHAEL WATSON Aye - Nay - Absent -

TOTALS: Aye - 6 Nay - 0 Absent - 0

ATTEST:


KELLI BRZA, VILLAGE CLERK

APPROVED this 28th day of May, 2024.


MICHAEL WATSON, VILLAGE PRESIDENT

ATTEST:


KELLI BRZA, VILLAGE CLERK



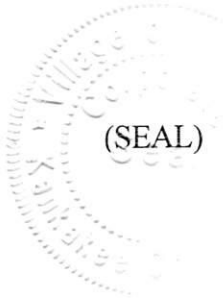
STATE OF ILLINOIS)
)
COUNTY OF KANKAKEE) §§

I, Kelli Brza, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Resolution number R-05-24-10, "A RESOLUTION APPROVING CHANGE ORDER 1 WITH KANKAKEE VALLEY CONSTRUCTION COMPANY FOR THE BRADLEY TURN STORM SEWER PROJECT," which was adopted by the Village Corporate Authorities at a meeting held on the 28th day of May, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 28th day of May, 2024.



KELLI BRZA, VILLAGE CLERK



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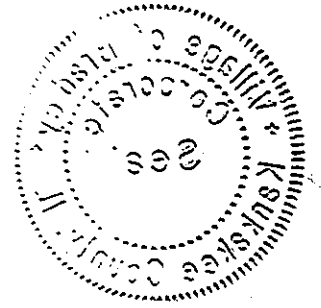


EXHIBIT A



**Request for Approval
of Change in Plans**

Date: 5/22/2024
 Project Name: Bradley Turn Storm Sewer
 County: Kankakee
 Local Agency: Village of Bradley
 Project Number: M02-173

Change Request No.: 1

Contractor: Kankakee Valley Construction Company
 Address: 4356 W Route 17
Kankakee, IL 60901

I recommend that this addition be made to the above contract.
 (addition, extension, deduction) (to, from)

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 | Quantity | Unit Price | Addition(A) or Deduction(D) | Total Addition | Total Deduction |
|---------------------------------------|-------|----------|------------|-----------------------------|----------------|-----------------|
| INLET AND PIPE PROTECTION | EACH | 1.00 | 40.00 | A | \$ 40.00 | \$ - |
| PAVEMENT REMOVAL, HMA | SQ YD | 47.20 | 9.00 | A | \$ 424.80 | \$ - |
| COMBINATION CURB AND GUTTER REMOVAL | FOOT | 49.00 | 7.00 | A | \$ 343.00 | \$ - |
| AGGREGATE BASE COURSE, TYPE B 10" | SQ YD | 47.20 | 15.00 | A | \$ 708.00 | \$ - |
| TRENCH BACKFILL | CU YD | 9.00 | 50.00 | D | \$ - | \$ 450.00 |
| CLASS D PATCHES, TYPE IV, 4 INCH | SQ YD | 47.20 | 73.00 | A | \$ 3,445.60 | \$ - |
| STORM SEWER CLASS B, TYPE I, 8" | FOOT | 192.00 | 60.00 | D | \$ - | \$ 11,520.00 |
| COMBINATION PCC CURB & GUTTER, TYPE M | FOOT | 49.00 | 85.00 | A | \$ 4,165.00 | \$ - |
| INLET TYPE A, TYPE 1, OPEN LID | EACH | 1 | 2,300.00 | A | \$ 2,300.00 | \$ - |
| STORM SEWER CLASS B, TYPE I, 12" | FOOT | 240 | 117.00 | A | \$ 28,080.00 | \$ - |
| PCC SIDEWALK R&R | SQ FT | 100 | 48.00 | A | \$ 4,800.00 | \$ - |
| 4" PVC SDR 26 SUMP SERVICE W/ RISER | FOOT | 180 | 80.00 | A | \$ 14,400.00 | \$ - |
| | | | | | \$ - | \$ - |
| | | | | | \$ - | \$ - |
| Total Changes: | | | | | \$ 58,706.40 | \$ 11,970.00 |

Total Net Change: \$ 46,736.40
 Amount of Original Contract: \$ 31,478.60
 Amount of Previous Change Orders: \$ -
 Amount of adjusted/final contract: \$ 78,215.00

Total net addition to date \$ 46,736.40 which is 148.47 % of the contract price.
 (addition, deduction)

State fully the nature and reason for the change:

Drainage issues were discovered after award of the project. Additional replacement of infrastructure is needed to address the issues.

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

Approved by:

 Municipal Officer

 Title of Municipal Officer

 Date

Prepared by:

Joel Greer

M. Gingerich, Gereaux, & Associates

 Title of Preparer