

**VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
NOVEMBER 9, 2010 AGENDA**

SUBJECT:	TYPE:	SUBMITTED BY:
Addendum to an Agreement for Resident Engineering Services for the McCollum Park Stormwater Management Project (SW-034-09)	✓ Resolution Ordinance Motion Discussion Only	Nan Newlon, P.E. Director of Public Works

SYNOPSIS

A resolution has been prepared to authorize an addendum to an existing contract with Hampton, Lenzini and Renwick, Inc. (HLR) of Elgin, IL, for Resident Engineering services for the McCollum Park Stormwater Management project (SW-034-09). The contract addendum will increase the existing contract amount by \$18,672.40 from an original amount of \$189,968.00 to a not-to-exceed amount of \$208,640.40.

STRATEGIC PLAN ALIGNMENT

The Five Year Plan and Goals for 2010-2014 identified Quality Infrastructure and Facilities.

FISCAL IMPACT

The Village is pursuing liquidated damages from the construction contractor, as the contractor is responsible for delays which led to higher engineering costs. The damages will be sufficient to cover the cost of the increase in the engineering contract.

RECOMMENDATION

Approval on the November 9, 2010 consent agenda.

BACKGROUND

The original contract for Phase III Engineering Services was awarded on January 20, 2009 for a not-to-exceed amount of \$189,968.00 based on a project length of 150 calendar days. This project was delayed for reasons beyond the control of the Village and HLR. Due to this delay, on 6/30/10 HLR requested a contract increase of \$9,400.00 which was approved administratively increasing the contract to an amount of \$199,368.00. As the construction is nearing completion it has been determined that a second increase in the amount of \$9,272.40 is needed to provide oversight of the final punch list items and close-out of the project. This will increase the amount of the contract to an amount of \$208,640.40. Staff believes that HLR's involvement in the close-out of this project is important to maintain continuity of staff and records.

ATTACHMENTS

- Resolution
- Addendum and attachments

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO A
PROFESSIONAL ENGINEERING SERVICES AGREEMENT
BETWEEN THE VILLAGE OF DOWNERS GROVE
AND HAMPTON, LENZINI AND RENWICK, INC.**

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois,
as follows:

1. That the form and substance of a certain Amendment (the "Amendment"), between the Village of Downers Grove (the "Village") and Hapton, Lenzini, and Renwick, Inc. ("Consultant"), for professional engineering services related to the McCollum Park Stormwater Management Project (SW-034-09), as set forth in the form of the Amendment submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Village Manager and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Amendment, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Amendment.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

Mayor

Passed:

Attest: _____

Village Clerk

**AMENDMENT TO AN AGREEMENT FOR
PROFESSIONAL ENGINEERING SERVICES**

The Village of Downers Grove, Illinois (the "Village") and Hampton, Lenzini and Renwick, Inc. (the "Consultant") entered into an Agreement for professional resident engineering services for the Village of Downers Stormwater Improvement Project for McCollum Park on or about January 20, 2009. Pursuant to the terms stated therein, the parties desire to amend that contract under the following terms:

1. Section I. Scope of Services. Shall be amended as reflected on the attached documents entitled "Village of Downers Grove Change Order" dated 6/30/10 and "Cost Estimate of Consultant Services" dated 09/23/10 attached hereto and herein incorporated as Exhibits A and B to the Amendment to an Agreement for Professional Engineering Services.
2. Section III. Compensation. Compensation shall be amended as follows:
The total contract amount shall not exceed \$208,640.40. Any additional work that would increase the contract amount beyond this amount must be approved in writing by the Village of Downers Grove prior to commencement.
3. All prior terms from the 2009 Agreement remain in full force and effect.

**HAMPTON, LENZINI AND
RENWICK, INC.**

By: David Renwick

Title: Vice President

Date: 11/3/10

VILLAGE OF DOWNERS GROVE

By: _____
Village Manager

Date: _____

Ex A



Village of Downers Grove Change Order

Project Name: McCollum Park Storm Water Improvements - R.E Services **Date:** 6/30/2010
Project No: SW-034-09 **No:** 1
Contractor: Hampton, Lenzini, and Renwick, Inc.

You are directed to make the following changes to this contract:

The project has been delayed by various issues, which has pushed back the overall completion date from June 4, 2010 to August 13, 2010. This contract will be increased in order to maintain construction observation and perform project closeout. HLR's proposal is attached.

The original contract sum was:.....	(1)	\$	189,968.00
Net amount of previous change orders:.....	(2)	\$	-
Current contract amount (1) + (2):.....	(3)	\$	189,968.00
This Proposed Change Order:.....	(4)	\$	9,400.00
Proposed Revised Contract Amount (3) + (4):.....	(5)	\$	199,368.00

Net of Change Orders Pending Approval:	\$	-
Budget Estimate:.....	\$	1,250,000.00
Current Completion Date:.....		N/A
Time Extension or Reduction:.....		N/A
Proposed Completion Date		N/A

RECOMMENDED FOR ACCEPTANCE:

APPROVED:

Project Engineer N. Newton 7/9/10 Date 6-30-10

Village Manager _____ Date _____
 Director of Public Works _____ Date _____

 Contractor 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.

EXB

COST ESTIMATE OF CONSULTANT SERVICES

Project Name: **McCollum Park Stormwater - Phase 3 Construction Engineering**

Date: **09/23/10**

Firm:

Overhead Rate:

Bid Authorized By:

Complexity Factor: **0**

Signature

SCOPE OF SERVICES:

DBE DROP BOX	ITEM	MANHOURS (A)	PAYROLL (B)	(2.80+R) TIMES PAYROLL (C)	DIRECT COSTS (D)	HOURLY RATES (E)	DBE TOTAL (C+D+E)	TOTAL (C+D+E)	% OF GRAND TOTAL
	COORDINATION								
	E9	6	180.00	504.00		30.00		504.00	5.44%
	WALK THRU								
	E9	6	180.00	504.00		30.00		504.00	5.44%
	E6	16	576.00	1,440.00		36.00		1,440.00	15.53%
	CHANGE ORDER								
	E6	5	195.00	546.00		39.00		546.00	5.89%
	FINAL QUANTITIES								
	E6	20	780.00	2,184.00		39.00		2,184.00	23.55%
	MEETINGS								
	E9	8	240.00	600.00		30.00		600.00	6.47%
	E6	12	468.00	1,310.40		39.00		1,310.40	14.13%
	DOCUMENTATION								
	E6	16	624.00	1,747.20		39.00		1,747.20	18.84%
	PAY ESTIMATES								
	E6	4	156.00	436.80		39.00		436.80	4.71%
	TOTAL	93	3,399.00	9,272.40	0.00	321.00		9,272.40	100.00%