

THE VILLAGE OF COAL CITY

GRUNDY & WILL COUNTIES, ILLINOIS

RESOLUTION
NUMBER 16-06

**A RESOLUTION AUTHORIZING AND RATIFYING CHANGE ORDER NO. 1 TO THE 160
W. WALNUT DEMOLITION CONTRACT WITH J.K. TROTTER ENTERPRISES, INC.**

TERRY HALLIDAY, Village President
PAMELA M. NOFFSINGER, Village Clerk

ROSS BRADLEY
TIMOTHY BRADLEY
DANIEL GREGGAIN
NEAL NELSON
DAVID TOGLIATTI
JUSTIN WREN
Village Trustees

RESOLUTION NO. 16-06

A RESOLUTION AUTHORIZING AND RATIFYING CHANGE ORDER NO. 1 TO THE 160 W. WALNUT DEMOLITION CONTRACT WITH J.K. TROTTER ENTERPRISES, INC.

WHEREAS, the Village of Coal City, Grundy and Will Counties, Illinois (the "Village"), is a non-home rule municipal corporation and body politic of the State of Illinois, duly created, organized and existing under the Constitution of the State of Illinois, the Illinois Municipal Code and other laws of the State of Illinois, as amended from time to time, and having the powers, objects and purposes provided thereby; and

WHEREAS, on December 9, 2015, the Village received and opened two (2) qualified bid proposals for the demolition of the improvements located at 160 W. Walnut Street, Coal City, Illinois (the "Property");

WHEREAS, a tabulation and review of the bids revealed J.K. Trotter Enterprises, Inc. ("Trotter") to be the lowest qualified and responsible bidder;

WHEREAS, on December 14, 2015, the Village awarded a demolition contract to Trotter pertaining to the Property in the amount of \$18,500;

WHEREAS, during the performance of Trotter's demolition work on the Property, a septic tank was discovered beneath the foundation and required removal and capping, resulting in an increase of \$275 to the original contract, thereby creating a total contract amount of \$18,775.00;

WHEREAS, the circumstances necessitating the change in performance were not reasonably foreseeable at the time the demolition contract was signed, the change is germane to the original contract as signed, and is in the best interest of the Village; and

WHEREAS, it is found and determined to be in the best interest of the Village to accept Change Order No. 1 for the above-referenced increase in contract price;

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Coal City, Grundy and Will Counties, as follows:

SECTION 1. RECITALS. That the foregoing recitals shall be and are hereby incorporated into and made a part of this Resolution as if fully set forth in this Section 1.

SECTION 2. APPROVAL AND RATIFICATION.

- A. The Corporate Authorities hereby authorize and approve Change Order No. 1 in the amount of \$275.00 for the demolition of the Property, to reflect the additional costs of removing an unforeseen septic tank encountered during demolition, as attached hereto as Exhibit A, and agree to be bound by its terms and ratify, *nunc pro tunc*, all actions and directives for the removal of the septic tank on the Property by the Village prior to the date of this Resolution.
- B. The Village President and Village Clerk are authorized and directed to execute and attest, respectively, Change Order No. 1, and to execute any and all other documents and to take such other or further action as may be necessary to carry out and give effect to the purpose and intent of this Resolution.

SECTION 3. SAVING CLAUSE. If any section, paragraph, clause, or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Resolution, which are hereby declared to be separable.

SECTION 4. EFFECTIVE DATE. This Resolution shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

SO RESOLVED this 24 day of February, 2016, at Coal City,
Grundy and Will Counties, Illinois.

AYES: 5

ABSENT: 1

NAYS: 0

ABSTAIN: 0

VILLAGE OF COAL CITY


Terry Halliday, President

Attest:


Pamela M. Noffsinger, Clerk

EXHIBIT A

CHANGE ORDER NO. 1

(Attached)

4832-2065-9758, v. 1

CHANGE ORDER

Order No. 1
Date: February 12, 2016
Agreement Date: January 4, 2016

NAME OF PROJECT: Village of Coal City - Residential Building Demolition - 2015
OWNER: Village of Coal City
CONTRACTOR: J.K. Trotter Enterprises, Inc.

The following changes are hereby made to the CONTRACT DOCUMENTS:
Pump and disposal of waste in septic tank found at 160 W. Walnut Street, Coal City, Illinois.

Change to CONTRACT PRICE:	Increase of	\$275.00
Original CONTRACT PRICE:	\$	<u>18,500.00</u>
Current CONTRACT PRICE adjusted by previous CHANGE ORDER:	\$	<u>0.00</u>
The CONTRACT PRICE due to this CHANGE ORDER will be increased by:	\$	<u>275.00</u>
The new CONTRACT PRICE including this CHANGE ORDER will be:	\$	<u>18,775.00</u>

Change to CONTRACT TIME:
The CONTRACT TIME will be (increased) (decreased) by 0 calendar days.
The date for completion of all work will be February 7, 2016.

Approvals Required:
To be effective, this Order must be approved if it changes the scope or objective of the PROJECT, or as may otherwise be required by the SUPPLEMENTAL GENERAL CONDITIONS.

Requested by: J.K. Trotter Enterprises, Inc. - *Joseph K. Trotter*
Recommended by: Chamlin & Associates, Inc. - *Joseph W. Chamlin*
Accepted by: Village of Coal City -