

RESOLUTION NO. 2020-65

**A RESOLUTION APPROVING CHANGE ORDER NO. 1 TO TASK ORDER NO. 11197222
UNDER THE CONTRACT WITH TERRACON CONSULTANTS, INC.
FOR ENGINEERING SERVICES**

WHEREAS, Article VII, Section 10 of the 1970 Illinois Constitution authorizes the City to contract with individuals, associations, and corporations in any manner not prohibited by law or ordinance; and

WHEREAS, on July 13, 2020, the City Council approved Task Order No. 11197222 under the master services contract ("**Master Contract**") with Terracon Consultants, Inc. ("**Consultant**") for certain engineering services including, specifically, the preparation of the bid package for the underground storage tank removal project on Old Town Redevelopment Site #2 ("**Services**") in the total amount of \$22,000 ("**Task Order No. 1197222**"); and

WHEREAS, during the course of the work by Consultant under Task Order No. 11197222, certain circumstances arose resulting in the need for additional work on, and revisions to, the bid package ("**Additional Services**"); and

WHEREAS, Consultant submitted a proposal to perform the Additional Services in the amount of \$1,500; and

WHEREAS, the City and the Consultant desire to enter into Change Order No. 1 to Task Order No. 11197222 ("**Change Order No. 1**") for the performance of the Services and the Additional Services in the total not-to-exceed amount of \$23,500; and

WHEREAS, the City Council has determined that authorizing the Consultant to perform the Additional Services under the Master Contract and Task Order No. 11197222 pursuant to Change Order No. 1 is: (i) necessary to complete the Project; (ii) germane to Task Order No. 11197222 in its original form as signed; and (iii) in the best interest of the City and authorized by law;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF WARRENVILLE, DUPAGE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Recitals. The recitals listed above are incorporated in this Resolution as if fully set forth in this Resolution.

SECTION 2: Approval of Change Order No. 1 to Task Order No. 11197222. The City Council hereby approves Change Order No. 1 to Task Order No. 11197222 in substantially the form attached to this Resolution as **Exhibit A**, and in a final form to be approved by the City Administrator.

SECTION 3: Authorization to Execute Change Order No. 1 to Task Order No. 11197222. The City Council hereby authorizes and directs the Director of Community and Economic Development to execute, on behalf of the City, Change Order No. 1 to Task Order No. 11197222.

SECTION 4: Additional Change Orders. The City Administrator, or his designee, is authorized to execute one or more additional Change Orders to Task Order No. 11197222 for

additional work consisting of additional unforeseen items of work related to, or arising from other work contemplated by, the scope of work in Task Order No. 11197222 in an amount not to exceed five percent of the Task Order No. 11197222 price, subject to the City Administrator making the necessary determination that the work contemplated by the Change Order complies with Section 33E-9 of Article 33E of the Criminal Code of 1961 and placing a copy of such determinations in the contract file.

SECTION 5: Effective Date. This resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED THIS ____ day of _____, 2020.

AYES:
NAYS:
ABSENT:
ABSTAIN:

APPROVED THIS ____ day of _____, 2020.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT A

CHANGE ORDER NO. 1 TO TASK ORDER NO. 11197222

MASTER SERVICES AGREEMENT

TASK ORDER

This TASK ORDER is issued under the MASTER SERVICES AGREEMENT dated 11/14/2014 between City of Warrenville IL ("Client") and Terracon Consultants, Inc. ("Consultant") for Services to be provided by Consultant for Client on the Former Citgo Gas Station, Warrenville, IL - LUST project ("Project"), as described in the Project Information section of the Consultant's Task Order Proposal dated 10/28/2020 ("Task Order Proposal") unless the Project is otherwise described below or in Exhibit A to this Task Order (which section or Exhibit are incorporated into this Task Order). This Task Order is incorporated into and part of the Master Services Agreement.

1. Project Information

Former Citgo Gas Station
28W244 Warrenville Road
Warrenville, Illinois 60555

2. Scope of Services

The scope of Services to be provided under this Task Order are described in the Scope of Services section of the Consultant's Task Order Proposal, unless Services are otherwise described below or in Exhibit B to this Task Order.

Change order for underground storage tank (UST) system removal bid package preparation – Terracon Consultants, Inc. (Terracon) prepared an original time and materials (T&M) budget for this task of \$5,000. The budget for this task was prepared assuming a standard Bid Package document. Terracon spent additional time on the bid package on activities including: revising the bid package based on requests from the City; revising the bid document to incorporate it into the City's bid document format (two rounds of revisions); reviewing the City's bid document and making edits; preparing a list of UST removal contractors, editing/revising the advertisement for bids document; and communications and calls related to the bid package.

3. Compensation

Client shall pay compensation for the Services performed at the fees stated in the Task Order Proposal unless fees are otherwise stated below or in Exhibit C to this Task Order.

Authorized Budget (UST Ownership Change, SRP and LUST reporting, UST removal bid package preparation) = \$22,000 (\$11,500 lump sum, \$10,500 T&M)

Change Order Amount (bid package preparation revisions and reviews) = \$1,500 T&M

Total New Budget Amount = \$23,500 (\$11,500 lump sum, \$12,000 T&M)

All terms and conditions of the Master Services Agreement shall continue in full force and effect. This Task Order is accepted and Consultant is authorized to proceed.

Consultant: Terracon Consultants, Inc.
By: _____ Date: 10/30/2020
Name/Title: Chen Yang / Regional Manager
Address: 192 Exchange Blvd
Glendale Heights, IL 60139-2089
Phone: (630) 717-4263 Fax: (630) 357-9489
Email: Linda.Yang@terracon.com

Client: City of Warrenville IL
By: _____ Date: _____
Name/Title: Ronald Mentzer /
Address: 3S258 Manning Ave.
Warrenville, IL 60555
Phone: (630) 393-5745 Fax: _____
Email: RMentzer@warrenville.il.us