ORDINANCE NO. 10-09 AC CMS

AN ORDINANCE AUTHORIZING A FOURTH AMENDMENT TO THE CONTRACT WITH R.P. HUGHES ARCHITECTS, INC., OF COLUMBUS, OHIO, FOR PROFESSIONAL DESIGN SERVICES FOR THE OBERLIN FIRE STATION IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance 09-01 AC CMS the contract between the City of Oberlin and R.P. Hughes Architects, Inc. was amended to authorize additional services for additional necessary work to the Oberlin Fire Station Improvement Project; and

WHEREAS, it is necessary to authorize an additional amendment to said contract to provide for the cost of additional work necessary for the construction management of said project.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five/sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the contract with R.P. Hughes Architects, Inc. of Columbus, Ohio, for the furnishing of Professional Design Services for the City of Oberlin Fire Station Improvement Project, as authorized by Ordinance No. 08-34 AC CMS, as amended, is hereby amended to authorize additional services as reflected in **Exhibit A** attached hereto and incorporated herein by reference, and in an amount not to exceed $10,000.00.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

"to authorize additional necessary work relating to a City construction project presently in progress in order to avoid construction delays",

and shall take effect immediately upon passage.

PASSED: 1st Reading - February 1, 2010 (S, E)
                 2nd Reading-
                 3rd Reading-

ATTEST:

Belinda B. Anderson

BELINDA B. ANDERSON, CMC
CLERK OF COUNCIL

KENNETH SLOANE
PRESIDENT OF COUNCIL

POSTED: 02/02/2010

EFFECTIVE DATE: 02/01/2010

AIA DOCUMENT | G606-2000

Amendment to the Professional Services Agreement
(Instructions on reverse side)

TO: **Dennis Kirin, Chief**
(Owner's Representative)

Amendment Number: **4**

In accordance with the Agreement dated: **B151 Agreement dated May 5, 2008**

between the Owner: **City of Oberlin**

and the Architect: **RP Hughes Architects, Inc.**

for the Project: **Oberlin Fire Station Expansion & Renovation**
(Name and address) **430 South Main Street**
Oberlin, Ohio 44074

Authorization is requested
❏ to proceed with Additional Services or a Change in Services.
❏ to incur Additional Reimbursable Expenses.

As Follows: **Additional Construction Administration Services per attached letter dated January 26, 2010.**

The following adjustments shall be made to compensation and time.
(Insert provisions in accordance with the Agreement, or as otherwise agreed by the parties.)

Compensation: **Additional fee (hourly amounts per letter) for the Construction Administration Phase of $10,000.**

Time: **N/A**

SUBMITTED BY:

(Signature)

AGREED TO:

(Signature)

Rich Pontius, Principal
(Printed name and title)

(Printed name and title)

1.26.10

(Date)

(Date)

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AMENDMENT TO THE
PROFESSIONAL SERVICES
AGREEMENT

The American Institute
of Architects
1735 New York Avenue, N.W.
Washington, D.C. 20006-5292

January 26, 2010

Mr. Dennis Kirin, Chief
Oberlin Fire Department
430 South Main Street
Oberlin, Ohio 44074

Re: Proposal for Additional Construction Administration Services
**   Oberlin Fire Station Expansion & Renovation**
Project No. 20701

Dear Chief:

This letter is regarding our request for additional construction administration services per our Owner-Architect Agreement.

1. **Unforeseen Subsurface Groundwater:** This is for the continual groundwater encountered after the south addition foundations were installed. We have had and will continue to have time working with Resource International and the General Contractor in determining exploration methods, discussing options, preparing proposal requests, evaluating proposals, finalizing remedies, additional site visits and general coordination. Our efforts will be invoiced hourly estimated not-to-exceed $4,000.

2. **Unforeseen Existing Roof Insulation:** This is for coordinating the existing roof's lack of insulation and conditions not represented on the existing building drawings. We have had time working with the General Contractor in determining removal and replacement options, preparing proposal requests, evaluating proposals and general coordination. Our efforts will be invoiced hourly estimated not-to-exceed $2,000.

3. **Other Unforeseen Construction Administration Services:** Such as evaluating Resource International's invoicing SNAFU or other issues which may arrise. Our efforts will be invoiced hourly estimated not-to-exceed $4,000.

4. Attached is an Amendment to our Owner-Architect Agreement in an amount of $10,000 for the above-mentioned services.

If you have any questions or would like to discuss this further, let me know.

Sincerely,

Rich Pontius, AIA
Principal

Attachment: Agreement Amendment