

**CITY OF OBERLIN, OHIO**

**ORDINANCE No. 19-73 AC CMS**

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH UNDERGROUND UTILITIES, INC. OF MONROEVILLE, OHIO, FOR THE ELM STREET IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance 19-29 AC CMS Oberlin City Council awarded a contract to Underground Utilities, Inc. of Monroeville, Ohio for the Elm Street Improvement Project in the amount of \$933,983.40; and

WHEREAS, during the course of the work, it has been discovered by the Public Works Department that additional work is necessary to properly complete the project, the necessity for such additional work could not have been foreseen prior to commencement of work on the project, and that the cost of such additional work will not exceed \$72,991.51.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio:

SECTION 1. That the contract between the City of Oberlin and Underground Utilities, Inc., as approved by Ordinance No. 19-29 AC CMS, for the Elm Street Improvement Project in the City of Oberlin, is hereby amended to authorize additional payment up to but not to exceed \$72,991.51 to Underground Utilities, Inc. for additional necessary work, and the City Manager is hereby authorized and directed to execute an amendment to said contract authorizing said payment.

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 the 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 allow for timely payment for work completed* and shall take effect immediately upon passage; and provided that it is elevated to emergency status by the affirmative vote of at least five members of Council and receives the affirmative vote of at least five members of Council upon final passage, it shall go into full force and effect from and immediately after its passage; otherwise, it shall take effect at the earliest period allowed by law.

PASSED: 1<sup>st</sup> Reading: December 2, 2019 (E)

2<sup>nd</sup> Reading: \_\_\_\_\_

3<sup>rd</sup> Reading: \_\_\_\_\_

ATTEST:



BELINDA B. ANDERSON, MMC  
CLERK OF COUNCIL

POSTED: 12/03/2019



BRYAN BURGESS  
PRESIDENT OF COUNCIL

EFFECTIVE DATE: 12/02/2019

## CONTRACT CHANGE ORDER

**Change Order No.** 1  
**Project:** Contract 2019-01 Elm St Improvements  
**Date of Issuance:** November 19, 2019 **Effective Date:** November 19, 2019  
**Owner:** City of Oberlin, Ohio  
**Owner's Contract Designation:** Contract 2019-01  
**Contractor:** Underground Utilities, Inc

**The Contractor is hereby directed to make the following changes in the Contract Documents:**  
**Description:** Contract Closeout adjusting Contract Amount for quantity changes  
**Reason for Change Order:** Additional work (see itemized sheet) and  
To finalize and close out contract amount  
**Attachments:** Change Order 1 Itemized

<b>CHANGE IN CONTRACT PRICE:</b> Original Contract Amounts: Contract Price     \$ <u>933,983.40</u>	<b>CHANGE IN CONTRACT TIMES:</b> Original Contract Times: Substantial Completion: <u>September 20, 2019</u> Completion: <u>October 5, 2019</u> Ready for Final Payment:     _____ <span style="margin-left: 150px;">dates</span>
Net Changes from Previous Change Orders Change Order No. <u>0</u> to No. <u>0</u> Contract Price Change     \$ <u>-</u>	Net Changes from Previous Change Orders No. <u>0</u> to No. <u>0</u> Substantial Completion: <u>September 20, 2019</u> Completion: <u>October 5, 2019</u> Ready for Final Payment:     _____ <span style="margin-left: 150px;">days or dates</span>
Contract Amounts prior to this Change Order Contract Price     \$ <u>933,983.40</u>	Contract Times prior to this Change Order Substantial Completion: <u>September 20, 2019</u> Completion: <u>October 5, 2019</u> Ready for Final Payment:     _____ <span style="margin-left: 150px;">days or dates</span>
Net increase (decrease) with this change order Contract Price Change     \$ <u>72,991.51</u>	Net increase (decrease) with this change order Substantial Completion: <u>September 20, 2019</u> Completion: <u>November 30, 2019</u> Ready for Final Payment:     _____ <span style="margin-left: 150px;">days or dates</span>
Contract Amounts with all approved change orders Contract Price     \$ <u>1,006,974.91</u>	Contract Times with all approved change orders Substantial Completion: <u>September 20, 2019</u> Completion: <u>November 30, 2019</u> Ready for Final Payment:     _____ <span style="margin-left: 150px;">days or dates</span>

All Changes in Contract Time are to be at no additional cost in the contract unless specifically stated in the above description, reason for change order of in an attachment hereto.

<b>RECOMMENDED:</b> By: <u><i>Kandall RGA</i></u> Engineer (Authorized Signature) Date: <u>11/21/19</u>	<b>APPROVED:</b> By: <u><i>John J. K...</i></u> City Manager (Authorized Signature) Date: <u>12.3.19</u>	<b>ACCEPTED:</b> By: <u><i>Payton B...</i></u> Contractor (Authorized Signature) Date: <u>11/20/2019</u>
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Summary Sheet For Contract Change Order

<b>Change Order No.</b>	<u>1</u>	<b>Authorized:</b>	<u>November 19, 2019</u>	<b>Ordinance No.:</b>	<u>N/A</u>
<b>Project:</b>	<u>Contract 2019-01 Elm St Improvements</u>			<b>Date:</b>	<u>November 19, 2019</u>
<b>Owner:</b>	<u>City of Oberlin, Ohio</u>			<b>Contractor:</b>	<u>Underground Utilities, Inc</u>
<b>Owner's Contract Designation:</b>	<u>Contract 2019-01</u>				

**Summary of Changes: (See Attachments for Descriptions)**

C.O. Item No.	Description of Item	Quantity	Unit	Total Item Price
1.1	Stone culvert repair, STA 17+00, One Slab	1	ls	\$11,553.24
1.2	12" Storm replacement, STA 17+74	1	ls	\$2,728.79
1.3	Relocate existing fire hydrant, STA 25+81	1	ls	\$4,023.13
1.4	Added costs associated with increased service size from 3/4" to 1.5" and 1"	1	ls	\$830.40
1.5	Private sanitary lateral extra work	1	ls	\$3,679.00
1.6	New corp stop for water services 185 and 254	1	ls	\$1,228.95
1.7	Hydrant extension STA 25+81	1	ls	\$250.00
1.8	Stone culvert repair, STA 17+00, remaining slabs	1	ls	\$33,378.17
1.9	MS Concrete for Driveways	1	ls	\$2,616.59
1.10	Picture frame finish on drive aprons	1	ls	\$1,850.85
1.11	Additional boring and casing pipe	1	ls	\$8,600.00
1.12	Additional Quantity Adjustment Allowance	1	ls	\$2,252.39
<b>Change Order No.</b>	<b>1</b>	<b>- Total Amount</b>		<b>\$72,991.51</b>

**C.O. Items Itemized Below:**

Item No.		Description of Item	Quantity	Unit	Unit Price Labor & Mat	Total Price Labor & Mat	Subtotal Group Amt	Total Item Amount	Contract Price	
C.O. Item	Line Item								Decrease	Increase
1.1		Stone culvert repair, STA 17+00, One Slab								
	1.1.1	Labor	1	ls	\$3,815.22	\$3,815.22				
	1.1.2	Owned Equipment	1	ls	\$2,877.68	\$2,877.68				
	1.1.3	Trucking	1	ls	\$352.80	\$352.80				
	1.1.4	Materials	1	ls	\$4,507.54	\$4,507.54				
		Subtotals Line Item Group for Above C.O. Item:				\$11,553.24				
		Total for Above Change Order Item Total				\$11,553.24	\$11,553.24	\$ -	\$ 11,553.24	
1.2		12" Storm replacement, STA 17+74								
	1.2.1	12" Storm replacement, STA 17+74	1	ls	\$2,728.79	\$2,728.79				
		Subtotals Line Item Group for Above C.O. Item:				\$2,728.79				
		Total for Above Change Order Item Total				\$2,728.79	\$2,728.79	\$ -	\$ 2,728.79	
1.3		Relocate existing fire hydrant, STA 25+81								
	1.3.1	Labor	1	ls	\$2,067.61	\$2,067.61				
	1.3.2	Owned Equipment	1	ls	\$1,730.98	\$1,730.98				
	1.3.3	Trucking	1	ls	\$16.54	\$16.54				
	1.3.4	Materials	1	ls	\$208.00	\$208.00				
		Subtotals Line Item Group for Above C.O. Item:				\$4,023.13				
		Total for Above Change Order Item Total				\$4,023.13	\$4,023.13	\$ -	\$ 4,023.13	
1.4		Added costs associated with increased service size from 3/4" to 1.5" and 1"								
	1.4.1	Material Cost	1	ls	\$830.40	\$830.40				
		Subtotals Line Item Group for Above C.O. Item:				\$830.40				
		Total for Above Change Order Item Total				\$830.40	\$830.40	\$ -	\$ 830.40	



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<b>Change Order No.</b> <u>1</u>		<b>Authorized:</b> <u>November 19, 2019</u>		<b>Ordinance No.:</b> <u>N/A</u>	
<b>Project:</b> <u>Contract 2019-01 Elm St Improvements</u>		<b>Date:</b> <u>November 19, 2019</u>		<b>Contractor:</b> <u>Underground Utilities, Inc</u>	
<b>Owner:</b> <u>City of Oberlin, Ohio</u>					
<b>Owner's Contract Designation:</b> <u>Contract 2019-01</u>					
<b>Summary of Changes: (See Attachments for Descriptions)</b>					
C.O. Item No.	Description of Item	Quantity	Unit		Total Item Price
1.5	Private sanitary lateral extra work				
1.5.1	235 Premium Backfill	22.2	CY	\$40.00	\$888.00
1.5.2	235 Additional length	30.0	LF	\$25.00	\$750.00
1.5.3	249 Premium Backfill	20.4	CY	\$40.00	\$816.00
1.5.4	249 Additional length	49.0	LF	\$25.00	\$1,225.00
	Subtotals Line Item Group for Above C.O. Item:			\$3,679.00	
	Total for Above Change Order Item Total			\$3,679.00	\$3,679.00
1.6	New corp stop for water services 185 and 254				
1.6.1	Labor	1	ls	\$464.74	\$464.74
1.6.2	Owned Equipment	1	ls	\$334.82	\$334.82
1.6.3	Trucking	1	ls	\$16.54	\$16.54
1.6.4	Materials	1	ls	\$412.85	\$412.85
	Subtotals Line Item Group for Above C.O. Item:			\$1,228.95	
	Total for Above Change Order Item Total			\$1,228.95	\$1,228.95
1.7	Hydrant extension STA 25+81				
1.7.1		1	ls	\$250.00	\$250.00
	Subtotals Line Item Group for Above C.O. Item:			\$250.00	
	Total for Above Change Order Item Total			\$250.00	\$250.00
1.8	Stone culvert repair, STA 17+00, remaining slabs				
1.8.1		1	ls	\$33,378.17	\$33,378.17
	Subtotals Line Item Group for Above C.O. Item:			\$33,378.17	
	Total for Above Change Order Item Total			\$33,378.17	\$33,378.17
1.9	MS Concrete for Driveways				
1.9.1	6" Drives	293	sy	\$5.90	\$1,726.34
1.9.2	8" Drives	119	sy	\$7.50	\$890.25
	Subtotals Line Item Group for Above C.O. Item:			\$2,616.59	
	Total for Above Change Order Item Total			\$2,616.59	\$2,616.59
1.10	Picture frame finish on drive aprons				
1.10.1		3702	sf	\$0.50	\$1,850.85
	Subtotals Line Item Group for Above C.O. Item:			\$1,850.85	
	Total for Above Change Order Item Total			\$1,850.85	\$1,850.85
1.11	Additional boring and casing pipe				
1.11.1	16" case bore - Sanitary	20	lf	\$230.00	\$4,600.00
1.11.2	12" case bore - water	20	lf	\$200.00	\$4,000.00
	Subtotals Line Item Group for Above C.O. Item:			\$8,600.00	
	Total for Above Change Order Item Total			\$8,600.00	\$8,600.00
<b>Do Not Delete This Row</b>					