

## **City of Oberlin, Ohio**

### **ORDINANCE No. 11- 57 AC CMS**

**AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH SMITH PAVING AND EXCAVATING, INC. OF NORWALK, OHIO, FOR THE NORTH PROFESSOR, UNION AND WOODLAND STREETS PAVEMENT IMPROVEMENT PROJECT IN THE CITY OF OBERLIN AND DECLARING AN EMERGENCY.**

WHEREAS, by Ordinance 11-47 AC CMS Oberlin City Council awarded a contract to Smith Paving and Excavating, Inc. of Norwalk, Ohio, for the North Professor, Woodland and Union Streets Pavement Improvement Project in the amount of \$608,439.05; and

WHEREAS, during the course of the work, it has been discovered by the Public Works Department that it will be necessary for Smith Paving and Excavating, Inc. to perform additional unforeseen work to properly complete the project, and, as a result, the contract amount needs to be increased by \$57,600.00.

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 between the City of Oberlin and Smith Paving and Excavating, Inc., as approved by Ordinance No. 11-47 AC CMS, for the North Professor, Woodland and Union Streets Pavement Improvement Project for the City of Oberlin, is hereby amended to authorize the payment of an additional \$57,600.00 to Smith Paving and Excavating, 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 continuation of a project under construction" and shall take effect immediately upon passage.

PASSED: 1st Reading - August 22, 2011 (S, E)  
2nd Reading -  
3rd Reading -

ATTEST:



BELINDA B. ANDERSON, CMC  
CLERK OF COUNCIL



KENNETH SLOANE  
PRESIDENT OF COUNCIL

POSTED: 8/23/2011

EFFECTIVE DATE: 8/22/2011

**CONTRACT CHANGE ORDER**

Change Order No. 1  
 Project: Contract 2011-05 Issue 2 Pavement Improvements Project  
 Date of Issuance: August 22, 2011 Effective Date: August 22, 2011  
 Owner: City of Oberlin, Ohio  
 Owner's Contract Designation: Contract 2011-05  
 Contractor: Smith Paving and Excavating Inc.

The Contractor is hereby directed to make the following changes in the Contract Documents:  
 Description: Increase Quantity Adjustment allowance for the purpose of providing additional full depth excavation, geogrid, stone subbase, and asphalt base on Union St. between N. Professor and N. Main St.  
 Reason for Change Order: Existing subbase discovered to be broken concrete. Full depth repair required for full width and length of street.  
 Attachments: Quantity adjustment calculation

<b>CHANGE IN CONTRACT PRICE:</b> Original Contract Amounts: Contract Price \$ <u>608,439.05</u> Quantity Adjustment Allowance Included: \$ <u>52,000.00</u>	<b>CHANGE IN CONTRACT TIMES:</b> Original Contract Times: Substantial Completion: <u>October 15, 2011</u> Completion: <u>October 30, 2011</u> Ready for Final Payment: _____ dates
Net Changes from Previous Change Orders Change Order No. <u>0</u> to No. <u>0</u> Contract Price \$ <u>-</u> Quantity Adjustment Allowance Included: _____	Net Changes from Previous Change Orders No. <u>0</u> to No. <u>0</u> Substantial Completion: <u>October 15, 2011</u> Completion: <u>October 30, 2011</u> Ready for Final Payment: _____ days or dates
Contract Amounts prior to this Change Order Contract Price \$ <u>608,439.05</u> Quantity Adjustment Allowance Included: \$ <u>52,000.00</u>	Contract Times prior to this Change Order Substantial Completion: <u>October 15, 2011</u> Completion: <u>October 30, 2011</u> Ready for Final Payment: _____ days or dates
Net increase (decrease) with this change order Contract Price \$ <u>57,600.00</u> Quantity Adjustment Allowance Change \$ <u>57,600.00</u>	Net increase (decrease) with this change order Substantial Completion: <u>October 15, 2011</u> Completion: <u>October 30, 2011</u> Ready for Final Payment: _____ days or dates
Contract Amounts with all approved change orders Contract Price \$ <u>666,039.05</u> Quantity Adjustment Allowance Balance \$ <u>109,600.00</u>	Contract Times with all approved change orders Substantial Completion: <u>October 15, 2011</u> Completion: <u>October 30, 2011</u> Ready for Final Payment: _____ days or dates

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>[Signature]</u> Engineer (Authorized Signature) Date: <u>8/30/11</u>	<b>APPROVED:</b> By: <u>[Signature]</u> City Manager (Authorized Signature) Date: <u>8/29/11</u>	<b>ACCEPTED:</b> By: <u>[Signature]</u> Contractor (Authorized Signature) Date: <u>8-25-11</u>
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Summary Sheet For Contract Change Order

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P			
1	Change Order No.	1			Authorized:	August 22, 2011				Ordinance No:	11-57							
2	Project:	Contract 2011-05 Issue 2 Pavement Improvements Project									Date:	August 22, 2011						
3	Owner:	City of Oberlin, Ohio									Contractor:	Smith Paving and Excavating Inc.						
4	Owner's Contract Designation:	Contract 2011-05																
6	Summary of Changes:																	
7	C.O. Item No.	Description of Item								Quantity	Unit			Total Item Price				
8	1.1	Increase Quantity Adjustment allowance for the purpose providing additional full depth excavation, geogrid, stone subbase, and asphalt base on Union St. between N. Professor and N. Main St.								1	ls			\$57,600.00				
9																		
10																		
11																		
12																		
13																		
14																		
15																		
16	Change Order No.	1	- Total Amount											\$57,600.00				
17	Do Not Delete This Row																	
18	C.O. Items Itemized Below:																	
19	Item No.	Description of Item								Quantity	Unit	Unit Price Labor & Mat	Total Price Labor & Mat	Subtotal Group Amt	Total Item Amount	Contract Price		
20	C.O. Item	Line Item														Decrease	Increase	
21	1.1	Additional Quantities																
22		1.1.1	Excavation/removal of existing pavement								479.0	CY	\$17.00	\$8,143.35				
23		1.1.2	Subgrade Preparation								1725.3	SY	\$1.00	\$1,725.30				
24		1.1.3	Geogrid								1725.3	SY	\$4.50	\$7,763.85				
25		1.1.4	6" 304								287.5	CY	\$39.00	\$11,212.50				
26		1.1.5	4" 301								191.7	CY	\$150.00	\$28,755.00				
27	Subtotals Line Item Group for Above C.O. Item:											\$57,600.00		\$57,600.00				
28	Total for Above Change Order Item Total											\$57,600.00		\$57,600.00	\$57,600.00	\$ -	\$ 57,600.00	