

City of Oberlin, Ohio

ORDINANCE No. 12-60 AC CMS

AN ORDINANCE AUTHORIZING A SIXTH AMENDMENT TO THE CONTRACT WITH R.W. CLARK COMPANY, INC., OF CLEVELAND, OHIO, TO NON-PERFORM CERTAIN WORK ITEMS AND TO ACCEPT CERTAIN ADDITIONAL WORK ITEMS ON THE GASHOLDER BUILDING RENOVATION, PHASE I EXTERIOR IMPROVEMENTS, IN THE CITY OF OBERLIN AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance 11-71 AC CMS City Council awarded a contract to R.W. Clark Company, Inc. of Cleveland, Ohio, for the Gasholder Building Renovation, Phase I Exterior Improvements, in the City of Oberlin in the amount of \$377,100.00; and

WHEREAS, said contract was subsequently amended by Ordinance 12-01 AC CMS to extend the interim completion date to April 30, 2012; and

WHEREAS, said contract was subsequently amended by Ordinance 12-32 AC CMS to authorize the payment of an additional \$10,338.21 to the R.W. Clark Company to add snow guards and to adjust the allowable quantities of various unit price items; and

WHEREAS, said contract was subsequently amended by Ordinance 12-54 AC CMS to authorize the payment of an additional \$1,934.00 to the R.W. Clark Company to adjust the allowable quantities of various unit price items; and

WHEREAS, said contract was subsequently amended by Ordinance 12-55 to authorize the payment of an additional \$7,100.00 to the R.W. Clark Company for structural shoring; and

WHEREAS, in order to properly finalize the project it is necessary to adopt this no cost change order to non-perform certain work items and to accept certain additional work items.

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 the R.W. Clark Company, Inc. of Cleveland, Ohio, for the Gasholder Building Renovation, Phase I Exterior Improvements, is hereby amended as described in Change Order #6 attached hereto and incorporated herein by reference to non-perform certain work items and to accept certain additional work items, and the City Manager is hereby authorized and directed to execute an amendment to said contract accordingly.

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 20, 2012 (A, E, F)
2nd Reading -
3rd Reading -

ATTEST:



BELINDA B. ANDERSON, CMC
CLERK OF COUNCIL



RONNIE J. RIMBERT
PRESIDENT OF COUNCIL

POSTED: 08/20/2012

EFFECTIVE DATE: 08/21/2012

CHANGE ORDER

NUMBER: 6

OWNER: City of Oberlin

PROJECT: Gasholder Building Renovation Phase 1 – Exterior Restoration

QCI PROJECT No: 136-11-7617

DATE: August 8, 2012

CONTRACTOR: R. W. Clark Company, Inc.

CONTRACT FOR: ODOT LPA PID 75844

ORIGINAL CONTRACT COMPLETION TIME (CALENDAR DAYS) / DATE INTERIM 60 DAYS - JANUARY 2, 2012 / FINAL 225 DAYS - JUNE 14, 2012

ORIGINAL CONTRACT AMOUNT:	<u>\$377,100.00</u>
CHANGE ORDER # 1	<u>\$ 0.00</u>
CHANGE ORDER # 2	<u>\$ 10,338.21</u>
CHANGE ORDER # 3	<u>\$ 1,934.00</u>
CHANGE ORDER # 4	<u>\$ 7,100.00</u>
CHANGE ORDER # 5	<u>\$ 4,425.00</u>
CONTRACT AMOUNT PRIOR TO THIS CHANGE ORDER	<u>\$400,897.21</u>

THIS CHANGE ORDER, WHICH REPRESENTS A REVISION TO THE ABOVE "APPROVED" CONTRACT DOCUMENTS, CONSTITUTES AUTHORITY TO PROCEED WITH SAID REVISION, AS DESCRIBED BELOW:

NATURE AND JUSTIFICATION OF CHANGES:

This change order reflects a no cost adjustment to the original contract resulting from additional work to furnish and install masonry and waterproofing and to non perform the stain of the interior roof repair lumber as attached. There is no time extensions associated with this change order.

All support documentation has been attached for your review and consideration.

Total Amount of Change Order = \$0.00

Received by
QCI Group
AUG 17 2012

THIS CHANGE RESULTS IN THE FOLLOWING ADJUSTMENTS OF THE CONTRACT PRICE AND/OR CONTRACT COMPLETION TIME:

Contract price prior to this Change Order:	<u>\$400,897.21</u>
Net cost change (decrease) resulting from this Change Order:	<u>\$0.00</u>
Current contract price including this Change Order:	<u>\$400,897.21</u>
Contract completion time/date prior to this Change Order:	<u>Interim 181 Calendar Days 04/30/12</u> <u>Final 295 Calendar Days 08/23/12</u>
Net In/Decrease resulting from this Change Order:	<u>0 Calendar Days</u>
Current contract time/date including this Change Order:	<u>Interim 181 Calendar Days 04/30/12</u> <u>Final 295 Calendar Days 08/23/12</u>

THE TERMS OF THIS CHANGE ORDER SHALL NOT AFFECT ANY OF THE TERMS OF THE CONTRACT, EXCEPT AS EXPRESSLY STATED HEREIN. FURTHER, THE CONTRACTOR AGREES THAT THE CONSIDERATION FOR THE CHANGE ORDER AS CONTAINED HEREIN IS THE FULL AMOUNT THE CONTRACTOR SHALL BE ENTITLED AND THAT NO ADDITIONAL TIME IS NECESSARY TO COMPLETE THIS CONTRACT.

The above changes are approved:
CITY OF OBERLIN

By:  Date: 8-21-2012
JEFF BAUMANN

The above changes are approved:
CITY OF OBERLIN

By:  Date: 8/21/12

The above changes are accepted:
R. W. CLARK COMPANY, INC.

By:  Date: Aug 13, 2012
ROBERT CLARK, PRESIDENT, R. W. CLARK COMPANY

Above changes recommended by:
QUALITY CONTROL INSPECTION, INC.

By:  Date: 8/17/12
MARGARET A. ROBINSON, P.E., CONSTRUCTION PROJECT ENGINEER

CITY OF OBERLIN
GASHOLDER BUILDING RENOVATION PHASE 1, PID 75844

Change Order 6 - Extra Work Description

Added work performed

At the recommendation of Bob Clark, R.W. Clark Co. and with the agreement of Rex Hagerling, Moody-Nolan and Jeff Baumann, City of Oberlin, the contractor furnished and installed an inner weith of brick in the masonry infill of the south opening from the exterior into the basement.

At the recommendation of Bob Clark, R.W. Clark Co. and with the agreement of Rex Hagerling, Moody-Nolan and Jeff Baumann, City of Oberlin, the contractor furnished and installed liquid asphalt waterproofing on the exterior CMU infill basement wall.

QCI takes no exception to the claim as submitted.

Total ADD = \$ 1,300.00

Non-performed work

At the recommendation of Bob Clark, R.W. Clark Co. and with the agreement of Rex Hagerling, Moody-Nolan and Jeff Baumann, City of Oberlin, the contractor did not stain the interior roof repair lumber. This work will be incorporated into the scope of the interior renovations work currently in the planning and design stages.

QCI takes no exception to the claim as submitted.

Total DEDUCT= \$ 1,300.00

TOTAL CHANGE ORDER NUMBER 6

TOTAL = \$ 0.00

Oberlin Gasholder Building
Work Reconciliation
as of 8/8/12

Added Work Done but not in original scope.

Masonry Infill of south opening from the exterior into basement.
(The contract documents showed only CMU infill)

- 1 Added an inner weith of brick so that the inner masonry surface matched adjacent masonry.
7 ft wide by 8 ft. high = 56 sf area, laid up on a radius

Costs to set up scaffold in basement, install brick, breakdown and remove scaffold.
2 men, one day = 16 MH's @ \$60/hr = \$960
Materials. Approximately \$150
Total Cost This Item = 1,100

- 2 Added liquid asphalt water-proofing on exterior of CMU infill prior to back-filling
Work done by Tony Iorillo, Job Superintendent.
Approximate Material Cost - \$50
Installation Time - 3 hr @ \$50 = \$150
Total Costs This Item =\$200

Combined Costs for Both Items = \$1,300

Deleted Work to Stain Interior Roof Repair Lumber

- 1 Painter to Spray New Lumber with Spray Gun Nozzle on long extension wand.
Assume work can be done in one day by two men.
Labor Costs . 16 hrs @ \$60/hr = \$960
Material Costs. Assume 2 gals stain @ \$25ea = \$50.
Rent scaffolding for accessing perimeter wall sill area. \$90
Pickup and return of scaffolding. 4 hrs @ \$50 = \$200

Total Credit for This Item = \$1,300