

# CITY OF OBERLIN, OHIO

## ORDINANCE No. 22-67 AC CMS

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH RMH CONCRETE & FOUNDATIONS, INC. OF COLLINS, OHIO, FOR THE JOHNSTON PATH IMPROVEMENT PROJECT AS AN EMERGENCY MEASURE

WHEREAS, by Ordinance 22-05 AC CMS Oberlin City Council awarded a contract to RMH Concrete & Foundations, Inc. of Collins, Ohio for the Johnston Path Improvement Project in the amount of \$189,929.50; 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 was not foreseen prior to the commencement of work on the project, and that the cost of such additional work will not exceed \$12,811.77.

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 RMH Concrete & Foundations, Inc., as approved by Ordinance No. 22-05 AC CMS, for the Johnston Path Improvement Project in the City of Oberlin, is hereby amended to authorize additional payment up to but not to exceed \$12,811.77 to RMH Concrete & Foundations, 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 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: 1st Reading: November 7, 2022

2nd Reading: \_\_\_\_\_

3rd Reading: \_\_\_\_\_

ATTEST:



BELINDA B. ANDERSON, MMC  
CLERK OF COUNCIL

POSTED: 11/08/2022



BRYAN BURGESS  
PRESIDENT OF COUNCIL

EFFECTIVE DATE: 11/07/2022

## CONTRACT CHANGE ORDER

**Change Order No.** 1  
**Project:** Contract 2021-08R\_ Johnston Path  
**Date of Issuance:** October 5, 2022 **Effective Date:** October 5, 2022  
**Owner:** City of Oberlin, Ohio  
**Owner's Contract Designation:** Contract 2021-08R  
**Contractor:** RMH Concrete & Foundations, 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:** To finalize and close out contract amount  
**Attachments:** Quantity adjustment calculation

<b>CHANGE IN CONTRACT PRICE:</b> Original Contract Amounts: Contract Price      \$ <u>189,929.50</u>	<b>CHANGE IN CONTRACT TIMES:</b> Original Contract Times: Substantial Completion: <u>July 14, 2022</u> Completion: <u>September 16, 2022</u> Ready for Final Payment:      _____ <span style="float: right;">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:      _____ Completion: <u>September 16, 2022</u> Ready for Final Payment:      _____ <span style="float: right;">days or dates</span>
Contract Amounts prior to this Change Order Contract Price      \$ <u>189,929.50</u>	Contract Times prior to this Change Order Substantial Completion:      _____ Completion: <u>September 16, 2022</u> Ready for Final Payment:      _____ <span style="float: right;">days or dates</span>
Net increase (decrease) with this change order Contract Price Change      \$ <u>12,811.77</u>	Net increase (decrease) with this change order Substantial Completion:      _____ Completion: <u>September 16, 2022</u> Ready for Final Payment:      _____ <span style="float: right;">days or dates</span>
Contract Amounts with all approved change orders Contract Price      \$ <u>202,741.27</u>	Contract Times with all approved change orders Substantial Completion: <u>July 14, 2022</u> Completion: <u>September 16, 2022</u> Ready for Final Payment:      _____ <span style="float: right;">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>Randall R. ...</i></u> Engineer (Authorized Signature)	<b>APPROVED:</b> By: <u><i>[Signature]</i></u> City Manager (Authorized Signature)	<b>ACCEPTED:</b> By: <u><i>[Signature]</i></u> Contractor (Authorized Signature)
Date: <u>11/8/22</u>	Date: <u>11/8/22</u>	Date: <u>10/11/22</u>

**Summary Sheet For Contract Change Order**

Change Order No.	1	Authorized:	November 7, 2022	Ordinance No.:	22-67
Project:	Contract 2021-08R Johnston Path	Date:	July 7, 2022	Contractor:	RMH Concrete & Foundations, Inc.
Owner:	City of Oberlin, Ohio				
Owner's Contract Designation:	Contract 2021-08R				

  

Summary of Changes: (See Attachments for Descriptions)					
C.O. Item No.	Description of Item	Quantity	Unit		Total Item Price
1.1	Underdrain Additions	1	ls		\$7,485.00
1.2	Extended Underdrains	1	ls		\$2,655.00
1.3	Bridge Abutment Modifications from Base Bid for Proposed Bridge	1	ls		\$1,670.00
1.4	6" Concrete Base due to poor soil conditions	1	ls		\$8,580.00
1.5	Over excavate and install large aggregate to stabilize subgrade	1	ls		\$4,449.78
1.6	Unused Quantity Adjustment Allowance and non-performed work	1	ls		-\$12,028.01
					<b>\$12,811.77</b>

  

Change Order No. 1		Total Amount	
C.O. Item	Line Item	Description of Item	Total Amount
1.1	1.1.1	Underdrain Additions Labor and Material	\$7,485.00
		Subtotals Line Item Group for Above C.O. Item:	\$7,485.00
		Total for Above Change Order Item Total	\$7,485.00
1.2	1.2.1	Extended Underdrains Labor and Material	\$2,655.00
		Subtotals Line Item Group for Above C.O. Item:	\$2,655.00
		Total for Above Change Order Item Total	\$2,655.00
1.3	1.3.1	Bridge Abutment Modifications from Base Bid for Proposed Bridge Labor and Material	\$1,670.00
		Subtotals Line Item Group for Above C.O. Item:	\$1,670.00
		Total for Above Change Order Item Total	\$1,670.00
1.4	1.4.1	6" Concrete Base due to poor soil conditions 6" Reinforced Concrete Base	\$8,100.00
	1.4.2	QC MS Concrete	\$480.00
		Subtotals Line Item Group for Above C.O. Item:	\$8,580.00
		Total for Above Change Order Item Total	\$8,580.00
1.5	1.5.1	Over excavate and install large aggregate to stabilize subgrade Labor and Material	\$4,449.78
		Subtotals Line Item Group for Above C.O. Item:	\$4,449.78
		Total for Above Change Order Item Total	\$4,449.78
1.6	1.5.1	Unused Quantity Adjustment Allowance and non-performed work	-\$12,028.01
		Subtotals Line Item Group for Above C.O. Item:	-\$12,028.01
		Total for Above Change Order Item Total	-\$12,028.01