

CITY OF OBERLIN, OHIO

ORDINANCE No. 24-07 AC CMS

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE ENGINEERING SERVICES CONTRACT WITH AMERICAN STRUCTUREPOINT, INC. OF CLEVELAND, OHIO, TO PROVIDE FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES FOR THE REPLACEMENT OF THE EAST VINE STREET BRIDGE IN THE CITY OF OBERLIN AS AN EMERGENCY MEASURE

WHEREAS, by Ordinance 23-51 AC CMS, Oberlin City Council authorized an Engineering Services Contract with American Structurepoint, Inc. of Cleveland, Ohio for professional engineering services for the replacement of the East Vine Street Bridge in the City of Oberlin in an amount not-to-exceed \$270,438; and

WHEREAS, during the course of the work it has been determined through hydraulic and geometric analysis that the preferred replacement structure is a single span composite box beam bridge rather than a 3-sided box culvert; and

WHEREAS, in accordance with said Engineering Services Contract, this amendment is proposed to accommodate additional design services for the alternative structure type.

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

SECTION 1. That the City Manager is hereby authorized and directed to execute the proposed Amendment to the Engineering Design Services contract between the City of Oberlin and American Structurepoint, Inc. of Cleveland, Ohio dated January 12, 2024 and attached hereto and incorporated herein by reference, for additional professional engineering services necessary for the replacement of the East Vine Street Bridge in the City of Oberlin in an additional amount not-to-exceed \$86,003.00.

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 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 proceed with design services as soon as possible to ensure the timely replacement of the East Vine St. Bridge in accordance with the schedule established with the Ohio Department of Transportation 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: February 20, 2024

2nd Reading:

3rd Reading:

ATTEST:



BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL



EBONI A. JOHNSON
PRESIDENT OF COUNCIL

POSTED: 02/21/2024

EFFECTIVE DATE: 02/20/2024



AMERICAN
STRUCTUREPOINT
INC.

600 SUPERIOR AVENUE EAST, SUITE 2401
CLEVELAND, OHIO 44114
TEL 216.302.3694

January 12, 2024

Mr. Jeff Baumann
Public Works Director
85 South Main Street
Oberlin, Ohio 44074

Re: Modification for Professional Services for LOR-East Vine Street Bridge Replacement (PID 119360) - Revised

Dear Mr. Baumann:

As a follow up to our project coordination and Stage I submittal and meeting on January 9, 2024, American Structurepoint, Inc. is pleased to submit the revised modification for the following additional services as detailed in the Scope of Services section below.

The Scope of Services remains the same as submitted on November 22, 2023 with the exception of the approach slab details being removed from the fee proposal. The fee has been reduced and reflected in the attached fee schedule.

Scope of Services

American Structurepoint's scope of services for this project is as follows. Please see attachment for detailed task narrative.

- I. Project Limits
 - A. Project limits as defined in the Stage I plan submittal
- II. Improvements to be Designed and/or Provided:
 - A. **Single Span Composite Box Beam Structure:**
 1. Develop final engineering plans for a single span composite box beam structure as coordinated with the City and provided in the Stage I plan submittal.
 - B. **Temporary Shoring:**
 1. Design temporary shoring for the southeast corner of the proposed structure near 15 E. Vine Street, as labeled in the Stage I plan submittal
 2. The attached fee proposal from Resource International is provided to assist with this additional effort.

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Mr. Jeff Baumann

January 12, 2024

Page 2

- 3. **Revised ROW Acquisition Services:** Provide revised ROW Acquisition Services from OR Colan based on the Stage 1 plans and Preliminary ROW submittal. The ROW Acquisition services provided in the June 26, 2023 fee proposal did not tabulate correctly, and as a result were not included in the authorized total project cost. Following the Preliminary ROW design, the base services for acquisition was refined and reduced, as detailed in the attached price proposal from OR Colan.

III. Deliverables

American Structurepoint will provide the following deliverables in accordance with ODOT’s Project Development Process (PDP) as described under Path 2 for the additional services:

- A. Stage 2 submittal
- B. ROW Acquisition services per the attached scope and fee from OR Colan
- C. Stage 3 Submittal
- D. Final Tracings
- E. Estimated costs for construction will be submitted with each plan submittal

Schedule

American Structurepoint will deliver the project per the current design schedule.

Clarifications

The scope of work identified in this document is American Structurepoint’s knowledge of the project requirements at the time when this document was prepared and serves as the basis for our price proposal and agreed fee. However, changes in work may be required as the project develops. Such changes may be dictated by revisions to written procedures included in manuals or decisions made by the City or other reviewing agencies. Although American Structurepoint routinely incorporates minor design changes in our work, we will notify the City in writing of any significant changes in the work that may require modification of the agreement and will maintain separate cost accounting for each specific issue.

Supplemental Services

Additional services will be performed based upon an agreed upon scope and fee, and receipt of written authorization by the owner.

Compensation

The total additional compensation for the services provided in this modification will be as indicated below and invoiced monthly on a percent complete basis. Please refer to attachment for fee summary.

Tasks:

Environmental Engineering Phase	(hourly, NTE) \$ 56,698
Final Engineering Phase	(hourly, NTE) \$19,705
Authorized Total	(hourly, NTE) \$ 76,403

Mr. Jeff Baumann

January 12, 2024

Page 3

If authorized tasks:

Final Engineering Phase (hourly, NTE) \$ 9,600

If Authorized Total (hourly, NTE) \$ 9,600

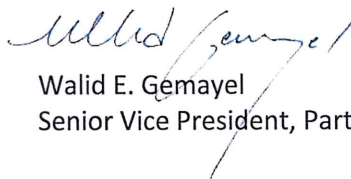
Modification Total (hourly, NTE) \$86,003

Mr. Baumann, we appreciate the opportunity to provide engineering services and look forward to working with you on the successful advancement of this project. If this proposal is acceptable, please return a signed copy of the attached Amendment No. 1. If you have any questions or require additional information, please do not hesitate to contact me at 216-302-3694 or ekagel@structurepoint.com

Sincerely,
American Structurepoint, Inc.



Edward D. Kagel
Project Manager



Walid E. Gemayel
Senior Vice President, Partner

EDK/WEG: mma

cc: Randall Roberts, City Engineer
File

Enclosures:
ODOT Fee Proposal Spreadsheet
Rii – Temporary Shoring Proposal
OR Colan Right-of-Way Acquisition Services – Revised Proposal
Amendment No. 1

AMENDMENT NO. 1

AMENDMENT NO. 1 TO OWNER-ENGINEER AGREEMENT

1. Background Data:

- a. Effective Date of Owner-Engineer Agreement: July 14, 2023
- b. Owner: City of Oberlin
- c. Engineer: American Structurepoint, Inc.
- d. Project: East Vine St. Bridge (PID No. 119360)

2. Nature of Amendment

- Additional Services to be performed by Engineer
- Modifications to Payment to Engineer


3. Description of Modifications

Attachment 1, "Modifications"

Owner and Engineer hereby agree to modify the above-referenced Agreement as set forth in this Amendment. All provisions of the Agreement not modified by this or previous Amendments remain in effect. The Effective Date of this Amendment is date of latest required signature.

OWNER:

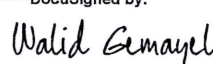
CITY OF OBERLIN

By: 

Title: CITY MANAGER

Date Signed: 2/21/2024

ENGINEER:

DocuSigned by:

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By: walid Gemayel

Title: Senior VP / Partner

Date Signed: 2/22/2024

APPROVED AS TO FORM

Date: 2/20/24


Jon D. Clark, Oberlin City Law Director