

RESOLUTION NO. 61-2015

Offered by All of Council

A RESOLUTION AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO EIGHT (8) CHANGE ORDERS, NOS. 1-8, TO THE VILLAGE'S AGREEMENT WITH CAVANAUGH BUILDERS FOR THE CONSTRUCTION AND INSTALLATION OF THE VILLAGE GREEN PHASE I PARKING LOT RESTORATION AND STORMWATER MANAGEMENT PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to advertisement, bids were received on March 24, 2015 for the construction and installation of the Village Green Phase I parking lot restoration and stormwater management project; and

WHEREAS, the Village Engineer analyzed the bids and the bid of Cavanaugh Builders in the amount of Three Hundred and Twelve Thousand Dollars and No Cents (\$312,000.00) was recommended for acceptance as being the lowest and best bid; and

WHEREAS, on or about March 30, 2015, pursuant to Resolution No. 21-2015, this Council authorized the acceptance of the bid of Cavanaugh Builders; and

WHEREAS, construction commenced and has now been completed; and

WHEREAS, at this time, it has become necessary to authorize the Mayor and Finance Director to enter into eight (8) change orders, Nos. 1-8, as a result of certain unforeseen time and material additions, modifications, and cost overruns.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County State of Ohio:

SECTION 1. That the changes set out in Change Order Nos. 1-8, summarized more fully in the Service Director's memo attached hereto as Exhibit "A" and incorporated herein, to the Agreement with Cavanaugh Builders for the construction and installation of the Village Green Phase I parking lot restoration and stormwater management project, resulting from certain unforeseen time and material additions, modifications, and cost overruns, increasing the cost of the project in the total sum of Forty Three Thousand Two Hundred Sixty Nine Dollars and Twenty Nine Cents (\$43,269.29), are hereby accepted and approved. The sum of Forty Three Thousand Two Hundred Sixty Nine Dollars and Twenty Nine Cents (\$43,269.29) is represented by the total of the eight change orders, in the amount of Forty Five Thousand Seven Hundred Sixty Nine Dollars and Twenty Nine Cents (\$45,769.29), minus a credit of Two Thousand Five Hundred Dollars (\$2,500.00,) for the non-performance of the relocation of a utility pole on Grant Street that was deemed no longer necessary.

SECTION 2. That the Mayor and the Finance Director be, and they hereby are, authorized and directed to enter into Change Order Nos. 1-8 with Cavanaugh Builders for the Village Green Phase I parking lot restoration and stormwater management project.

SECTION 3. That the sum of Twenty Eight Thousand Four Hundred and Twelve Dollars and No Cents (\$28,412.00) is hereby appropriated from the Capital Improvement Fund, Cost of Operations.

SECTION 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary in order to meet the payment obligations of the Village for labor and materials provided under the Agreement for the project by Cavanaugh Builders at the earliest possible time; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 9-15-15

Trick Hudak
President of Council

ATTEST:

Felicia Bashaw
Mayor

Carolyn E Sullivan
Clerk of Council

Dated: 9/12/15

Legislation Request

DATE: September 8, 2015

TO: Mayor Bobble Beshara,
Bill Hanna, Law Director
Village Council,
Council Clerk

FROM: Melanie A. Baker, Service Director

TYPE OF LEGISLATION: Resolution Ordinance

authorizing change order No. 1 and Final for the Village Green Phase 1 for Cavanaugh Building Corp.

Department(s) Involved: Mayor, Finance, Service

Date of Council meeting needed: September 15, 2015.

ACTION BEING REQUESTED	TYPE OF REQUEST
First Reading Suspend 2 nd and 3 rd readings Approve	To approve the change order as discussed in the June 16, 2015 work session and accepted by motion in the June 16, 2015 regular meeting and the August 18, 2015 work session.

DESCRIPTION

This is the first and last change order for the Village Green Phase 1 construction. This change order consists of 8 different items, dealing with the construction on the parking lot and retention basin and one credit. Please see the attached description of items and cost.

This is a net increase to the project of \$43,269.29

HISTORY

This is a project that was approved by Council, received a SWIF grant for \$150,000.00 to improve the water quality and quantity entering the Furnace Run stream, and bid, constructed and installed as per Village regulations.

BIDDING - None

APPROPRIATIONS -

<u>ITEM</u>	<u>Budget Amount</u>	<u>Expenditures</u>
Done as a part of the 2015 budget		
	N/A	
Total Cost		

CC: Melanie Baker, Sandy Turk

Village Green Phase 1 – Change Orders on the project.

Change Order #1 - \$6104.29

Time and Material Changes

There was some undercutting of the parking area where soils were unsuitable for stability, so it was removed, filled with good base, compacted and reproof rolled.

Installed underground conduit sleeves for future parking lot lighting. Cavanaugh did not wish to provide a quote for full lighting. Will work with other contractor to complete the install of 2 lights.

Repaired a damaged sanitary sewer line from the Masonic Temple Building. The sanitary sewer line was not marked appropriately, and thus damage occurred to the line.

All this work has been performed.

The cost for this work was \$6,104.29.

Change Order #2 - \$2,890.00

Sidewalk Nearest Grant Street, ADA compliance

In the south west corner of the parking lot closest to grant street, the parking curb and sidewalk had been poured and set. When the layout for the side walk along Grant Street was set and formed there was concern for the curb being along the asphalt edge diminishing the available width of the road. It was discussed and agreed to move the curb back approximately 2 feet. When this move was made the elevation from the parking curb and sidewalk were too steep to meet ADA requirements. Therefore it was decided to remove the parking curb and sidewalk and lay new sidewalk with the new road curb and sidewalk.

This work is complete.

The cost for this work was \$2,890.00.

2 | Village Green Phase 1 – Change Order Review**8/31/2015****Change Order #3 - \$1,810.00****Fellowship Hall Reset Bricks to walk.**

The elevation to the parking lot curb compared to the existing old brick sidewalk on the north side of Fellowship hall is a difference of approximately 5 inches. We have asked for a price quote to reset the bricks and meet the new height of the parking lot curb. This price includes the removal of more of the existing pavers, new stone base and resetting the existing bricks.

This work is complete.

The total cost for this work is \$1,810.00

Change Order #4 - \$18,760.00**Masonic Temple Handicapped Accessible Ramp and entry.**

The handicapped accessible ramp was missed on the original bid drawings. As per the drawings provided by Cawrse and Associates to Cavanaugh after the start of the project, the proposal is to reestablish the front entrance with a slight ramp, and concrete curb. The ramp will consist of pavers placed in a herringbone pattern, with a base of 57 limestone and sand bedding. The brick will come up to the existing entry, where there will be a ramped area of trex decking sawed with a 1/8" wide by 3/8" deep kerf in the center of each board to replicate a period time porch decking. This decking will be attached to some pressure treated sleepers providing for the correct slope to make entrance into the building. The old walk, metal railings and steps will be removed.

This work is complete.

The total cost for this work is \$18,760.00.

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Change Order #5 - \$5,740.00

Sidewalk extension from drive on Broadview Road to front of Historical Society.

This was an oversight on the drawings for a connection to the front of the Historical Society entrance. This request would allow for a connection from the parking lot via a sidewalk to the front of the Historical Society. This would be a typical concrete side walk. 4.5 feet to 5 feet wide walk, with handicap ramp at the drive.

This work is complete.

The total cost for this work is \$5,740.00

Change Order #6 - \$3,640.00

Kitchen entrance to the Masonic Hall, grade differences and accessibility.

We have looked at the entrance to the Masonic Temple by the kitchen. There is a large grade change and a rough entrance to the kitchen. This change order would allow for a ramp to be placed from the parking lot located directly adjacent to Grant Street straight into the kitchen. This would provide for a small planter area along the sidewalk eliminating the need for a hand rail, and allow for straight access into the kitchen, and will allow for an easier transition in grade.

This work is complete.

The total cost for this work is \$3,640.00.

Change Order #7 - \$1,385.00

Relocation of air conditioning unit.

The air conditioning unit on the Masonic Temple was removed from the west side of the building for this project. It was to be placed on the north side of the building near the entrance as we thought this would be an easy run for the electric and copper connections. Unfortunately the electric and the copper connections cannot be made to this area due to the steps inside the building. It also would have been rather noisy in this location so close to the entrance. Therefore, we were able to relocate the A/C unit to the south side of the building, snug it up in a corner for security and be able to provide a nicer entrance to the front.

This work is complete.

The total cost for this work would be \$1,385.00.

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Change Order #8 \$5,440.00

The road was moved in and the sidewalk reformed along grant street prior to pouring. This movement was made due to the width of pavement and concerns for maintenance. This then required more asphalt to repair the road and additional work to prepare the site. The additional concrete ranged from 3 to 4 feet wide in areas the entire length of the project on Grant Street.

This work is complete.

The total cost for this work would be \$5,440.00.

The total cost for change orders are:

Change Order #1	\$ 6,104.29
Change Order #2	\$ 2,890.00
Change Order #3	\$ 1,810.00
Change Order #4	\$18,760.00
Change Order #5	\$ 5,740.00
Change Order #6	\$ 3,640.00
Change Order #7	\$ 1,385.00
Change Order #8	<u>\$ 5,440.00</u>
	\$45,769.29

A motion was made and approved by Council on June 16, 2015 to accept change orders #1 through #7. Since that time we have a final change order #8 to accommodate the additional pavement on Grant Street. All work is completed for the project.

A resolution will be prepared for the September 15, 2015 Council meeting to approve a total number of 8 change orders with a total cost of \$45,769.29.

This is a 15% increase to the bid cost. However, the bid cost did leave out the front walk area to be ramped and landscaped in front of the Masonic Hall (\$18,760.00), an appropriate place to relocate the air conditioning unit (\$1,385.00), and a front side walk to get to the historical society (\$5,740.00). These costs should have been in the bid for this project – total cost that should have been in the bid \$25,885.00. If these items had been in the bid the total change orders would have only been \$19,884.29 or a 6.4% increase.

With the change orders listed above final contract price for this project is \$357,769.29. This is still \$21,922.11 below the engineers estimate \$379,691.40. There will be a credit of \$2,500.00 given to the project due to a non-perform of the relocation of the utility pole on Grant Street. Final cost for project is \$355,269.29.