

ORDINANCE NO. 32-15

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ENTER INTO A MODIFICATION OF THE WELLS ROAD WATERLINE EXTENSION PROJECT – J&J SCHLAEGEL, INC. CONTRACT AUTHORIZED BY ORDINANCE NO. 48-14; AND DECLARING AN EMERGENCY.

WHEREAS, the proposed Change order No. 1 represents changes in the Contract authorized by Ordinance No. 48-14 to meet existing field conditions; and

WHEREAS, it is the opinion of the Mayor that a modification of said contract should be made; and

WHEREAS, such modification involves an additional expenditure exceeding five thousand dollars (\$5,000.00) and has been requested by the City Engineer to address unforeseen existing field conditions; and

WHEREAS, in order to ensure the continued effective and efficient administration of the City of Ashland, Ohio and the orderly completion of the above-mentioned project, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, and welfare of said City; now therefore,

BE IT ORDAINED by the Council of the City of Ashland, State of Ohio, 5 members thereto concurring:

Section 1. That a modification to the Contract authorized by Ordinance No. 48-15 in the amount of fifteen thousand four hundred forty-five dollars and fifty cents (\$15,445.50), as shown in portion within Change Order No. 1 attached hereto and made a part hereof, be, and the same is hereby approved, and that said modification shall be paid from Account No. 265-3501-58003.

Section 2. That in order to ensure the continued effective and efficient administration of the City of Ashland, Ohio and the orderly completion of the above-mentioned project, this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City of Ashland.

Section 3. That this Ordinance shall take effect and be in force from and after its passage by Council and approval pursuant to Section 12 of the Charter of the City of Ashland, Ohio.

Passed: May 5, 2015 Stephen L. Stuart
Stephen L. Stuart, President of Council

Attest: Elizabeth A. McClurg Approved: Glen P. Stewart
Elizabeth A. McClurg, Interim Clerk of Council Glen P. Stewart, Mayor

Approved as to form and correctness:

Richard P. Wolfe II
Richard P. Wolfe II, Director of Law

Date: May 5, 2015

J & J Schlaegel, Inc.

Phone (937) 652-2045
518 Miami Street

Invoice

Date	Invoice #
4/8/2015	C/O #1

Bill To
Ashland Engineering Division Municipal Building 206 Claremont Avenue Ashland, OH 44805

P.O. No.	Terms	Project
		Ashland - Wells Road

Quantity	Description	Rate	Amount
750	During the installation of the 12" water line we encountered unplanned rock which required considerable amount of difficult excavation of the trench. It was agreed upon on site that field records would be maintained on a daily basis of the actual quantity performed. It was determined that 750 CY would be the billable amount at a pre-established rate of \$25.50 per CY. Thank you.	25.50	19,125.00
Total			\$19,125.00

The City of Ashland
PROPOSED LEGISLATION
Ordinance – Wells Road Waterline Extension Contract Modification

DATE: April 28, 2015

TO: Honorable Mayor Glen P. Stewart & City Council

FROM: Shane Kremser, P.E., City Engineer

LEGISLATION SUMMARY: This Ordinance authorizes a contract modification in excess of \$5,000 per City Charter Section 97.

LEGISLATIVE HISTORY: Ordinance 48-15 authorized advertisement for bids and entering into a contract for the Wells Road Waterline Replacement Project with an Engineering Estimate of \$200,000. The lowest and most responsive bidder was awarded a contract for \$194,831.00.

LEGISLATIVE PURPOSE: During construction of the new water main, which was installed at a sufficient depth to account for the future Wells Road construction, over 720 cubic yards of shale had to be excavated and disposed of. In some areas, over 7' of shale has to be excavated and removed in or to accommodate the waterline installation. While there were other areas where no shale was encountered. We inspected and kept quantities daily for comparison.

The Contractor originally wanted to be compensated for all the shale they encountered, but they agreed to bear some of the cost, which is why the submitted change order is higher than what's being proposed for the Contract modification.

FISCAL IMPACT: An additional \$15,445.40 from Account No. 265-3501-58003 for a total project cost of \$210,276.50; a difference of 5% over the Engineering Estimate.

DIRECTOR'S RECOMMENDATION: After reviewing with the Mayor, it is recommended that this Ordinance be passed based on the unforeseen underground conditions.