

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 187

By: Mayor Perciak and Mr. DeMio

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE A CHANGE ORDER FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND SEITZ BUILDERS, INC. IN CONNECTION WITH THE RENOVATION AND MECHANICAL UPGRADES AT FIRE STATION NO. 3, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2016-136, passed July 5, 2016, Council authorized the Mayor to enter into a contract with Seitz Builders, Inc., in connection with the renovation and mechanical upgrades for the City's Fire Station No. 3 (the "contract") in an amount not to exceed \$586,900.00 (the "Project") which was subsequently executed; and

WHEREAS, Seitz Builders, Inc. has submitted to the City's Building Commissioner a change order for an increase in the contract price for the costs incurred due to additional labor, materials and equipment, in connection with removal and installation of a concrete sidewalk and curb, in the amount of \$10,540.00; and

WHEREAS, the City's Building Commissioner has recommended that it would be in the best interest of the City to accept the change order submitted by Seitz Builders, Inc. in the amount of \$10,540.00 for the additional labor, materials and equipment for the removal and installation of a concrete sidewalk and curb, all as more fully set forth in Exhibit "A" attached hereto and incorporated as if fully rewritten herein

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1. That the Mayor be and is hereby authorized and directed to issue and approve a Change Order in the net amount of \$10,540.00, as recommended by the City's Building Commissioner; and after the issuance and approval of said Change Order, to direct the Director of Finance to make payment to **SEITZ BUILDERS, INC.**, in the additional amount of \$10,540.00, thereby increasing the contract price to \$597,440.00, in compliance with the terms and conditions of the contract.

Section 2. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the Fire Levy Fund, and the Director of Finance be and is hereby authorized and directed to issue the City's warrant in accordance with the terms and conditions of such contract.

SEITZ BUILDERS, INC.

PAGE 1 OF 3

PRE-CHANGE ORDER SUMMARY AND ADDITIONAL WORK AUTHORIZATION OR FIELD CHANGE DIRECTIVE

**P.C.O.S. #1- REMOVE AND REPLACE SIDEWALK AND CURBING @ NORTHSIDE OF
EXISTING BUILDING**

SUBMITTED TO: C.B.O. TONY BIONDILLO
ASST. CHIEF NEIL ROZMAN
JIM MALIK-ARCHITECT

DATE: 9-14-16

OWNER'S NAME: CITY OF STRONGSVILLE

JOB NAME: STRONGSVILLE FIRE STTION #3 RENOVATION

EXISTING CONTRACT OR PROJECT NO. & DATE: 1604 - 6/19/16

SUMMARY OF CHANGES: PER YOUR REQUEST WE HAVE PRICED THE FOLLOWING:

SEE ATTACHED PRICING QUOTE.

SEITZ BUILDERS, INC.

PAGE 2 OF 3

PCOS # - 1

REMOVE EXISTING CONCRETE SIDEWALK AND 24" CURB AND HAUL AWAY
REMOVE EXISTING STONE AND SOIL
PREP. AND REGRADE SUBGRADE MATERIAL
POUR NEW INTREGAL 4" WALK AND 24" CURB WITH 4000# AIR ENTRAINED CONCRETE
INSTALL EXPANSION JOINT MATERIAL AND CAULKING
PROVIDE 1- APPLICATION OF CURE AND SEAL ON NEW CONCRETE

SEITZ BUILDERS , INC. HR.@ \$75.00/HR COST OF SUPERVISION AND FIELD OFFICE PERSONNEL DIRECTLY ATTRIBUTED TO THIS CHANGE	<u>INCL.</u>
TOTAL COSTS	\$ 12,040.00
10 % OVERHEAD	INCL.
SUBTOTAL	\$ 12,040.00
<u>3% BOND & INSURANCE</u>	<u>INCL.</u>
TOTAL	\$ 12,040.00
ALTERNATE A-6	\$ (1,500.00)
TOTAL COST FOR CONCRETE REPLACEMENT	\$ 10,540.00

WE WILL REQUIRE A WRITTEN CHANGE ORDER ACCORDING TO THE CONTRACT DOCUMENTS. WE WILL NEED 0 ADDITIONAL DAYS TO COMPLETE THIS WORK, PROVIDING A SIGNED CHANGE ORDER IN ACCORDANCE TO THE CONTRACT DOCUMENTS IS RECEIVED BEFORE 9/8/16, IF NOT RECEIVED BEFORE THIS DATE THE ABOVE PRICING IS NULL AND VOID.

CITY OF STRONGSVILLE
SIGNATURE: Thomas P. Perciak DATE 9-20-16
OWNER Thomas P. Perciak, Mayor

SIGNATURE: _____ DATE _____
SEITZ BUILDERS, INC.

NO WORK WILL COMMENCE UNTIL SIGNED ACCEPTANCE IS RECEIVED PER THE CONTRACT.

SEITZ BUILDERS, INC.

PAGE 3 OF 3

CHANGE ORDER ARTICLES (To be included with each Change Order agreement)

ARTICLE I

THIS CHANGE ORDER MAY CAUSE UNFORESEEN AND UNCONTEMPLATED DELAYS TO, HINDRANCES TO, INTERFERENCE'S WITH AND/OR DISRUPTIONS TO ORIGINAL CONTRACT WORK AND/OR TO OTHER CHANGE ORDER WORK. THE COSTS OF THOSE DELAYS, HINDRANCES, BOTH IN TIME AND MONEY ARE NOT PART OF THIS CHANGE ORDER AND THE RIGHT TO SUCH ADDITIONAL COSTS AND TIME IS SPECIFICALLY RESERVED AND NOT ACCORDED OR SATISFIED BY THIS CHANGE ORDER.

ARTICLE II

CHANGES TO AND EFFECTS UPON CONSTRUCTION SCHEDULES, AND ORIGINAL PERFORMANCE TIME, ORIGINAL COSTS, METHODS, MEANS, SEQUENCES AND PROCEDURES OF CONSTRUCTION OF ALL OTHER CONTRACT CHANGE ORDERS ARE NOT PART OF THIS CHANGE ORDER. ALL RIGHTS ARE RESERVED AND NOT ACCORDED OR SATISFIED REGARDING SUCH CHANGES AND EFFECTS.

ARTICLE III

THE AMOUNT (S) SET FORTH IN THIS CHANGE ORDER ARE FULL REIMBURSEMENT FOR THE DIRECT COST OF ALL LABOR, MATERIAL AND EQUIPMENT NECESSARY TO PERFORM THE WORK DESCRIBED IN THIS PRE CHANGE ORDER SUMMARY ATTACHED. ALL RIGHTS ARE RESERVED AND ARE NOT ACCORDED OR SATISFIED BY THIS CHANGE ORDER REGARDING ADDITIONAL TIME REQUIRED OR ADDITIONAL COST INCURRED TO PERFORM ANY AND ALL OTHER WORK OF THIS CONTRACT (INCLUDING OTHER CHANGES ORDERS), CAUSED BY THIS CHANGE ORDER.

SFS#3- P.C.O.S. #1