FIRST READING: 11.12.19
SECOND READING: 11.25.19
THIRD READING: 12.9.19

ORDINANCE NO. 86-19

BY: MICHAEL O'DONNELL

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY THE CITY OF CLEVELAND DIVISION OF WATER A REIMBURSEMENT FOR THE PURNELL AVENUE WATERMAIN REPLACEMENT PROJECT IN THE AMOUNT OF $59,664.22

WHEREAS: the Reinstatement of the Water Service Agreement for Direct Services between the City of Cleveland and the City of Rocky River was entered into in December 2013; and

WHEREAS: Article 10 of said Reinstatement provides for the City of Cleveland to be reimbursed for the unused funds of water main improvement projects; and

WHEREAS: Michael Mackay, P.E., City Engineer, reconciled the final allowable costs of the 2019 Purnell Avenue Watermain Replacement Project; and

WHEREAS: the reconciliation indicates the City of Cleveland, Division of Water has made previous estimated payment(s) to the City of Rocky River in excess of the total final allowable project costs, in the amount of Fifty-Nine Thousand Six Hundred Sixty-Four Dollars and 22/100 ($59,664.22) as further described in the attached Exhibit "A".

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

SECTION 1. That the Director of Finance is hereby authorized to pay the City of Cleveland Division of Water a reimbursement for allowable water main project costs, as further described in the attached Exhibit "A".

SECTION 2. That the payment authorized herein for said reimbursement for water main project costs shall be paid from the Sewer Rehabilitation Fund in the amount of $59,664.22.

PASSED: December 9th, 2019

James W. Moran, 2019
JAMES W. MORAN
President of Council

PRESENTED
TO MAYOR: December 9th, 2019

APPROVED: December 9th, 2019

ATTEST:
Susan G. Pease
SUSAN G. PEASE
Clerk of Council

Pamela E. Bobst
PAMELA E. BOBST
Mayor

It is hereby certified that the amount required for the execution of this Ordinance has been lawfully appropriated or authorized or directed for such purpose and is in the treasury or in the process of collection to the credit of the fund described herein free from any obligation or certification now outstanding.

Michael Thomas
MICHAEL THOMAS, CPA
Director of Finance

City of Rocky River
County of Cuyahoga } ss

THE UNDERSIGNED CLERK OF THE COUNCIL OF THE CITY OF ROCKY RIVER, OHIO DOES HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 86-19 ADOPTED BY THE COUNCIL OF SAID CITY ON THE 9th DAY OF December, 20 19 THAT THE PUBLICATION OF SUCH ORDINANCE HAS BEEN MADE AND CERTIFIED OF RECORD ACCORDING TO LAW, THAT NO PROCEEDINGS LOOKING TO A REFERENDUM UPON SUCH ORDINANCE HAVE BEEN TAKEN; THAT SUCH ORDINANCE AND THE CERTIFICATE OF PUBLICATION THEREOF, ARE OF RECORD IN ORDINANCE RECORD NO. 86-19

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY NAME AND AFFIXED MY OFFICIAL SEAL THIS 9th DAY OF December, 20 19.

Susan G. Pease
CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO

I, the undersigned clerk of council of the city of Rocky River, State of Ohio, do hereby certify that publication of the foregoing ordinance was duly made by posting a true copy thereof in the lobby of the Rocky River City Hall, in accordance with the charter of Rocky River, commencing on the 9th day of December, 20 19.

Susan G. Pease
Clerk of Council of the City of Rocky River, Ohio

Exhibit "A"

City of Cleveland
Frank G. Jackson, Mayor

Department of Public Utilities
Division of Water
1201 Lakeside Avenue
Cleveland, Ohio 44114-1175
216/664-2444
www.clevelandwater.com

October 25, 2019

Mr. Michael A. Thomas
Finance Director
City of Rocky River
21012 Hilliard Boulevard
Rocky River, OH 44116

Purnell Avenue Water
Main Replacement
Final Cost Reconciliation

Dear Mr. Thomas:

Per the terms of the amended Water Service Agreement between the City of Cleveland and the City of Rocky River, the Cleveland Division of Water is now responsible for the costs of capital improvements relative to the existing water distribution system within your municipality. These improvements may be undertaken either directly by the Division of Water or they may be undertaken by your community, subject to reimbursement by the Division of Water pursuant to the terms of your water service agreement (City Contract # PS2012*285).

The above referenced project has been completed by your municipality, subject to the reimbursement terms of our agreement. The final cost reconciliation for this project has been completed and is attached for your review (see attached spread sheet). This reconciliation indicates that the Cleveland Division of Water has made previous estimated payment(s) to the City of Rocky River in excess of the total final allowable costs for this project in the amount of $ 59,664.22.

Accordingly, please make arrangements to remit a check made payable in this amount to the City of Cleveland, Division of Water to reimburse the City for this over payment. This check should be sent to the following address:

Cleveland Division of Water
1201 Lakeside Avenue
Cleveland, OH 44114

Attention: Mary Webster, Chief Auditor
Division of Utilities Fiscal Control

Please remit payment as expeditiously as possible, but not later than 45 days from your receipt of this letter. Your assistance in the processing of our reimbursement and the timely closing of this project is greatly appreciated. Should you have any questions, please feel free to contact the undersigned at (216) 664-2444 EXT 5635 or via e-mail @ chris_kocsan@clevelandwater.com.

Very truly yours,

J. Christopher Kocsan

J. Christopher Kocsan
Sr. Budget and Management Analyst
Cleveland Division of Water

Enclosure

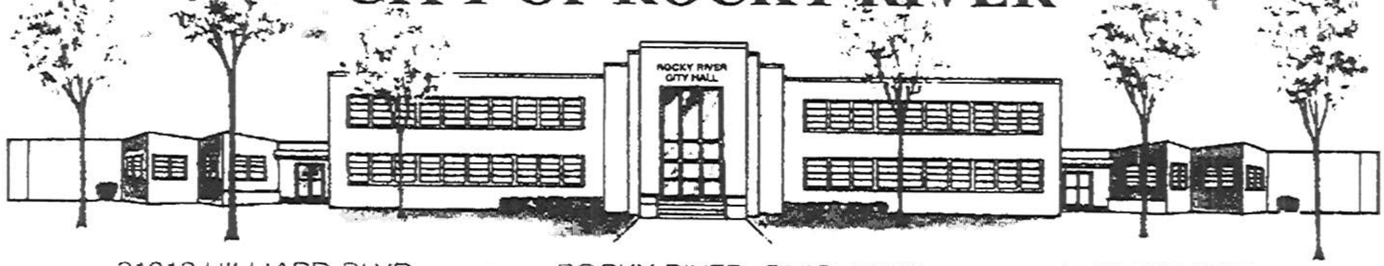
cc: Mary Webster
Alex Margevicius
Jose Hernandez
Pierre Haddad
Rasheed Warith

Summary of Reimbursement Status
City of Rocky River
Water Service Agreement (City Contract # PS 2012*285)

Final Project Reconciliation
Purnell Avenue Water Main Replacement

Description	Previous Payment(s)	Amount Actually Due	Refund Due to CWD
Construction	$529,758.00	$481,160.40	$48,597.60
Design (Max is 8% of Const)	38,054.81	38,054.81	$0.00
Const Admin (Max is 5% of Const)	26,487.90	15,421.28	$11,066.62
Totals	$594,300.71	$534,636.49	$59,664.22

CITY OF ROCKY RIVER



21012 HILLIARD BLVD. • ROCKY RIVER, OHIO 44116 • (440) 331-0600

MEMO

TO: J. Christopher Kocsan

CC: Mary Kay Costello
Mike Thomas
Shelley Sollars
Jose Hernandez, CWD

FROM: Kimberly R. Kerber, P.E.
Project Manager

DATE: October 25, 2019

RE: 2017/2018 Water Main Replacement Project for Purnell Avenue
City of Rocky River
Project Cost Reconciliation

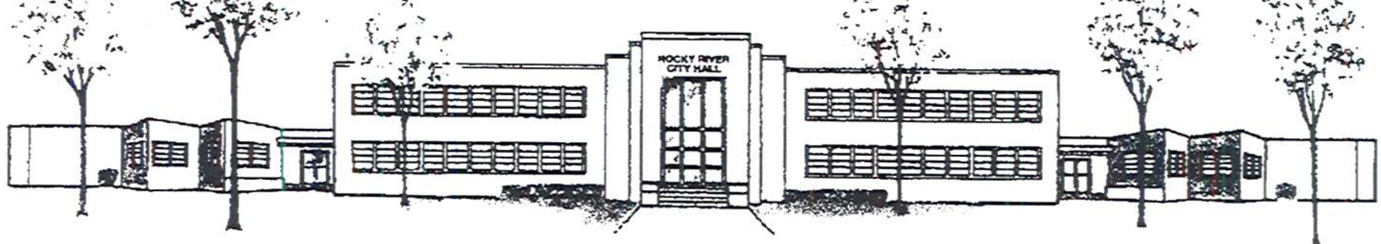
Total Construction Cost: (please refer to the attached final estimate from Fabrizi)	$481,160.40
Total Reimbursable Design Cost for Water Work: (please refer to invoices 906, 1483, 1751, 2212 & 2536 from Mackay)	$ 38,054.81
Total Construction Administration Cost for Water Work: (please refer to invoices 2831, 3262, 3631, 4050, 4464, 4761, 5010, 5494 & 5626 from Mackay)	$ 15,421.28
	$534,636.49
Construction Cost Estimate paid by CWD:	$529,758.00
Design Costs paid by CWD:	$ 38,054.81
Construction Administration Cost Estimate paid by CWD:	$ 26,487.90
	$594,300.71
AMOUNT DUE TO CWD BY ROCKY RIVER:	**$ 59,664.22**

Kimberly R. Kerber
Kimberly R. Kerber, P.E.
Project Manager

/bhm
Enclosure

RR Purnell CWD RECONCILE.docx

CITY OF ROCKY RIVER



21012 HILLIARD BLVD. • ROCKY RIVER, OHIO 44116 • (440) 331-0600

October 25, 2019

J. Christopher Kocsan
City of Cleveland, Division of Water
Distribution Engineering Services
1201 Lakeside Avenue
Cleveland, Ohio 44114

RE: City of Rocky River
2017/2018 Water Main Replacement Project for Laurel Avenue and Purnell Avenue
Final Project Reconciliation

Dear Mr. Kocsan,

Attached hereto is the final project reconciliation for the above referenced project. Please invoice the City of Rocky River for the total amount due.

Also attached hereto is the following supporting documentation:

1. Project Cost Reconciliation Statement for each street: This document shows the final construction costs, engineering costs, and construction administration costs and calculates the balance owed by the City of Rocky River.
2. Copy of the Contractor's final pay request, including all change orders.
3. Copy of all of the Contractor's pay requests, including the electronic payment confirmation report showing the City of Rocky River paid all pay requests to Fabrizi Trucking and Paving Co., Inc. Please note the City of Rocky River makes electronic payments to all vendors and does not have cancelled checks.
4. Copies of Mackay's invoices for engineering and construction administration, including the electronic payment confirmations showing the City of Rocky River paid all invoices to Mackay Engineering, except for the final invoices #5626 and 5627.
5. Copies of the Maintenance Bond and Contractor Affidavits.

Please contact me with any questions or if you require additional information.

Sincerely,

Kimberly i Kerber

Kimberly R. Kerber, PE
Project Manager

cc: Mike Thomas
Mary Kay Costello
Shelley Sollars
Jose Hernandez CWD

RR 2017 WM CWD Final Reconciliation Memo.docx