

BY: CHRISTOPHER J. KLYM

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT FOR THE PURCHASE OF A REPLACEMENT INDOOR TRACK SURFACE FOR THE ROCKY RIVER CIVIC CENTER AT A COST NOT TO EXCEED \$75,760.00, AS FURTHER DESCRIBED IN EXHIBIT "A"

WHEREAS: the Director of Recreation requested proposals for pricing for the purchase of a Replacement Indoor Track Surface for the Rocky River Civic Center which is a unique limited product that is not readily available in the local market; and

WHEREAS: three (3) proposals were vetted by the Recreation Department staff, copies of which are on file in the office of the Director of Recreation; and

WHEREAS: the Director of Recreation has determined it to be in the best interest of the City of Rocky River to select the lowest and best bid for the Replacement Indoor Track Surface for the Rocky River Civic Center from Kiefer U.S.A., 2910 Falling Waters Blvd., Lindenhurst, IL 60046, at a total cost not to exceed Seventy Five Thousand Seven Hundred Sixty Dollars and 00/100 (\$75,760.00), as further described in 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 Public Safety Service of the City of Rocky River be and is hereby authorized to enter into a contract for the purchase of the Replacement Indoor Track Surface for the Rocky River Civic Center from Kiefer U.S.A., 2910 Falling Waters Blvd., Lindenhurst, IL 60046, at a total cost not to exceed Seventy Five Thousand Seven Hundred Sixty Dollars and 00/100 (\$75,760.00), as further described in Exhibit "A".

SECTION 2. That \$75,760.00 shall be paid from the Capital Improvement Fund-Civic Center Improvements account.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health and safety, and for the further reason that it is necessary to replace the existing track surface that is in disrepair and to minimize delay for delivery, and provided it receives the affirmative vote of two-thirds (2/3) of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: May 24th, 2021

PRESENTED

TO MAYOR: May 24th, 2021

APPROVED: May 24th, 2021

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

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 24th day of May, 2021.

Susan G. Pease

Clerk of Council of the City of Rocky River, Ohio

City of Rocky River } ss
County of Cuyahoga }

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. 32-31 ADOPTED BY THE COUNCIL OF SAID CITY
ON THE 24th DAY OF May, 2021, 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. 32-31

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED
MY NAME AND AFFIXED MY OFFICIAL SEAL THIS 24th DAY OF
May, 2021.

Amanda G. Brown
CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO



Go Beyond the Surface

Exhibit "A"

2910 Falling Waters Blvd
Lindenhurst, IL 60046
Ph: 847.245.8450
Fax: 847.245.8590
www.kieferusa.com

PROPOSAL

Attn: Bob Holub – Director of Recreation
Rocky River Recreation

Email: bholub@rrrcity.com

Ph: (440) 356-5664

Project: Rocky River Recreation – Elevated Track Overlay

Date: Rocky River, OH.

March 30th, 2021

Work Type: Resilient Athletic Flooring – Overlay

Pricing is based on information provided to Kiefer USA Regional Sales Manager – Phil Rickaby

Area	Scope of Work	Cost
± 4,825 Net Ft ²	Rocky River Recreation – Elevated Track Overlay • Prep existing to receive new Mondo flooring. • Furnish and install Mondo Super-X 8mm resilient athletic flooring. Material to be (1) color from manufacturer's standard color line. • Includes track line striping for (3) lane jogging track. • Includes 4" Johnsonite wall base on perimeter wall.	
± 575 Net Ft ²	Rocky River Recreation – (2) Fitness Rooms • Remove and dispose of existing carpet in (2) fitness rooms adjacent to track. • Furnish and install Mondo Super-X 8mm resilient athletic flooring. Material to be (1) color from manufacturer's standard color line.	
	TOTAL LUMP SUM PRICE	\$ 75,760.00

All areas must remain free and clear of all trades, tools, and debris while installation is in process. All overhead work must be completed prior to our arrival on the jobsite. It is strongly recommended that all other finishes be installed prior to our arrival on the jobsite. Rubber base, transitions, nosing, and other accessories are to be furnished and installed by others. Pricing does not include final cleaning or protection of the new floor surface. Pricing is based on material being selected from the manufacturer's standard colors; any custom colors will require an additional charge. Unforeseen Work Site Conditions: If concealed or unknown conditions, including, but not limited to, surface, subsurface and/or site environmental conditions, which affect in whole or in part the performance of the Work are encountered, then Kiefer USA shall stop work and give written notice thereof to appropriate party (e.g., Owner, General Contractor, Construction Manager, etc.). The Agreement (e.g., costs, prices, schedule, etc.) shall be adjusted accordingly. Please note the following items regarding the concrete subfloor for synthetic flooring, as established by the American Sports Builders Association:

- Vapor emissions from a concrete slab can cause adhesion failure in athletic flooring, therefore, it is necessary to use a below-slab vapor retardant barrier system. It is important that a vapor barrier be installed intact, and without any breaches.
- The concrete subfloor must be tested by an independent third-party testing agency, at no cost to Kiefer USA, and test results should be furnished to Kiefer USA prior to our arrival on the jobsite. Acceptable standards regarding vapor emissions are 85% for RH Testing. For current standards, refer to ASTM F-2170-09.
- Prior to our arrival on the site, all concrete floor slabs must be tested for planarity; the manufacturer requires not more than 1/8" deviation within a 10'-0" radius. Any repair work necessary to correct surfaces to meet the above requirements must be done by others. Floor preparation work done by Kiefer USA is limited to smoothing of minor hairline cracks, small holes, and other minor imperfections not exceeding 1/8" deep or wide.





- As the construction industry progresses in product application, Kiefer USA has been encountering more concrete that include fiber mesh in concrete mix designs. This fiber can become a detriment for the completed synthetic floor installations, dependent on size, structure and exposure on the surface of concrete. As situations have presented additional costs to remediate the fibers, we encourage discussion on this important detail with Kiefer USA Project Management prior to inclusion in concrete to receive our synthetic floors.
- Any contraction or construction joints placed in the floor have the possibility of moving. If these joints move for any reason, that change could, to some degree, telegraph through the athletic surface. Kiefer USA will feather out saw cuts, with one layer of the manufacturer's adhesive, not to be applied deeper or wider than 1/8". Kiefer USA cannot be held responsible for any telegraphing, or the stability of the concrete installed by others.

Kiefer USA can provide additional information on any of the above items upon request.

Payment Terms: 50% Deposit Upon Signing, 40% Upon Material Delivery, 10% Upon Completion.
Financing Options Are Available.

This proposal-pricing letter is valid for 90 days from the date of proposal, as noted above. If the above pricing is acceptable, please sign below, and return to our corporate office with your purchase order as soon as possible, so we may proceed as per the project requirements. If you have any questions regarding this proposal, please contact Michael Albrecht at 847.245.8450, ext. 130.

Respectfully Submitted,

Phil Rickaby
Regional Sales Manager
Kiefer USA

Michael Albrecht
Sr. Project Estimator
Kiefer USA

Accepted By:

Name	_____
Date	_____
Company	_____
Title	_____

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