

FIRST READING: 9.13.21
SECOND READING: 9.27.21
THIRD READING: 10.11.21

ORDINANCE NO. 64-21

BY: MICHAEL O'DONNELL

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY THE CITY OF CLEVELAND DIVISION OF WATER A REIMBURSEMENT FOR THE 2020 SHORELAND AVENUE AND STRUHAR DRIVE WATER MAIN IMPROVEMENT PROJECT IN THE AMOUNT OF \$73,708.97

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 (Ordinance 40-13); 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 2020 Shoreland Avenue and Struhar Drive Water Main Improvement 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 Seventy-Three Thousand Seven Hundred and Eight Dollars and 97/100 (\$73,708.97) as further described in the attached Exhibit "A".

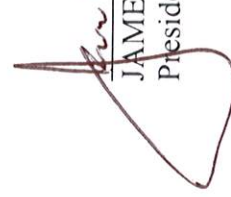
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

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 \$73,708.97.

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 proceed immediately so that The City of Cleveland Division of Water be reimbursed for unused funds, 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: October 11th, 2021


JAMES W. MORAN
President of Council

APPROVED, October 11th, 2021

PRESENTED
TO THE MAYOR: October 11th, 2021

TEST:


SUSAN G. PEASE
Clerk of Council


PAMELA E. BOBST
Mayor

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 11th day of October, 20 21.


Clerk of Council of the City of Rocky River, Ohio


MICHAEL THOMAS, CPA
Director of Finance

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. 1173 ADOPTED BY THE COUNCIL OF SAID CITY
ON THE 11TH DAY OF October, 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. 1421

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED
MY NAME AND AFFIXED MY OFFICIAL SEAL THIS 11TH DAY OF
October, 2021.

Michael H. Olsen
CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO

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



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



July 20, 2021

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

Shoreland Avenue and Struhar
Drive Water Main Replacements
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 \$ 73,708.97.

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:

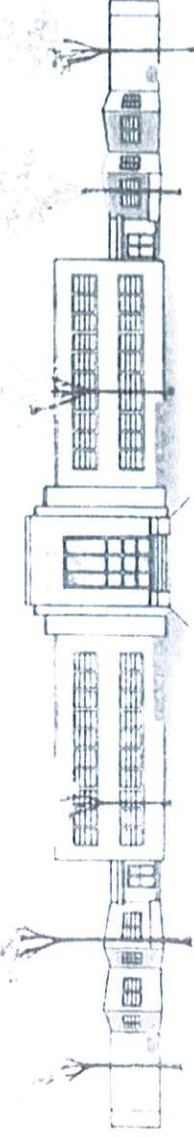
Cleveland Division of Water
1201 Lakeside Avenue
Cleveland, OH 44114

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

Summary of Reimbursement Status
City of Rocky River
Water Service Agreement (City Contract # PS 2012*285)
Final Project Reconciliation
Shoreland Avenue and Struhar Drive Water Main Replacements

<u>Description</u>	<u>Previous Payment(s)</u>	<u>Amount Actually Due</u>	<u>Refund Due to CWD</u>
Construction	\$895,602.00	\$844,436.80	\$51,165.20
Design (Max is 8% of Const)	64,901.11	64,901.11	\$0.00
Const Admin (Max is 5% of Const)	<u>44,780.01</u>	<u>22,236.24</u>	<u>\$22,543.77</u>
Totals	<u>\$1,005,283.12</u>	<u>\$931,574.15</u>	<u>\$73,708.97</u>

CITY OF ROCKY RIVER



July 13, 2021

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

RE: City of Rocky River
2020 Water Main Replacement Project for Shoreland Avenue and Struhar Drive
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: 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 & Paving Co., Inc. Please note the City of Rocky River makes electronic payments to all vendors.
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.
5. Copies of the Maintenance Bond and Contractor Affidavits.

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

Sincerely,

A handwritten signature in blue ink, appearing to read "Kimberly R. Kerber".

Kimberly R. Kerber, PE
Project Manager

cc: Mike Thomas
Rich Snyder
Maureen Nakonek
Jose Hernandez CWD

FABRIZI
TRUCKING & PAVING CO., INC.

20389 FIRST AVENUE
MIDDLEBURGH HTS., OHIO 44130
OFFICE: (440) 973-4929
FAX: (440) 234-2844

Invoice: 2013-8

2013-8

Sold to

10

CITY OF ROCKY RIVER
21012 HILLIARD BLVD
ROCKY RIVER, OH 44116

Ship to

to

2020 WATERMAIN REPLACEMENT FOR
SHORELAND AVE & STRUHAR DR

Account
RRJOB

P.O. Num.

Job Number:

201300

Invoice

DateTermsTerms

Page

Page

ESTIMATE #8 FINAL RETENTION RELEASE

<u>Item</u>	<u>Quantity</u>	<u>Description</u>	<u>Price</u>	<u>Price</u>
	1	TOTAL WORK COMPLETE AS PER ATTACHED DETAIL	\$844,436.80	\$844,436.80
	-1	LESS PRIOR PAYMENTS	\$839,436.80	-\$839,436.80

NOTICE OF FURNISHING

1980年10月1日、日本国政府は、*「日本国政府の海外に在る日本国領土及び領土に在る日本国領土の管理に関する法律」*（昭和55年法律第100号）を公布し、同法律は、昭和55年10月1日から施行する旨を規定した。

THANK YOU!

SUBTOTAL	\$5,000.00
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Information: The figure is provided by The Pew

TOTAL	\$5,000.00
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ITEM	DESCRIPTION	PLAN		UNIT		PREVIOUSLY COMPLETED		CURRENT ESTIMATE		TOTAL TO DATE	
		QTY	PRICE	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT
24	PAINTED RED 6" HYDRANT ASSEMBLY, COMPLETE FACTORY	6	EA		\$4,900.00	6	\$29,400.00	6	\$29,400.00		
26	COMPLETE 1" OR LESS SERVICE CONNECTION REPLACEMENT	58	EA		\$1,505.00	58	\$87,290.00	58	\$87,290.00		
27	TEMPORARY WATER SERVICE	1	LS		\$25,600.00	1	\$25,600.00	1	\$25,600.00		
SUBTOTAL SHORELAND AVENUE											
STRUHAR DRIVE											
1	WATER MAIN REMOVED	1497	LF		\$1.00	1507	\$1,507.00			1507	\$1,507.00
2	LINE VALVE REMOVED	4	EA		\$25.00	3	\$75.00			3	\$75.00
3	TEE REMOVED	5	EA		\$15.00	2	\$30.00			2	\$30.00
4	BEND REMOVED	3	EA		\$15.00						
6	HYDRANT REMOVED	1	EA		\$50.00	1	\$50.00			1	\$50.00
7	RIGHT-OF-WAY TREE REMOVAL AND REPLACEMENT WITHIN PUBLIC	5	EA		\$100.00	5	\$500.00			5	\$500.00
	LESS REMOVAL ONLY	5	EA		-\$50.00						
10	MAIN 8" DUCTILE IRON CEMENT LINED CLASS S2 WATER	1496	LF		\$142.00	1507	\$213,994.00			1507	\$213,994.00
12	CHLORINATION PIT	2	EA		\$700.00	2	\$1,400.00			2	\$1,400.00
13	12" CUT-IN VALVE	2	EA		\$6,925.00	2	\$13,850.00			2	\$13,850.00
14	8" LINE VALVE	4	EA		\$1,125.00	4	\$4,500.00			4	\$4,500.00
15	8" CUT-IN VALVE	1	EA		\$10,620.00	1	\$10,620.00			1	\$10,620.00
18	8" X 8" X 8" TEE	1	EA		\$1,980.00	1	\$1,980.00			1	\$1,980.00
19	8" X 8" X 6" TEE - NON-PERFORM, CO#1	3	EA		\$615.00						
21	8" - 22.5" VERTICAL BEND	20	EA		\$100.00	1	\$100.00			1	\$100.00
22	8" - 45" BEND	2	EA		\$100.00	1	\$100.00			1	\$100.00
23	8" - 11.25" BEND	1	EA		\$100.00	1	\$100.00			1	\$100.00
24	PAINTED RED 6" HYDRANT ASSEMBLY, COMPLETE FACTORY	1	EA		\$5,235.00	1	\$5,235.00			1	\$5,235.00
25	2" SERVICE CONNECTION REPLACEMENT, COMPLETE	1	EA		\$2,620.00	1	\$2,620.00			1	\$2,620.00

2020 Rocky River Water Main Replacement for Shoreland Avenue and Struhar Drive

Estimate #8 Final Retention Release

ITEM	DESCRIPTION	PLAN		UNIT	PREVIOUSLY COMPLETED		CURRENT ESTIMATE		TOTAL TO DATE	
		QTY	PRICE		QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT
CO1	INSTALL HYDRANT LEADS ON STRUHAR DR	3	EA	\$3,100.00	3	\$9,300.00			3	\$9,300.00
CO2	PAVEMENT RESTORATION	1	LS	\$1,509.76	1	\$1,509.76			1	\$1,509.76
CO3	SEWER PIPE REPAIR STA. 4+98 SHORELAND AVE	1	LS	\$596.34	1	\$596.34			1	\$596.34
	ADD'L PAVEMENT RESTORATION AND ADD'L									
	EXCAVATION ON SHORELAND & BACKFILL FROM									
CO4	STA. 10+02 TO STA. 13+73 SHORELAND	1	LS	\$11,887.50	1	\$11,887.50			1	\$11,887.50
	REPLACE LEAKING LINE VALVE ON JAMESTON									
	INCLUDES REMOVAL & REPL SIDEWALK &									
CO5	LANDSCAPING RESTORATION	1	LS	\$12,620.00	1	\$12,620.00			1	\$12,620.00
CO6	ADD'L COST OF TREES/SPECIES UPGRADE	22	EA	\$150.00	22	\$3,300.00			22	\$3,300.00
SUBTOTAL CONTINGENCY ALLOWANCE						\$39,213.60				\$39,213.60
SUMMARY										
SHORELAND AVENUE						\$421,822.20	TOTAL WORK COMPLETE			\$844,436.80
STRUHAR DRIVE						\$324,761.00	LESS PRIOR PAYMENTS			-\$839,436.80
GENERAL ITEMS						\$48,040.00	AMOUNT DUE			\$5,000.00
CONTINGENCY ITEMS						\$10,600.00				
CONTINGENCY ALLOWANCE						\$39,213.60				
						\$844,436.80				