

FIRST READING: 2-27-23

SECOND READING: 3-13-23

THIRD READING: 4-3-23

ORDINANCE NO. 13-23
BY: CHRISTINA MORRIS

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT BETWEEN THE CITY OF ROCKY RIVER AND SHOOK CONSTRUCTION COMPANY FOR ROCKY RIVER WWTP CEPT AND FINAL CLARIFIER IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED \$26,050,107.60.

WHEREAS, the City of Rocky River Wastewater Treatment Plant advertised for bids for the Wastewater Treatment Plant Chemically Enhanced Primary Treatment (CEPT) and Final Clarifier Improvements Project; and

WHEREAS, the CEPT and Final Clarifier Improvements Project was part of a requirement by Ohio Environmental Protection Agency (OEPA) as a result of a permit required No Feasible Alternative Study; and

WHEREAS, three (3) bids were received as set forth in Exhibit "A" attached; and

WHEREAS, the WWTP Superintendent in conjunction with the design engineer, has evaluated the bids, and the bid for Shook Construction Company is the lowest and best bid, and it is recommended that this bid be accepted in the amount of \$23,681,916.00 as further described in Exhibit "A"; and

WHEREAS, a ten (10) percent contingency was added to the base bid of the project in the amount of \$2,368,191.60 to yield a total not to exceed value of \$26,050,107.60; and

WHEREAS, this project was recommended for acceptance by the Wastewater Treatment Plant Management Committee on February 8, 2023; and

WHEREAS, this project will be funded through the Division of Environmental Assistance (DEFA) in conjunction with the Ohio Water Development Authority (OWDA) through a Water Pollution Control Loan Fund (WPCLF) Agreement.

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

SECTION 1. - That the Mayor of the City of Rocky River is hereby authorized to enter into a contract with Shook Construction Company 6860 W. Snowville Road Suite 100, Brecksville, Ohio, OH 43701 in an amount not to exceed Twenty-Six Million, Fifty Thousand, One Hundred Seven Dollars and Sixty Cents (\$26,050,107.60).

SECTION 2. - That \$26,050,107.60 shall be paid from the WWTP Capital Fund account and paid directly to the vendor from OWDA.

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 services referred to above must be expedited in order to comply with NPDES and weather related operational needs, 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: April 3, 2023

PRESENTED TO
MAYOR: April 3, 2023

APPROVED: April 3, 2023

ATTEST: Mary Ellen Umerley

SUSAN G PEASE
Clerk of Council

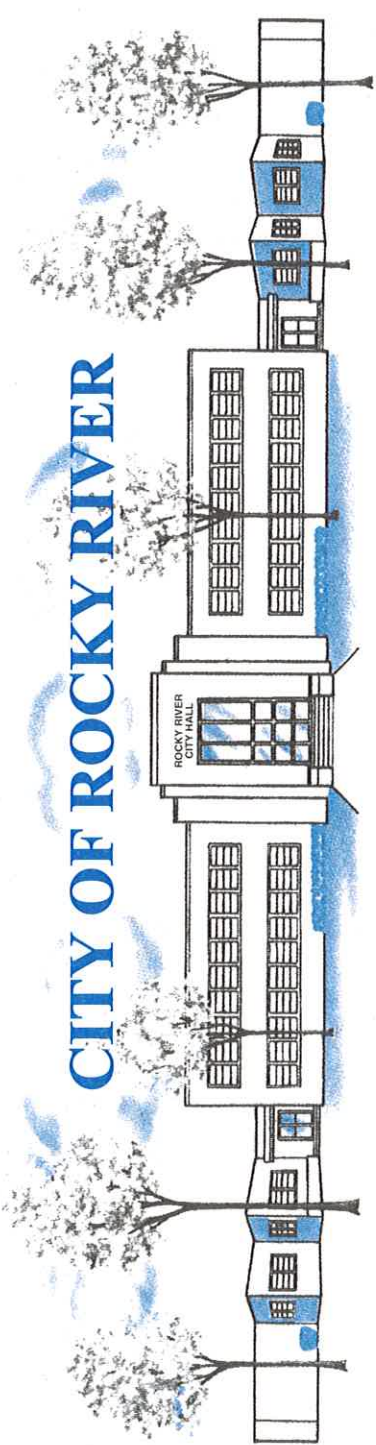
JAMES W. MORAN
President of Council

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 3rd day of April, 2023.

Mary Ellen Umerley

CITY OF ROCKY RIVER



21012 HILLIARD BLVD.

• ROCKY RIVER, OHIO 44116 •

(440) 331-0600

February 14, 2023

Mayor Pamela E. Bobst
City of Rocky River
Rocky River, OH 44116

Dear Mayor Bobst:

The City received three (3) bids on January 26, 2023 for the Wastewater Treatment Plant CEPT and Final Clarifier Improvements Project

<u>Contractor</u>	<u>Bid</u>	<u>Difference</u>
1. Shook Construction Co.	\$ 23,729,400.00	\$ 968,223.00
2. Great Lake Construction Co.	\$ 24,697,623.00	\$ 3,984,373.00
3. Kokosing Industrial Co.	\$ 27,713,773.00	

Wastewater Treatment Plant Superintendent Barille and consulting engineering has reviewed the bids and recommend Shook Construction Company with the best and lowest bid. Please see supporting documentation as part of this Exhibit showing the consulting engineering recommendation. The bids were evaluated on the "Single Prime Base Bid Amount" tabulated above. Following base bid evaluation, the addition or subtraction of "Alternate Bid Items yielded the "Total Bid Sum with Deducts and Alternates" of \$23,681,916.00 as presented in the body of the legislation. The Engineering Estimate for this project was \$28,070,653.00. With your permission the WWTP will submit an ordinance to council for consideration at their next scheduled legislative meeting.

If you have any questions in this regard, please do not hesitate to contact me.

Very truly yours,

Nick Barille
WWTP Superintendent

NB/mf
Cc: All councilmembers



February 1, 2023

Honorable Pamela Bobst
Mayor
City of Rocky River
21012 Hilliard Boulevard
Rocky River, Ohio 44116

Re: City of Rocky River
CEPT and Final Clarifier Improvements Bid Recommendation

Dear Mayor Bobst,

On January 26, 2023, bids were opened for the Rocky River WWTP CEPT and Final Clarifier Improvements project. Representatives from Rocky River, Hazen and several construction firms were in attendance. Three (3) bids were received and read aloud.

The attached bid tabulation provides more detail on the bids received and are summarized as follows:

CEPT and FINAL CLARIFIER IMPROVEMENTS BID RESULTS, January 26, 2023	
Contractor	Base Bid
Shook Construction Great Lakes Construction	\$23,729,400
Kokosing Industrial	\$24,697,623
	\$27,713773

The low bidder for the contract is Shook Construction (Shook). Hazen reviewed Shook’s bid submittal. They provided all required documents and there were no irregularities. The low bidder was awarded based on the Total Single Prime Base Bid price as specified in section 5.03 of the Bid Form.

Shook’s base bid is below the opinion of probable construction for this project (\$28,100,000) and was approximately 3.5% lower than the next lowest bidder. Shook has significant experience in construction of wastewater facilities and is currently constructing a similar project for Northeast Ohio Regional Sewer District at their Westerly WWTC.



Hazen recommends the following actions related to the Bid Alternates provided in Shook's Bid:

1. Alternate Bid Item No. 1 – Final Clarifier shaft mechanism materials for zero dollars – NOT ACCEPT
2. Alternate Bid Item No. 2 – Gravity Thickener Mechanisms to be provided in stainless steel for an additional \$27,516 - ACCEPT
3. Alternate Bid Item No. 3 – The retaining wall to be provided in MSE construction for a deduct of \$75,000 - ACCEPT

Including the two accepted bid alternate items results in a contract amount of \$23,681,916. Pending approval of the Management Committee, we recommend that the project be awarded to Shook Construction for the contract amount of \$23,681,916.

Once approved by Management Committee, the City needs to complete the following forms as part of the award:

- Certificate of Finance Director
- Certificate of Director of Law
- Approved List of Subcontractors
- Notice of Commencement of Public Improvement

For the loan amount, DEFA will add a 10% contingency which will bring the total loan amount for the construction of the project to \$26,050,108. The basis of the loan award will be based on the Shook contract amount of \$23,681,916. The contingency amount will only be utilized as necessary.

If you have any questions or need additional information, please let us know.

Very truly yours,

HAZEN AND SAWYER.

Corinne Sackett, P.E.

cc: Nick Barille – Rocky River WWTP Superintendent
Jamie Gellner - Hazen
Scott Ankrom - Hazen
Enclosures

hazenandsawyer.com