

# CITY OF CLAYTON, OHIO

## RESOLUTION NO. R- 07- 17 - 36

### A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO CHANGE ORDER NUMBER 1 WITH R. A. MILLER CONSTRUCTION COMPANY FOR THE 2018 CONCRETE CURB, GUTTER AND DRIVEWAY APPROACH PROJECT

**WHEREAS**, via enactment of Resolution No. R-10-16-48 on October 5, 2017, Council authorized the City Manager to enter into a contract with R. A. Miller Construction Company for the 2018 concrete curb, gutter and driveway approach project for the contract amount of \$1,527,073.00 with the provision therein that additional latent repairs were to be performed upon approval by the City via Change Order and said additional work was not to exceed a total contract price of \$1,600,000.00; and

**WHEREAS**, the Public Service Director has advised of additional necessary saw cuts, curb and approach work as well as a deduction for an overcharge thereby necessitating Change Order No. 1 with respect to the above identified Project (copy appended hereto as **Exhibit A**) and further advised the addition and deduction referenced in the attached Change Order No. 1 will result in a total contract price of \$1,651,671.40; and

**WHEREAS**, City Council desires to authorize the City Manager to enter into Change Order No. 1 in substantially the same form as appended hereto in order to increase the original contract amount as stated herein.

### NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the City Manager is hereby authorized to enter into Change Order No. 1 with R. A. Miller Construction Company, in substantially the same form as the Change Order appended hereto, with respect to the 2018 concrete curb, gutter and driveway approach project.
2. That this Resolution shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Resolution or which imposes additional requirements for effectiveness or validity.

ADOPTED BY COUNCIL ON JULY 19, 2018.

AUTHENTICATION:

  
\_\_\_\_\_  
Mayor (Presiding Officer of Council)

  
\_\_\_\_\_  
Clerk of Council


APPROVED AS TO FORM:

  
\_\_\_\_\_  
Law Director

CERTIFICATION OF PUBLICATION

This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper                      Date of publication  
Englewood Independent      July 29, 2018

  
CLERK

**CHANGE ORDER** Number 1

Contract: City of Clayton, Ohio 2018 Concrete Curb, Gutter and Driveway Approach Project

Date: July \_\_\_\_\_, 2018

Title of Change Order: Price Adjustment for additional work and overcharge deduction

Description of Change: Adjustment of price to include the additional cost for sawcuts, curb and approach work and deduction for overcharge


Original Contract Amount: \$1,527,073.00

Previous Changes (+ or -): \$0.00

This Change (+ or -): - \$1,224.00

This Change (+ or -): + \$125,822.40

Adjusted Contract Amount: \$1,651,671.40

Approved By:   
Rick Rose, City of Clayton City Manager

Date: July 20, 2018

Approved By: R. A. Miller Construction Company  
By: \_\_\_\_\_  
Title: \_\_\_\_\_

Date: July \_\_\_\_\_, 2018