

**ORDINANCE NO. 31-2021**

**AUTHORIZING THE VILLAGE ADMINISTRATOR TO EXECUTE A CHANGE ORDER FOR THE 2020 RESIDENTIAL STREET PAVING PROJECT AND DECLARING AN EMERGENCY**

**WHEREAS**, this Council previously passed Ordinance No. 17-2020, awarding a contract to the JK Meurer Construction Company (“JK Meurer”) for the 2020 Residential Street Repaving Project (the “Project”), as supplemented, in the amount of \$363,356.50; and

**WHEREAS**, Change Order No. 4 has been submitted and recommended by the Village Engineer for additional curb removal and replacement and additional sidewalk on Eleanor and High Streets as well as additional planning and repaving at the Wooster Road and Red Bank Road intersection, in the amount of \$47,737.38.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of Fairfax, State of Ohio that:

**SECTION I:** Council hereby approves, and authorizes the Village Administrator to execute, Change Order No. 4 in the amount of \$47,737.380, attached hereto as Exhibit A, bringing the total cost of the Project to \$411,093.88 and amending the contract for the Project accordingly.

**SECTION II:** This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and general welfare and shall be effective immediately. The reason for said declaration of emergency is the immediate need to approve the additional work items for the Project in order to meet the completion requirement of the contract.

Passed this 20<sup>th</sup> day of December, 2021.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Fiscal Officer

**CERTIFICATE**

I hereby certify this to be a true and correct copy of Ordinance No. 31-2021 passed at a meeting of the Council of the Village of Fairfax on this 20<sup>th</sup> day of December, 2021.

\_\_\_\_\_

J. T. KING & CO. INC.  
 CIVIL ENGINEERS  
 CINCINNATI, OHIO

**CHANGE ORDER**

DATE OF ISSUANCE: 13-Dec-21 NO. FOUR  
 EFFECTIVE DATE: 13-Dec-21  
 OWNER: VILLAGE OF FAIRFAX  
 CONTRACTOR: J. K. MEURER CORPORATION  
 CONTRACT: ENTIRE PROJECT  
 PROJECT: 2020 STREET RESURFACING PROJECT  
 OWNER'S CONTRACT NO.: \_\_\_\_\_ ENGINEER'S CONTRACT NO.: 20001-E  
 ENGINEER: J. T. KING & CO. INC., CINCINNATI, OHIO

You are directed to make the following changes in the Contract Documents:  
 Description:

ADJUSTMENTS FOR ADDITIONAL WORK ORDER AND COMPLETED  
 AND INVOICED ON JULY 13TH, 2021

Reason for Change Order: CHANGE IN SCOPE OF WORK REQUIRED  
 AND ORDERED DURING CONSTRUCTION

Attachments: (List documents supporting change)

J. K. MEURER QUANTITY INVOICE DATED JULY 13, 2021  
 SEE ATTACHED COPIES OF EMAILS FROM J. T. KING

CHANGE IN CONTRACT PRICE:	
Original Contract Price	<u>\$329,012.50</u>
Net Increase (Decrease) from previous Change Orders No. <u>ONE</u> to <u>THREE</u> :	<u>\$34,344.00</u>
Contract Price prior to this Change Order:	<u>\$363,356.50</u>
Net Increase (decrease) of this Change Order:	<u>\$47,737.36</u>
Contract Price with all approved Change Orders:	<u>\$411,093.88</u>

CHANGE IN CONTRACT TIMES:	
Original Contract Times:	
Substantial Completion:	<u>SAME</u>
Ready for Final Payment:	<u>NO CHANGE</u>
(days or dates)	
Net change from previous Change Orders No. _____ to No. _____ :	
Substantial Completion:	_____
Ready for Final Payment:	_____
(days)	
Contract Times prior to this Change Order:	
Substantial Completion:	_____
Ready for Final Payment:	_____
(days or dates)	
Net Increase (decrease) this Change Order:	
Substantial Completion:	_____
Ready for Final Payment:	_____
(days)	
Contract Times with all approved Change Orders:	
Substantial Completion:	_____
Ready for Final Payment:	_____
(days or dates)	

RECOMMENDED:

J. T. KING & CO. INC.  
 ENGINEER

APPROVED:

VILLAGE OF FAIRFAX, OHIO  
 OWNER

ACCEPTED:

*[Signature]*

By:

By:

By:

J. T. KING & CO. INC.  
 CIVIL ENGINEERS  
 CINCINNATI, OHIO

**CHANGE ORDER**

NO. FOUR

DATE OF ISSUANCE: 13-Dec-21 EFFECTIVE DATE: 13-Dec-21  
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 CONTRACTOR: J. K. MEURER CORPORATION  
 CONTRACT: ENTIRE PROJECT  
 PROJECT: 2020 STREET RESURFACING PROJECT  
 OWNER'S CONTRACT NO.: \_\_\_\_\_ ENGINEER'S CONTRACT NO.: 20001-E

ENGINEER: J. T. KING & CO. INC., CINCINNATI, OHIO

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*RYI*

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Contract Price prior to this Change Order:	<u>\$363,356.50</u>
Net Increase (decrease) of this Change Order:	<u>\$47,737.38</u>
Contract Price with all approved Change Orders:	<u>\$411,093.88</u>

CHANGE IN CONTRACT TIMES:	
Original Contract Times:	
Substantial Completion:	<u>SAME</u>
Ready for Final Payment:	<u>NO CHANGE</u>
(days or dates)	
Net change from previous Change Orders No. _____ to No. _____:	
Substantial Completion:	
Ready for Final Payment:	
(days)	
Contract Times prior to this Change Order:	
Substantial Completion:	
Ready for Final Payment:	
(days or dates)	
Net Increase (decrease) this Change Order:	
Substantial Completion:	
Ready for Final Payment:	
(days)	
Contract Times with all approved Change Orders:	
Substantial Completion:	
Ready for Final Payment:	
(days or dates)	

CHANGE ORDER SUMMARY

VILLAGE OF FAIRFAX CO. SUMMARY VALUES				
NO.	C.O.	TOTAL	TOTAL PROJ. COST	
CO NO. 1	\$14,400.00	\$14,400.00	\$329,012.50	
CO NO. 2	\$14,956.00	\$29,356.00	\$343,412.50	
CO NO. 3	\$4,988.00	\$34,344.00	\$368,368.50	
CO NO. 4	\$47,737.38	\$82,081.38	\$363,356.50	\$411,093.88

RECOMMENDED: \_\_\_\_\_ APPROVED: \_\_\_\_\_ ACCEPTED: \_\_\_\_\_  
 By: J. T. KING & CO. INC. By: VILLAGE OF FAIRFAX, OHIO By: J. K. Meurer Corp  
 ENGINEER OWNER CONTRACTOR  
 DATE: \_\_\_\_\_

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**Subject:** RE: 2020 STREET PROJECT FINAL QUANTITIES HIGH AND ELEANOR  
**From:** Jennifer Kaminer <jkaminer@fairfaxoh.org>  
**Date:** Fri, Dec 10, 2021 2:14 pm  
**To:** "J. Timothy King" <tking@jtking.com>

Thank you, Tim.

If you could put in the description as much detail as to what the change order is covering that would be appreciated.

Jenny

**From:** J. Timothy King <tking@jtking.com>  
**Sent:** Friday, December 10, 2021 2:12 PM  
**To:** Jennifer Kaminer <jkaminer@fairfaxoh.org>; Joe Huskey <jhuskey@fairfaxoh.org>  
**Subject:** 2020 STREET PROJECT FINAL QUANTITIES HIGH AND ELEANOR

Jennifer and Joe,

I have checked the measured quantities by Joe and compared them to the Application for Payment No. 4 dated 7/13/2021.

The request for payment quantities are within reason with the "as-built" quantities with the exception of the pavement planning, the bid quantity was 1765 SY and the request is for 1,765 SY, but the "as-built" quantity is 2,840 SY (this is the addition of Spring Street which is not included in the request for payment). The asphalt quantities are a little higher than the bid quantities.

The asphalt bid quantities has some extra built into them-which covered the asphalt used on Spring Street.

Attached is my rough work sheet for these quantities.

I am OK with the request for payment. And, I will go ahead and prepare the Change Order No. 4.

Tim

Timothy King, P.E., P.S.  
J. T. KING & CO. INC.  
9200 MONTGOMERY ROAD  
SUITE 21-B  
CINCINNATI OH 45242  
office: (513) 793-7667  
cell: (513) 646-6322

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