

Ordinance No. 14-2021

By Council Members: Kazy and Kelley (by departmental request)

An emergency ordinance authorizing the Director of Public Utilities to make alterations and modifications in Contract No. PI 2019-4 with Terrace Construction Company, Inc. for constructing the East 85th Street and Chester Parkway Area Sewer Project; and authorizing the Director to apply for and accept funding from the Northeast Ohio Regional Sewer District for Community Cost Share Program funding to implement this ordinance.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Utilities is authorized to make the following alterations and modifications in Contract No. PI 2019-4 with Terrace Construction Company, Inc. for constructing the East 85th Street and Chester Parkway Area Sewer Project:

Subsidiary Additions

Replace non-digging Jack and Bore Technology with open cut excavating along Chester Parkway	\$ 2,933,699.98
10% contingency	<u>+ 117,551.40</u>
Subsidiary Additions	\$ 3,051,251.38

Subsidiary Credits

Deduct for Jack and Bore	\$1,477,140.00
Deduct for 1 pit, 2 were installed	<u>+ 281,046.00</u>
Subsidiary Credits	\$1,758,186.00

Subsidiary Additions	\$ 3,051,251.38
Subsidiary Credits	<u>- 1,758,186.00</u>
Total Subsidiary Additions	\$ 1,293,065.38
Original Contract Amount	\$ 3,621,326.50
Total Subsidiary Additions	<u>+ 1,293,065.38</u>
New Contract Amount	\$ 4,914,391.88

which alteration has been recommended in writing by the Director of Public Utilities, countersigned by the Mayor, and consented to by the surety on the contract. The price to

be paid for the alterations and modifications to the contract has been agreed upon in writing and signed by the Director of Public Utilities and the contractor.

Section 2. That the Director of Public Utilities is authorized to apply for and accept funding from the Northeast Ohio Regional Sewer District (“NEORS”) for Community Cost-Share Program funding to implement this ordinance; that the Director is authorized to file all papers and execute all documents necessary to receive the funds; and that the funds are appropriated for the purposes described in this ordinance.

Section 3. That this alteration will cause an increase in the amount of the original contract in the sum of \$1,293,065.38 to be paid from Fund Nos. 54 SF 001 and 54 SF 275. (RQS 2003, RL 2020-95)

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the 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 January 20, 2021.

Effective January 26, 2021.