

**CITY OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2024-09**

**A RESOLUTION APPROVING AND AUTHORIZING MAYOR AND DIRECTOR OF
FINANCE TO EXECUTE AMENDMENT #2 TO AGREEMENT WITH CHOICE ONE
ENGINEERING FOR THE MASON-MORROW-MILLGROVE ROAD PROJECT
PHASE TWO, AND DECLARING AN EMERGENCY**

WHEREAS, on June 21st, 2018, the then-Village Council passed Resolution No. 2018-32 and entered into an agreement with Choice One Engineering (“Engineer”) for the design of the Mason-Morrow-Millgrove Road Project Phase Two in the amount of \$26,400.00; and,

WHEREAS, on March 3rd, 2022, the City Council passed Resolution No. 2022-07, approving Amendment #1 to said agreement to increase the not to exceed amount to \$39,000.00

WHEREAS, due to delays in the project and changes in the scope of the project, additional design and engineering services are required to complete the design of the Project; and,

WHEREAS, the Choice One Engineering has submitted a proposal for additional surveying, design and bidding which will result in a not to exceed cost of \$48,500.00 which is a net increase of \$9,500.00 from the contract price per Amendment #1; and,

WHEREAS, immediate action is required to approve said amendment to ensure the design for the Project is expedited to allow for construction this year and such action is necessary in order to preserve the public peace, health, safety or welfare of the City.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Lebanon, at least two-thirds of all members elected thereto concurring:

Section 1. Approve Amendment #2 with Choice One Engineering, a copy of which is attached hereto, and further authorize the Mayor and Director of Finance to execute an Amendment on behalf of the City.

Section 2. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.


Section 3. That this Resolution is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Resolution shall be in full force and effective immediately upon its passage.

Section 4. That it is found and determined that all formal actions of the Council concerning and relating to passing this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

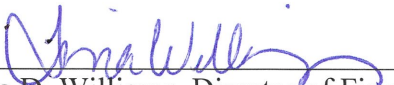
Resolution 2024-09

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Adopted this 7th day of March, 2024.



Linda S. Burke, Mayor

Attest: 

Petrina D. Williams, Director of Finance/Clerk

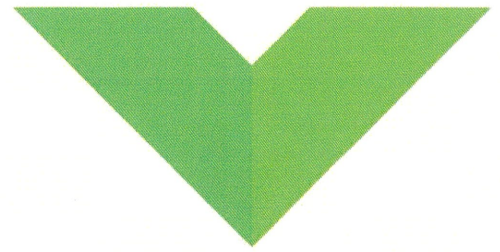
Rules Suspended: <u>3/7/24</u> (if applicable)
First Reading: <u>-</u>
Second Reading: <u>-</u>
Vote - <u>6</u> Yeas <u> </u> Nays
Effective Date: <u>3/7/24</u>

Prepared by and approved as to form:

Andrew P. Meier
Law Director
City of South Lebanon, Ohio

By: 

Date: 3/7/2024



Date

January 12, 2024

Attention

Jerry Haddix
jhaddix@southlebanonohio.org

Address

City of South Lebanon
10 N. High Street
South Lebanon, OH 45065

Subject

Amendment #2 to Agreement for Professional Services
Mason-Morrow-Millgrove Widening – Phase 2
WAR-SLE-1805

Dear Mr. Haddix:

The Agreement referred to herein was executed on 6/21/18 and amended the first time on 3/3/22 between the City of South Lebanon, hereinafter referred to as Client and Choice One Engineering Corporation, hereinafter referred to as Choice One.

This Agreement is hereby modified by mutual consent and agreement as followed. Please execute the Agreement Amendment and return it to Choice One.


If you have any questions, please feel free to give us a call.

City of South Lebanon


Authorized Signature


03/07/2024
Date

Choice One Engineering Corporation


Nicholas J. Selhorst, P.E., Project Manager

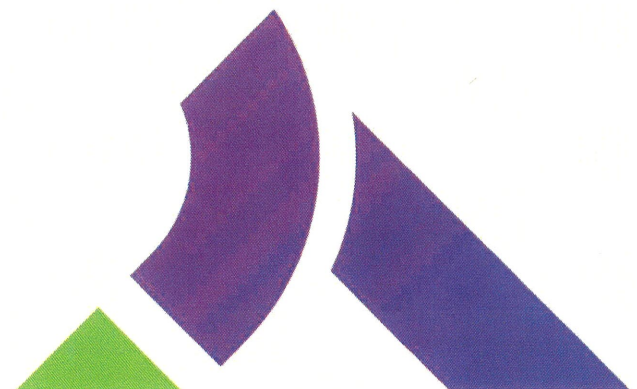
1/12/24
Date

Approved as to form:
ANDREW P. MEIER
LAW DIRECTOR
CITY OF SOUTH LEBANON, OHIO

By: 
Date: 3/7/2024

W. Central Ohio/E. Indiana
440 E. Hoewisher Rd.
Sidney, OH 45365
937.497.0200 Phone

S. Ohio/N. Kentucky
8956 Glendale Millford Rd., Suite 1
Loveland, OH 45140
513.239.8554 Phone



Scope of Services

Project Snapshot

The Scope of Services will be expanded to include the following:

Project Details

- Project scope will change again compared to the 3/3/22 amendment and will be closer to the original contract dated 6/21/18.
- Project limits will now change to begin on the east end where Phase 1 of the MMM Road Reconstruction ended, and the project limits will end at the beginning of the turn lane tapers needed for the River Creek Lofts project. Project length now approximately 1800'.
- Roadway will be milled/filled and widened to create two 11' lanes and two 4' shoulders.
- Maintenance of traffic will be changed to show part-width construction and flagging procedures. No road closure will be done.
- No water main or sanitary sewer work is included in this scope.
- No construction administration or observation are included in this agreement amendment. If the City desires those services, Choice One will send another agreement amendment.

Compensation & Schedule

Compensation

Task	Additional Fee	Additional Fees From Previous Amendments	Original Fee	Total
Topographic Survey		\$1,400.00	\$3,900.00	\$5,300.00
Construction Plans	\$9,500.00	\$8,000.00	\$22,500.00	\$40,000.00
Construction Bidding Procedures		\$3,200.00	\$0.00	\$3,200.00
Total	<u>\$9,500.00</u>	\$12,600.00	\$26,400.00	\$48,500.00

Schedule

The above service will commence after receipt of the executed Agreement Amendment and be completed within ninety (90) days.