

## RECORD OF ORDINANCES

Resolution No. 2021-52Passed SEPTEMBER 15, 2021

SPONSOR: STREETS COMMITTEE

RESOLUTION AUTHORIZING THE VILLAGE OF MOGADORE TO APPROVE AND PAY UP TO AN ADDITIONAL \$50,000.00 FOR CHANGE ORDERS TO THE CONTRACT WITH CEMENTECH, INC., AN INDEPENDENT CONTRACTOR, ON THE SUNRISE BOULEVARD INFRASTRUCTURE IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, after a duly executed and performed public bidding process, the Village of Mogadore entered into a contract with Cementech, Inc. for the Sunrise Boulevard Infrastructure Improvements Project; and,

WHEREAS, the Village has evaluated the project and has determined that several change orders and overruns were necessary to the contract to allow for additional necessary work including: additional service installation from the curb box to the individual residences, including but not limited to yard drains, larger sanitary sewer lines, new lining, a manhole, and additional grading work.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio, as follows:

SECTION 1: That the Mayor is hereby authorized to pay up to an additional **Fifty Thousand and 00/00 Dollars (\$50,000.00)** for the change orders and costs and to sign all other necessary paperwork as described in "Exhibit A" to allow for the addition of new sidewalks and necessary sanitary sewer improvements as a part of the Village's Sunrise Boulevard Infrastructure Improvements Project. The basis for the request is that it is necessary for the completion of the Village's Sunrise Boulevard Infrastructure Improvements Project as detailed above and in "Exhibit A." The total additional cost of the necessary change orders and overruns is **Forty-Six Thousand Seven Hundred Twenty-Three and 62/00 Dollars (\$46,723.62)**, which may be paid for by the Village pursuant to this Resolution.

SECTION 2: That the Mayor and/or Clerk-Treasurer are hereby authorized and directed to make any additional payments and sign/execute all related paperwork for these change orders and overruns to the contract.

SECTION 3: That the Council hereby appropriates the funds necessary for the subject costs, as provided.

SECTION 4: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 5: That it is found and determined that all formal actions of the Council relating to the adoption of this Resolution were taken in a duly noticed open meeting of this Council and that all deliberations which resulted in formal action were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

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SECTION 6: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the Village's residents, to allow for the timely, cost-effective construction of infrastructure within the Village during ongoing work, and to allow for the continued operations of the Village administration and shall therefore take effect and be in force from and immediately after its passage.

Michael Raddish 9-15-21

President of Council

Date

Michael R. ... 9-15-21

Mayor

Date

Attest:

[Signature]  
Clerk-Treasurer

APPLICATION AND CERTIFICATION FOR CONTRACT PAYMENT

TO: VILLAGE OF MOGADORE

PROJECT: SUNRISE BLVD. STREET IMPROVEMENTS

APPLICATION #:

FROM:

CEMENTECH INC.  
1680 SOUTHEAST AVE.  
TALLMADGE, OHIO 44278  
PHONE: 330-628-5405 FAX: 330-628-5830

INVOICE NO:

2

ENG PROJ NO:  
FIN PROJ NO:

2  
Y  
6/30/2021

CONTRACT NO:

CHANGE ORDER SUMMARY

NO.	DESCRIPTION	AMOUNT
CO #1	MH D22 & CB D23	\$5,260.04
CO #2	67 Sunrise East Pond Drainage	\$8,332.84
CO #3	CO #3 Sanitary MH Wrap	\$2,176.28
CO #4	Warner Ave Hydrant & Irrigation	\$3,176.76

CONTRACT COST SUMMARY

1. ORIGINAL CONTRACT SUM	\$ 1,096,306.80
2. NET CHANGE BY C.O.	\$ 18,947.92
3. CONTRACT SUM TO DATE	\$ 1,124,082.50
4. TOTAL COMPLETED TO DATE	\$ 1,143,030.42
5. RETAINAGE	
a. 10% of completed work	\$ 114,303.04
6. TOTAL EARNED LESS RETAINAGE	\$ 1,028,727.38
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	
FOR PAYMENT	\$ 215,659.80
8. CURRENT PAYMENT DUE	\$ 813,067.58
9. BAL TO FINISH, PLUS RETNG	\$ 114,303.04
10. CURRENT PAYMENT DUE	\$ 813,067.58

Contractor Signature

 Date: 9-15-21

Engineer Signature

Date: \_\_\_\_\_

ITEM NO.	DESCRIPTION	UNIT MEASURE	QUANTITY	TOTAL UNIT COST	TOTAL COST	THIS APPLICATION	PREVIOUS APP	THI \$	MATE STORED	STORED TO DATE AND
1	MAINTAINING TRAFFIC, AS PER PLAN	LS	1	\$ 10,000.00	\$ 10,000.00	1.00	\$ 0.00	\$ 10,000.00	\$ -	\$ 10,000.00
2	CONSTRUCTION LAYOUT STAKING	LS	1	\$ 10,000.00	\$ 10,000.00	1.00	\$ 0.00	\$ 10,000.00	\$ -	\$ 10,000.00
3	MOBILIZATION AND BONDING	LS	1	\$ 135,000.00	\$ 135,000.00	0.00	\$ 135,000.00	\$ 0.00	\$ -	\$ 135,000.00
4	CLEARING & GRUBBING	LS	1	\$ 1,500.00	\$ 1,500.00	1.00	\$ 0.00	\$ 1,500.00	\$ -	\$ 1,500.00
5	TREES OR STUMPS REMOVED, UP TO 24" IN DIAMETER, AS DIRECTED, AS PER PLAN	EA	8	\$ 350.00	\$ 2,800.00	10.00	\$ 0.00	\$ 3,500.00	\$ -	\$ 3,500.00
6	TREES OR STUMPS REMOVED, OVER TO 24" TO 36" IN DIAMETER, AS DIRECTED, AS PER PLAN	EA	1	\$ 1,100.00	\$ 1,100.00	1.00	\$ 0.00	\$ 1,100.00	\$ -	\$ 1,100.00
7	TREES OR STUMPS REMOVED, OVER TO 36" TO 60" IN DIAMETER, AS DIRECTED, AS PER PLAN	EA	1	\$ 1,100.00	\$ 1,100.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
8	PIPE REMOVED 24" AND UNDER, AS PER PLAN	LF	463	\$ 1.00	\$ 463.00	340.00	\$ 0.00	\$ 340.00	\$ -	\$ 340.00
9	MANHOLE REMOVED, AS PER PLAN	EA	1	\$ 500.00	\$ 500.00	1.00	\$ 0.00	\$ 500.00	\$ -	\$ 500.00
10	CATCH BASIN REMOVED, AS PER PLAN	EA	5	\$ 250.00	\$ 1,250.00	5.00	\$ 0.00	\$ 1,250.00	\$ -	\$ 1,250.00
11	GRAVEL DRIVE REMOVAL, AS PER PLAN	SF	200	\$ 1.00	\$ 200.00	175.00	\$ 0.00	\$ 175.00	\$ -	\$ 175.00
12	PAVEMENT REMOVED, CHIP AND SEAL, AS PER PLAN	SF	35500	\$ 0.10	\$ 3,550.00	43947.00	\$ 0.00	\$ 4,394.70	\$ -	\$ 4,394.70
13	PAVEMENT REMOVED, DRIVES, APRONS & WALKS, AS PER PLAN	SF	6838	\$ 0.10	\$ 683.80	8823.00	\$ 0.00	\$ 882.30	\$ -	\$ 882.30
14	CURB AND GUTTER REMOVED	LF	100	\$ 1.00	\$ 100.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
15	EXCAVATION, AS PER PLAN	LS	1	\$ 75,000.00	\$ 75,000.00	1.00	\$ 0.00	\$ 75,000.00	\$ -	\$ 75,000.00
16	EMBANKMENT, AS PER PLAN	LS	1	\$ 13,500.00	\$ 13,500.00	1.00	\$ 0.00	\$ 13,500.00	\$ -	\$ 13,500.00
17	CONCRETE SIDEWALK, 4" THICK, AS PER PLAN	SF	1528	\$ 7.00	\$ 10,696.00	2993.00	\$ 0.00	\$ 20,851.00	\$ -	\$ 20,851.00
18	CONCRETE SIDEWALK, APRONS AND DRIVES, 6" THICK, AS PER PLAN	SF	5465	\$ 6.50	\$ 35,522.50	5830.00	\$ 0.00	\$ 37,885.00	\$ -	\$ 37,885.00
19	CONCRETE CURB RAMP, AS PER PLAN	EA	4	\$ 700.00	\$ 2,800.00	4.00	\$ 0.00	\$ 2,800.00	\$ -	\$ 2,800.00
20	ASPHALT DRIVEWAY REPLACEMENT, AS DIRECTED, AS PER PLAN	SF	100	\$ 7.00	\$ 700.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
21	AGGREGATE FOR DRIVEWAY REPAIR, AS DIRECTED, AS PER PLAN	SF	100	\$ 1.00	\$ 100.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
22	WATER FOR DUST CONTROL, AS DIRECTED	M GAL	10	\$ 1.00	\$ 10.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
23	CALCIUM CHLORIDE FOR DUST CONTROL, AS DIRECTED	TON	2	\$ 2.00	\$ 4.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
24	8" BASE PIPE ROADWAY UNDERDRAIN (712.09)	FT	3000	\$ 13.00	\$ 39,000.00	2731.00	\$ 0.00	\$ 35,603.00	\$ -	\$ 35,603.00
25	SEGMENTAL BLOCK RETAINING WALL, AS DIRECTED	SF	100	\$ 30.00	\$ 3,000.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
26	SEGMENTAL BLOCK RETAINING WALL, REMOVE AND RESET, AS DIRECTED	SF	100	\$ 30.00	\$ 3,000.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
27	TIMBER/TIE RETAINING WALL, AS DIRECTED	SF	100	\$ 20.00	\$ 2,000.00	0.00	\$ 0.00	\$ 0.00	\$ -	\$ 0.00
28	SEEDING AND MULCHING, AS DIRECTED, AS PER PLAN	SY	2384	\$ 0.50	\$ 1,192.00	1020.00	\$ 0.00	\$ 510.00	\$ -	\$ 510.00





# CEMENTECH, INC.

CO #1

Date: 2/15/21

1680 Southeast Avenue  
Tallmadge, OH 44278

Phone: (330) 628-5404 Fax: (330) 628-5830

## TIME AND MATERIAL PRICING

County: Summit

**Project Name:** Sunrise Reconstruction  
**Contractor:** Cementech, Inc.  
**Owner:** Village of Mogadore

**Description:** Core MH D22, CB D23, 4109 S. Sunrise install drain line to connect existing

**A. LABOR:** (straight time only)

worker classification	labor	hours	x	rate =	
		16	x	\$59.19	
	finisher	0	x	\$0.00	
	brick layer	0	x	\$0.00	
	foreman	0	x	\$74.29	
	operator	8	x	\$74.29	

hours x rate =  
 hours x rate =

TOTALS	Payroll Taxes		total
		%	
\$947.04	FUTA		
\$0.00	SUTA		
\$0.00	medicare	1.45%	\$22.35
\$0.00	social security	6.20%	\$95.56
\$594.32	workers comp	17.58%	\$270.97
<b>Total</b>			<b>\$ 388.89</b>

**total labor** \$1,541.36  
**payroll taxes** \$ 388.89

(Heavy/specialized equipment)

**B OWNED EQUIPMENT**

	hour,day,week	x	rate =	
314 Excavator	8	x	\$97.00	\$776.00
Six Axle Dump	8	x	\$95.00	\$760.00
Utility Truck	8	x	\$65.00	\$520.00
<b>Total Equipment</b>				<b>\$2,056.00</b>

\$3,986.25

**Subtotal (A,B):**

**C MATERIALS**

	quantity	x	unit cost	
#57 limestone ton	4.81	x	\$30.00	\$144.30
8" SDR 35 pipe each	2	x	\$120.00	\$240.00
8" 45 each	2	x	\$50.00	\$100.00
Hardback Fernco each	1	x	\$60.00	\$60.00
<b>Subtotal (C):</b>				<b>\$544.30</b>

**D MATERIAL MARKUP**

15% (on items C) **Subtotal (D):** \$81.65

**Subtotal (A thru D):** \$4,612.19

**E SUBCONTRACTOR**

Concrete Cutting	lump	1	x	\$617.00	\$617.00
	lump	0	x	\$0.00	\$0.00
	lump	0	x	\$0.00	\$0.00
	lump	0	x	\$0.00	\$0.00

(reasonable cost for all labor & material)

**Subtotal (E):** \$617.00

..... 5% **Subtotal (F):** \$30.85

**F SUBCONTRACTOR MARKUP**

(markup is = or < 10%)

**Subtotal (E and F):** \$647.85

**TOTAL COST :** \$5,260.04



# CEMENTECH, INC.

1680 Southeast Avenue  
Tallmadge, OH 44278

Phone: (330) 628-5404 Fax: (330) 628-5830

Date: 3/2/21

## TIME AND MATERIAL PRICING

County: Summit

**Project Name:** Sunrise Reconstruction  
**Contractor:** Cementech, Inc.  
**Owner:** Village of Mogadore

**Description:** Location of 6" line 67 Sunrise East, Drain the Swamp, Tie into new 2-2B

**A. LABOR:** (straight time only)

worker classification	labor	hours	x	rate =	
		32	x	\$59.19	
	finisher	0	x		
	brick layer	0	x	\$0.00	
	foreman	0	x	\$74.29	
	operator	16	x	\$74.29	

TOTALS	Payroll Taxes		total
		%	
\$1,894.08	FUTA		
\$0.00	SUTA		
\$0.00	medicare	1.45%	\$44.70
\$0.00	social security	6.20%	\$191.13
\$1,188.64	workers comp	17.58%	\$541.94
	<b>Total</b>		<b>\$ 777.77</b>

hours x rate =  
 hours x rate =  
**total labor** \$3,082.72  
**payroll taxes** \$ 777.77

(Heavy/specialized equipment)  
**B OWNED EQUIPMENT**

	hour,day,week	x	rate =	
314 Excavator	16	x	\$97.00	\$1,552.00
Six Axle Dump	16	x	\$95.00	\$1,520.00
Utility Truck	16	x	\$65.00	\$1,040.00
<b>Total Equipment</b>				<b>\$4,112.00</b>

\$7,972.49

**Subtotal (A,B):**

**C MATERIALS**

	quantity	x	unit cost	
#304 limestone ton	20	x	\$25.00	\$500.00
#57 limestone ton	10.00	x	\$30.00	\$300.00
8" hardback fernco each	1	x	\$15.36	\$15.36
8" 22 deg fitting each	1	x	\$177.99	\$177.99
8" SDR 35 pipe each	1	x	\$120.00	\$120.00
<b>Subtotal (C):</b>				<b>\$313.35</b>

**D MATERIAL MARKUP**

15% (on items C) **Subtotal (D):** \$47.00

**Subtotal (A thru D):** \$8,332.84

**E SUBCONTRACTOR**

(reasonable cost for all labor & material)

lump	0	x	\$0.00	\$0.00
				\$0.00
<b>Subtotal (E):</b>				<b>\$0.00</b>

..... 5% **Subtotal (F):** \$0.00

**F SUBCONTRACTOR MARKUP**

(markup is = or < 10%) **Subtotal (E and F):** \$0.00

**TOTAL COST :** \$8,332.84



# CEMENTECH, INC.

CO #3

Date: 6/15/21

1680 Southeast Avenue  
Tallmadge, OH 44278

Phone: (330) 628-5404 Fax: (330) 628-5830

## TIME AND MATERIAL PRICING

County: Summit

Project Name: Sunrise Reconstruction  
Contractor: Cementech, Inc.  
Owner: Village of Mogadore

Description: Sanitary MH Wraps

**A. LABOR:** (straight time only)

worker classification	labor	hours	x	rate =	
		4	x	\$59.19	
	operator	4	x	\$74.29	
		0	x	\$0.00	
		0	x	\$0.00	
		0	x	\$0.00	
		hours x rate =			
		hours x rate =			

TOTALS	Payroll Taxes		total
		%	
\$236.76	FUTA		
\$297.16	SUTA		
\$0.00	medicare	1.45%	\$7.74
\$0.00	social security	6.20%	\$33.10
\$0.00	workers comp	17.58%	\$93.86
	<b>Total</b>		<b>\$ 134.71</b>

**total labor** \$533.92  
**payroll taxes** \$ 134.71

(Heavy/specialized equipment)

**B OWNED EQUIPMENT**

	hour, day, week	x	rate =	
Utility Truck .....	4	x	\$65.00	\$260.00
	hour, day, week x rate =			\$260.00

**Total Equipment**

\$928.63

**Subtotal (A,B):**

**C MATERIALS**

	quantity	x	unit cost	
MH Wrap each	1	x	\$1,250.00	\$1,250.00
<b>Subtotal (C):</b>				<u>\$1,250.00</u>

**D MATERIAL MARKUP**

15% (on items C) **Subtotal (D):** 15%

**Subtotal (A thru D):** \$2,178.78

**E SUBCONTRACTOR**

lump	0	x	\$0.00	\$0.00
lump	0	x	\$0.00	\$0.00
lump	0	x	\$0.00	\$0.00
lump	0	x	\$0.00	\$0.00

(reasonable cost for all labor & material)

**Subtotal (E):** \$0.00

..... 5% **Subtotal (F):** \$0.00

**F SUBCONTRACTOR MARKUP**

(markup is = or < 10%)

**Subtotal (E and F):** \$0.00

**TOTAL COST :** \$2,178.78





# CEMENTECH, INC.

CO #4

Date: 1/14/21

1680 Southeast Avenue  
Tallmadge, OH 44278

Phone: (330) 628-5404 Fax: (330) 628-5830

## TIME AND MATERIAL PRICING

County: Summit

**Project Name:** Sunrise Reconstruction  
**Contractor:** Cementech, Inc.  
**Owner:** Village of Mogadore

**Description:** Remove and Cap Hydrant Line at Warner & Fix irrigation  
4091 S Sunrise

**A. LABOR:** (straight time only)

worker classification

labor  
operator

hours x rate =			
8	x	\$59.19	
8	x	\$74.29	
0	x	\$0.00	
0	x	\$0.00	
0	x	\$0.00	

hours x rate =

hours x rate =

TOTALS	Payroll Taxes		
		%	total
\$473.52	FUTA		
\$594.32	SUTA		
\$0.00	medicare	1.45%	\$15.48
\$0.00	social security	6.20%	\$66.21
\$0.00	workers comp	17.58%	\$187.73
	<b>Total</b>		<b>\$ 269.42</b>

**total labor** \$1,067.84

**payroll taxes** \$ 269.42

(Heavy/specialized equipment)

**B OWNED EQUIPMENT**

hour,day,week x rate =

314 Excavator ..... hr	4	x	\$97.00	\$388.00
308 Excavator ..... hr	4	x	\$66.00	\$264.00
Six Axle Dump ..... hr	4	x	\$95.00	\$380.00
Utility Truck ..... hr	8	x	\$65.00	\$520.00

**Total Equipment**

hour,day,week x rate = \$1,552.00

\$2,889.26

**Subtotal (A,B):**

**C MATERIALS**

quantity x unit cost

6" MJ Plug each 1 x \$250.00 \$250.00

**Subtotal (C):** \$250.00

**D MATERIAL MARKUP**

15% (on items C)

**Subtotal (D):** \$37.50

**Subtotal (A thru D):** \$3,176.76

**E SUBCONTRACTOR**

lump	0	x	\$450.00	\$0.00
lump	0	x	\$0.00	\$0.00
lump	0	x	\$0.00	\$0.00
lump	0	x	\$0.00	\$0.00

(reasonable cost for all labor & material)

**Subtotal (E):** \$0.00

..... 5% **Subtotal (F):** \$0.00

**F SUBCONTRACTOR MARKUP**

(markup is = or < 10%)

**Subtotal (E and F):** \$0.00

**TOTAL COST :** \$3,176.76