

First Reading: July 24, 2007  
Second Reading: Dispensed  
Third Reading: Dispensed

RESOLUTION NO. 2007 - 19

**A RESOLUTION APPROVING A CHANGE ORDER TO A CONTRACT WITH R.A. MILLER CONSTRUCTION COMPANY, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY**

WHEREAS, the Village of Newtown has a contract with R.A. Miller Construction Company for the Concrete Curb and Gutter Replacement Project; and

WHEREAS, the Village wishes to amend its current contract with R.A. Miller Construction Company to account for certain additions and deletion to the contract; and

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Newtown, State of Ohio:

**SECTION 1.** The attached change order between the Village of Newtown and R. A. Miller Construction Company for the Concrete Curb and Gutter Replacement Project is approved.

**SECTION 2.** The Mayor and the Fiscal Officer of the Village are hereby authorized and directed to execute the change order on behalf of the Village in the amount of \$834.95.

**SECTION 3.** The Council of the Village of Newtown, by at least three-fourths vote of all of its members, dispenses with the requirement that this Resolution be read on three separate days and authorizes its passage upon one reading.

**SECTION 4.** This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare, and safety of the Village of Newtown. The reason for the emergency is to provide for the immediate approval of the change order to complete and close out the project.

**VOTE RECORD:**

Mr. Cosby YES

Mr. Evans YES

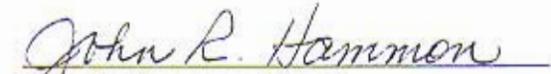
Ms. Hueber YES

Mr. Kobasuk YES

Ms. McCarthy ABSENT

Mr. Pulskamp YES

PASSED this 24th day of July, 2007.

  
\_\_\_\_\_  
John R. Hammon, Mayor  
Village of Newtown, Ohio

**AUTHENTICATION**

This is to certify that this Resolution was duly passed and filed with the Village of Newtown Fiscal Officer, this 24th day of July, 2007.

  
\_\_\_\_\_  
Keri L. Everett, Fiscal Officer  
Village of Newtown, Ohio

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
R. Douglas Miller, Solicitor  
Village of Newtown, Ohio

# CHANGE ORDER

Owner   
 Engineer   
 Contractor   
 Field   
 Other



BRANDSTETTER CARROLL INC.

PROJECT:	CONCRETE CURB AND GUTTER REPLACEMENT PROGRAM	CHANGE ORDER NUMBER:	One-Final
(name, address)	Newtown, Ohio	DATE:	July 2, 2007
TO CONTRACTOR:	R.A. Miller Construction	ENGINEER'S PROJECT NO.:	06108
(name, address)	4154 Augspurger Rd. Hamilton, Ohio 45011	CONTRACT DATE:	
		CONTRACT FOR:	Concrete Curb and Gutter Replacement

The Contract is changed as follows:

ADD: Final Quantity Adjustment \$ 834.95  
 SEE ATTACHED

The original (Contract sum)( <del>Guaranteed Maximum Price</del> ) was .....	\$	159,975.00
Net change by previously authorized Change Orders .....	\$	-0-
The (Contract Sum)( <del>Guaranteed Maximum Price</del> ) prior to this Change Order was .....	\$	159,975.00
The (Contract sum)( <del>Guaranteed Maximum Price</del> ) will be (increased)( <del>decreased</del> ) (unchanged) by this Change Order in the amount of .....	\$	834.95
The new (Contract sum)( <del>Guaranteed Maximum Price</del> ) including this Change Order will be .....	\$	160,809.95
The Contract Time will be (increased)( <del>decreased</del> )(unchanged) by .....		( ) days.
The date of Substantial Completion as of the date of this Change Order therefore is		

NOTE: This summary does not reflect changes in the Contract Sum, Contract Time, or Guaranteed Maximum Price which have been authorized by Construction Change Directive.

<u>BRANDSTETTER CARROLL INC.</u>	<u>R.A. MILLER CONSTRUCTION</u>	<u>VILLAGE OF NEWTOWN</u>
ENGINEER	CONTRACTOR	OWNER
424 East Fourth Street	4154 Augspurger Road	3536 Church Street
Address	Address	Address
Cincinnati, Ohio 45202	Hamilton, Ohio 45011	Newtown, Ohio 45244
BY _____	BY _____	BY _____
DATE _____	DATE _____	DATE _____

**NOT VALID UNLESS SIGNED BY THE OWNER, ENGINEER AND CONTRACTOR**

ATTACHMENT  
CHANGE ORDER NO. ONE - FINAL  
CONCRETE CURB and GUTTER REPLACEMENT PROGRAM  
VILLAGE OF NEWTOWN  
July 2, 2007  
06108

BRANDSTETTER CARROLL INC.  
Architects Engineers Planners

Reference No.	Quantity Change	Unit Price	Add	Deduct	
<b>Original Contract Amount</b>					\$ 159,975.00
<b>Final Quantity Adjustment</b>					
1	111.9	\$ 11.00		\$ 1,230.90	
3	3	1,000.00	3,000.00		
4	3	800.00		2,400.00	
5	541.7	5.50		2,979.35	
7	139.8	7.50		1,048.50	
8	145	17.50		2,537.50	
9	104	5.50		572.00	
12	2	100.00		200.00	
14	16	18.50	296.00		
15	30	12.50		375.00	
		<b>Sub-Total</b>	\$ 3,296.00	\$ 11,343.25	
<b>Additional Work</b>					
Underdrains on Scioto Dr. Asphalt Pavement Repair on Monongahela, Scioto and Ivy Hill Ln.	200 LF	12.50	2,500.00		
	580.2 SF	11.00	6,382.20		
		<b>Sub-Total</b>	\$ 8,882.20		
		<b>Total</b>	\$ 12,178.20	\$ 11,343.25	
		<b>Difference</b>		\$ 834.95	
<b>FINAL PROJECT COST</b>					\$ 160,809.95

X:\CO-1 Final Attach djs.xls(06108) djb