

RESOLUTION NO. 97-22
CITY OF CENTERVILLE, OHIO

7th SPONSORED BY COUNCILMEMBER JoAnne Rau ON THE
DAY OF November, 2022.

**RESOLUTION AUTHORIZING THE CITY MANAGER TO
ENTER INTO AN AMENDED OR REVISED WORK
AUTHORIZATION AGREEMENT FOR PROFESSIONAL
DESIGN SERVICES WITH MKSK, INC FOR LEONARD E.
STUBBS MEMORIAL PARK, STAGE II TO FIX A
SCRIVENER'S ERROR IN THE CONTRACT.**

WHEREAS, the City of Centerville adopted Resolution No. 69-22 on August 15, 2022, whereby it authorized the City Manager to enter into an agreement for professional consulting services with MKSK, Inc. for master planning and landscape architectural services for the Leonard E. Stubbs Memorial Park, Stage II; and

WHEREAS, the proposed agreement was attached as an exhibit to said resolution; and

WHEREAS, it has been discovered that MKSK made a scrivener's error on said agreement by listing an incorrect Project Fee; and

WHEREAS, it was the intent of both MKSK and the City of Centerville to have the Project Fee reflect the amount of \$469,630, thus making the Total Project Fees to be \$491,227.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF
THE CITY OF CENTERVILLE, MONTGOMERY COUNTY, OHIO, AS
FOLLOWS:**

Section 1. The City hereby authorizes the City Manager to enter into an amendment or revised Work Authorization Agreement with MKSK, Inc. in a form substantially similar to the Agreement attached hereto as Exhibit "A" and incorporated herein on behalf of the City of Centerville, which fixes the scrivener's error in the agreement.

Section 2. This Resolution shall be in full force and effect at the earliest date allowed by law.

PASSED THIS 7th day of November, 2022.



Mayor of the City of Centerville, Ohio

ATTEST:



Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 97-22, passed by the Council of the City of Centerville, Ohio on the 7th day of November, 2022.



Clerk of the Council

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions
Department of Law
Scott A. Liberman
Municipal Attorney

WORK AUTHORIZATION

MKSK

Project Name: Centerville Stubbs Park Stage II

Project No.: c21008.01

Date: February 17, 2022

Revised: July 25, 2022

Revised: October 31, 2022

To: Joey O'Brien

Phone: 937.428.4762

Email: JOBrien@centervilleohio.gov

Project Manager: John Woods

Principal: Matt Manda

Email: jwoods@mkskstudios.com

Email: mmanda@mkskstudios.com

Description of Project:

The following work will be performed as requested.

Park Pathway Design

Per city staff direction and as a result of obtaining state funding for park pathway improvements, the design team will incorporate asphalt pathways into the projects Bid Package (drawings and specifications). Scope to include all 8' wide (4,676 LF) & 10' wide (984 LF) Phase I asphalt pathways and an 8' wide (2,419 LF) asphalt pathway in the northern half of the park (see attached pathway exhibit). Site Grading, Site Layout, Site Materials, Detail Sheets and Site Planting Plans will be included for all pathway scope with Lighting Plans (Electrical) for Phase I only. Below are items associated with this effort.

- 1) SITE GRADING PLANS: PROVIDE PLANS TO PROPERLY CONTOUR OR REVISE EXISTING GRADING TO ENSURE POSITIVE SITE DRAINAGE FOR CONSTRUCTION BY PARK CONTRACTOR.
- 2) SITE LAYOUT PLANS: PROVIDE PLANS THAT LOCATE AND DIMENSION ALL PATHWAYS FOR CONSTRUCTION BY PARK CONTRACTOR.
- 3) SITE MATERIALS PLAN: PROVIDE PLANS THAT CALLOUT MATERIALS AND DETAILS FOR ALL PATHWAYS FOR CONSTRUCTION BY PARK CONTRACTOR.
- 4) SITE DETAIL SHEETS: PROVIDE ALL NECESSARY DETAILS THAT MEET CITY STANDARDS FOR ALL PATHWAYS FOR CONSTRUCTION BY PARK CONTRACTOR.
- 5) SITE PLANTING PLANS: PROVIDE COMPLETE PLANTING PLANS THAT IDENTIFY PLANT SPECIES, SPECS AND LOCATION FOR CONSTRUCTION BY THE PARK CONTRACTOR.
- 6) PROJECT SPECIFICATIONS: PROVIDE THE APPROPRIATE SPECIFICATIONS INFORMATION FOR CONSTRUCTION BY PARK CONTRACTOR OR OTHERS PENDING BID PROCESS.

Mix Position Location

Per city staff direction, relocate the mix position from its current location (mid-level walkway, north side of amphitheater) to the center position of amphitheater (mid-level walkway) for more efficient operations during events. Below are items associated with this effort.

- 1) SITE GRADING PLANS: REVISE GRADING PLANS TO ACCOMMODATE MIX POSITION INTO AMPHITHEATER SLOPE.
- 2) SITE LAYOUT PLANS: REVISE DIMENSIONS AND CALLOUTS TO LOCATED MIX POSITION AT NEW LOCATION.
- 3) SITE MATERIALS PLAN: REVISE HARDSCAPE MATERIALS AND CALLOUTS TO INCLUDE LOW RETAINING WALL.
- 4) SITE DETAILS SHEETS: REVISE TO INCLUDE DETAILS ASSOCIATED WITH NEW RETAINING WALL DESIGN.

WORK AUTHORIZATION



- 5) SITE PLANTING PLANS: REVISE TO ASSOCIATED PLANTING DESIGN TO REFLECT CHANGE.

Site Conduit Duct Bank Revisions

Per city staff direction, revise electrical drawings to reduce quantities of PVC conduit associated with proposed duct bank and infrastructure needs to reduce cost. Below are items associated with this effort.

- 1) SITE ELECTRICAL PLANS: REVISE PLANS AND DETAILS TO REDUCE CONDUIT RUNS BETWEEN LIGHT POLES FROM 5 TO 3, PULLBOXES FROM 5 TO 3, FIBER CONNECTED AT SPRING VALLEY ROAD AND WILL RUN TO AMPHITHEATER / CONCESSION AREA WITH 4 CONDUITS, PROVIDE PULLBOX SIZES ON PLANS AND ALL CONDUIT ARE NOW 1.5" DIA.

Add Alternates Documentation

Per city staff direction, include Storage Building and Peachcreek Drive improvements as Add Alternates in Bid Set. Below are items associated with this effort.

- 1) REVISE PROJECT SPECIFICATIONS TO INCLUDE NARRATIVES THAT CLEARLY IDENTIFIES SCOPE FOR CONTRACTORS / BIDDERS.
- 2) REVISE ALL PLANS AND DETAILS SHEETS TO COORDINATE SCOPE ITEMS AS ADD ALTERNATES FOR CONTRACTORS / BIDDERS.

Tree Removal Documentation

Per city staff direction, all tree removal to be done by city staff. All scope related to removal of existing trees shall be excluded from the Bid Documents / Specifications. Below are items associated with this effort.

- 1) REVISE PROJECT SPECIFICATIONS TO REMOVE ALL SCOPE RELATIVE TO EXISTING TREE REMOVAL FOR CONTRACTORS / BIDDERS.
- 2) REVISE ALL PLANS AND DETAILS SHEETS TO REMOVE ALL SCOPE RELATIVE TO EXISTING TREE REMOVAL FOR CONTRACTORS / BIDDERS.

Revised Schedule

Per requested revisions to the Bid Documents stated above, the project schedule to deliver Bid Documents shall be extended. The design team anticipates a 3-4-week duration to complete all work associated with this Work Authorization. MKSK assumes a notice to proceed on August 16th in order to complete work.

- 1) SCHEDULE: COMPLETE BID PACKAGE BY SEPTEMBER 19, 2022.

MKSK FEES:

1) PARK PATHWAY DESIGN:	\$22,197
2) MIX POSITION LOCATION:	\$4,800
3) SITE CONDUIT DUCT BANK REVISIONS:	\$600
4) ADD ALTERNATE DOCUMENTATION:	\$2,400
5) TREE REMOVAL DOCUMENTATION:	\$1,200
6) DESIGN FEE CREDIT	-\$10,000
	TOTAL: \$21,197

SUB-CONSULTANT FEES: HEAPY

1) PARK PATHWAY DESIGN:	\$0
2) MIX POSITION LOCATION:	\$1,000
3) SITE CONDUIT DUCT BANK REVISIONS:	\$0
4) ADD ALTERNATE DOCUMENTATION:	\$0
5) TREE REMOVAL DOCUMENTATION:	\$0
	TOTAL: \$1,000

WORK AUTHORIZATION

MKSK

Compensation:

Project Fee: \$469,030
Additional Services Fee: \$22,197
Project Expenses: \$0
Total Project Fees: \$491,227

Hourly Lump Sum
 Hourly Lump Sum

Authorization:

MKSK, Inc.:

Date: October 31, 2022



Client:

Date: