

ORDINANCE NO. 95-21

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH AMERICAN STRUCTUREPOINT, INC. TO PROVIDE RIGHT-OF-WAY ACQUISITION SERVICES FOR THE WEST SMITH ROAD, PHASE 4 PROJECT.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is hereby authorized and directed to enter into a Right-of-Way Fee Acquisition Agreement with American Structurepoint, Inc. for right-of-way acquisition services for the West Smith Road, Phase 4 Project.

SEC. 2: That the estimated cost of the contract, in the amount of \$67,530.00, is available in Account No. 108-0610-54411.

SEC. 3: That a copy of the contract is marked Exhibit A, attached hereto and incorporated herein.

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: June 14, 2021

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: June 15, 2021

SIGNED: Dennis Hanwell
Mayor



AMERICAN
STRUCTUREPOINT
INC.

ORD. 95.21
Exh. A

600 SUPERIOR AVENUE EAST, SUITE 1305
CLEVELAND, OHIO 44114
TEL 216.302.3694

May 18, 2021

Mr. Pat Patton, PE
City Engineer
Medina City Hall
132 N. Elmwood Avenue
Medina, Ohio 44256

Subject: MED-West Smith Road Reconstruction, Phase IV, PID 112540
Amendment 1 – ORD 159-20
Right of Way Fee Acquisition

Dear Mr. Patton,

Pursuant to our recent discussions and as requested, below are the additional Right of Way Acquisition services to be provided by O.R. Colan Associates ("ORC"). These services would be provided as an amendment to the current agreement. The terms and conditions of the original agreement remain unchanged, as does the schedule.

Services:

ORC will provide the following services:

- Appraisal
- Title Search
- Negotiation
- Closings
- Recording
- Title Updates for Appropriation

ORC's detailed services are provided in the attached proposal dated May 6, 2021.

Fee Schedule:

The services provided by OCR for Right of Way Administration will be an increase of \$67,530 to the agreement. The revised total compensation under this agreement will now be \$549,162. Below is the breakdown of the services to be provided:

Mr. Pat Patton
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<u>Work Category</u>	<u>Cost</u>
Appraisal	\$13,300
Title Search	\$10,185
Negotiation	\$31,050
<u>Closing (includes Recording and Title Updates for Appropriation)</u>	<u>\$12,995</u>
Project Total	\$67,530

The schedule will not be impacted by the additional Right of Way Acquisition services.

Pat, thank you for the opportunity to provide these additional services for the City of Medina. If you have any questions or require additional information, please contact me at your earliest convenience at 216.296.4620 or ekagel@structurepoint.com. If this proposal is accepted, please sign below where indicated and return the executed letter to our office. We will consider receipt of the executed letter as our notice to proceed.

Sincerely,




Edward D. Kagel, PE
Regional Services Director



Michael W. Raubenolt, PE, LEED AP
Group Leader

Acceptance and Notice to Proceed:

City of Medina

 06-15-2021

Signature

Dennis Hamwell, Mayor
Print Name and Date