

# RECORD OF ORDINANCES

Ordinance No. 2021-28

Passed OCTOBER 11 2021

**AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH B K LAYER, LLC, FOR THE FREMONT, KUMLER & BROWN ST. WATERLINE IMPROVEMENTS PROJECT AND THE DECLARATION OF AN EMERGENCY**

WHEREAS, the Village requested bids for the construction of the Fremont, Kumler & Brown St. Waterline Improvements Project (the "Project"); and,

WHEREAS, B K Layer, LLC, has submitted the best and lowest bid for the Project; and,

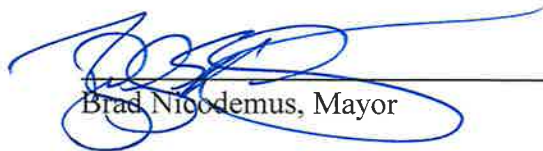
WHEREAS, the Village Engineer has recommended that the Village award the contract to B K Layer, LLC, for construction of the Project; and,

WHEREAS, this ordinance needs to be passed on an emergency basis so that the contractor can order supplies in a timely fashion, and the Project can be completed before the onset of inclement weather;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BALTIMORE, FAIRFIELD COUNTY, OHIO THREE-FOURTH'S (3/4'S) OF ITS MEMBERS CONCURRING:

SECTION 1: That the Village Administrator is hereby authorized to enter into a contract with B K Layer, LLC, for the construction of the Fremont, Kumler & Brown St. Waterline Improvements Project in an amount not to exceed \$169,700.00, with the Village's local share of the cost not to exceed \$85,584.00. A copy of the bid from B K Layer, LLC, shall be attached hereto and incorporated herein.

SECTION 2: For the reasons noted in the preamble, this ordinance is declared to be an emergency measure necessary for the health, safety and general welfare of the community. Therefore, this ordinance shall become effective immediately upon its passage by Council.

  
Brad Nicodemus, Mayor

DATE OF PASSAGE: 10-11-2021

EFFECTIVE DATE: 10-11-2021

ATTEST:   
Brian Bibler, Fiscal Officer

SPONSOR: **KELLER**

APPROVED AS TO FORM:   
Jeffrey Feyko, Village Solicitor

(Continued)

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## CERTIFICATE OF AVAILABILITY OF FUNDS

I certify that the money required to meet this contract has hereby been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of this fund, free from any previous obligation or certification as required by Ohio Revised Code §5705.01 to §5705.47.

10/11/21

Date



Brian Bibler, Fiscal Officer

**VILLAGE OF BALTIMORE  
FREMONT, KUMLER & BROWN STREET WATERLINE  
IMPROVEMENTS**

**Project # BB20021**

**Bid Date: October 7, 2021 AT 11:00 am**

<b>Contractor</b>	<b>E-Mail</b>
1. BK Layer LLC	\$169,700.00
2.	
3.	



**V3 Companies.**  
 3500 Snouffer Rd., Suite 225  
 Columbus, OH 43235  
 614-761-1661

**ESTIMATE OF PROBABLE COST**

PROJECT: **Fremont, Kumler & Brown St. Waterline Improvements**

JOB NO.: **20622**

SHEET:

**1 of 1**

COC Item No.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	COST
<b>Waterline</b>					
207	Temporary Sediment and Erosion Control	1	Lump	\$1,000.00	\$1,000.00
259	Permanent Pavement Replacement	115	CY.	\$350.00	\$40,250.00
613	Maintenance of Traffic	1	Lump	\$2,500.00	\$2,500.00
623	Construction Layout Staking	1	Lump	\$2,500.00	\$2,500.00
624	Mobilization	1	Lump	\$7,500.00	\$7,500.00
800	4-Inch Water Pipe and Fittings w/ Item 304 Compacted Granular Backfill	10	L.F.	\$150.00	\$1,500.00
801	6-Inch Water Pipe and Fittings w/ Item 304 Compacted Granular Backfill	1,225	L.F.	\$80.00	\$98,000.00
802	6-Inch Valve and Fittings	2	Ea.	\$1,500.00	\$3,000.00
803	4" x 6" Tapping Sleeve and Valve and Appurtenances	2	Ea.	\$4,500.00	\$9,000.00
805	3/4" Water Service, Transferred	13	Ea.	\$1,000.00	\$13,000.00
805	New 1" Water Service, Long	1	Ea.	\$1,750.00	\$1,750.00
808	Cut and Plug (Cap) 4" Water Line	2	Ea.	\$1,500.00	\$3,000.00
809	Fire Hydrant	1	Ea.	\$5,000.00	\$5,000.00
809	Fire Hydrant, Reconnected	1	Ea.	\$2,000.00	\$2,000.00
Spec.	4" x 6" Reducer	1	Ea.	\$2,500.00	\$2,500.00
<b>Project Construction (Hard) Costs:</b>					
				Construction Sub-Total:	\$192,500.00
				1% Bond (Rounded to Nearest Dollar):	\$1,925.00
				<b>Total Estimated Base Construction Costs:</b>	<b>\$194,425.00</b>
				<b>10% Construction Contingency (Rounded to Nearest Dollar):</b>	<b>\$19,443.00</b>
<b>Project Construction (Soft) Costs:</b>					
				Field Survey/Preliminary Design:	\$0.00
				Final Design:	\$0.00
				Bidding/Construction Administration:	\$8,500.00
				<b>Total Engineering Services:</b>	<b>\$8,500.00</b>
				<b>Permits/Advertising/Legal:</b>	<b>\$2,000.00</b>
<b>TOTAL ESTIMATED PROJECT COSTS:</b>					<b>\$224,368.00</b>

Statements of Probable Construction Cost and Detailed Cost Estimates prepared by the Engineer represents his best judgment as a design professional familiar with the construction industry. It is recognized, however, that the Engineer has no control over the cost of labor, materials, or equipment, over the Contractor's methods of determining bid prices, or over competitive bidding or market conditions. Accordingly, the Engineer cannot and does not guarantee that bids will not vary from any estimate of probable cost.

The estimated useful life of the Fremont, Kumler & Brown St. Waterline Improvements Project is 40 years.

Signed: Michael J Crane  
 Michael J Crane, P.E. - E-83370





State of Ohio  
**Public Works Commission**  
*Application for Financial Assistance*

**IMPORTANT:** Please consult "Instructions for Financial Assistance for Capital Infrastructure Projects" for guidance in completion of this form.

**Applicant**

Applicant: Village of Baltimore Subdivision Code: 045-03758  
 District Number: 17 County: Fairfield Date: 11/06/2020  
 Contact: Teri Wise Phone: (740) 862-4491  
(The individual who will be available during business hours and who can best answer or coordinate the response to questions)  
 Email: twise@baltimoreohio.org FAX: (740) 862-4368

**Project**

Project Name: 2021 Fremont, Kumler & Brown Street Waterline Replacement Zip Code: 43105

Subdivision Type <small>(Select one)</small>	Project Type <small>(Select single largest component by \$)</small>	Funding Request Summary <small>(Automatically populates from page 2)</small>
<input type="checkbox"/> 1. County	<input type="checkbox"/> 1. Road	Total Project Cost: <u>224,368 .00</u>
<input type="checkbox"/> 2. City	<input type="checkbox"/> 2. Bridge/Culvert	1. Grant: <u>92,284 .00</u>
<input type="checkbox"/> 3. Township	<input checked="" type="checkbox"/> 3. Water Supply	2. Loan: <u>46,500 .00</u>
<input checked="" type="checkbox"/> 4. Village	<input type="checkbox"/> 4. Wastewater	3. Loan Assistance/ Credit Enhancement: <u>0 .00</u>
<input type="checkbox"/> 5. Water (6119 Water District)	<input type="checkbox"/> 5. Solid Waste	Funding Requested: <u>138,784 .00</u>
	<input type="checkbox"/> 6. Stormwater	

**District Recommendation** (To be completed by the District Committee)

Funding Type Requested <small>(Select one)</small>	SCIP Loan - Rate: _____ % Term: _____ Yrs	Amount: _____ .00
<input type="checkbox"/> State Capital Improvement Program	RLP Loan - Rate: _____ % Term: _____ Yrs	Amount: _____ .00
<input type="checkbox"/> Local Transportation Improvement Program	Grant:	Amount: _____ .00
<input type="checkbox"/> Revolving Loan Program	LTIP:	Amount: _____ .00
<input type="checkbox"/> Small Government Program	Loan Assistance / Credit Enhancement:	Amount: _____ .00
District SG Priority: _____		

**For OPWC Use Only**

STATUS: _____	Grant Amount: _____ .00	Loan Type: <input type="checkbox"/> SCIP <input type="checkbox"/> RLP
Project Number: _____	Loan Amount: _____ .00	Date Construction End: _____
	Total Funding: _____ .00	Date Maturity: _____
Release Date: _____	Local Participation: _____ %	Rate: _____ %
OPWC Approval: _____	OPWC Participation: _____ %	Term: _____ Yrs

1.0 Project Financial Information (All Costs Rounded to Nearest Dollar)

1.1 Project Estimated Costs

Engineering Services

Preliminary Design:	_____	.00	
Final Design:	_____	.00	
Construction Administration:	_____	8,500	.00
Total Engineering Services:	a.) _____	8,500	.00 <u>4</u> %
Right of Way:	b.) _____	.00	
Construction:	c.) _____	194,425	.00
Materials Purchased Directly:	d.) _____	.00	
Permits, Advertising, Legal:	e.) _____	2,000	.00
Construction Contingencies:	f.) _____	19,443	.00 <u>10</u> %
Total Estimated Costs:	g.) _____	224,368	.00

1.2 Project Financial Resources

Local Resources

Local In-Kind or Force Account:	a.) _____	.00	
Local Revenues:	b.) _____	85,584	.00
Other Public Revenues:	c.) _____	.00	
ODOT / FHWA PID: _____	d.) _____	.00	
USDA Rural Development:	e.) _____	.00	
OEPA / OWDA:	f.) _____	.00	
CDBG:	g.) _____	.00	
<input type="checkbox"/> County Entitlement or Community Dev. "Formula"			
<input type="checkbox"/> Department of Development			
Other: _____	h.) _____	.00	
Subtotal Local Resources:	i.) _____	85,584	.00 <u>38</u> %

OPWC Funds (Check all requested and enter Amount)

Grant: <u>66</u> % of OPWC Funds	j.) _____	92,284	.00
Loan: <u>34</u> % of OPWC Funds	k.) _____	46,500	.00
Loan Assistance / Credit Enhancement:	l.) _____	0	.00
Subtotal OPWC Funds:	m.) _____	138,784	.00 <u>62</u> %
Total Financial Resources:	n.) _____	224,368	.00 <u>100</u> %

### 1.3 Availability of Local Funds

Attach a statement signed by the Chief Financial Officer listed in section 5.2 certifying all local resources required for the project will be available on or before the earliest date listed in the Project Schedule section. The OPWC Agreement will not be released until the local resources are certified. Failure to meet local share may result in termination of the project. Applicant needs to provide written confirmation for funds coming from other funding sources.

### 2.0 Repair / Replacement or New / Expansion

2.1 Total Portion of Project Repair / Replacement:	224,368 .00	100 %
2.2 Total Portion of Project New / Expansion:	0 .00	0 %
2.3 Total Project:	224,368 .00	100 %

A Farmland Preservation letter is required for any impact to farmland

### 3.0 Project Schedule

3.1 Engineering / Design / Right of Way	Begin Date: _____	End Date: _____
3.2 Bid Advertisement and Award	Begin Date: <u>07/01/2021</u>	End Date: <u>07/21/2021</u>
3.3 Construction	Begin Date: <u>09/01/2021</u>	End Date: <u>11/01/2021</u>

Construction cannot begin prior to release of executed Project Agreement and issuance of Notice to Proceed.

Failure to meet project schedule may result in termination of agreement for approved projects. Modification of dates must be requested in writing by project official of record and approved by the Commission once the Project Agreement has been executed.

### 4.0 Project Information

If the project is multi-jurisdictional, information must be consolidated in this section.

#### 4.1 Useful Life / Cost Estimate / Age of Infrastructure

Project Useful Life: 40 Years      Age: 1940 (Year built or year of last major improvement)

*Attach Registered Professional Engineer's statement, with seal or stamp and signature confirming the project's useful life indicated above and detailed cost estimate.*

#### 4.2 User Information

Road or Bridge:      Current ADT \_\_\_\_\_ Year \_\_\_\_\_      Projected ADT \_\_\_\_\_ Year \_\_\_\_\_

Water / Wastewater: Based on monthly usage of 4,500 gallons per household; attach current ordinances.

Residential Water Rate      Current \$ 27.10      Proposed \$ 27.10

Number of households served: 1,200

Residential Wastewater Rate      Current \$ 39.64      Proposed \$ 39.64

Number of households served: 1,200

Stormwater: Number of households served: \_\_\_\_\_

### 4.3 Project Description

- A: **SPECIFIC LOCATION** (Supply a written location description that includes the project termini; a map does not replace this requirement.) 500 character limit.

The waterline improvements for this project will begin at the intersection of W. Washington Street and Fremont Street. The project area extends north along Fremont St. to Kumler St., east on Kumler St. to Brown St. and south along Brown St. to W. Washington St.

- B: **PROJECT COMPONENTS** (Describe the specific work to be completed; the engineer's estimate does not replace this requirement) 1,000 character limit.

This project consists of installation of proposed waterline along Fremont Street, Kumler Street and Brown Street. The proposed waterline will replace an existing undersized and aging waterline that will be abandoned in place and removed from service. Water services to customers along the alignment will be transferred to the new waterline and a new fire hydrant will be installed along Brown Street.

- C: **PHYSICAL DIMENSIONS** (Describe the physical dimensions of the existing facility and the proposed facility. Include length, width, quantity and sizes, mgd capacity, etc in detail.) 500 character limit.

Approximately 1,225 feet of 6-inch waterline will be installed as part of this project. 10 feet of 4-inch waterline will also be installed in order to connect to an existing water main. Thirteen (13) water services will be transferred to the new waterline and one new service will be installed during the project. One new fire hydrant will be installed and one existing hydrant will be transferred to the new waterline. The existing 2-inch and 1.5-inch waterline will be abandoned.



## 5.0 Project Officials

Changes in Project Officials must be submitted in writing from an officer of record.

### 5.1 Chief Executive Officer (Person authorized in legislation to sign project agreements)

Name: Teri Wise  
Title: Village Administrator  
Address: 103 W. Market St.  
  
City: Baltimore State: OH Zip: 43105  
Phone: (740) 862-4491  
FAX: (740) 862-4368  
E-Mail: twise@baltimoreohio.org

### 5.2 Chief Financial Officer (Can not also serve as CEO)

Name: Brian Bibler  
Title: Fiscal Officer  
Address: 103 W. Market St.  
  
City: Baltimore State: OH Zip: 43105  
Phone: (740) 862-4491  
FAX: (740) 862-4368  
E-Mail: bbibler@baltimoreohio.org

### 5.3 Project Manager

Name: Tim Boucher  
Title: Service Superintendent  
Address: 103 W. Market St.  
  
City: Baltimore State: OH Zip: 43105  
Phone: (740) 304-1091  
FAX: (740) 862-4368  
E-Mail: tboucher@baltimoreohio.org

## 6.0 Attachments / Completeness review

Confirm in the boxes below that each item listed is attached (Check each box)

- A certified copy of the legislation by the governing body of the applicant authorizing a designated official to sign and submit this application and execute contracts. This individual should sign under 7.0, Applicant Certification, below.
- A certification signed by the applicant's chief financial officer stating the amount of all local share funds required for the project will be available on or before the dates listed in the Project Schedule section. If the application involves a request for loan (RLP or SCIP), a certification signed by the CFO which identifies a specific revenue source for repaying the loan also must be attached. Both certifications can be accomplished in the same letter.
- A registered professional engineer's detailed cost estimate and useful life statement, as required in 164-1-13, 164-1-14, and 164-1-16 of the Ohio Administrative Code. Estimates shall contain an engineer's seal or stamp and signature.
- A cooperative agreement (if the project involves more than one subdivision or district) which identifies the fiscal and administrative responsibilities of each participant.
- Farmland Preservation Review - The Governor's Executive Order 98-IV, "Ohio Farmland Protection Policy" requires the Commission to establish guidelines on how it will take protection of productive agricultural and grazing land into account in its funding decision making process. Please include a Farm Land Preservation statement for projects that have an impact on farmland.
- Capital Improvements Report. CIR Required by O.R.C. Chapter 164.06 on standard form.
- Supporting Documentation: Materials such as additional project description, photographs, economic impact (temporary and/or full time jobs likely to be created as a result of the project), accident reports, impact on school zones, and other information to assist your district committee in ranking your project. Be sure to include supplements which may be required by your local District Public Works Integrating Committee.

## 7.0 Applicant Certification

The undersigned certifies: (1) he/she is legally authorized to request and accept financial assistance from the Ohio Public Works Commission as identified in the attached legislation; (2) to the best of his/her knowledge and belief, all representations that are part of this application are true and correct; (3) all official documents and commitments of the applicant that are part of this application have been duly authorized by the governing body of the applicant; and, (4) should the requested financial assistance be provided, that in the execution of this project, the applicant will comply with all assurances required by Ohio Law, including those involving Buy Ohio and prevailing wages.

**Applicant certifies that physical construction on the project as defined in the application has NOT begun, and will not begin until a Project Agreement for this project has been executed with the Ohio Public Works Commission. Action to the contrary will result in termination of the agreement and withdrawal of Ohio Public Works Commission funding from the project.**

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Certifying Representative (Printed form, Type or Print Name and Title)

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Original Signature / Date Signed