



The Ohio Public Works Commission  
65 East State Street, Suite 312, Columbus, Ohio 43215-4213

*Commission Chair* Michael Keenan      *Director* Michael Miller  
*Commissioners* Patrick Ginnetti      William Woodard      Thomas Hitchcock  
                         Alan Ross                      Tom Waniewski

**AMENDMENT to PROJECT AGREEMENT CCZ07**

Enclosed please find two original copies of the amendment for Ohio Public Works Commission (OPWC) Project Agreement CCZ07.

**Both copies of the amendment must be signed by Mayor Stinchcomb.**

After signing the amendment, retain one original copy for your files and forward the other original copy to the following address:

Ohio Public Works Commission  
65 East State Street, Suite 312  
Columbus, Ohio 43215

Attention: Lou Mascari

The fully executed amendment shall become an effective part of the original OPWC Project Agreement CCZ07.

If you have any questions or concerns regarding this matter, please call Lou Mascari at 614/752-8117.

**AMENDMENT TO OPWC PROJECT AGREEMENT CCZ07**

July 01, 2015

The amendment described below shall be part of the Project Agreement issued to the city of Gahanna on April 15, 2015, regarding the project titled "Hamilton Road Improvements," identified by Control Number CCZ07, and shall be subject to that Project Agreement as if fully incorporated therein, and shall not affect, alter, nullify, or otherwise render void any portion, provision, or appendix of that project agreement, except to the extent specifically mentioned in the modification described below, as signed and subscribed to by the director of the Ohio Public Works Commission and the mayor of the city of Gahanna.

Therefore, per request of the city, and with recommendation of the District Three Public Works Integrating Committee, this amendment, upon execution by grantor and recipient, shall modify the terms of the original agreement as follows:

*Financial assistance shall be increased by \$1,291,700, for a total LTIP award amount of \$2,531,700, as indicated on the attached Appendix C.*

*The financial participation percentages shall be changed, with OPWC at 18%, Local-and-Other Public Revenues at 82%, as shown on Appendices D and E.*

RECIPIENT  
CITY OF GAHANNA  
OFFICE OF THE MAYOR

GRANTOR  
STATE OF OHIO  
OHIO PUBLIC WORKS COMMISSION

By: \_\_\_\_\_  
Rebecca Stinchcomb, Mayor

  
Paul Michael Miller, Director

APPROVED  
FINANCE & ADMINISTRATION  


## APPENDIX C

### PROVISION OF FINANCIAL ASSISTANCE

As authorized by Section 2 of this Agreement for the sole and express purpose of financing the Project defined and described in Appendix A of this Agreement, the estimated costs of which are set forth and described in Appendix D of this Agreement, the OPWC hereby agrees to provide financial assistance, subject to the terms and conditions contained in this Agreement, from the State Capital Improvements Fund which constitutes the proceeds of the Infrastructure Bonds, in an amount not to exceed **Two Million, Five Hundred Thirty-One Thousand, Seven Hundred Dollars (\$2,531,700)**. This financial assistance shall be provided in the form of a **Grant**. **The OPWC Grant Control No. is CCZ07.**

#### **Joint Funded Project with the Ohio Department of Transportation**

In the event that the Recipient does not have contracting authority over project engineering, construction, or right-of-way, the Recipient and the OPWC hereby assign certain responsibilities to the Ohio Department of Transportation, an authorized representative of the State of Ohio. Notwithstanding Sections 4, 6(a), 6(b), 6(c), and 7 of the Project Agreement, Recipient hereby acknowledges that upon notification by the Ohio Department of Transportation, all payments for eligible project costs will be disbursed by the Grantor directly to the Ohio Department of Transportation. A Memorandum of Funds issued by the Ohio Department of Transportation shall be used to certify the estimated project costs. Upon receipt of a Memorandum of Funds from the Ohio Department of Transportation, the OPWC shall transfer funds directly to the Ohio Department of Transportation via an Intra-State Transfer Voucher. The amount or amounts transferred shall be determined by applying the Participation Percentages defined in Appendix D to those eligible project costs within the Memorandum of Funds. In the event that the Project Scope is for right-of-way only, notwithstanding Appendix D, the OPWC shall pay for 100% of the right-of-way costs not to exceed the total financial assistance provided in Appendix C.

**APPENDIX D**

**LOCAL SUBDIVISION CONTRIBUTION, PROJECT FINANCING AND  
EXPENSES SCHEME AND DISBURSEMENT RATIO**

1) OPWC/LOCAL SUBDIVISION PARTICIPATION PERCENTAGES: For the sole and express purpose of financing/reimbursing costs of the Project defined and described in Appendix A of this Agreement, the estimated costs of which are set forth and described in this Appendix D, the Recipient hereby designates its Local Subdivision Percentage Contribution as amounting to a minimum total value of **82%** of the total Project Cost. The OPWC participation percentage shall be **18%**. However, in the event of a cost over-run, the maximum OPWC dollar contribution shall not exceed the amount identified in Appendix C.

2) PROJECT FINANCING AND EXPENSES SCHEME: The Recipient further designates the Project's estimated financial resources and estimated costs certified to the OPWC under this Agreement for the Project as defined and described in Appendix A of this Agreement to consist of the following components:

a) <u>PROJECT FINANCIAL RESOURCES:</u>	
i) Local In-kind Contributions	<b>\$1,644,300</b>
ii) Local Public Revenues	<b>\$0</b>
iii) Local Private Revenues	<b>\$0</b>
iv) Other Public Revenues:	
- ODOT/FHWA	<b>\$9,670,000</b>
- OEPA	<b>\$0</b>
- OWDA	<b>\$0</b>
- CDBG	<b>\$0</b>
- Other _____	<b>\$0</b>
 SUBTOTAL	 <b><u>\$11,314,300</u></b>
 v) OPWC Funds:	 <b><u>\$2,531,700</u></b>
 SUBTOTAL	 <b><u>\$2,531,700</u></b>
 TOTAL FINANCIAL RESOURCES	 <b><u>\$13,846,000</u></b>
 b) <u>PROJECT ESTIMATED COSTS:</u>	
i) Project Engineering Costs:	
- Preliminary Engineering	<b>\$0</b>
- Final Design	<b>\$880,000</b>
- Construction Administration	<b>\$880,000</b>
ii) Acquisition Expenses:	<b>\$2,400,000</b>
iii) Construction Costs	<b>\$8,806,000</b>
iv) Materials Purchased Directly	<b>\$0</b>
v) Permits, Advertising, Legal	<b>\$0</b>
vi) Construction Contingencies	<b>\$880,000</b>
 TOTAL ESTIMATED COSTS	 <b><u>\$13,846,000</u></b>



**OHIO PUBLIC WORKS COMMISSION**  
**APPENDIX E - DISBURSEMENT REQUEST FORM AND CERTIFICATION**

Disbursement Request Number: \_\_\_\_\_

Statement requesting the disbursement of funds from the Ohio Public Works Commission (OPWC) pursuant to Section 6 of the Project Agreement (the "Agreement") executed between the Director of the OPWC (the "Director") and **City of Gahanna (049-29106), Franklin County** (the "Recipient"), dated **April 15, 2015**, for the sole and express purpose of financing the capital improvement project defined and described in Appendix A of the Project Agreement (the "Project") and named and numbered as **Hamilton Road Improvements, CCZ07**.

<b>EXPENDITURES PROGRESS:</b>	(1) <u>AS PER AGREEMENT</u>	(2) <u>PAID PRIOR TO THIS DRAW</u>	(3) <u>AS PART OF THIS DRAW</u>	(4) <u>PAID TO DATE (Column 2 + 3)</u>
<b>A) Project Engineering Costs</b>				
1) Preliminary Engineering	\$0	\$ _____	\$ _____	\$ _____
2) Final Design	\$880,000	\$ _____	\$ _____	\$ _____
3) Construction Administration	\$880,000	\$ _____	\$ _____	\$ _____
<b>B) Right-of-Way</b>	\$2,400,000	\$ _____	\$ _____	\$ _____
<b>C) Construction Costs</b>	\$8,806,000	\$ _____	\$ _____	\$ _____
<b>D) Materials Purchased Directly</b>	\$0	\$ _____	\$ _____	\$ _____
<b>E) Permits, Advertising, Legal</b>	\$0	\$ _____	\$ _____	\$ _____
<b>F) Construction Contingencies</b>	\$880,000	\$ N/A	\$ N/A	\$ N/A
<b>G) Totals</b>	<b>\$13,846,000</b>	\$ _____	\$ _____	\$ _____

<b>FINANCING PROGRESS:</b>	(1) <u>AS PER AGREEMENT</u>	(2) <u>USED PRIOR TO THIS DRAW</u>	(3) <u>AS PART OF THIS DRAW</u>	(4) <u>USED TO DATE (Column 2 + 3)</u>
<b>H) OPWC Funds</b>	\$2,531,700	\$ _____	\$ _____	\$ _____
<b>I) Local Share</b>				
1) In-kind Contributions	\$1,644,300	\$ _____	\$ _____	\$ _____
2) Public Revenues	\$0	\$ _____	\$ _____	\$ _____
3) Private Revenues	\$0	\$ _____	\$ _____	\$ _____
<b>J) Other Public Revenues</b>				
1) ODOT/FHWA	\$9,670,000	\$ _____	\$ _____	\$ _____
2) OEPA	\$0	\$ _____	\$ _____	\$ _____
3) OWDA	\$0	\$ _____	\$ _____	\$ _____
4) CDBG	\$0	\$ _____	\$ _____	\$ _____
5) Other _____	\$0	\$ _____	\$ _____	\$ _____
<b>K) Total Local and Other Public Revenues</b>	<b>\$11,314,300</b>	\$ _____	\$ _____	\$ _____
<b>L) Totals (H+K for each column)</b>	<b>\$13,846,000</b>	\$ _____	\$ _____	\$ _____

[NOTE: Column totals for Line L must be equal to the column totals for Line G.]

Subdivision Name: City of Gahanna  
Project Name: Hamilton Road Improvements  
OPWC Control No.: CCZ07

Disbursement Request # \_\_\_\_\_

Is this the final request for disbursement of OPWC funds? ..... YES NO

If the answer is YES or if this disbursement uses the remainder of your OPWC assistance, your project file will be closed upon processing this request. As described in Appendix D of the Project Agreement, your minimum Percentage Contribution is 82% of the total project cost.

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**AUTHORIZED CERTIFICATIONS**

**All signatures must be original and in color ink.**  
**(Note: Changes to project officials must be submitted in writing.)**

**PROJECT MANAGER CERTIFICATION:**

I hereby certify that the work items invoiced and included herein are exclusively associated with the Project, have been completed in a satisfactory manner, and are otherwise in accord with the terms and conditions of the Agreement. This request reflects project completion at an estimated \_\_\_\_\_%.

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_  
Robert Priestas/City Engineer                      Date                      Phone

**CHIEF EXECUTIVE OFFICER AND CHIEF FINANCIAL OFFICER CERTIFICATION:**

Pursuant to Section 6(b) and 6(c) of the Agreement, the undersigned Chief Executive Officer and Chief Fiscal Officer of the Recipient, as both are designated in Appendix B of the Agreement, hereby request the Director to disburse financial assistance moneys made available to Project in Appendix C of the Agreement (inclusive of any amendment thereto) to the payee as identified below in the amount so indicated which amount equals the product of the Disbursement Ratio and the dollar value of the attached cost documentation which was properly billed to the Recipient in exclusive connection with the performance of the Project. The undersigned further certify that:

- 1) Each item of project cost documentation attached hereto is properly payable by the OPWC in accordance with the terms and conditions of the Agreement, and none of the items for which payment is requested has formed the basis of any payment heretofore made from the OPWC;
- 2) Each item for which payment is requested hereunder is or was necessary in connection with the performance of the project;
- 3) In the event that any of the money disbursed to the Recipient pursuant to this request is to be used to pay Project costs based on an invoice submitted by a contractor of which the Recipient's share is yet to be paid, the Recipient shall expend such money to pay such contractor for the Project costs within twenty-four (24) hours after receipt thereof. Recipient shall hold such money uninvested pending payment to the contractor;
- 4) This statement and attachments hereto shall be conclusive as evidence of the facts and statements set forth herein and shall constitute full warrant, protection, and authority to the Director for any actions taken pursuant hereto; and
- 5) This document evidences the approval of the undersigned Chief Executive Officer and Chief Fiscal Officer of each payment hereby requested and authorized.

IN WITNESS WHEREOF, the undersigned have executed this Disbursement Request Form and Certification as of this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Jennifer Teal/Finance Director  
CFO Phone: ( ) - \_\_\_\_\_

\_\_\_\_\_  
Hon. Rebecca Stinchcomb/Mayor

Subdivision Name: City of Gahanna, Franklin  
Project Name: Hamilton Road Improvements  
OPWC No.: CCZ07  
Project Manager: Robert Priestas/City Engineer

Disbursement Request # \_\_\_\_\_

**CONTRACTOR/VENDOR PAYEE IDENTIFICATION:**

Set forth the appropriate portion(s) of this Disbursement Request amount (all or part of the amount from H(3)) that is to be paid to each of the contractors/vendors (or Subdivision) identified below, and as are supported through accompanying copies of invoices or other evidence of expense.

- 1) AMOUNT TO BE PAID CONTRACTOR/VENDOR BY the OPWC ..... \$ \_\_\_\_\_  
PAYEE: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: ( ) - \_\_\_\_\_  
Federal Tax ID #: \_\_\_\_\_
  
- 2) AMOUNT TO BE PAID CONTRACTOR/VENDOR BY the OPWC ..... \$ \_\_\_\_\_  
PAYEE: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: ( ) - \_\_\_\_\_  
Federal Tax ID #: \_\_\_\_\_
  
- 3) AMOUNT TO BE PAID CONTRACTOR/VENDOR BY the OPWC ..... \$ \_\_\_\_\_  
PAYEE: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: ( ) - \_\_\_\_\_  
Federal Tax ID #: \_\_\_\_\_
  
- 4) AMOUNT TO BE PAID CONTRACTOR/VENDOR BY the OPWC ..... \$ \_\_\_\_\_  
PAYEE: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: ( ) - \_\_\_\_\_  
Federal Tax ID #: \_\_\_\_\_

OPWC Use Only	Accounting: _____ (initial)
Approval by: _____ (signature)	Auditor: _____ (initial)
Date: ____/____/____	