

# OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

## Resolution Awarding Contract No. 39-15-02, Reconstruction of Right Two Lanes and Shoulder and Reconstruction of Two Lanes and Shoulders in Trumbull and Mahoning Counties (Part A), and Bridge Deck Overlay in Trumbull County (Part B)

WHEREAS, the Commission has duly advertised according to law for bids upon a Contract for the reconstruction of the right two lanes and shoulder from Milepost 216.10 to Milepost 218.60 (this is a third lane section), reconstruction of two lanes and two shoulders from Milepost 218.60 to Milepost 221.26 (this is a two-lane section) in Trumbull and Mahoning Counties (Part A), and a bridge deck overlay at the Toll Plaza 216 ramp bridge over the Ohio Turnpike at Milepost 216.4 located in Trumbull County, Ohio, herein designated **Contract No. 39-15-02**, which construction project shall be performed over the 2015 and 2016 construction seasons; and

WHEREAS, expenditures for the award to be made under Contract No. 39-15-02 will exceed \$150,000.00, and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is necessary for said Contract award; and

WHEREAS, the Commission received two bids via Bid Express for the performance of said Contract, and said bids have been reviewed and analyzed by the Commission's Chief Engineer and Assistant Chief Engineer, whose report concerning such analysis is before the Commission; and

WHEREAS, the Chief Engineer and Assistant Chief Engineer report that the lowest responsive and responsible bid for the performance of Contract No. 39-15-02 was submitted by **The Shelly Company – Northeast Division, of Twinsburg, Ohio ("Shelly")**, in the total bid amount of **\$32,260,946.90 (the total bid amount of \$32,610,946.90 minus the Toll Plaza 218 Waste Site Credit in the amount of \$350,000.00)**, which bid they recommend be accepted by the Commission; and

WHEREAS, the Commission has also been advised by the Director of Contracts Administration that bids for Contract No. 39-15-02 were solicited on the basis of the same terms and conditions and the same specifications, that the bid of Shelly for Contract No. 39-15-02 conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312 and 153.54, and that a performance bond with good and sufficient surety has been submitted by Shelly; and

WHEREAS, the Commission's Director of Contracts Administration further advises that Shelly has made a good faith effort to allocate a percentage of the work to minority and/or disadvantaged businesses; and

WHEREAS, the Commission's Executive Director has reviewed the reports of the Chief Engineer, Assistant Chief Engineer and the Director of Contracts Administration and, predicated upon such analysis, has made his recommendation to the Commission to award Contract No. 39-15-02 to the lowest responsive and responsible bidder, **The Shelly Company – Northeast Division**; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **The Shelly Company – Northeast Division, of Twinsburg, Ohio**, in the amount of **\$32,260,946.90 (the total bid amount of \$32,610,946.90 minus the Toll Plaza 218 Waste Site Credit in the amount of \$350,000.00)** for the performance of Contract No. 39-15-02 is, and is by the Commission, determined to be the lowest responsive and responsible bid received for the performance of said Contract, and is accepted, and that the Chairperson and Executive Director, or either of them, hereby is authorized to: 1) execute a Contract with said successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid bid, 2) direct the return to the non-winning bidder of its bid security, when appropriate, and 3) take any and all action necessary or proper to carry out the terms of said bid and of said Contract; and

FURTHER RESOLVED that the Commission hereby authorizes the Executive Director and the Chief Engineer to assign **CT Consultants, Inc., of Mentor, Ohio**, to Contract No. 39-15-02 for the purpose of performing Task 3 construction services in accordance with the Agreement specific to this

Project as previously authorized under Resolution Nos. 12-2014 and 65-2014, and to assign **Geo-Sci, Inc.**, of **Berea, Ohio**, for the purpose of performing materials testing and inspection, with such assignment in accordance with the 2015-2016 Miscellaneous Engineering Services Agreement between the Ohio Turnpike and Infrastructure Commission and said engineering firm; and

**FURTHER RESOLVED that Project No. 39-15-02 is designated a System Project under the Commission's 2013 Master Trust Agreement.**

**(Resolution No. 5-2015 adopted February 23, 2015)**