

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

### Resolution Rejecting the Bid Received for Contract No. 43-15-07, Bridge Deck Repair and Rehabilitation of State Route 83 over the Ohio Turnpike and State Route 252 over the Ohio Turnpike in Lorain and Cuyahoga Counties, Ohio

WHEREAS, the Commission has duly advertised according to law an invitation for bids upon a Contract for Bridge Deck Repair and Rehabilitation of State Route 83 over the Ohio Turnpike at Milepost 150.5, and State Route 252 over the Ohio Turnpike at Milepost 156.9 in Lorain and Cuyahoga Counties, Ohio, herein designated **Contract No. 43-15-07**; and

WHEREAS, the Commission received one bid via Bid Express for the performance of said Contract from **BECDIR Construction Company**, of **Berlin Center, Ohio**; and

WHEREAS, the bid has been reviewed and analyzed by the Commission's Chief Engineer, whose report concerning said analysis is before the Commission; and

WHEREAS, the Commission's Chief Engineer reports that the bid, which included three different add-alternates, as received from BECDIR Construction Company in the amounts of **\$2,667,691.15**, **\$2,730,228.65** and **\$2,763,216.65**, is more than ten percent over the Engineer's estimate, and, therefore, recommends that the bid be rejected and that the Construction Invitation should be re-advertised at the appropriate time in the near future; and

WHEREAS, the Commission's Director of Contracts Administration has submitted a report advising the Commission that, pursuant to the Bidding Documents for Contract No. 43-15-07 and Ohio Revised Code Section 5537.07(A), the Commission has expressly reserved the right to reject any and all bids that are greater than ten percent over the Engineer's estimate and that, pursuant to Ohio Revised Code Section 153.10, the Commission shall reject any and all bids that exceed the Engineer's estimate by more than ten percent; and

WHEREAS, inasmuch as the value of Contract No. 43-15-07 is in excess of \$150,000.00, pursuant to Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is requested for the rejection of the bid for said Contract; and

WHEREAS, predicated upon the analysis of the reports submitted by both the Chief Engineer and the Director of Contracts Administration, the Executive Director concurs with their recommendation the lone bid for Contract No. 43-15-07 be rejected and that the Construction Invitation should be re-advertised at the appropriate time in the near future; and

WHEREAS, the Commission has duly considered said recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid received from **BECDIR Construction Company**, of **Berlin Center, Ohio**, pursuant to the advertisement for bids upon Contract No. 43-15-07, is rejected, and the Director of Contracts Administration is authorized to notify **BECDIR Construction Company** in writing of said action, and to return to the bidder its bid security; and

FURTHER RESOLVED that the Chief Engineer and Director of Contracts Administration are authorized to take any and all action necessary, at the appropriate time, to re-advertise the Construction Invitation for Contract No. 43-15-07 in the near future.

**(Resolution No. 19-2015 adopted April 20, 2015)**