

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Awarding Contract No. 39-16-02 for the Reconstruction of Right Two Lanes and Shoulder From Mileposts 186.35 to 191.39 and Repair and Rehabilitation of the Cuyahoga River Bridge at Milepost 191.40 in Portage County, Ohio

WHEREAS, the Commission published notice in accordance with law advertising its invitation to bid upon a Contract for the reconstruction of the right two lanes and shoulder from Milepost 186.35 to Milepost 191.39 and a bridge repair and rehabilitation over the Cuyahoga River at Milepost 191.40, located in Portage County, Ohio, designated as **Contract No. 39-16-02** (“Project”), which shall be performed over the 2016 and 2017 construction seasons; and

WHEREAS, the Commission received two bids via Bid Express to perform the Contractor’s obligations on the Project, and the Assistant Chief Engineer and the Chief Engineer reviewed and evaluated the bids received, and whose report concerning such analysis is before the Commission; and

WHEREAS, Commission action is necessary to approve Contract No. 39-16-02 in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount of the bids received require an expenditure that will exceed \$150,000.00; and

WHEREAS, the Chief Engineer and Assistant Chief Engineer report that **The Shelly Company of Twinsburg, Ohio** submitted the lowest responsive and responsible bid to perform the Contractor’s obligations for the Project, in the total bid amount of **\$26,241,009.87** (comprising the base bid amount of \$20,264,345.87 plus the asphalt alternate amount of \$6,451,664.00 and less the Eastbound Waste Site Deduct Credit of \$275,000.00 and the Temporary Access Deduct Credit of \$200,000.00), which they recommend the Commission accept and approve authorization for the Executive Director to select; and

WHEREAS, the Director of Contract Administration advises the Commission that bids for Contract No. 39-16-02 were solicited from all bidders on the basis of the same terms, conditions and specifications, that the bid of The Shelly Company for Contract No. 39-16-02 conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312 and 153.54, and that The Shelly Company submitted a performance bond with good and sufficient surety; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer, Assistant Chief Engineer and the Director of Contract Administration and concurs in the recommendation to award Contract No. 39-16-02 to the lowest responsive and responsible bidder, The Shelly Company; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of **The Shelly Company of Twinsburg, Ohio**, in the amount of **\$26,241,009.87** (comprising the base bid of \$20,264,345.87 plus the Asphalt Pavement Alternate of \$6,451,664.00 less the Eastbound Waste Site Deduct Alternate of \$275,000.00 and the Temporary Access Deduct Alternate of \$200,000.00), for Contract No. 39-16-02 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a Contract on the basis of said bid; and

FURTHER RESOLVED that the Executive Director and the Chief Engineer are authorized to assign **GPD Group, of Cleveland, Ohio**, to perform Task 3 construction services in accordance with the Agreement specific to this Project previously authorized under Resolution Nos. 12-2014 and 65-2014, and to assign **Solar Testing Laboratories, Inc., of Brooklyn Heights, Ohio**, for the purpose of performing materials testing services in accordance with the 2015-2016 Miscellaneous Engineering Services Agreement; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under said contracts as a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project or increase its costs.

FURTHER RESOLVED that Project No. 39-16-02 is designated a System Project under the Commission’s 2013 Master Trust Agreement.

(Resolution No. 57-2015 adopted December 14, 2015)