

**OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION**

**Resolution Authorizing a Fourth Modification to the Contract with DGL Consulting Engineers, LLC to Perform Additional Phase IB Services and Phase II Services Under Project No. 71-21-04 for an Aggregate Not-to-Exceed Amount of \$722,384.00**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) selected DGL Consulting Engineers, LLC to perform architectural/engineering design services and engineering support during construction for the Bridge Deck Replacement of the Mainline Bridge over Waggoner Road (County Route 82) and the Removal of the Mainline Bridge over the North Coast Inland Trail at Milepost 83.3, Sandusky County, Ohio designated as Project 71-21-04 (the “Project”), for the scope of work identified below:

**SERVICES/FEEES APPROVED TO DATE**

<b>CONTRACT</b>	<b>SERVICES</b>	<b>FEE PROPOSAL</b>	<b>APPROVAL</b>	<b>AMOUNT</b>
Original Contract	Phase IA Services – Project No. 71-21-04 – architectural//engineering design services, specifically site inspection, engineering report, and survey.	January 11, 2022	Resolution No. 7-2022	\$248,915.00
First Modification	Phase IB Services - Project No. 71-21-04 - Preliminary and Final Design Plans, assistance during bidding process, and bid review services	December 19, 2022	Resolution No. 3-2023	\$369,988.00
Second Modification	Mileage Reimbursement	January 18, 2023	N/A	\$0.00
Third Modification	Completion Date Extension	July 24, 2023	N/A	\$0.00
<b>TOTAL AMOUNT TO DATE:</b>				<b>\$618,903.00</b>

**PROPOSED SERVICES/FEEES**

<b>CONTRACT</b>	<b>SERVICES</b>	<b>FEE PROPOSAL</b>	<b>APPROVAL</b>	<b>AMOUNT</b>
<i>Fourth Modification</i>	Additional Phase IB Services and Phase II Services – Engineering Support During Construction for Project No. 43-24-03	May 28, 2024	<i>Pending</i>	\$103,481.00
<b>TOTAL AMOUNT TO DATE:</b>				<b>\$722,384.00</b>

WHEREAS, the parties entered into a Contract for Professional Services for Project No. 71-21-04 (the “Contract”), dated March 4, 2022; and

WHEREAS, the parties contemplated modifying the Contract after the completion of the Phase IA Services to incorporate additional design services based on the findings of the work performed under Phase IA and to be separately designated as Phase IB, as well as engineering support during construction to be separately designated as Phase II; and

WHEREAS, the Phase IA and Phase IB Services are complete, and the Commission selected a contractor to make the public improvements that DGL designed as part of its Phase I Services under Design Project No. 71-21-04 for Construction Project No. 43-24-03, and DGL submitted a revised fee proposal dated May 28, 2024 in the not-to-exceed amount of \$103,481.00, for additional Phase IB Services incurred during the design process and to perform the Phase II Services, Engineering Support During Construction, which fee proposal the Chief Engineer/Deputy Executive Director deemed reasonable and necessary; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer//Deputy Executive Director and approves the recommendation to authorize DGL Consulting Engineers, LLC to perform the Additional Phase IB Services and Phase II Services under Design Project No. 71-21-04 and Construction Project No. 43-24-03; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission's Code of Bylaws because the proposed Contract modification exceeds the greater of \$150,000 or 10% of the original contract amount; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the revised proposal from DGL Consulting Engineers, LLC dated May 28, 2024 to perform the Additional Phase IB Services and Phase II Services, specifically described in the recitals, under Project No. 71-21-04 and Construction Project No. 43-24-03, in the not-to-exceed amount of \$103,481.00, is accepted and approved, and the Executive Director is authorized to modify the contract with DGL Consulting Engineers, LLC, to perform such additional services in accordance with the terms and conditions of the existing contract and DGL Consulting Engineers, LLC's revised fee proposal dated May 28, 2024, resulting in the aggregate not-to-exceed contract amount of \$722,384.00.

**(Resolution No. 74-2024 adopted June 17, 2024)**