

OHIO TURNPIKE COMMISSION

Resolution Awarding Contract No. 53-12-01

WHEREAS, the Commission has duly advertised according to law for bids upon a Contract for Demolition and Underground Storage Tank (“UST”) Closure of Oak Openings and Fallen Timbers Service Plazas at Milepost 49.0 located in Lucas County, Ohio, herein designated **Contract No. 53-12-01**; and

WHEREAS, expenditures for the award to be made under Contract No. 53-12-01 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 four (4) bids for the performance of said Contract, and said bids have been reviewed and analyzed by the Commission’s Deputy Executive Director/Chief Engineer, whose report concerning such analysis is before the Commission; and

WHEREAS, the Deputy Executive Director/Chief Engineer reports that the lowest responsive and responsible bid for the performance of Contract No. 53-12-01 was submitted by **Miller Bros. Construction, Inc. (“Miller Bros.”)** of **Archbold, Ohio**, in the amount of **\$2,948,741.00**, which bid he recommends be accepted by the Commission; and

WHEREAS, the Commission has also been advised by the General Counsel that bids for Contract No. 53-12-01 were solicited on the basis of the same terms and conditions and the same specifications, that the bid of Miller Bros. for Contract No. 53-12-01 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 Miller Bros.; and

WHEREAS, the Executive Director has reviewed the reports of the Deputy Executive Director/Chief Engineer and the General Counsel and, predicated upon such analysis, concurs with the recommendation to award Contract No. 53-12-01 to the lowest responsive and responsible bidder, Miller Bros. Construction, Inc.; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **Miller Bros. Construction, Inc.** of **Archbold, Ohio**, in the amount of **\$2,948,741.00** for the performance of Contract No. 53-12-01 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 bidders of their 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 Deputy Executive Director/Chief Engineer to assign **Hull & Associates, Inc.**, of **Toledo, Ohio** to Contract No. 53-12-01 for the purpose of performing testing and inspection services, in accordance with the existing Agreement between the Ohio Turnpike Commission and Hull & Associates, Inc. for professional consulting services that include Environmental Investigation, Reporting and Remediation Project Management Services at the Oak Openings and Fallen Timbers Service Plazas; and

FURTHER RESOLVED that Project No. 53-12-01 is designated a System Project under the Commission’s 1994 Master Trust Agreement.

(Resolution No. 11-2012 adopted February 27, 2012)