

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

### **Resolution Approving the Authorization to Modify the Agreement with KS Associates, Inc. to Perform Additional Phase I – Design Services Under Project No. 71-17-03 for the Rehabilitation of Two Bridges in the Not-To-Exceed Amount of \$64,844.00**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”), under Resolution No. 35-2017, selected KS Associates, Inc., of Elyria, Ohio, to perform the professional engineering services for the Deck Replacements and Rehabilitation for the Ramp Bridge over State Route 420 at Mile Post 71.4 and the South Billman Road Bridge over the Mainline at Milepost 75.2 in Wood and Ottawa Counties, Ohio (“Project 71-17-03”), and authorized Phase I Services – Design and Plan Preparation Services (“Phase I Services”) for the not-to-exceed amount of \$185,936.00 under an Agreement dated September 6, 2017; and

WHEREAS, the during the performance of Phase I Services the Chief Engineer determined that it was necessary for Project No. 71-17-03 to include raising the Ramp Bridge over State Route 420 to provide fifteen feet, six inches of vertical clearance and widening the structure to fifty-two feet, which was not originally included within the scope of services of the Contract; and

WHEREAS, KS Associates has submitted a fee proposal dated February 15, 2018, to perform the additional Phase I Services in the not-to-exceed amount of \$64,844.00, which fee proposal the Chief Engineer deemed reasonable and necessary; and

WHEREAS, the additional amount described in the fee proposal from KS Associates to perform the required additional Phase I Services will increase the contract by an amount that exceeds ten percent of the original contract authorized by the Commission, and Commission approval is sought for modifying the Agreement incorporating the additional fee proposal; and

WHEREAS, the Executive Director has also reviewed the recommendation submitted by the Chief Engineer and approves the recommendation to authorize KS Associates to perform additional Phase I Services under Project No. 71-17-03; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the proposal from KS Associates dated February 15, 2018 to perform the additional Phase I Services related to widening of the structure at Milepost 71.4 for the under Project No. 71-17-03 in Wood and Ottawa Counties in the not-to-exceed amount of \$64,844.00 is approved, and the Executive Director is authorized to modify the Agreement with KS Associates to perform such additional services in accordance with the terms and conditions of the Commission’s RFP for Professional Engineering Services, KS Associates’ technical response and fee proposals; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under previously awarded 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 and increase its costs.

**(Resolution No. 14-2018 adopted February 26, 2018)**