

## **OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION**

### **Resolution Approving the Selection of The Shelly Company to Reconstruct the Mainline Pavement for Project No. 39-18-01 in the Amount of \$31,399,808.12 and Approving the Assignment of GPD Group and CTL Engineering, Inc. to Perform the Necessary Professional Services**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice in accordance with law advertising its invitation to bid upon a Contract for the Reconstruction of the Mainline Pavement from Milepost 149.24 to Milepost 154.10, in Lorain and Cuyahoga Counties, Ohio, designated as Project No. 39-18-01 (“Project”); and

WHEREAS, the Commission received three bids via Bid Express to perform the Contractor’s obligations on the Project, and the Deputy Chief Engineer and the Chief Engineer reviewed the analysis performed by the Construction Manager, evaluated the bids received, and submit the report concerning such evaluation to the Commission; and

WHEREAS, Commission action is necessary to approve Project No. 39-18-01 in accordance with Article V, Section 1.00 of the Commission’s Code of Bylaws because the amount of the bids received require an expenditure that will exceed \$150,000.00; and

WHEREAS, the Chief Engineer and Deputy 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 amount of \$31,399,808.12, which they recommend the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration advises that bids for Project No. 39-18-01 were solicited on the basis of the same terms, conditions and specifications, that the bid of The Shelly Company for Project No. 39-18-01 conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312 and 153.54, and that The Shelly Company submitted a bid guarantee and performance bond with good and sufficient surety; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer, Deputy Chief Engineer and the Director of Contracts Administration and, based on such analysis, recommends that the Commission approve authorization for the Executive Director to execute a Contract for Project No. 39-18-01 with The Shelly Company as the lowest responsive and responsible bidder; 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 in the amount of \$31,399,808.12 for Project No. 39-18-01 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, to perform Task 3 construction services in accordance with the Agreement specific to this Project previously authorized under Resolution Nos. 32-2012, 58-2016 and 2-2017, and to assign CTL Engineering, Inc. for the purpose of performing material testing services in accordance with the 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.

**(Resolution No. 60-2017 adopted December 18, 2017)**