

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

### **Resolution Approving the Selection of E.S. Wagner Company for Project No. 43-23-06 for the Total Amount of \$5,638,227.41**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law to advertise an invitation to bid on a contract for the Bridge Deck Replacement and Rehabilitation, at Biddle-Scott Road (TR 12-1) over the Ohio Turnpike at Milepost 37.1, and Brailey Road (TR-3) over the Ohio Turnpike at Milepost 46.4 in Fulton County, Ohio, and designated as Project No. 43-23-06 (the “Project”); and

WHEREAS, the Commission received three (3) bids to perform the Contractor’s obligations on the Project, and the report of the Commission’s Chief Engineer concerning the review and analysis of the bids is before the Commission; and

WHEREAS, the Chief Engineer reports that E.S. Wagner Company (hereinafter “Wagner”), submitted the apparent low bid on the Project in the total bid amount of \$5,638,227.41 which he recommends the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration determined that bids for the Project were solicited on the basis of the same terms and conditions and the same specifications, that selecting the bid of Wagner conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Wagner submitted a performance bond with good and sufficient surety; and

WHEREAS, the Office of Equity and Inclusion found that Wagner made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 11% which meets the SBE participation goal of 11% for the Project; and

WHEREAS, Commission action is necessary to approve the Contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount of the bids received will require expenditures under the Project that will exceed \$150,000.00; and

WHEREAS, the Chief Engineer recommends the Commission select Wagner as the lowest responsive and responsible bidder for the Project; and

WHEREAS, the Commission Executive Director concurs with the Chief Engineer’s recommendation that the Commission approve the award of the Project to Wagner 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 E.S. Wagner Company for Project No. 43-23-06 in the amount of \$5,638,227.41 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a contract based on said bid.

**(Resolution No. 87-2023 adopted October 16, 2023)**