

OHIO TURNPIKE COMMISSION

Resolution No. 152 -1954 Approving, Adopting,
and Ratifying the Contract Documents for
Contracts TR-1, TR-2, and TR-3

WHEREAS there are before this meeting the forms of contract documents, to wit: Forms of notice to bidders, proposal, terms and conditions of bidding, affidavit, and contract for Contracts TR-1, TR-2, and TR-3, which, in general terms, are contracts for the operation of the restaurants to be located at the eight dual service plazas of Ohio Turnpike Project No. 1;

WHEREAS Contract TR-1 covers the restaurants in the dual service plazas at turnpike station 1076 in Mahoning County, turnpike station 598 in Portage County, and turnpike station 888 in Cuyahoga County, Contract TR-2 covers the restaurants in the dual service plazas at turnpike station 366 in Lorain County and turnpike station 962 in Sandusky County, and Contract TR-3 covers the restaurants in the dual service plazas at turnpike station 146 in Sandusky County, turnpike station 32 in Lucas County, and turnpike station 1110 in Williams County;

WHEREAS the Commission's consulting engineer, chief engineer, and executive director have recommended that the term of the contract appearing in said documents be revised and that no bond be required of the successful bidders for any of said contracts; and

WHEREAS the Commission has duly and fully considered said documents and said recommendations;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby approves, adopts, and ratifies the forms of contract documents before it at this meeting for each of the aforesaid contracts, being for and in connection with contracts for the operation of restaurants to be located at the eight dual service plazas of Ohio Turnpike Project No. 1; provided that general counsel shall revise §4 of the form of contract so that the term of each said contract shall be ten years with an option on the part of the operator to renew said contract for a further five-year period; provided further that in accomplishing said revision general counsel shall include such provision for one year's written notice to the Commission as a prerequisite to the exercise of said option and such other conditions for the exercise of said option as he shall consider to be in the best interest of the Commission; and, provided further that general counsel shall effect such other modifications in the contract documents as shall be required or in his opinion desirable to adapt other requirements of said contract documents to the aforesaid change in term or to remedy resulting inconsistencies in the form thereof;

FURTHER RESOLVED that general counsel shall amend said contract documents so as to delete §27 as it now appears and to eliminate any requirement that the successful bidder for any of said contracts shall furnish a bond; and that any other changes which are in the nature of adding or changing headings, captions, and style of writing, or in the nature of filling in blank spaces, or correcting typographical, clerical, or arithmetical errors, may be made upon the authorization of either the executive director, chief engineer, or general counsel;

FURTHER RESOLVED that the executive director and general counsel shall cause to be published advertisements of notices for the taking of bids for each of the aforesaid contracts, and that the executive director shall take and open bids for same and report the results thereof to the Commission; and

FURTHER RESOLVED that any addendum or addenda to the aforesaid contract documents which are by them deemed to be necessary or desirable may be issued by the executive director and general counsel.

Copy hereof furnished 10/23/54 to executive director, chief engineer, consulting engineer (2), information director, chief contract attorney, and Harris, Kerr, Forster (one to Mr. Weaver and one to Mr. Brodner).