

Resolution No. 16 -1955 Awarding Sewage and Water Contract SW-2
and Approving Contract Documents for Said Contract

WHEREAS, pursuant to authority heretofore granted, the executive director and general counsel have caused an advertisement to be published, according to law, for bids upon a contract for the construction of sewage-treatment plants and water-supply systems at service plazas Nos. 4 and 5 of Ohio Turnpike Project No. 1 in Lorain and Sandusky Counties, respectively, which contract is designated Contract SW-2, and proof of said advertising is before the Commission;

WHEREAS there are before this meeting the plans and forms of other contract documents for said contract, to wit: Special Provisions for Sewage-treatment-plant and Water-supply Contracts in General, dated January 25, 1955, Special Provisions for Contract SW-2, forms of Notice to Bidders, Proposal, and Contract;

WHEREAS bids for the performance of said contract have been received, and were duly opened and read, as provided in the published notice for said bids, and said bids are before this meeting;

WHEREAS said bids have been analyzed by the Commission's executive director, chief engineer, and consulting engineer, and they have reported thereon to the Commission with respect to said analysis and made their recommendations predicated thereon;

WHEREAS bids for said contract were solicited on the basis of the same terms and conditions, and the same specifications with respect to all bidders and potential bidders, and the bid of Mosser Construction, Inc., an Ohio corporation, in the amount of \$594,090 for the performance of Contract SW-2 is, and is by the Commission determined to be, the lowest bid for the construction of the sewage-treatment plants and water-supply systems at service plazas Nos. 4 and 5 of Ohio Turnpike Project No. 1; and the Commission has been advised by its general counsel that said bid conforms to the requirements of §5537.04 of the Revised Code of Ohio, and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best bid for the construction of the aforesaid plants and systems; and

WHEREAS the Commission is satisfied with the capacity of said bidder to perform its obligations pursuant to its proposal;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby approves, adopts, and ratifies the plans and forms of other contract documents before it at this meeting for the aforesaid contract, being for and in connection with the construction of sewage-treatment plants and water-supply systems at service plazas Nos. 4 and 5 of Ohio Turnpike Project No. 1, and that all action heretofore taken by the executive director, chief engineer, and general counsel, and any of them, with reference to said contract be, and hereby it is, ratified, approved, and confirmed; and

FURTHER RESOLVED that the bid of Mosser Construction, Inc., an Ohio corporation, in the amount of \$594,090, for the performance of Contract SW-2 be, and hereby it is, determined to be the lowest and best bid for the performance of the aforesaid contract, and is accepted; and that each of the executive director and the chief engineer be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that said successful bidder shall furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952, and meeting the requirements of said resolution, provided that neither of said persons shall be required to exercise the aforesaid authority if either of them shall receive notice that there may be a defect in the bid or other cause why the contract should not be entered into; (2) to return to all other bidders the bid security furnished by each of them, respectively; (3) to return said successful bidder's bid security when the aforesaid contract has been duly executed and said performance bond furnished; and (4) to take any and all action necessary or proper to carry out the terms of said bid and of said contract.

(For distribution hereof, see reverse.)