

## OHIO TURNPIKE COMMISSION

Resolution Awarding Contract RMP 59-73-3

WHEREAS the Commission has duly advertised, according to law, for bids upon a contract for the repairs and resurfacing of original Construction Sections C-40 and C-41, between Milepost 80.7 and Milepost 86.0 in Ottawa and Sandusky Counties, Ohio, which contract is designated Contract RMP 59-73-3, and proof of said advertising is before the Commission;

WHEREAS bids for the performance of said contract have been received from three bidders, including bids upon two alternates provided for in the aforesaid advertisement; namely, an alternate for an asphalt concrete surface course using crushed slag, and one for the removal and installation of guard rail in accordance with SP 606 of the contract documents in addition to the other work of the contract, and said bids were duly opened and read as provided in the public notice, and said bids are before this meeting;

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

WHEREAS all 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 alternate bid of S. E. Johnson Company, Maumee, Ohio, for the performance of said Contract RMP 59-73-3, with the asphalt concrete surface course using crushed slag, and the removal and installation of guard rail in accordance with SP 606 in the amount of \$859,949.50, is, and is by the Commission determined to be, the lowest and best of all said bids and alternate bids for the performance of said contract, taking into account the superior material provided for, and that it is in the best interest of the Commission to perform the guard rail installation pursuant to the alternate provided for in the solicitation of bids;

WHEREAS the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 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 of all bids and alternate bids for the performance of the work required under said contract and of the incidental obligations thereof; 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 alternate bid of S. E. Johnson Company, Maumee, Ohio, in the amount of \$859,949.50 for the performance of Contract RMP 59-73-3, including the use of crushed slag in the surface course and the removal and installation of guard rail, be, and hereby it is, determined to be the lowest and best bid received, and is accepted, and that the chairman and executive director, or either of them, 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, (2) to direct the return to all bidders for the aforesaid contract, other than said successful bidder, of the bid security furnished by each of them, respectively, (3) to direct the return to said successful bidder of its 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.

(Resolution No. 3-1973 adopted February 6, 1973)

Copies hereof distributed 2/7/73 to:

Squire, Sanders & Dempsey

(Commission Members)

Executive Director  
Deputy Executive Director  
Comptroller  
Chief Engineer  
Director of Administrative Services  
Director of Operations  
Director of Information & Research  
Purchasing Agent  
J. E. Greiner Co. (2)