

## OHIO TURNPIKE COMMISSION

Resolution Awarding Contract RMP 59-76-2

WHEREAS the Commission has duly advertised according to law for bids upon a contract for the repair and resurfacing of original construction Sections C-24, C-25 and C-26 from Milepost 136.8 to Milepost 144.0 in Lorain County, Ohio, designated as Proposal "A" and alternatively for the repair and resurfacing of original construction Sections C-24, C-25, C-26 and C-27 from Milepost 132.0 to Milepost 144.0 in Erie and Lorain Counties, Ohio designated as Proposal "B", which contract is designated Contract RMP 59-76-2, and proof of said advertising is before the Commission;

WHEREAS the contract so advertised provided for alternative bids as follows: one, for using crushed limestone or gravel in the asphalt concrete surface course; two, for using crushed slag in the asphalt concrete surface course; three, for bidding either of those surface materials with the use of temporary entrances or exits, each of which alternatives were available under both Proposal "A" and Proposal "B";

WHEREAS four bids were received, each of which bids included a price for the performance of the work using crushed limestone or crushed gravel in the surface course and a price for using crushed slag in the surface course, under both Proposal "A" and Proposal "B", and none of which bids included a price for those materials using temporary entrances or exits;

WHEREAS said 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 upon such analyses;

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 bid of the Northern Ohio Paving Co. of Twinsburg, Ohio, in the amount of \$1,802,446.00 for the performance of Contract RMP 59-76-2, Proposal "B", using crushed slag in the surface course has been determined by the Commission to be the lowest and best of all bids received, and it has been determined to be in the best interest of the Commission to accept the bid of said company on the aforesaid basis;

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, specifications and the legal notice applicable thereto, and accordingly, the Commission is authorized to accept said bid as the lowest and best of all 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 bid of Northern Ohio Paving Co. of Twinsburg, Ohio, in the amount of \$1,802,446.00 for the performance of Contract RMP 59-76-2 using crushed slag in the surface course is, and is by the Commission, determined to be the lowest and best of all bids received for the performance of said contract, and is accepted, and that the chairman and executive director, or either 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 the other bidders of their bid security, (3) to direct the return to the successful bidder of its bid security when the aforesaid contract has been duly executed, and the 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. **2** -1976 adopted February 3, 1976)

Copies hereof distributed 2/10/76 to:

- Commission Members
- Executive Director
- Deputy Executive Director
- Comptroller
- Director of Administrative Services
- Purchasing Agent
- J. E. Greiner Co. (2)
- Director of Operations
- Director of Information & Research
- Chief Engineer
- Squire, Sanders & Dempsey