

OHIO TURNPIKE COMMISSION

**Resolution Awarding and Rejecting Contracts
for Construction of Towpath Travel Center
under Contract No. 53-98-02**

WHEREAS, pursuant to Resolution No. 23-1998 adopted on May 11, 1998, the Commission rejected all bids received on April 29, 1998, relating to the construction of a *new* Ohio Turnpike Travel Center and service facilities at the premises commonly known as **Towpath** Service Plaza, located at Milepost 170.1 in Cuyahoga County;

WHEREAS, Resolution No. 23-1998, also instructed the Commission's executive director and general counsel to take any and all action necessary to re-advertise for bids for the replacement or renovation, construction of the Great Lakes Travel Center under Contract No. 53-98-02, forthwith;

WHEREAS, pursuant to Resolution No. 35-1998 adopted on July 20, 1998, the Commission awarded contracts for Bid Package 5A (structural steel) and Bid Package 13C (install fuel tanks, provide piping and removals);

WHEREAS, pursuant to Resolution No. 36-1998 adopted on July 20, 1998, the Commission awarded contracts for Bid Package 2A (Sitework, Excavation and Paving);

WHEREAS, the Commission has duly re-advertised according to law for bids upon contracts for 22 bid packages pertaining to the construction of a *new* Ohio Turnpike Travel Center, said contracts included bid packages for fencing, concrete, masonry, roofing, glazing, sectional doors, interiors, carpet, painting/wall-covering, porcelain, toilet partitions, furnishing of prefab fueling booths, furnishing fuel tanks, elevators, plumbing, HVAC, furnish air handlers, furnish boilers, controls and bldg. automation system, fire protection, electrical, and furnishing generators, which project has been identified as Project No. 53-98-02;

WHEREAS, pursuant to Resolution No. 58-1997, the Commission authorized its executive director and general counsel to take any and all action necessary to advertise for bids for the renovation or replacement, construction of any or all of the Commission's service plaza facilities, which resolution provided that no more than two (2) pairs will be under construction during a one-year period, and that the service plaza facility will be closed while it is under reconstruction;

WHEREAS, the Commission's form of proposal for the renovation or replacement, construction of the Towpath Travel Center was divided into twenty-two separate base bid packages identified as items 2B, 3A, 4A, 7A, 8A, 8B, 9A-D, 10A, 13A, 13B, 14A, 15A-F, 16A and 16B and also gave prospective bidders the option to submit alternative bid combinations;

WHEREAS, no bids were requested at this time for bid package 2C (landscaping) as the Commission's staff and construction manager, R. P. Carbone Construction Co., and architect, GSI Architects, Inc. are currently preparing and reviewing all plans and documents necessary to take action to bid this item, if necessary;

WHEREAS, bids for the 21 of the 22 bid packages for the performance of said contracts were received on July 22, 1998;

WHEREAS, approximately 47 bids for the performance of 21 base-bid packages were received with some bidders bidding on one or more packages;

WHEREAS, inasmuch that no bids were received on July 22, 1998, bid package 3A (Cast In-Place Concrete) was re-advertised, and bids were opened on August 14, 1998, and will be incorporated in this resolution;

WHEREAS, prospective bidders were given the option of submitting alternative bid combinations and the award for the following "combination" bid packages (8A, 9A, 9D and 15A) will be accomplished by separate resolution;

WHEREAS, said bids have been reviewed and analyzed by the Commission's construction manager and the Commission's chief engineer, and they have submitted a recommendation concerning such analyses and their recommendation is before the Commission, and the Commission's executive director has made his recommendation to the Commission predicated upon such analyses;

WHEREAS, the Commission's minority business enterprise coordinator has reviewed the documents submitted by the bidders and has determined that there is satisfactory evidence to anticipate compliance with the Commission's Minority Business Enterprise Program;

WHEREAS, all bids for said contracts were solicited on the basis of the terms and conditions and specifications stated in the bid invitation and bid documents in connection with Contract No. 53-98-02, and the following bidders have been determined by the Commission to be the lowest responsive and responsible bid received:

<u>Bid Package</u>	<u>Description</u>	<u>Bidder's Name</u>	<u>Amount</u>
2B	Fencing, Gates & Site Screens	Able Contracting Group, Inc. Eastlake, OH	\$149,000.00
3A	Concrete	Northern Valley Contractors N. Canton, OH	799,400.00
4A	Masonry & Cast Stone/Precast	Foti Construction Cleveland, OH	504,000.00
7A	Roofing	Franklin Roofing, Inc. Painesville, OH	380,000.00
8B	Sectional and Coiling Doors	Action Door Co. Brooklyn Hts., OH	21,071.00
9B	Carpet, Resilient Base & Accessories	Acme Arsenia Co., Inc. Warrensville Hts., OH	20,000.00

<u>Bid Package</u>	<u>Description</u>	<u>Bidder's Name</u>	<u>Amount</u>
9C	Painting and Wallcovering	G. Q. Contracting Co. Wickliffe, OH	57,400.00
10A	Toilet Partitions	Folding Equipmt. Co. Toledo, OH	41,900.00
13B	Furnish Fuel Tanks	Quality Petroleum System, Inc. Cleveland, OH	66,421.00
14A	Elevators	Dover Elevator Co. Broadview Hts., OH	40,514.00
15B	HVAC	Great Lakes Mechanical Corp. Cleveland, OH	355,000.00
15C	Furnish Air Handlers	Ogrinc Mechanical Corp. Warrensville Hts., OH	73,880.00
15D	Furnish Boilers	The P. M. Equipment Co. Cleveland, OH	21,817.00
15E	Controls and Building Automation System	Roth Brothers, Inc. Broadview Hts., OH	40,750.00
15F	Fire Protection	S. A. Comunale Co., Inc. Akron, OH	92,426.00
16A 1,212,985.00	Building & Site Electrical	Electrical Corp. Lorain, OH	of America
16B	Furnish Generator	Buckeye Power Sales Co. Twinsburg, OH	37,915.00
TOTAL			\$3,914,479.00

WHEREAS, the Commission has been advised by its general counsel that said bids and bid packages conform to the requirements of Section 5537.07, Section 9.312 and Section 153.54, all of the Revised Code of Ohio, and that a performance bond with good and sufficient surety has been submitted by all the bidders listed above for awards of contracts;

WHEREAS, under the terms and conditions of the bidding documents for Contract 53-98-02, the Commission has reserved the right to reject any and all bids; and

WHEREAS, the Commission's chief engineer and its Executive Director recommend that the only bid for the following bid package, and alternates, if any, be rejected and recommends that the Commission purchase the fueling booths under a negotiated Extra Work Order contract with one of the previously established for Towpath Travel Center:

<u>Bid Package</u>	<u>Description</u>
13A	Furnish Prefab Fueling Booths

WHEREAS, the Commission's executive director and general counsel concur in said review group's recommendation;

NOW, THEREFORE, BE IT

RESOLVED that the bids of the following bidders:

<u>Bid</u> <u>Package</u>	<u>Description</u>	<u>Bidder's Name</u>	<u>Amount</u>
2B	Fencing, Gates & Site Screens	Able Contracting Group, Inc. Eastlake, OH	\$149,000.00
3A	Concrete	Northern Valley Contractors N. Canton, OH	799,400.00
4A	Masonry & Cast Stone/Precast	Foti Construction Cleveland, OH	504,000.00
7A	Roofing	Franklin Roofing, Inc. Painesville, OH	380,000.00
8B	Sectional and Coiling Doors	Action Door Co. Brooklyn Hts., OH	21,071.00
9B	Carpet, Resilient Base & Accessories	Acme Arsenia Co., Inc. Warrensville Hts., OH	20,000.00
9C	Painting and Wallcovering	G. Q. Contracting Co. Wickliffe, OH	57,400.00
10A	Toilet Partitions	Folding Equipmt. Co. Toledo, OH	41,900.00
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TOTAL			\$3,914,479.00

in the total amount of all bid packages awarded is **\$3,914,479.00** in connection with the performance of Contract No. 53-98-02, is and is by the Commission, determined to be the lowest responsive and responsible bid received for the performance of said bid packages and contracts, and is accepted, and that the chairperson 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; (2) to direct the return to the other bidders of their bid security, when appropriate, and (3) to take any and all action necessary or proper to carry out the terms of said bid and of said contract, and

FURTHER RESOLVED the Commission concurs in the above-mentioned rejection recommendation of the following:

<u>Bid Package</u>	<u>Description</u>
13A	Furnish Prefab Fueling Booths

and that the bid packages with alternates, if any, and combination bids submitted in response to Contract 53-98-02 are hereby rejected;

RESOLVED that the executive director and general counsel hereby are authorized and directed to take any and all action necessary to purchase fueling booths (Bid Package 13A) under a negotiated Extra Work Order contract with one of the previously established contracts for Towpath Travel Center in connection with the replacement and new construction of the **Towpath Travel Center** under **Contract No. 53-98-02**, forthwith.

FURTHER RESOLVED that Project No. 53-98-02 is designated a System Project under the Commission's 1994 Master Trust Agreement.

(Resolution No. 43-1998 adopted August 17, 1998)