

OHIO TURNPIKE COMMISSION

Resolution Rejecting Bids for Contract No. 43-07-04

WHEREAS, the Commission has duly advertised according to law for bids upon a Contract for deck repairs and rehabilitation of the following bridges, herein designated **Contract No. 43-07-04**:

<u>Bridge</u>	<u>Milepost</u>	<u>County</u>
Ohio Turnpike over the Bike Path	223.0	Mahoning
Gibson Road over the Ohio Turnpike	223.9	Mahoning
Turnpike over Western Reserve Road	230.7	Mahoning
Turnpike over Sharrott Road	232.0	Mahoning

WHEREAS, the Commission received bids from three (3) bidders for the performance of said Contract; and

WHEREAS, said bids have been reviewed and analyzed by the Commission's Chief Engineer, and he has submitted a report concerning such analysis, which report is before the Commission; and

WHEREAS, the Commission's Chief Engineer reports that all bids for Contract No. 43-07-04 were in excess of ten percent (10%) above the engineer's estimate and, therefore, cannot be considered for award and should be rejected; and

WHEREAS, the Commission's Director of Contracts Administration concurs with the Chief Engineer's recommendation and has submitted a report advising the Commission that, pursuant to the bidding documents for Contract No. 43-07-04 and Ohio Revised Code Section 5537.07(A), the Commission has expressly reserved the right to reject any and all bids, and that pursuant to Ohio Revised Code Section 153.12, the Commission legally must reject all bids if they are greater than ten percent (10%) above the engineer's estimate; and

WHEREAS, the Commission's Executive Director has made his recommendation to the Commission to reject all bids received for Contract No. 43-07-04 predicated upon the analysis of the Chief Engineer and the Director of Contracts Administration; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the above-mentioned bids heretofore received pursuant to the advertisement for bids upon a Contract for deck repairs and rehabilitation of bridges in Mahoning County, Ohio, herein designated **Contract No. 43-07-04**, be and the same hereby are rejected, and the Director of Contracts Administration is authorized to notify the bidders in writing of said action, and to return to the bidders their bid security; and

FURTHER RESOLVED that the executive director and director of contracts administration hereby are authorized to take any and all action necessary, at the appropriate time, to re-advertise for bids for **Contract No. 43-07-04**, or a modified version thereof, for deck repairs and rehabilitation of bridges in Mahoning County, Ohio.

(Resolution No. 38 - 2007 adopted September 17, 2007)