

OHIO TURNPIKE COMMISSION

Resolution Authorizing Award of a Contract for Emergency Bridge Repairs

WHEREAS, the Southwest Road Bridge over the Turnpike located at Milepost 106.2 in Erie County was severely damaged on August 9, 2008, as a result of an errant commercial vehicle that collided with the south (rear) span of the bridge; and

WHEREAS, the preliminary inspection report submitted by the Commission's General Consulting Engineer, HNTB, indicates that the truck impact caused damage to the south span fascia beams, decks, barriers, bearings, expansion joints and beam seats to such an extent that has required closing of the bridge to prevent vehicle loads from passing over the damaged area; and

WHEREAS, the above-described damages have created a potentially dangerous and unsafe condition requiring repair as soon as possible; and

WHEREAS, the Commission's Director of Contracts Administration has advised that the competitive bidding requirements set forth in Ohio Revised Code Section 5537.07 do not apply in emergency situations in which it is essential to remedy hazardous situations or potentially unsafe conditions with as little delay as possible; and

WHEREAS, although formal advertising for the repairs will be dispensed with, informal bids to perform the work to effectuate the repairs will to be solicited from several contractors known to specialize in work of this nature, and care will be taken to preserve the record of such solicitations; and

WHEREAS, said bids shall be reviewed and analyzed by the Commission's Chief Engineer, and he shall submit a report identifying the lowest responsive and responsible bidder to the Executive Director; and

WHEREAS, said bids shall also be reviewed and analyzed by the Director of Contracts Administration to ensure that all bids to perform the emergency repairs were solicited on the basis of the same terms and conditions and the same specifications, and that the low bidder has submitted a performance bond with good and sufficient surety and all other documentation required by the Commission in the award of construction contracts; and

WHEREAS, expenditures under the Emergency Bridge Repair Contract are anticipated to exceed \$150,000.00, and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is necessary for the award of said Contract; and

WHEREAS, the Executive Director is hereby recommending to the Commission that, with the adoption of this Resolution, he be authorized to award the Contract for Emergency Bridge Repairs and that a report will subsequently be prepared and provided to the Commission concerning such Contract award; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that, upon completion of the informal bid solicitation for Emergency Bridge Repairs, the Executive Director and the Director of Contracts Administration, or either of them, hereby are authorized: 1) to execute a Contract with the successful bidder, 2) to direct the return to the 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.

[FURTHER RESOLVED that the Emergency Bridge Repair Project is designated a System Project under the Commission's 1994 Master Trust Agreement.]

(Resolution No. 44-2008 adopted September 15, 2008)