

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing a Modification to the Contract with KS Associates, Inc. to Perform Phase II Construction Administration and Inspection Services Under Project No. 43-22-03 For a Total Aggregate Contract Amount of \$851,691.71

WHEREAS, the Commission selected KS Associates, Inc., (“KS Associates”) to perform professional engineering services for bridge removal and bridge deck replacement on the Ohio Turnpike over an abandoned railroad at Milepost 98.9 and the Ohio Turnpike over State Route 510 at Milepost 99.1, in Sandusky County, Ohio, (“Project 71-19-02”) pursuant to the adopted resolution, on the date noted and for the scope of work identified below:

CONTRACT ITERATION	SERVICES	FEE PROPOSAL	RESOLUTION NO.	NOT TO EXCEED AMOUNT
Original Contract	Phase I Services – Site Inspection, Engineering Report, Design and Plan Preparation Services	July 26, 2019	36-2019	\$324,093.00
First Modification	Additional Phase I Services - design and plan development for the remediation of a slope failure within project limits	January 21, 2020	Chief Engineer approval	\$16,533.77

TOTAL CONTRACT VALUE: \$340,626.77

CONTRACT ITERATION	SERVICES	FEE PROPOSAL	RESOLUTION NO.	NOT TO EXCEED AMOUNT
<i>Second Modification</i>	<i>Construction Administration and Inspection Services under Project No. 43-22-03</i>	<i>January 7, 2022</i>	<i>proposed</i>	<i>\$511,064.94</i>

TOTAL CONTRACT VALUE (incl. Second Modification): \$851,691.71

WHEREAS, the Commission selected a contractor to make the public improvements that KS Associates designed as part of its Phase II Services, and KS Associates submitted a revised fee proposal dated January 7, 2022, in the not-to-exceed amount of \$511,064.94, to perform the necessary Phase II Construction Administration and Inspection Services (“Phase II Services) under Design Project No. 71-19-02 for Construction Project No. 43-22-03, which the Chief Engineer deemed reasonable and appropriate; and

WHEREAS, the Executive Director has reviewed the recommendation for the Fee Proposal submitted by the Chief Engineer and concurs that the Commission should approve and authorize obtaining the Phase II Construction Administration and Inspection Services from KS Associates as described in the revised Fee Proposal dated January 7, 2022, as the services are in furtherance of and are necessary for implementing the bridge work required under Project No. 43-22-03; and

WHEREAS, Commission action is necessary to approve the modification to the Contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount described in the revised fee proposal from KS Associates, dated January 7, 2022, to perform the required Phase II Construction Administration and Inspection Services will increase the Contract by an amount that exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the revised Fee Proposal from KS Associates, Inc., dated January 7, 2022, to perform the required Phase II Construction Administration and Inspection under Project No. 43-22-03, for the not-to-exceed amount of \$511,064.94 is accepted and approved, for a total maximum contract amount of \$851,691.71; and

FURTHER RESOLVED, that the Executive Director is authorized to amend the Contract with KS Associates, Inc. to incorporate the revised proposal dated January 7, 2022, and increase the total not-to-exceed amount payable under the agreement to \$851,691.71 in accordance with the terms and conditions of the existing Contract and KS Associates, Inc.'s technical responses and accepted fee proposals to perform the professional engineering services identified therein in furtherance of Project No. 43-22-03.

(Resolution No. 3-2022 adopted January 24, 2022)