

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing Modification to the Contract with Fishbeck, Thompson, Carr & Huber, Inc. to Perform Additional Phase II Services Under Project No. 71-18-07 for an Aggregate Not-to-Exceed Amount of \$1,105,667.00

WHEREAS, the Commission selected Fishbeck, Thompson, Carr & Huber, Inc. (“Fishbeck”), to perform the professional engineering services for the Deck Replacements for Fangboner Road Bridge over the Ohio Turnpike at Milepost 91.1, Ohio Turnpike Ramp Bridge over the Ohio Turnpike at MP 91.6, Ohio Turnpike Ramp Bridge over State Route 53 at MP 92.0, Sandusky County, Ohio, designated as Project 71-18-07 (the “Project”), on the date noted and for the scope of work identified below:

SERVICES/FEEES APPROVED TO DATE

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	AMOUNT
Original Contract dated September 11, 2018	Phase IA Services – Project No. 71-18-07 – site inspection, engineering report, design and plan preparation services	August 3, 2018	Res. 46-2018	\$193,231.00
First Modification	Phase IB Services – Project No. 71-18-07 – preparation of plans for preferred alternative of bridge removal and replacement with a roundabout at Milepost 92.0	October 30, 2019	Res. 57-2019	\$166,913.00
Second Modification	Phase II Services – Project No. 43-21-02 – Construction Administration and Inspection Services	April 6, 2021	Res. 22-2021	\$552,649.00
Third Modification	Additional design services – Project No. 43-21-02 - Professional Survey Services for transfer of portion of right-of-way to ODOT	May 21, 2021	Chief Engineer	\$21,165.00
Fourth Modification	Additional Phase II Services due to the contractor taking longer than originally planned on the Project because of a delay caused by utility relocations not being complete when the contractor was ready to begin work – Project No. 43-21-02	January 22, 2022	Executive Director	\$123,684.00

TOTAL AMOUNT TO DATE: \$1,057,642.00

PROPOSED SERVICES/FEEES

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	AMOUNT
<i>Fifth Modification</i>	Additional Phase II Services – Project No. 43-21-02 – Additional work hours for August and September 2022 due to contractor taking longer than originally planned on the Project because of delay in utility relocation described above	August 31, 2022	<i>Proposed</i>	\$48,025.00

TOTAL AMOUNT WITH MODIFICATION: \$1,105,667.00

WHEREAS, Fishbeck submitted a fee proposal dated August 31, 2022, in the not-to-exceed amount of \$48,025.00, to perform additional Phase II Construction Administration and Inspection Services on Project No. 43-21-02 in August and September 2022 due to the contractor taking longer than originally planned on the Project because of a delay caused by utility relocations not being complete when the contractor was ready to begin work which fee proposal the Chief Engineer deemed reasonable and necessary; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer and approves the recommendation to authorize the modification to the Contract with Fishbeck to perform additional Phase II Services under Project No. 43-21-02 in the amount of \$48,025.00; and

WHEREAS, the amount set forth in the fee proposal to perform the additional Phase II Construction Administration and Inspection Services, when aggregated with amounts previously approved by the Chief Engineer and Executive Director for the Third Modification and the Fourth Modification described above, result in an aggregate increase in the Contract by an amount that exceeds the Executive Director's contracting authority under Article V, Section 1.00 of the Commission's Code of Bylaws, and, therefore, Commission approval is necessary to authorize the modification to the Contract incorporating the fee proposal dated August 31, 2022 in the amount of \$48,025.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the proposal from Fishbeck, Thompson, Carr & Huber, Inc. dated August 31, 2022 to perform the additional Phase II Construction Administration and Inspection Services, specifically described in the recitals, under Project No. 71-18-07 for Construction Project No. 43-21-02 in the not-to-exceed amount of \$48,025.00 is approved, and the Executive Director is authorized to amend the Contract with Fishbeck, Thompson, Carr & Huber, Inc. to perform such additional services in accordance with the terms and conditions of the existing Contract and Fishbeck, Thompson, Carr & Huber, Inc.'s fee proposal dated August 31, 2022, resulting in the aggregate not-to-exceed amount of \$1,105,667.00 under the Contract.

(Resolution No. 70-2022 adopted September 19, 2022)