

## **OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION**

### **Resolution Ratifying the Selection of The Ruhlin Company for Emergency Slope Repair Project No. 70-23-02 in the Amount of \$543,500.00**

WHEREAS, the Chief Engineer identified a slope failure at County Road 25-2 over the Ohio Turnpike at Milepost 23.9 in Fulton County, Ohio resulting in the closure of County Road 25-2; and

WHEREAS, pursuant to Section 5537.07(G)(3) of the Ohio Revised Code, the Commission may contract for the purchase of equipment, materials, and services without public advertisement “[w]hile responding to circumstances created by an extraordinary emergency, as determined by the commission;” and

WHEREAS, based on the circumstances and pursuant to Section 5537.07(G)(3) of the Ohio Revised Code, the Executive Director determined the condition of the slope to be an extraordinary emergency and authorized staff to proceed with obtaining bids to perform the required repair work; and

WHEREAS, given the present emergency, the Commission solicited competitive bids from four (4) contractors for emergency slope repair at CR 25-2 at Milepost 23.9, in Fulton County, Ohio, designated as Project No. 70-23-02; and

WHEREAS, one (1) bid was received, and it was reviewed and analyzed by the Commission’s Chief Engineer, who submitted a report identifying the lowest responsive and responsible bidder as The Ruhlin Company, which bidder submitted a bid in the amount of \$543,500.00 for the Project; and

WHEREAS, due to the emergency nature of these repairs, a contract award was authorized by the Executive Director, and the Chief Engineer authorized The Ruhlin Company to proceed with performing said repairs; and

WHEREAS, The Ruhlin Company 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, Commission action is necessary to ratify the contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount of the bid received will require expenditures that will exceed \$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 deterioration of the slope as described in the recitals constitutes circumstances created by an extraordinary emergency under Section 5537.07(G)(3) of the Ohio Revised Code; and

FURTHER RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid of The Ruhlin Company for Project No. 70-23-02 in the amount of \$543,500.00 is approved as the lowest responsive and responsible bid received, and the contract previously awarded by the Executive Director for said emergency repairs is hereby ratified by the Commission, and the Executive Director is authorized to take any and all action necessary and proper to carry out the terms of said bid and of said contract.

**(Resolution No. 77-2023 adopted September 18, 2023)**