

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Gerken Paving, Inc. For Project No. 59-22-03 (REBID) for the Total Amount of \$4,545,544.20

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law to advertise an Invitation to Bid on a contract for Repairs and Resurfacing at the Interchange 118 Ramps at Milepost 118.60 in Erie County, Ohio, and designated as Project No. 59-22-03; and

WHEREAS, the Commission received one (1) bid on Project No. 59-22-03 and because the sole bid was 36.4% above the Engineer’s Estimate, pursuant to Resolution No. 47-2022, adopted June 21, 2022, the Commission rejected the bid; and

WHEREAS, the Commission published notice in accordance with law readvertising its invitation to bid upon a contract for Repairs and Resurfacing at the Interchange 118 Ramps at Milepost 118.60 in Erie County, Ohio, designated as Project No. 59-22-03 (REBID) (hereinafter the “Project”); and

WHEREAS, on January 6, 2023, the Commission received one (1) bid to perform the Contractor’s obligations on the Project and the report of the Commission’s Chief Engineer concerning the review and analysis of the bids is before the Commission; and

WHEREAS, the Chief Engineer reports that Gerken Paving, Inc. (“Gerken”), of Napoleon, Ohio, submitted the apparent low bid on the Project in the total bid amount of \$4,545,544.20, which he recommends the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration has determined that bids for the Project were solicited on the basis of the same terms and conditions and the same specifications, that selecting the bid of Gerken conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Gerken submitted a performance bond with good and sufficient surety; and

WHEREAS, the Office of Equity and Inclusion has found that Gerken has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 10.38% which exceeds the SBE participation goal of 10% for the Project; and

WHEREAS, Commission action is necessary to approve 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 under the Project that will exceed \$150,000.00; and

WHEREAS, the Chief Engineer recommends the Commission select Gerken as the lowest responsive and responsible bidder for the Project; and

WHEREAS, the Commission’s Executive Director concurs with the Chief Engineer’s recommendation that the Commission approve the award the Project to Gerken as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid of Gerken Paving, Inc. for Project No. 59-22-03 (REBID) in the amount of \$4,545,544.20 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a contract based on said bid.

(Resolution No. 8-2023 adopted February 21, 2023)