

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing a Modification to the Contract with Carpenter Marty Transportation, Inc. to Perform Phase II Construction Administration and Inspection Services Under Project No. 43-23-03 For a Total Aggregate Contract Amount of \$1,225,221.14

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) selected Carpenter Marty Transportation, Inc. (“Carpenter Marty”) to perform professional engineering services for Part A – Bridge Deck Replacement and Rehabilitation on the Ohio Turnpike over SR 57 at Milepost 145.1, Race Road over the Ohio Turnpike at Milepost 149.2, and Stearns Road over the Ohio Turnpike at Milepost 154.6 in Lorain and Cuyahoga Counties, Ohio, and Part B – Stearns Road (C.R. 76) Reconstruction in the Township of Olmsted, in Cuyahoga County, Ohio (“Project 71-20-02”) pursuant to the Resolution No 58-2020 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 | August 2, 2020 | 58-2020 | \$310,360.00 |
| First Modification | Extension of Completion Date of Phase I Services | N/A | Executive Director | N/A |
| TOTAL CONTRACT VALUE: | | | | \$310,360.00 |

| CONTRACT ITERATION | SERVICES | FEE PROPOSAL | RESOLUTION NO. | NOT TO EXCEED AMOUNT |
|--|--|-------------------------|-----------------------|-----------------------------|
| <i>Second Modification</i> | <i>Phase II Services - Construction Administration and Inspection for Project No. 43-23-03</i> | <i>January 24, 2023</i> | <i>proposed</i> | <i>\$914,861.14</i> |
| TOTAL CONTRACT VALUE (incl. Second Modification): | | | | \$1,225,221.14 |

WHEREAS, the Commission selected a contractor to make the public improvements that Carpenter Marty designed as part of its Phase I Services, and Carpenter Marty submitted a fee proposal dated January 24, 2023, in the not-to-exceed amount of \$914,861.14, (of which Cuyahoga County will contribute \$379,639.99) to perform the necessary Phase II Construction Administration and Inspection Services (“Phase II Services) for Construction Project No. 43-23-03, which the Chief Engineer deemed reasonable and appropriate; and

WHEREAS, the Executive Director has reviewed the Chief Engineer’s recommendation and concurs that the Commission should approve and authorize obtaining the Phase II Services from Carpenter Marty as described in the fee proposal dated January 24, 2023, as the services are in furtherance of and are necessary for implementing the bridge and roadway work required under Project No. 43-23-03; 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 fee proposal from Carpenter Marty, dated January 24, 2023, for the Phase II Services will increase the Contract by an amount that exceeds the greater of \$150,000.00 or 10% of the original contract amount; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the fee proposal from Carpenter Marty Transportation, Inc. dated January 24, 2023, to perform the required Phase II Services under Project No. 43-23-03, for the not-to-exceed amount of \$914,861.14 is accepted and approved, for a total maximum contract amount of \$1,225,221.14; and

FURTHER RESOLVED, that the Executive Director is authorized to amend the contract with Carpenter Marty Transportation, Inc. to incorporate the fee proposal dated January 24, 2023, and increase the total not-to-exceed amount payable under the contract to \$1,225,221.14 in accordance with the terms and conditions of the existing contract and Carpenter Marty Transportation, Inc.'s technical responses and accepted fee proposals to perform the professional engineering services identified therein in furtherance of Project No. 43-23-03.

(Resolution No. 9-2023 adopted February 21, 2023)