

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Ratifying Award of a Contract for Emergency Bridge Repairs at the Ohio Turnpike Ramp at State Route 14

WHEREAS, the Ohio Turnpike ramp over State Route 14 located at Milepost 187.0 in Portage County was severely damaged on August 22, 2014, as a result of a commercial waste hauling vehicle with an articulated boom that struck and damaged the south fascia beam; and

WHEREAS, the preliminary inspection and repair recommendation submitted by the Commission's General Engineering Consultant, URS Corporation, indicates that the damage to the south fascia beam was to the extent that closing of the entrance ramp lane on the bridge was required to prevent vehicle loads from passing over the damaged area; and

WHEREAS, the above-described damage to the ramp bridge has created a potentially dangerous and unsafe condition requiring immediate repair; and

WHEREAS, the Commission's Director of Contracts Administration has advised that the competitive bidding requirements set forth in Ohio Revised Code Section 5537.07 do not apply in emergency situations in which it is essential to remedy hazardous situations or potentially unsafe conditions with as little delay as possible; and

WHEREAS, although formal advertising for the repairs was dispensed with, informal bids to perform the work to effectuate the repairs were solicited from five contractors known to specialize in work of this nature, and care was taken to preserve the record of such solicitation; and

WHEREAS, three bids were received on September 3, 2014, and they were reviewed and analyzed by the Commission's Chief Engineer, who has submitted a report identifying the lowest bidder as **The Ruhlin Company, of Sharon Center, Ohio**, which bidder submitted a bid in the amount of **\$153,500.00**; and

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

WHEREAS, inasmuch as expenditures under the Emergency Bridge Repair Contract exceed \$150,000.00, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is necessary to ratify the award of said Emergency Contract; and

WHEREAS, the Interim Executive Director is hereby recommending to the Commission that, with the adoption of this Resolution, the Contract for Emergency Bridge Repairs with The Ruhlin Company be ratified; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **The Ruhlin Company, of Sharon Center, Ohio**, in the total bid amount of **\$153,500.00** for the performance of the emergency repairs to the Ohio Turnpike ramp over State Route 14 located at Milepost 187.0 in Portage County is, and is by the Commission, determined to be the lowest bid received for the performance of said Contract, and the Contract previously awarded by the Interim Executive Director for said emergency repairs is hereby ratified by the Commission, and the Chairperson and Interim Executive Director, or either of them, hereby are authorized to take any and all action necessary and proper to carry out the terms of said bid and of said Contract; and

FURTHER RESOLVED that the Commission hereby authorizes the Interim Executive Director and the Chief Engineer to assign **URS Corporation**, of **Akron, Ohio**, to perform construction administration and inspection for said Emergency Bridge Repair Project, with such assignment in accordance with the 2013-2014 Miscellaneous Engineering Services Agreement between the Ohio Turnpike and Infrastructure Commission and said engineering firm; and

FURTHER RESOLVED that the General Counsel is authorized to vigorously pursue recovery of all costs incurred for the Emergency Bridge Repair Project from the commercial waste hauling firm responsible for causing the damage.

(Resolution No. 58-2014 adopted September 15, 2014)