

## **OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION**

### **Resolution Approving the Selection of Rudzik Excavating, Inc. to Rehabilitate the Eastbound Mainline Embankment in Mahoning County Under Project No. 70-17-01 for the Total Amount of \$872,500.00 and Approving the Assignment of TTL Associates, Inc. to Perform Professional Services for the Project**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice in accordance with law advertising its invitation to bid upon a Contract for the Rehabilitation of the Eastbound Mainline Embankment from Milepost 222.20 to Milepost 222.45 in Mahoning County, Ohio, designated as Project No. 70-17-01 (the “Project”); and

WHEREAS, the Commission received four bids to perform the Contractor’s obligations on the Project, and the Assistant Chief Engineer and the Chief Engineer reviewed and evaluated the bids received, and whose report concerning such analysis is before the Commission; and

WHEREAS, the Chief Engineer reports that Rudzik Excavating, Inc., of Struthers, Ohio, submitted the lowest responsive and responsible bid to perform the Contractor’s obligations for the Project for the total amount of \$872,500.00, which they recommend the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration advises that bids for Contract No. 70-17-01 were solicited on the basis of the same terms and conditions and the same specifications, that the bid of Rudzik Excavating, Inc. for Contract No. 70-17-01 conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312 and 153.54, and that Rudzik Excavating, Inc. submitted a performance bond with good and sufficient surety and made a good faith effort to attain the participation of disadvantaged businesses in the Project; and

WHEREAS, the amount of the bid received will require expenditures under Contract No. 70-17-01 that will exceed \$150,000.00, and Commission action is necessary to approve the Contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer and the Director of Contracts Administration and concurs with the recommendation that the Commission approve the award of Project No. 70-17-01 to Rudzik Excavating, Inc. as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendation.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of Rudzik Excavating, Inc. in the total amount of \$872,500.00 for Project No. 70-17-01 is approved as the lowest responsive and responsible bid received, and the Executive Director is authorized to execute a contract on the basis of said bid; and

FURTHER RESOLVED that the Commission approves the Executive Director and the Chief Engineer assigning TTL Associates, Inc., to perform the necessary construction administration, inspection and material testing services for the Project in accordance with the Miscellaneous Engineering Services Agreement between the Ohio Turnpike and Infrastructure Commission and the engineering firm; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under said contracts as a result of an increase in necessary quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project or increase its costs.

**(Resolution No. 30-2017 adopted June 19, 2017)**