

OHIO TURNPIKE COMMISSION

Resolution Awarding Contract No. 40-10-01

WHEREAS, the Commission has duly advertised according to law for bids upon a Contract for repainting of the following bridges over the Turnpike Mainline located in Williams County, Ohio, herein designated **Contract No. 40-10-01**:

<u>Bridge</u>	<u>Milepost</u>
Malcolm Church Road	3.10
Ricketts Bridge Road	4.10
West Eagle Church Road	5.10
Nettle Creek Road	6.20
White Bridge Road	6.90
Champion Road	7.60

WHEREAS, expenditures for the Contract to be awarded will exceed \$150,000.00, and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is necessary for the award of said Contract; and

WHEREAS, the Commission received bids from three bidders for the performance of said Contract; and

WHEREAS, said bids have been reviewed and analyzed by the Commission's Chief Engineer, whose report concerning such analysis is before the Commission; and

WHEREAS, the Chief Engineer reports that the lowest responsive and responsible bid for the performance of Contract No. 40-10-01 was submitted by **Panther Industrial Painting, LLC of Campbell, Ohio** in the total amount of **\$1,297,900.00**, which bid is below the Engineer's Estimate and which bid he recommends be accepted by the Commission; and

WHEREAS, the Commission has been advised by the Director of Contracts Administration that all bids for Contract No. 40-10-01 were solicited on the basis of the same terms and conditions and the same specifications, that the bid of Panther Industrial Painting, LLC for Contract No. 40-10-01 conforms to the requirements of Section 5537.07, Section 9.312 and Section 153.54 of the Ohio Revised Code, and that a performance bond with good and sufficient surety has been submitted by Panther Industrial Painting, LLC; and

WHEREAS, the Commission's Executive Director has reviewed the reports of the Chief Engineer and the Director of Contracts Administration and, predicated upon such analyses, has made his recommendation to the Commission that Contract No. 40-10-01 be awarded to the lowest responsive and responsible bidder, Panther Industrial Painting, LLC; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **Panther Industrial Painting, LLC of Campbell, Ohio**, in the amount of **\$1,297,900.00**, for the performance of **Contract No. 40-10-01** is, and is by the Commission, determined to be the lowest responsive and responsible bid received for the performance of said Contract, and is accepted, and that the Chairperson and Executive Director, or either of them, hereby is authorized to: 1) execute a Contract with said successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid bid; 2) direct the return to the bidders of their bid security, when appropriate; and 3) take any and all action necessary or proper to carry out the terms of said bid and of said Contract; and

FURTHER RESOLVED that the Commission hereby authorizes the Executive Director and the Chief Engineer to assign **Greenman-Pederson, Inc.** of Akron, Ohio, to Contract No. 40-10-01 for the purpose of performing inspection and testing services, with such assignment in accordance with the 2009-2010 General Engineering Services Agreement between the Ohio Turnpike Commission and Greenman-Pederson, Inc.; and

FURTHER RESOLVED that Project No. 40-10-01 is designated a Fuel Tax Project under the Commission's 1994 Master Trust Agreement.

(Resolution No. 13-2010 adopted May 3, 2010)