

OHIO TURNPIKE COMMISSION

Resolution Awarding a Contract for the Purchase of Nine Crew Cab Pick-up Trucks under Invitation No. 4150

WHEREAS, the Commission has advertised in accordance with law for bids in response to Invitation No. 4150 for the furnishing to the Commission of nine, six-passenger 2010 or 2011 crew cab pick-up trucks with a minimum gross vehicle weight rating (“GVWR”) of 11,200 pounds; and

WHEREAS, Ohio Revised Code Section 125.832 grants “exclusive authority” to the Ohio Department of Administrative Services (“ODAS”) “over the acquisition and management of all motor vehicles [under 12,000 lb. GVWR] used by state agencies,” which pursuant to this Code section includes the Ohio Turnpike Commission; and

WHEREAS, due to the fact that the specified crew cab pick-up truck is not available under ODAS State Term Contract, ODAS has authorized the Commission to proceed with the proposed purchase of the nine trucks via an OTC Bid Invitation; and

WHEREAS, expenditures for the Contract to be awarded under Invitation No. 4150 will exceed \$150,000, 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 six bids in response to the Invitation, and said bids were reviewed and analyzed by the Commission’s Maintenance Engineer, who has submitted a report concerning said analysis; and

WHEREAS, the Maintenance Engineer reports that the apparent low bid was submitted by **Montrose Ford of Akron, Ohio**, however, this bidder has proposed the Ford Model F350 W3A crew cab pick-up truck that does not comply with the minimum GVWR of 11,200 pounds, and, therefore, this bid is not responsive and should be rejected; and

WHEREAS, the Maintenance Engineer further reports that the second low bid was submitted by **Middletown Ford, Inc. of Middletown, Ohio** in the total amount of **\$263,725.00** (nine 2011 Ford Model F350 Super Duty trucks at \$28,875.00 each plus \$3,850.00 for the required vehicle manuals), and that the proposed crew cab model complies with the Specifications and the total bid amount is below estimate; and

WHEREAS, after the new vehicles are placed into service, the Maintenance Engineer has further recommended disposal through auction of nine crew cab pick-ups that have reached the end of their useful life, in accordance with the Commission’s Property Disposal Policy; and

WHEREAS, the Commission has been advised by the Director of Contracts Administration that bids for Invitation No. 4150 were solicited on the basis of the same terms and conditions and the same specifications, that the lowest responsive and responsible bid of Middletown Ford qualifies for consideration under the Commission’s “Domestic and Ohio Preference” Policy and conforms to the requirements of Ohio Revised Code Section 5537.07 and Section 9.312, and that a bid guaranty with good and sufficient surety has been submitted by the aforementioned bidder; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Maintenance Engineer and the Director of Contracts Administration and, predicated upon such analysis, has made his recommendation to the Commission to award the Contract for Invitation No. 4150 to the lowest responsive and responsible bidder, Middletown Ford; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **Montrose Ford of Akron, Ohio** is deemed not responsive and is rejected; and

FURTHER RESOLVED that the bid of **Middletown Ford** of **Middletown, Ohio**, in the total amount of **\$263,725.00** for Invitation No. 4150 for furnishing nine, 2011 Ford Model F350 Super Duty crew cab pick-up trucks with manuals is, and is by the Commission, determined to be the lowest responsive and responsible bid received, and is accepted; and

FURTHER RESOLVED that the Executive Director and the Director of Contracts Administration, or either of them, hereby is authorized: 1) to execute a Contract with the successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid bids; 2) to direct the return to each of the bidders of their bid security, when appropriate; and 3) to take any and all action necessary or proper to carry out the terms of said Contract; and

FURTHER RESOLVED that the Commission's Executive Director and Purchasing Manager are authorized to proceed with the disposal of the nine crew cab pick-up trucks identified for replacement by the Commission's Maintenance Engineer in accordance with the Commission's Property Disposal Policy.

(Resolution No. 47-2010 adopted November 15, 2010)