

## OHIO TURNPIKE COMMISSION

### Resolution Authorizing the Interim Executive Director to Enter into a Contract with a “Designated Depository” to Furnish Various Banking Services to the Commission

WHEREAS, on March 28, 2011, the Commission issued its Request for Proposals (“RFP”) for Banking Services for an initial contract term of three (3) years, which may be extended for two, additional two-year periods; and

WHEREAS, copies of the Commission’s RFP were mailed to thirteen banking institutions expressing an interest in providing the requested banking services to the Commission and, on April 25, 2011, four banks submitted Proposals in response to the RFP; and

WHEREAS, inasmuch as expenditures under the Banking Services Contract will exceed \$150,000.00, 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, an Evaluation Team comprised of the CFO/Comptroller, the Accounting Manager, and the Director of Audit and Internal Control conducted the Technical review of the Proposals submitted and awarded a Technical Score to each Proposal; and

WHEREAS, after the Evaluation Team awarded the Technical Scores, the Commission’s Purchasing Manager tabulated the Cost Proposals, and determined the Cost Proposal Score for each respondent, with **FirstMerit Bank of Cleveland Ohio** receiving both the highest Technical Score and the highest Cost Proposal Score; and

WHEREAS, based on the overall scores, the Evaluation Team has concluded that **FirstMerit Bank** has proposed the best combination of value and price to the Commission in response to the subject RFP, and further recognizes FirstMerit’s outstanding service under its existing contract with the Commission as demonstrative of this bank’s qualifications and abilities to satisfactorily perform all of its obligations pursuant to its Proposal; and

WHEREAS, the Commission’s Director of Contracts Administration has reviewed the Evaluation Team’s recommendation, as reflected in her written recommendation, which is before the Commission, and she has communicated her agreement to the Interim Executive Director and the Commission; and

WHEREAS, the Commission has been further advised by its Director of Contracts Administration that the aforesaid Proposals were solicited on the basis of the same specifications, terms and conditions with respect to all respondents and potential respondents, that the procedures followed conform to the requirements of Ohio Revised Code Section 5537.07 relative to the award of professional service contracts, that FirstMerit Bank has provided a proposal guaranty and evidence of its ability to provide all other required bonds and insurance as set forth in the RFP, and that the Commission may legally enter into a contract with FirstMerit Bank; and

WHEREAS, the Interim Executive Director has made his recommendation to the Commission predicated on the Evaluation Team and the Director of Contracts Administration’s recommendations; and

WHEREAS, the Commission has duly considered said recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the Proposal submitted by **FirstMerit Bank** of Cleveland, Ohio is, and is by the Commission determined to be, the best of all Proposals received in response to the Commission’s RFP for Banking Services and is accepted, and that the Interim Executive Director and Director of Contracts Administration hereby are authorized to: 1) execute a Contract for Banking Services with an initial term of three years designating **FirstMerit Bank** as the Commission’s authorized depository in the form heretofore prescribed by the Commission

pursuant to the aforesaid RFP, 2) renew the Contract for up to two, two-year periods predicated upon satisfactory performance evaluations from the Commission's CFO/Comptroller, 3) return to all respondents the proposal guaranty submitted with their Proposals as soon as said Contract with FirstMerit Bank is executed, and 4) take any and all action necessary or proper to carry out the terms of said RFP and said Contract; and

FURTHER RESOLVED that the Interim Executive Director of the Ohio Turnpike Commission will provide a certified copy of this Resolution to the Huntington National Bank, as trustee, and to the Commission's bond counsel.

**(Resolution No. 25-2011 adopted May 16, 2011)**