

OHIO TURNPIKE COMMISSION

ADDENDUM NO. 1

BID INVITATION NO. 4139

FOR FURNISHING TEN (10) EACH OR 2011 MODEL TRUCK CAB AND CHASSIS;
MINIMUM 64,000 LB. GVWR; AND FURNISHING AND INSTALLING TEN (10) EACH DUMP
BODIES, WING PLOWS, CENTRAL HYDRAULIC AND CONTROL SYSTEMS AND
LIGHTING SYSTEMS; AND TWO (2) EACH FRONT REVERSIBLE PLOWS

OPENING DATE:
2:00 P.M. (E.D.T.), JUNE 2, 2010

ATTENTION OF BIDDERS IS DIRECTED TO:

ANSWERS TO QUESTIONS RECEIVED THROUGH 10:00 A.M., MAY 21, 2010

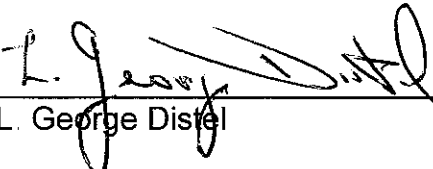
INSTRUCTIONS TO BIDDERS

Page 2c and 2d

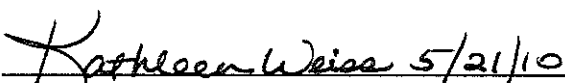
SPECIFICATIONS

Page 7j

Issued by the Ohio Turnpike Commission May 21, 2010. Authorized by L. George Distel,
Executive Director, and Kathleen Weiss, Director, Contracts Administration.



L. George Distel Date 5/21/10



Kathleen Weiss Date 5/21/10

ANSWERS TO QUESTIONS RECEIVED THROUGH 10:00 A.M., MAY 21, 2010:

Q#1 I noticed a change on page 7e engine shall meet 2010 emission standards using selective catalyst reduction international uses advanced EGR to meet emissions. Is this acceptable?

A#1 A truck cab and chassis with an engine that does not "meet 2010 emission standards using Selective Catalyst Reduction" will not be considered.

Q#2 Referencing the 3rd paragraph on page 7j it is specified that;
* "The body side structure shall use horizontal members in lieu of multiple vertical members".
Since the commission is now requesting that the body be constructed of 304 stainless steel ILO the steel units that were previously specified and bid, can the side bracing now be Air Flo's Standard Flo'N Dump "Uni-Body" design using stainless steel vertical side bracing?

A#2 Yes, the body side structure may use horizontal or vertical members. (See Addendum No. 1 where the language referenced on page 7j has been removed).

THE FOLLOWING MODIFICATIONS ARE MADE TO INVITATION NO. 4139:

Modifications are shown with ***bold italicized*** text and deletions are shown with ~~strikethrough~~ text. PLEASE BE SURE TO ADD ATTACHED PAGES 2c AND 2d TO YOUR PACKAGE:

INSTRUCTIONS TO BIDDERS:

Pages 2c and 2d were inadvertently left out of the Bidding package and are attached to this Addendum.

SPECIFICATIONS:

Page 7j – In the third paragraph of the Section entitled, "DUMP BODY – COMBINATION DUMP BODY AND SPREADER BODY," the fourth sentence is removed as follows:

~~"The body side structure shall use horizontal members in lieu of multiple vertical members."~~

Receipt of Addendum No. 1, Invitation No. 4139 is hereby acknowledged:

(Firm Name) _____

(Signature) _____

(Printed Name) _____

(Date) _____

BIDDERS MUST RETURN THE ABOVE ACKNOWLEDGEMENT OF RECEIPT OF ADDENDUM NO. 1 WITH THEIR BID.

NOTE: Addenda to Bid Invitations are also available for review on the Commission's Website, www.ohioturnpike.org, under the "Business" heading, "Bid Invitations" category.

INSTRUCTIONS TO BIDDERS (Cont'd)

called for; are made conditionally; are incomplete; or are submitted with erasures or irregularities of any kind. Bids may also be rejected as a result of mutual mistake(s) as to any material element or elements of the Bid.

D. Bid Guaranty: NO BID WILL BE CONSIDERED UNLESS ACCOMPANIED BY A BID GUARANTY IN THE PROPER AMOUNT THE BID GUARANTY MAY BE IN THE FORM OF A COMBINED BID GUARANTY/PERFORMANCE BOND OR CERTIFIED CHECK, CASHIER'S CHECK OR LETTER OF CREDIT AND SHALL BE IN THE AMOUNT CALLED FOR IN THE NOTICE TO BIDDERS. If the Bidder wishes to submit a Bid Guaranty Bond, such Bond must be on the form approved by the Commission, **and the appropriate Power of Attorney must accompany said bond or the Bid shall be rejected.** A copy of said approved form is included in these Documents. If the Bidder wishes additional copies, they must be obtained from the Commission's Purchasing Manager.

Said Bid Guaranty will be held by the Commission as a guaranty that, if the Bid secured thereby be accepted, the Bidder will enter into the Contract and furnish the Performance bond. The Bid Guaranties of all Bidders to whom contracts are not awarded will be returned promptly after award is made. The Commission may, with the consent of the Bidder, return the Bid Guaranty prior to the making of the award if it appears to the Commission or its Purchasing Manager to be reasonably certain that no Bid of such Bidder which is secured thereby is the lowest responsive and responsible Bid. The Bid Guaranty of the Bidder to whom the Contract is awarded will be returned promptly after having entered into the Contract and furnished the required Performance Bond. If a Bidder shall refuse to enter into a Contract, the amount of the Bid Guaranty shall be retained by or paid to the Commission.

E. Delivery of Bids: Each Bidder's Bid shall be placed, together with the Bid Guaranty and the Affidavit, in a sealed envelope (one (1) of which will be furnished by the Commission to each Bidder that secures a set of Contract Documents for the Invitation to be Bid upon) so marked as to indicate the identity of the Contract being Bid upon and the name and address of the Bidder. Bids will be accepted at the principal office of the Commission until the hour and date specified in the Notice to Bidders.

F. Sealed Bids: Each Bid shall be sealed before it is received by the Commission. Facsimile transcriptions of Contract Documents intended to be part of the "Sealed Bid" shall not be acceptable. Bids or any part thereof submitted by facsimile (fax) machines shall not be considered.

G. Withdrawal of Bids: A Bidder may withdraw its Bid, provided the written request to withdraw is in the hands of the Purchasing Manager by the time set for the Opening of Bids. When such Bid is reached, it will be returned to the Bidder unopened. No Bid may be withdrawn after it has been opened, except

INSTRUCTIONS TO BIDDERS (Cont'd)

under such circumstances and upon such terms and conditions as the Commission may require.

H. Confidentiality: Trade secret or proprietary information being submitted that is deemed confidential by a Bidder, must be clearly marked as "CONFIDENTIAL" and placed into a separately sealed envelope. The Commission shall endeavor to maintain the confidentiality of such trade secret or proprietary information unless it is required to make such information public as required pursuant to the state Public Records Act or by order of a court of competent jurisdiction.

I. Cancellation of Bid Invitation: The Commission reserves the sole right, at any and all times, to cancel the Bid Invitation or any portion thereof prior to the scheduled Bid Opening.

J. Tie-Breaking Procedure: In the event that identical Bids are submitted, with no discernable differences between the Bids in terms of their responsiveness, the Executive Director shall determine the apparent winner via a tie-breaking procedure, typically a flip of the coin. By submitting a Bid, Bidders agree to this procedure.

K. Public Opening of Bids: Bids will be opened and read publicly at the time and place designated in the Notice to Bidders. The Commission reserves the right to postpone and extend the time and date of Opening of Bids. Bidders and their authorized agents are invited to be present. Bids must be received timely and late Bids will not be accepted. The individual designated by the Commission to conduct the Bid Opening shall determine when the time for submission has passed. Bid Openings are informational in nature and not to be construed as acceptance or rejection of a Bid. Bids are generally considered to be a public record, except for confidential trade secret information and confidential information as defined in Section 9.312 (A) of the Ohio Revised Code.

L. Disqualification of Bidders: More than one (1) Bid from an individual, partnership, joint venture, corporation, or association, whether under the same or different names, proposing to furnish the same item, will not be considered. A Bidder may submit more than one (1) Bid if such Bidder is capable of furnishing more than one (1) item, which will meet the Commission's specifications. Reasonable grounds for believing that any Bidder is interested in more than one (1) Bid for the furnishing of the same materials or equipment will be sufficient cause for the rejection of all Bids in which such Bidder is interested. The Bidder shall execute the Non-interest and Non-collusion Affidavit, which shall be submitted with and as a part of the Bid. Contracts will be awarded only to qualified Bidders capable of furnishing the materials or equipment required. Bids shall contain only firm net prices without escalator clauses or other contingent clauses. The Commission reserves the right to reject any and all Bids, and not to award a contract or to conduct a new Bid process.