

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

### **Resolution Approving the Selection of AutoBase, Inc. to Perform Motorist Safety Patrol and Incident Response Services in the Initial Estimated Amount of \$1,900,000.00**

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, the former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay at Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was in effect through May 29, 2020 and subsequently revised by former Director Acton’s “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020, and extended by current Interim Director of Health, Lance D. Himes, until rescinded or modified by Interim Director Himes or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, the Commission advertised Invitation to Bid No. 4374 to furnish motorist safety patrol and incident response services on the Ohio Turnpike for a thirty-six (36) month period with two possible, three-year renewal terms and the option to add additional zones or shifts throughout the duration of the contract; and

WHEREAS, the Commission received one bid in response to the Invitation, and the Commission’s Deputy Chief Engineer/Director of Field Operations reviewed and analyzed the bid timely submitted whose report concerning such analysis is before the Commission; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations reports that AutoBase, Inc., of Amityville, New York, submitted the only bid to furnish motorist safety patrol and incident response services on the Ohio Turnpike in the initial estimated thirty-six (36) month term amount of \$1,900,000.00; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations reports that AutoBase, Inc. proposes to furnish the services and materials in accordance with the Specifications, its bid is below the Commission's estimated expenditures for these services, and AutoBase is working to finalize sponsorship credits to be made available to the Commission during the term of the contract to reduce the Commission's costs for the services, has satisfactorily performed this service for the Commission in the past, and recommends that the Commission approve the selection of AutoBase, Inc. as the lowest responsible and responsive bidder; and

WHEREAS, the Commission's Staff Attorney has determined that the bids for Invitation No. 4374 were solicited on the basis of the same terms and conditions and the same specifications, and that the bid from AutoBase, Inc. for Invitation to Bid No. 4374 conforms to the requirements of Ohio Revised Code Sections 5537.07 and 9.312; and

WHEREAS, the Executive Director has reviewed the reports of the Deputy Chief Engineer/Director of Field Operations and concurs with the recommendation to award AutoBase, Inc. the contract for Invitation to Bid No. 4374 as the lowest responsive and responsible bidder; and

WHEREAS, Commission action is requested to approve the contract in accordance with Article V, Section 1.00 of the Commission's Bylaws because the amount of the bid received to furnish the motorist safety patrol and incident response services on the Ohio Turnpike will require an expenditure that exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of AutoBase, Inc. to perform motorist safety patrol and incident response services on the Ohio Turnpike for a period of thirty-six (36) months in the initial estimated amount of \$1,900,000.00 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, to exercise up to two (2), three-year options to renew the contract, to assign additional zones and shifts, and to accept sponsorship credits made available to the Commission during the term of the contract; and

FURTHER RESOLVED that the Commission finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission's work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

FURTHER RESOLVED that the Executive Director has the authority under Article V, Section 1.00 of the Commission's Code of Bylaws to amend the contract to perform additional services that do not exceed the greater of the Executive Director's contracting authority or ten percent (10%) of the approved contract amount, and authorize such extra work or change orders under said contract 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. 67-2020 adopted October 19, 2020)**