

3/11/82

OHIO TURNPIKE COMMISSION

Resolution Establishing and Providing
for the Implementation of a Policy
Regarding Minority Business Enter-
prise (MBE) participation in the
Commission's Contracts and Procurements

WHEREAS, the 113th General Assembly enacted legislation providing for minority business enterprise (MBE) participation in public contracts for construction and procurement, and

WHEREAS, the said legislation provides for the creation of a mechanism designed to achieve specified percentage goals in the letting of construction contracts and in bidding for certain other contracts and purchases, which percentage goals are to be sought with respect to each ensuing fiscal year for contracts and procurements directly made and, in addition, provision was made for requiring construction contractors to seek and, if possible, achieve certain levels of minority participation among their subcontractors and suppliers;

WHEREAS, the Commission's fiscal year is the calendar year and the Commission is now in a position to, and desires to, establish and declare a policy setting such goals for the fiscal year 1982 and thereafter providing appropriate and comparable means designed to attain same, subject only to limitations and waivers such as those provided in the aforesaid legislation which is embodied in Amended Substitute House Bill 584 of the said 113th General Assembly and subsequent amendments to the legislation thereby enacted;

WHEREAS, the Commission has retained David Gordon Hill and Associates, Inc. of Cleveland, Ohio as a consultant to advise the Commission with respect to the establishment and implementation of such a program, and the Commission's staff, assisted by and in consultation with David G. Hill, Esq. have developed appropriate language and requirements as Special Provisions for construction contracts; and

WHEREAS, the contract documents for resurfacing of the turnpike which is to be performed during 1982 which have been prepared and included with the proposals for said contracts, embody guidelines and requirements, including forms, to require and enable bidders for said contracts to identify and authenticate sources of proposed minority business enterprise participation; and

WHEREAS, the contract documents for the aforesaid contracts for resurfacing are before the Commission for approval and award; and

WHEREAS, the Commission desires to establish and implement a policy as aforesaid for the equitable participation of minority business enterprises in its contracting and procurement;

NOW, THEREFORE, BE IT

RESOLVED that the minority business enterprise (MBE) requirements for construction contracts developed by the staff and furnished to the members of the Commission by the executive director on February 3, 1982, be and hereby they are, approved, ratified and confirmed; and

FURTHER RESOLVED that the contractual provisions with respect to the Commission's resurfacing contracts for the year 1982, including the provisions pertaining to minority business enterprises be, and hereby they are, approved, ratified and confirmed; and

FURTHER RESOLVED that the executive director and general counsel, with the consultation and advice of the aforementioned David G. Hill, Esq. be, and hereby they are directed to continue with the establishment and implementation by the Commission of a program for the equitable participation of minority business enterprises in the Commission's contracting and procurement, which program shall be generally comparable to that established by Amended Substitute House Bill 584 of the 113th General Assembly and amendments thereto including, if deemed applicable by them, amendments hereinafter enacted thereto, if there shall be any.

(Resolution No. 1 - 1982 adopted March 11, 1982)