

## OHIO TURNPIKE COMMISSION

### Resolution Awarding a Contract for the Furnishing and Applying Herbicide on Right-of-Way Areas

WHEREAS, the Commission advertised for bids for Invitation No. 4016 for the furnishing and applying herbicide on right-of-way areas between Milepost 0.0 and Milepost 241.2, with three bids received in response to that Invitation that have been reviewed by the Commission's staff; and

WHEREAS, it is anticipated that the expenditures by the Commission for furnishing and applying herbicide under Invitation No. 4016 will exceed \$150,000.00, 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 such Contract; and

WHEREAS, the three bids received in response to the Invitation were reviewed by the maintenance engineer who has stated that the lowest responsive and responsible bid for Group I in the amount of \$100,500.00 and for Group II in the amount of \$111,400.00 was submitted by **DeAngelo Brothers, Inc.** of Hazleton, Pennsylvania, in the total amount of \$211,900.00, and that this bidder proposes to furnish materials and services in accordance with the Commission's specifications; and

WHEREAS, the maintenance engineer recommends that a Contract in the amount of **\$220,000.00** be awarded to DeAngelo Brothers, Inc. to allow for possible application of additional quantities of herbicide; and

WHEREAS, the Commission's director of contracts administration has reviewed the bids received and has advised the Commission that the procedure followed by the Commission in advertising for Invitation No. 4016 is in accordance with Section 5537.07, Section 9.312 and Section 153.54 of the Revised Code of Ohio, and that the bid of **DeAngelo Brothers, Inc.** of Hazleton, Pennsylvania is the lowest responsive and responsible bid received and that the Commission may legally enter into a contract with **DeAngelo Brothers, Inc.** to furnish and apply herbicide in accordance with Invitation No. 4016; and

WHEREAS, the executive director has reviewed the bids received and has recommended to the Commission that the contract be awarded to the lowest responsive and responsible bidder, DeAngelo Brothers, Inc.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **DeAngelo Brothers, Inc.** in the amount of \$100,500.00 for Group I and in the amount of \$111,400.00 for Group II for a total bid in the amount of \$211,900.00 under Invitation No. 4016 is, and is by the Commission deemed to be the lowest responsive and responsible bid received and is accepted, and the chairperson and executive director, or either of them, is hereby authorized: (1) to execute a Contract with the successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid Invitation in the amount of **\$220,000.00**; (2) to direct the return to the other bidder of its bid security at such time as DeAngelo Brothers, Inc. has entered into a contract and furnished a performance bond required thereby; and (3) to take any and all action necessary to properly carry out the terms of said contract.

**(Resolution No. 16-2005 adopted April 18, 2005)**