

## OHIO TURNPIKE COMMISSION

### Resolution to Purchase Sixteen (16) Tailgate Quick Attach Assemblies under Invitation No. 4032

WHEREAS, pursuant to Resolution No. 48-2005 adopted November 14, 2005, the Commission's executive director was authorized to purchase sixteen (16) truck-mounted attenuators (TMA's) on behalf of the Commission from **Baldwin-Sours, Inc.** of Columbus, Ohio in the amount of \$236,880.00, pursuant to the terms and conditions set forth under Invitation No. 4032; and

WHEREAS, the original bidding documents for Invitation No. 4032 and its Bid Form contained optional pricing for the Commission to purchase a tailgate quick attach assembly in lieu of the frame mounted quick attach assembly; and

WHEREAS, the Commission's maintenance staff has determined that the TMA's with the tailgate mounted quick attach assembly are desirable due to the ease and speed of mounting/dismounting the equipment to/from the Commission's trucks, and furthermore, upon inspection of the tailgate hitch assemblies, it has been determined that it is more cost effective to purchase the tailgate quick hitch assemblies in lieu of fabrication of the same equipment by Commission maintenance forces; and

WHEREAS, the maintenance engineer in his letter dated February 7, 2006, has, therefore, recommended the purchase of the optional tailgate quick attaches in lieu of the frame mounted quick attach assemblies; and

WHEREAS, said tailgate attachments will result in the Commission incurring expenses in the amount of **\$33,600.00** in addition to the previously authorized amount of \$236,880.00; and

WHEREAS, pursuant to the Commission's bylaws, additional purchases procured beyond 10% of the original purchasing authority granted by the Commission to the executive director require Commission approval unless, among other exceptions, the increase is a result of "circumstances that would create a life, safety or health-threatening situation or would unduly delay the completion of [a] project;" and

WHEREAS, the director of contracts administration has reviewed the request of the maintenance engineer to purchase the optional tailgate quick attach assemblies and has indicated to the Commission that the bidding documents solicited the optional pricing and contemplated the optional purchase of the tailgate quick attach assemblies, and that, therefore, the requested purchase under the terms and conditions of Invitation No. 4032, as previously approved by the Commission via Resolution No. 48-2005, is appropriate and in all respects legal; and

WHEREAS, based on the recommendation of the maintenance engineer and review by the director of contracts administration, the executive director requests Commission approval to purchase the sixteen (16) optional tailgate quick attach assemblies of the trailer-mounted quick-hitches, at a total estimated expenditure of **\$33,600.00** (\$2,100.00 x 16), as said amount is more than 10% above the original expenditure previously approved by the Commission pursuant to Resolution No. 48-2005; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the authority originally granted to the executive director and director of contracts administration under Resolution No. 48-2005 shall include authority, as deemed appropriate, to purchase sixteen (16) tailgate quick attach assemblies for the new truck-mounted attenuators, which expenditure exceeds the originally approved Contract amount by greater than 10%, and that such purchase shall be made pursuant to the option to purchase under the terms and conditions of the existing Contract with **Baldwin & Sours, Inc.** under Invitation No. 4032 in the total estimated amount of **\$33,600.00** (\$2,100.00 x 16).

**(Resolution No. 8-2006 adopted February 23, 2006)**

I, Gary C. Suhadolnik, Executive Director of the Ohio Turnpike Commission, do hereby certify that the above is a true copy of the aforesaid resolution which was duly adopted at a meeting of the Commission, duly called for and convened and held on February 23, 2006, at which a quorum was at all times present and voting.

WITNESS my hand and the seal of the Ohio Turnpike Commission on this \_\_\_\_ day of February, 2006.

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Gary C. Suhadolnik  
Executive Director