

OHIO TURNPIKE COMMISSION

**Resolution Directing the Executive Director to Take Immediate Action
Concerning Extension of Contract for the Furnishing and
Propane-Liquefied Petroleum Gas Fuel**

WHEREAS, on August 15, 2005, via Resolution No. 37-2005, the Commission awarded a Contract to **AmeriGas** of Swanton, Ohio in the total blanket amount of \$148,000.00 for the furnishing of propane-liquefied petroleum gas fuel for nine (9) locations under Invitation No. 4028; and

WHEREAS, the subject Contract award made to AmeriGas contains an option to extend the Contract for two (2) additional one-year periods; and

WHEREAS, the Commission's maintenance engineer, in his memorandum dated May 22, 2006, has indicated that AmeriGas has satisfactorily performed in accordance with the Contract requirements, and he has recommended that the Commission exercise its option to extend the subject Contract for the first of its two (2) possible one-year extensions in the blanket amount of \$190,000.00, which amount accounts for current estimated usage and fuel price increases; and

WHEREAS, by letter dated June 14, 2006, AmeriGas has agreed to the first of two (2) one-year Contract extensions pursuant to the same pricing, terms and conditions; and

WHEREAS, pursuant to the Commission's bylaws, additional purchases procured beyond ten percent (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, in her report to the Commission, has indicated that she has reviewed the pertinent documents received and the actions taken by the Commission's administrative staff with respect to the option to extend the subject Contract pursuant to the same pricing, terms and conditions as set forth in the original bidding documents, and has advised the Commission that it has full legal authority to enter into the proposed Contract extension with AmeriGas; and

WHEREAS, based on the recommendations of the maintenance engineer and the director of contracts administration, the executive director requests Commission approval to exercise the option to extend the subject Contract for the first of two (2) possible one-year extensions in the blanket amount of \$190,000.00, pursuant to the same pricing, terms and conditions set forth under Contract No. 4028; and

WHEREAS, the executive director further requests Commission approval to exercise the second one-year option to extend the Contract with AmeriGas next year if the vendor continues to perform satisfactorily and continues to honor the pricing quoted for Invitation No. 4028; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby authorizes the executive director and director of contracts administration to execute an extension of Contract No. 4028 for the first of two (2) possible one-year extensions in the blanket amount of **\$190,000.00** with **AmeriGas** of Swanton, Ohio, pursuant to the same pricing, terms and conditions as those set forth in the original bidding documents for Invitation No. 4028, and to take any and all action necessary to properly carry out the terms of said Contract extension; and

FURTHER RESOLVED that the Commission authorizes the executive director and director of contracts administration to execute the second possible one-year Contract extension if AmeriGas continues to perform satisfactorily and continues to honor the pricing quoted for Invitation No. 4028.

(Resolution No. 26-2006 adopted June 26, 2006)