

OHIO TURNPIKE COMMISSION

Resolution Concerning Award of Contract Pursuant to Invitation No. 4097

WHEREAS, in accordance with an Ohio EPA directive, the Commission has continued remediation activities to resolve problems associated with leachate run-off, by containing and disposing of slag leachate wastewater; and

WHEREAS, the Commission has advertised for bids under Invitation No. 4097 for furnishing to the Commission all services for collection, transportation, testing and disposal of slag leachate wastewater from three (3) locations along the Ohio Turnpike, under Invitation No. 4097; and

WHEREAS, it is anticipated that the expenditures of the Commission for disposal of slag leachate wastewater under Invitation No. 4097 may exceed \$150,000.00 and, 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, five (5) bids were received in response to Invitation No. 4097, and such bids have been reviewed and analyzed by the Commission's Maintenance Engineer, whose report concerning such analysis is before the Commission; and

WHEREAS, the Maintenance Engineer reports that, based on estimated quantities of slag leachate wastewater removal, the apparent low bid was submitted in the amount of **\$149,000.00** by **AKE Laboratory, Inc.** of **Bedford, Ohio**, and that this bidder proposes to furnish services in accordance with the Commission's specifications and has satisfactorily provided such services to the Commission in the past; and

WHEREAS, the Maintenance Engineer also reports that, due to the potential for large fluctuations of precipitation during the term of the Contract, it is possible that the estimated quantity may be exceeded, and he, therefore, recommends that a blanket order Contract be established with AKE Laboratory in the amount of **\$175,000.00** under Invitation No. 4097; and

WHEREAS, the Commission has been advised by its Director of Contracts Administration that all bids for Invitation No. 4097 were solicited on the basis of the same terms, conditions and specifications, that the bid of AKE Laboratory, Inc. conforms to the requirements of Ohio Revised Code Sections 5537.07 and 9.312, and that a bid guaranty/performance bond of good and sufficient surety has been submitted by said bidder; and

WHEREAS, the Executive Director has reviewed the reports of both the Maintenance Engineer and the Director of Contracts Administration and, predicated upon such analysis, has recommended to the Commission that a blanket order Contract in the amount of \$175,000.00 be awarded to AKE Laboratory, Inc.; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **AKE Laboratory, Inc.** of **Bedford, Ohio** in the amount of \$149,000.00 under Invitation No. 4097 is, and is by the Commission deemed to be the lowest responsive and responsible bid received, and is accepted, and the Executive Director and Director of Contracts Administration, or either of them, is hereby authorized: (1) to execute a blanket order Contract with the successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid Invitation; (2) to direct the return to the bidders of their bid security at such time as AKE Laboratory, Inc. has entered into a Contract; and (3) to take any and all action necessary to properly carry out the terms of said Contract.

(Resolution No. 29-2008 adopted July 28, 2008)