

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Purchase of Sixteen Snow and Ice Cab and Chassis Trucks from Valley Freightliner & Western Star, Inc. in the Total Amount of \$1,647,632.00 Under the ODOT Cooperative Purchasing Program

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, the former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay-at-Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was revised by “Updated and Revised Order for Business Guidance and Social Distancing,” and extended until rescinded or modified by the Director of Health or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the purchase approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) is authorized to participate in contracts awarded by the Ohio Department of Transportation (“ODOT”) under its Cooperative Purchasing Program for the purchase of machinery, materials, supplies, or other articles in accordance with Section 5513.01(B) of the Ohio Revised Code; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations has determined that the purchase of sixteen (16) 2022 Snow and Ice Truck Cab and Chassis is necessary to replace sixteen (16) similar trucks used for operating and maintaining the Ohio Turnpike, that have reached the end of their viable economic life; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations recommends that the best equipment available to perform its operations is the 2022 Western Star 4700SF Cab and Chassis Trucks; and

WHEREAS, the 2022 Western Star 4700SF Cab and Chassis Trucks are available for acquisition through the ODOT Cooperative Purchasing Program, under ODOT Contract 023-21, from Valley Freightliner & Western Star, Inc. of Parma, Ohio, in the total amount of \$1,647,632.00; and

WHEREAS, the Executive Director and the Chief Engineer reviewed the evaluation and report of the Deputy Chief Engineer/Director of Field Operations and concur with the recommendation that the Commission approve the purchase of the sixteen (16) 2022 Western Star 4700SF Cab and Chassis Trucks from Valley Freightliner & Western Star, Inc., under the ODOT Cooperative Purchasing Program; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission's Code of Bylaws because the expenditure required to purchase the sixteen (16) Valley Freightliner & Western Star, Inc. cab and chassis exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the purchase of the sixteen (16) Valley Freightliner & Western Star, Inc. cab and chassis under ODOT Contract 023-21 from Valley Freightliner & Western Star, Inc. in the total amount of \$1,647,632.00, is approved.

FURTHER RESOLVED that the Commission finds and determines that the purchase approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission's work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely.

(Resolution No. 16-2021 adopted March 15, 2021)