

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of RKA Petroleum Companies, Inc. and Ports Petroleum Company, Inc. Under Bid Invitation No. 4440 to Supply the Commission's Requirements for Diesel Fuel and Gasoline Blends

WHEREAS, the Commission advertised an Invitation to Bid No. 4440 to furnish its requirements for approximately 184,000 gallons of ultra-low sulfur diesel fuel for Group I, approximately 206,000 gallons of ultra-low sulfur diesel fuel for Group II, approximately 200,000 gallons of unleaded gasoline/ethanol blend for Group III, and approximately 215,000 gallons of unleaded gasoline/ethanol blend for Group IV to the Commission's maintenance facilities for a one-year term, with two options to renew for one-year periods each; and

WHEREAS, bidders were asked to submit bids for four Groups that are based on the geographical location of the Commission's maintenance buildings and, for each Group, to state the price differential per gallon they would charge from the weekly reports published by the Oil Price Information Service ("OPIS") Cleveland, Ohio; and

WHEREAS, the Commission received six bids in response to the Invitation, and the Commission's Maintenance Operations Engineer reviewed and analyzed the bids timely submitted, whose report concerning such analysis is before the Commission; and

WHEREAS, the Maintenance Operations Engineer reports that the lowest responsive and responsible bid received for Group I under Invitation No. 4440 was submitted by RKA Petroleum Companies, Inc., of Romulus, Michigan; and

WHEREAS, the Maintenance Operations Engineer reports that the lowest responsive and responsible bid received for Groups II, III and IV under Invitation No. 4440 was submitted by Ports Petroleum Company, Inc., of Wooster, Ohio; and

WHEREAS, the Maintenance Operations Engineer reports that RKA Petroleum Companies, Inc. proposes to furnish materials and services for Group I in accordance with the Specifications, and recommends that the Commission award a contract to RKA Petroleum Companies, Inc. for Group I on the basis of its bid to furnish the Commission's requirements for the materials throughout the term of the contract; and

WHEREAS, the Maintenance Operations Engineer reports that Ports Petroleum Corporation, Inc. proposes to furnish materials and services for Groups II, III and IV in accordance with the Specifications, and recommends that the Commission award a contract to Ports Petroleum Company, Inc. for Groups II, III and IV on the basis of its bid to furnish the Commission's requirements for the materials throughout the term of the Contract; and

WHEREAS, the Commission's Director of Contracts Administration has determined that the bids for Invitation No. 4440 were solicited on the basis of the same terms and conditions and the same specifications, and that the bids from RKA Petroleum Companies, Inc. and Ports Petroleum Company, Inc. for Invitation No. 4440 conform to the requirements of Ohio Revised Code Sections 5537.07 and 9.312; and

WHEREAS, the Office of Equity and Inclusion waived the program requirements due to lack of subcontracting opportunities and the availability of certified firms; and

WHEREAS, the Executive Director and the Chief Engineer reviewed the report of the Maintenance Operations Engineer and concur with the recommendation to award RKA Petroleum Companies, Inc. the contract for Invitation No. 4440 as the lowest responsive and responsible bidder for Group I and to award Ports Petroleum Company, Inc. the contract for Invitation No. 4440 as the lowest responsive and responsible bidder for Groups II, III and IV; and

WHEREAS, Commission action is requested to approve the Contract in accordance with Article V, Section 1.00 of the Commission's Bylaws because the amount of the bids received will require expenditures under Invitation No. 4440 that will exceed \$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 bid of RKA Petroleum Companies, Inc. for Group I under Invitation No. 4440 to furnish the Commission's requirements for ultra-low sulfur diesel fuel for four (4) maintenance buildings for a period of one year in the annual estimated amount of \$730,000 is approved as the lowest responsive and responsible bid received, and the Executive Director is authorized to execute a contract on the basis of said bid and to exercise up to two, one-year options to renew the contract, each in the estimated annual amount of \$730,000, for an aggregate not-to-exceed contract amount of \$2,190,000.00; and

FURTHER RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of Ports Petroleum Company, Inc. for Groups II, III and IV under Invitation No. 4440 to furnish the Commission's requirements for ultra-low sulfur diesel fuel for four (4) maintenance buildings and unleaded gasoline/ethanol blend for all eight (8) maintenance buildings for a period of one year in the annual estimated amount of \$2,030,000.00 is approved as the lowest responsive and responsible bid received, and the Executive Director is authorized to execute a contract on the basis of said bid and to exercise up to two, one-year options to renew the contract, each in the estimated annual amount of \$2,030,000, for an aggregate not-to-exceed contract amount of \$6,090,000.00.

(Resolution No. 82-2023 adopted September 18, 2023)