

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Awarding Contract No. 4211 for the Purchase of Hot-Pour, Ready-Mixed Joint Sealant

WHEREAS, the Commission has duly advertised, in accordance with law, an Invitation for Bids upon a Contract for the furnishing of approximately 495,000 pounds of hot-pour, ready-mixed joint sealant, herein designated **Contract No. 4211**; and

WHEREAS, expenditures for the award to be made under Contract No. 4211 will exceed \$150,000.00 and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is necessary for said Contract award; and

WHEREAS, the Commission received two bids for the performance of said Contract, and said bids have been reviewed and analyzed by the Commission's Assistant Chief Engineer, Highway and Maintenance, whose report concerning such analysis is before the Commission; and

WHEREAS, the Assistant Chief Engineer reports that the lowest responsive and responsible bid for the performance of Contract No. 4211 was submitted by **McAsphalt Industries Limited**, of **Toronto, Ontario**, in the amount of **\$170,775.00**, and he recommends that the Commission award a Contract to McAsphalt Industries Limited in the amount of **\$179,313.75** (the bid amount plus a five percent delivery variance); and

WHEREAS, the Director of Contracts Administration has advised the Commission that McAsphalt Industries qualifies for consideration under the Commission's "Domestic and Ohio Preference" Policy; and

WHEREAS, the Commission has also been advised by the Director of Contracts Administration that bids for Contract No. 4211 were solicited on the basis of the same terms and conditions and the same specifications, that the bid of McAsphalt Industries for Contract No. 4211 conforms to the requirements of Ohio Revised Code Sections 5537.07 and 9.312, and that a bid security in the form of a bank check of good and sufficient surety has been submitted by McAsphalt Industries; and

WHEREAS, the Executive Director has reviewed the reports of the Assistant Chief Engineer and the Director of Contracts Administration and, predicated upon such analysis, concurs with the recommendation to award Contract No. 4211 to the lowest responsive and responsible bidder, McAsphalt Industries; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bid of **McAsphalt Industries Limited**, of **Toronto, Ontario**, in the amount of **\$179,313.75** (the bid amount plus a five percent delivery variance), for the performance of Contract No. 4211 is, and is by the Commission, determined to be the lowest responsive and responsible bid received for the performance of said Contract, and is accepted, and that the Executive Director and the Director of Contracts Administration, or either of them, hereby is authorized to: 1) execute a Contract with said successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid bid, 2) incur expenditures under the Contract in the quantities estimated by the Engineering Department's staff for the purchase of hot-pour, ready-mixed joint sealant, 3) direct the return to the bidders of their bid security, when appropriate, and 4) take any and all action necessary or proper to carry out the terms of said bid and of said Contract.

(Resolution No. 16-2014 adopted February 19, 2014)