

OHIO TURNPIKE COMMISSION

Resolution Concerning Award of Contracts for Sodium Chloride (Rock Salt) Pursuant to Invitation No. 4187

WHEREAS, the Commission has duly advertised in accordance with law for bids for Invitation No. 4187 for furnishing its requirements for sodium chloride (rock salt) estimated at approximately 31,700 tons; and

WHEREAS, expenditures under the Contracts to be awarded for rock salt under Invitation No. 4187 will 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 Contracts; and

WHEREAS, four bids were received in response to the Invitation, which included quotations for rock salt and freight charges to designated delivery locations delineated in the Bid Schedule as Items 1 through 15; and

WHEREAS, the Bidding Documents require that the Commission shall purchase a minimum of 75% of the estimated quantities set forth in the Bid Schedule and, because the severity of the snow and ice season for 2012/2013 is unpredictable, the Bidding Documents also allow for the Commission to purchase up to 130% of the estimated quantities bid for each designated delivery location; and

WHEREAS, the bids were reviewed and analyzed by the Assistant Chief Engineer, Highway and Maintenance, whose report concerning such analysis is before the Commission; and

WHEREAS, the Assistant Chief Engineer, Highway and Maintenance, has reported that the following companies submitted the lowest responsive and responsible bids for the rock salt, including freight:

<u>Items and Estimated Tons</u>	<u>Company</u>	<u>Bid Amount based on Estimated Quantities and Freight Charges</u>	<u>Total Bid Including 130% of Estimated Quantities</u>
1, 2, 3, 4, 5 6, 7, 8 & 9 (11,200 tons)	North American Salt Company Overland Park, Kansas	\$ 466,067.00	\$ 605,887.10
10, 11 & 12 (11,200 tons)	Cargill, Inc. Deicing Technology Business Unit, N. Olmsted, Ohio	\$ 529,878.00	\$ 688,841.40
13, 14 & 15 (9,300 tons)	Morton Salt, Inc. Chicago, Illinois	\$ 426,526.00	\$ 554,483.80
Totals bid reflecting 130% of estimated quantities (where applicable), including freight			\$1,849,212.30

WHEREAS, the Assistant Chief Engineer, Highway and Maintenance, has further reported that the bidders propose to furnish materials and services in accordance with the Commission's Specifications, and he, therefore, has recommended that the Commission proceed with awards of the following Contracts in the amounts indicated above: 1) Items 1, 2, 3, 4, 5, 6, 7, 8 and 9 to North American Salt; 2) Items 10, 11 and 12 to Cargill; and 3) Items 13, 14 and 15 to Morton Salt; and

WHEREAS, the General Counsel has advised the Commission that the low bids of North American Salt; Cargill and Morton Salt, as delineated above, comply with the Commission's Domestic and Ohio Preference Policy; and

WHEREAS, the General Counsel has further advised that all bids for Invitation No. 4187 were solicited on the basis of the same terms, conditions and specifications, that the bids of North American Salt, Cargill and Morton Salt each conform to the requirements of Ohio Revised Code Sections 5537.07 and 9.312, and that a bid guaranty and performance bond of good and sufficient surety has been submitted by each bidder; and

WHEREAS, the Executive Director has reviewed the reports of both the Assistant Chief Engineer, Highway and Maintenance, and the General Counsel and, predicated upon such analysis, has made his

recommendation that Contracts be awarded for Items 1, 2, 3, 4, 5, 6, 7, 8 and 9 to North American Salt; Items 10, 11 and 12 to Cargill; and Items 13, 14 and 15 to Morton Salt; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the bids of the following companies:

<u>Items</u>	<u>Company</u>	<u>Total Award</u>
1, 2, 3, 4, 5, 6, 7, 8 & 9	North American Salt Company Overland Park, Kansas	\$ 605,887.10
10, 11 & 12	Cargill, Inc. Deicing Technology Business Unit, N. Olmsted, Ohio	\$ 688,841.40
13, 14 & 15	Morton Salt, Inc. Chicago, Illinois	\$ 554,483.80
Grand Total of Awards		\$1,849,212.30

for Invitation No. 4187 are, and are by the Commission deemed to be the lowest responsive and responsible bids received, and the Executive Director and the General Counsel, or either of them, is hereby authorized to: 1) execute a Contract with each successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid Invitation, which Contract awards reflect 130% of estimated quantities bid for each applicable delivery destination, 2) direct the return to the bidders of their bid securities at such time as the successful bidders have each entered into a Contract, and 3) take any and all action necessary to properly carry out the terms of said Contracts.

(Resolution No. 44-2012 adopted October 15, 2012)