

Canaan TOWNSHIP BOARD OF TRUSTEES,
Canaan TOWNSHIP, MORROW COUNTY, OHIO

RESOLUTION NO. 10-11-2010-1

**A RESOLUTION TO PROVIDE FOR CONTRACTING WITH THE
LOWEST RESPONSIVE AND RESPONSIBLE BIDDER O.R.C. 9.312**

Whereas, The Board of Trustees is empowered, pursuant to Ohio Revised Code Section 9.312 to award bids for the construction, reconstruction, improvement, enlargement, alteration, repair, painting, or decoration of a public improvement to the lowest responsive and responsible bidder;

Whereas, the Board of Trustees must have in place, prior to public bidding, a resolution authorizing bids to be awarded to the lowest responsive and responsible bidder;

Therefore, it is hereby resolved that the Canaan Township Board of Trustees now adopts the following standards for all future contracts. These standards are as follows:

- A. All contracts for the construction, reconstruction, improvement, enlargement, alteration, repair, painting, or decoration of a public improvement will be awarded to the lowest responsive and responsible bidder.
- B. The factors used to determine the lowest responsive and responsible bidder are as follows:
 - (1) the experience of the bidder,
 - (2) his financial condition,
 - (3) his conduct and performance on previous contracts,
 - (4) his facilities and management skills, and
 - (5) his ability to execute the contract properly.
- C. A bid is considered responsive if it responds to bid specifications in all material respects, and contains no irregularities or deviations from the specifications which would affect the amount of the bid or other wise give the bidder a competitive advantage.

- D. An apparent low bidder found not to be responsive and responsible will be notified by the township of that finding and the reasons for it. Notification will be in writing and by certified mail.
- E. If the township determines to award a contract to a bidder other than the apparent low bidder, or bidders for the construction, reconstruction, improvement, enlargement, alteration, repair, painting or decoration of a public improvement, the trustees will meet with the apparent low bidder or bidders upon the filing of a timely written protest.
- F. The protest must be received within five days of the notification of rejection.
- G. No final award shall be made until the trustees either affirm or reverse their earlier determination.

It is hereby found and determined that all formal actions of the Canaan Township Board of Trustees concerning and relating to the passage of this Resolution was adopted at an open meeting of this Board and that all deliberations of this Board or any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Ohio Revised Code Section 122.22.

Date of Passage: October 11, 2010

Canaan TOWNSHIP BOARD OF TRUSTEES

Billie Pangborn
Billie Pangborn, Trustee

Edward Sayers
EDWARD SAYERS, Trustee

John Bayles
John Bayles, Trustee

Attest: October 11, 2010

I, Deana Detwiler Fiscal Officer for the
Canaan Township Board of Trustees, do hereby certify
that the foregoing Resolution is taken and copied from the records of the
proceedings of the Canaan Township Board of Trustees, that the
same has been compared by me with the Resolution of said record and that it is a
true and correct copy thereof.

Deana Detwiler
Deana Detwiler, Fiscal Officer for the Canaan
Township Board of Trustees

This document was prepared by:

Charles S. Howland
Morrow County Prosecuting Attorney
60 East High Street
Mt Gilead, Ohio 43338
Phone No. (419) 947-5515