

STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES
GENERAL SERVICES DIVISION
OFFICE OF PROCUREMENT SERVICES
4200 SURFACE ROAD, COLUMBUS, OH 43228-1395

MANDATORY USE CONTRACT FOR: WIDE FLANGE STEEL BEAMS

CONTRACT No.: OT904811

EFFECTIVE DATES: 03/01/11 to 02/28/13

The Department of Administrative Services has accepted bids submitted in response to Invitation to Bid No. OT904811 that opened on 01/10/11. The evaluation of the bid response(s) has been completed. The bidder(s) listed herein have been determined to be the lowest responsive and responsible bidder(s) and have been awarded a contract for the items(s) listed. The respective bid response, including the [Terms and Conditions for Bidding, Standard Contract Terms and Conditions, and Supplemental Contract Terms and Conditions](#), special contract terms & conditions, any bid addenda, specifications, pricing schedules and any attachments incorporated by reference and accepted by DAS become a part of this Requirements Contract.

This Requirements Contract is effective beginning and ending on the dates noted above unless, prior to the expiration date, the Contract is renewed, terminated or cancelled in accordance with the Contract Terms and Conditions.

This Requirements Contract is available to OHIO DEPARTMENT OF TRANSPORTATION (ODOT), as applicable.

Agencies are eligible to make purchases of the listed supplies and/or services in any amount and at any time as determined by the agency. The State makes no representation or guarantee that agencies will purchase the volume of supplies and/or services as advertised in the Invitation to Bid.

SPECIAL NOTE: State agencies may make purchases under this Requirements Contract up to \$2500.00 using the state of Ohio payment card. Any purchase that exceeds \$2500.00 will be made using the official state of Ohio purchase order (ADM-0523). Any non-state agency, institution of higher education or Cooperative Purchasing member will use forms applicable to their respective agency.

Questions regarding this and/or the Requirements Contract may be directed to:

Gail Harper, CPPB
gail.harper@das.state.oh.us

This Requirements Contract and any Amendments thereto are available from the DAS Web site at the following address:



<http://www.ohio.gov/procure>

Signed: _____ Date _____
Robert Blair, Director

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SPECIAL CONTRACT TERMS AND CONDITIONS

AMENDMENTS TO CONTRACT TERMS AND CONDITIONS: The following Amendments to the Contract Terms and Conditions do hereby become a part hereof. In the event that an amendment conflicts with the Contract Terms and Conditions, the Amendment will prevail.

DELIVERY AND ACCEPTANCE: Supplies will be delivered to the participating agency within thirty days after receipt of order and, in accordance with paragraphs S-8, S-9, and S-10 of the SUPPLEMENTAL CONTRACT TERMS AND CONDITIONS. The delivery location will be noted on the purchase order issued by the participating agency. Acceptance (transfer of title) will occur upon the inspection and written confirmation by the ordering agency that the supplies delivered conform to the requirements set forth in the Contract. Unless otherwise provided in the Contract, acceptance shall be conclusive except as regards to latent defects, fraud, or such gross mistakes as amount to fraud.

Primary Delivery Location (s):

Lawrence County ODOT Garage
450 Commerce Drive
Ironton OH 45638
Phone: 740-532-1636

Athens County ODOT Garage
700 W. Union St.
Athens OH 45701
Phone: 740-593-7933

Washington County ODOT Garage
1650 Greene St.
Marietta OH 45750
Phone: 740-373-0536

NOTE: All deliveries to be coordinated with the receiving location for each order prior to delivery.

SPECIAL NOTE: The Department of Administrative Services and the Ohio Department of Transportation reserve the right to add any additional location sites for shipment in the future. Primary shipment locations are listed above and other potential district sites locations are found on page 11 with the possibility that other district sites may be added or deleted as delivery locations in the future.

DESCRIPTIVE LITERATURE: The Bidder may be required to submit descriptive literature of the supplies or services being offered. If requested, the literature will be used in the evaluation process to determine the lowest responsive and responsible Bidder. If not provided as part of the bid response, the Bidder must provide said literature within seven (7) calendar days after request/notification by the Office of Procurement Services to do so. Any references, that may appear in the descriptive literature, that may alter the terms and conditions and specifications of the bid (i.e. F.O.B. Shipping Point or Prices Subject to Change), will not be part of any contract and will be disregarded by the state of Ohio. Failure of the Bidder to furnish descriptive literature either as part of their bid response or within the time specified herein will deem the Bidder not responsive.

TESTING: Samples may be subject to laboratory testing. Cost of all testing shall be borne by the Bidder.

CONTRACT AWARD: The Contract will be awarded to the lowest responsive and responsible Bidder by low lot total.

EVALUATION: Bids will be evaluated in accordance with Article I-17 of the "Instructions to Bidders". In addition, the State will multiply Estimated Annual Quantity by Unit Price to get the Extended Price. The State will then add the Extended Price for all five sizes to get the Annual Total Price. The Annual Total Price will be multiplied by three years to get the Total Contract Price. Failure to Bid all items may result in the Bidder being deemed not responsive.

SPECIAL CONTRACT TERMS AND CONDITIONS (cont.)

FIXED-PRICE WITH ECONOMIC ADJUSTMENT: The Contract prices(s) will remain firm for the first six (6) months duration of the Contract. Thereafter, the Contractor may submit a request to increase their price(s) to be effective thirty (30) calendar days after acceptance by DAS. No price adjustment will be permitted prior to the effective date of the increase received by the Contractor from his suppliers, or on purchase orders that are already being processed, or on purchase orders that have been filled and are awaiting shipment. If the Contractor receives orders requiring quarterly delivery, the increase will apply to all deliveries made after the effective date of the price increase.

The price increase must be supported by a general price increase in the cost of the finished supplies, due to increases in the cost of raw materials, labor, freight, Workers' Compensation and/or Unemployment Insurance, etc. Detailed documentation, to include a comparison list of the contract items and proposed price increases, must be submitted to support the requested increase. Supportive documentation should include, but is not limited to: copies of the old and the current price lists or similar documents which indicate the original base cost of the product to the Contractor and the corresponding increase, and/or copies of correspondence sent by the Contractor's supplier on the supplier's letterhead, which contain the above price information and explains the source of the increase in such areas as raw materials, freight, fuel or labor, etc.

Should there be a decrease in the cost of the finished product due to a general decline in the market or some other factor, the Contractor is responsible to notify DAS immediately. The price decrease adjustment will be incorporated into the Contract and will be effective on all purchase orders issued after the effective date of the decrease. If the price decrease is a temporary decrease, such should be noted on the invoice. In the event that the temporary decrease is revoked, the contract pricing will be returned to the pricing in effect prior to the temporary decrease. For quarterly deliveries, any decrease will be applied to deliveries made after the effective date of the decrease. Failure to comply with this provision will be considered as a default and will be subject to Provision I.C. "Termination/Suspension" and Provision II. of the "Contract Remedies:" of the "Standard Contract Terms and Conditions".

USAGE REPORTS: Every Six (6) months the Contractor must submit a report (written or on disk) indicating sales generated by this Contract. The report shall list usage by customer, by line item, showing the quantities/dollars generated by this Contract. The report shall be forwarded to the Office of Procurement Services, 4200 Surface Road, Columbus, OH 43228-1395, Attn: Gail Harper.

MINIMUM ORDER: The minimum order quantity of any item placed against a contract awarded pursuant to this Bid for delivery F.O.B. destination, transportation charges prepaid, at any one time to one destination, shall not be for less than the smallest quantity of the items as annotated in the "Pieces per Bundle" columns of this bid. The "Pieces per Bundle" shall not exceed the maximum weight of 3,600 pounds.

SHIPMENT: All items shall be shipped in bundles of 3,600 lbs. or less on open side trailers for unloading at ground level with forklift trucks, unless otherwise specified. Each bundle shall have at a minimum 4" x 4" hardwood under the bundles so that it may be to be easily unloaded from the side of a flat bed truck with a forklift truck. All items shall be protected from rust and damage during shipment.

DATA SHEET: Listed in the Bid document are the specification requirements for equipment that the state desires to purchase. These specifications are only considered as necessary to establish functional requirements. Proprietary design, exact dimensions, capacities, or restrictive features will not preclude acceptance of other recognized alternates meeting comparable performance requirements as determined by the Director, Department of Administrative Services. Bidder signifies compliance or non-compliance with specifications by listing and outlining all deviations from specifications on company letterhead and returning it with the Bid. Failure to comply may deem the Bid not responsive.

NOTICE ON THE USE OF SOCIAL SECURITY NUMBERS AS FEDERAL TAX IDENTIFICATION NUMBERS: The Department of Administrative Services (Department) requires vendors and Contractors wishing to do business with the State to provide their Federal Taxpayer Identification Number to the Department. The Department does this so that it can perform statutorily required "responsibility" analyses on those vendors and Contractors doing business with the State and, under limited circumstances, for tax reporting purposes. If you are a vendor or Contractor using your Social Security Number as your Federal Taxpayer Identification Number, please be aware that the information you submit is a public record, and the Department may be compelled by Ohio law to release Federal Taxpayer Identification Numbers as a public record. If you do not want to have your Social Security Number potentially disclosed as a Federal Taxpayer Identification Number, the Department encourages you to use a separate Employer Identification Number (EIN) obtained from the United States Internal Revenue Service's to serve as your Federal Taxpayer Identification Number.

SPECIFICATIONS

I. SCOPE AND CLASSIFICATION

A. Scope: The purpose of this solicitation is to obtain a Contractor to supply wide flange steel beams for the Ohio Department of Transportation (ODOT). The beams are currently used to anchor barriers for holding back mud slides in ODOT Districts 9 and 10.

B. Classification:

Wide Flange and H-Pile Steel Beams.

II. APPLICABLE DOCUMENTS

A. ASTM (American Society for Testing and Material International) A36 Steel.

B. "Domestic steel use requirements as specified in section 153.011 [153.01.1] of the revised code apply to this project. Click on the link to view. <http://codes.ohio.gov/orc/153.011>

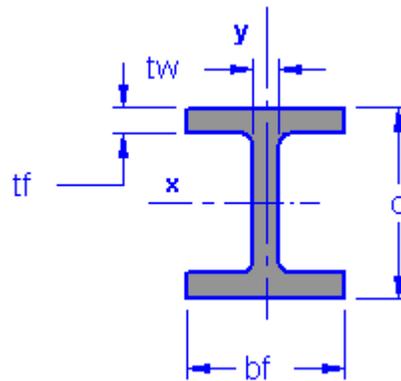
C. ODOT Construction and Material Specification 513 and supplemental specification 800.

D. Certified Test Data (Mill Test Reports) are required.

E. Material shall conform to all applicable ASTM, and ANSI (American National Standards Institute) standards.

III. REQUIREMENTS

A. Nominal Shape Dimensions



Nominal Dimensions

Item No.	In x lbs/ft	Area (in ²)	Height d(in)	Flange bf(in)	tf(in)	Web thickness tw(in)	Ixx(in ⁴)	Iyy(in ⁴)	Length Feet	Approximate Weight
1.	W10x30	8.84	10.47	5.81	0.51	0.3	170	16.7	20'	600lbs
2.	W16x31	9.13	15.9	5.53	0.44	0.275	375	12.4	25'	775lbs
3.	W16x31	9.13	15.9	5.53	0.44	0.275	375	12.4	20'	620lbs
4.	HP12x53	15.5	11.8	12	0.435	0.435	393	127	25'	1325lbs
5.	HP12x53	15.5	11.8	12	0.435	0.435	393	127	20'	1060lbs

SPECIFICATIONS (cont.)

B. Packaging

1. Beams shall be put-up in (secured) lifts. The bundle frame must have at a minimum 4" x 4" hardwood on the bottom so that it may be easily unloaded from the side of a flat bed truck with a forklift truck.
2. All bundles must be banded and secured together.
3. Bundles shall not exceed 3,600 lbs.

Note: Ordering agencies have the option of ordering larger bundles if they can handle the unloading of larger bundles and it is mutually agreed upon with the awarded Contractor at the time of purchase order issuance.

C. Inspection

Compliance: All material will be inspected upon receipt. Any material found to be defective or not in compliance to the specifications may result in the entire order being returned at vendor's expense for replacement or credit.

D. Shipment

1. All items shall be shipped on open side trailers for ease of unloading with forklift trucks. All items shall be protected from rust and damage during shipment.
2. Certified Test Data (Mill Test Reports) shall be included with every shipment. The Ohio Department of Transportation Office of Material Management may be contacted at (614) 275-1327 immediately upon receipt of purchase order for further details. The certified Test Data (Mill Test Reports) are to be submitted when the materials are delivered.

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BID PRICE:

OAKS ITEM NO.	ESTIMATED ANNUAL QUANTITY	UNIT	DESCRIPTION	ONE (1) PIECE PER UNIT PRICE	NUMBER OF PIECES PER BUNDLE
1839 2	270 pcs.	Each	Beams, Wide Flange Steel W10x30x20'	\$329.00	7
1839 3	300 pcs.	Each	Beams, Wide Flange Steel W16x31x25'	\$385.00	7
1839 4	50 pcs.	Each	Beams, Wide Flange Steel W16x31x20'	\$319.00	7
1839 5	25 pcs.	Each	Beams, Wide Flange Steel HP12x53x25'	\$807.00	4
1839 6	25 pcs.	Each	Beams, Wide Flange Steel HP12x53x20'	\$645.00	4

Note: Maximum bundle weight shall not exceed 3,600 pounds, unless ordering agency has requested larger bundle orders and has the capabilities of unloading larger bundles at the time the purchase order is placed. For bidding and pricing purposes maximum bundle weight shall not exceed 3,600 pounds.

MANUFACTURER IDENTIFICATIONS OF COMMODITY:

- OAKS Item No. 18392 W10x30x20'

Fabricator / Manufacturer: Nucor/Gerdau

Nominal Dimensions: As Specified

Pieces / Bundle: 7

Packaging: Metal Bands

Warranty: Manufacturers

Days Required to Deliver ARO: 21-30

Contains Recycled Materials Y/N: Y

Percentage of Recycled Materials: 90% Minimum

MANUFACTURER IDENTIFICATIONS OF COMMODITY:

2. OAKS Item No. 18393 W16x31x25'

Fabricator / Manufacturer: Nucor/Gerdau

Nominal Dimensions: As Specified

Pieces / Bundle: 7

Packaging: Metal Bands

Warranty: Manufacturers

Days Required to Deliver ARO: 21-30

Contains Recycled Materials Y/N: Y

Percentage of Recycled Materials: 90% Minimum

3. OAKS Item No. 18394 16x31x20'

Fabricator / Manufacturer: Nucor/Gerdau

Nominal Dimensions: As Specified

Pieces / Bundle: 7

Packaging: Metal Bands

Warranty: Manufacturers

Days Required to Deliver ARO: 21-30

Contains Recycled Materials Y/N: Y

Percentage of Recycled Materials: 90% Minimum

4. OAKS Item No. 18395 HP12x53x25'

Fabricator / Manufacturer: Nucor/ Gerdau

Nominal Dimensions: As Specified

Pieces / Bundle: 7

Packaging: Metal Bands

Warranty: Manufacturers

Days Required to Deliver ARO: 21-30

Contains Recycled Materials Y/N: Y

Percentage of Recycled Materials: 90% Minimum

MANUFACTURER IDENTIFICATIONS OF COMMODITY:

5. OAKS Item No. 18396 HP12x53x20'

Fabricator / Manufacturer: Nucor/ Gerdau

Nominal Dimensions: As Specified

Pieces / Bundle: 7

Packaging: Metal Bands

Warranty: Manufacturers

Days Required to Deliver ARO: 21-30

Contains Recycled Materials Y/N: Y

Percentage of Recycled Materials: 90% Minimum

OHIO DEPARTMENT OF TRANSPORTATION DISTRICTS



CONTRACTOR INDEX

CONTRACTOR AND TERMS:

BID CONTRACT NO.: OT904811-1(02/28/13)



OAKS ID: 54251
RCP Metals, Inc.
2898 Nuway Road
Columbus, OH 43207

TERMS: Net 30 Days

CONTRACTOR'S CONTACT: Roland Poindexter

Telephone: (614) 497-8390
Fax: (614) 497-8390

CONTRACTOR'S E-MAIL ADDRESS:

rpoindexter@rcpmetals.com

Preferred method of receiving purchase orders: e-mail to rpoindexter@rcpmetals.com

REMIT TO:
OAKS ID: 54251
RCP Metals, Inc.
P.O. Box 329129
Columbus, OH 43232

DAS approved Subcontractors:
A – Z Packaging
Ohio Steel Industries