

Resolution authorizing a contract extension and modification with Beems BP Distributing for the purchase of gasoline, bio-diesel and diesel fuel.

(Purchasing Department)

(Estimated Annual Amount
\$2,200,000.00)

WHEREAS, Beems BP Distributing was awarded a contract to supply Gasoline, Bio-Diesel and Diesel Fuel to Franklin County and other government entities in Franklin County on December 1, 2009 (Resolution 0955-09); and

WHEREAS, the original contract was for a period of 2 years with the option to extend for one additional two year period; and

WHEREAS, the bid documents, specifications, and prices submitted by the above named company for ITB 2009-04-57 shall continue to be the governing term contract which is fully incorporated herein, and is binding on both parties; and

WHEREAS, the term of the contract extension and modification will be for a period of two years beginning December 1, 2011 and will continue through November 30, 2013; and

WHEREAS, the Franklin County Purchasing Department recommends the contract extension and modification with Beems BP Distributing to supply Gasoline, Bio-Diesel and Diesel fuel for the final two year extension period;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO:

The contract extension and modification with Beems BP Distributing is hereby approved. Purchase orders will be issued by the using entities as needs arise.

Agency
Purchasing

Estimated Annual Amount
\$2,200,000.00

Prepared by: Chris Johnston
cc: Auditor Administration & Fiscal
Purchasing (ITB File 2009-04-57)
General Services-Fleet Management
Franklin County Engineer
Beems BP Distributing

Resolution No. 0033-12

January 10, 2012

Resolution authorizing a contract extension and modification with Beems BP Distributing for the purchase of gasoline, bio-diesel and diesel fuel.

(Purchasing Department)

(Estimated Annual Amount
\$2,200,000.00)

SIGNATURE PAGE FOLLOWS

SIGNATURE SHEET

Resolution No. 0033-12

January 10, 2012

**RESOLUTION AUTHORIZING A CONTRACT EXTENSION AND
MODIFICATION WITH BEEMS BP DISTRIBUTING FOR THE PURCHASE OF
GASOLINE, BIO-DIESEL AND DIESEL FUEL.**

(Purchasing)

(\$2,200,000.00)

Upon the motion of Commissioner John O'Grady, seconded by Commissioner Marilyn Brown:

Voting:

Paula Brooks, President

Aye

Marilyn Brown

Aye

John O'Grady

Aye

Board of County Commissioners
Franklin County, Ohio

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon by the Board of County Commissioners, Franklin County, Ohio on the date noted above.



Debra A Willaman, Clerk
Board of County Commissioners
Franklin County, Ohio

**BOARD OF FRANKLIN COUNTY COMMISSIONERS
CONTRACT EXTENSION AND MODIFICATION**

This Contract Extension and modification is entered into January 10, 2012 by and between Beem's BP Distributing, Inc., referred to as the Contractor, and the Board of Franklin County Commissioners, referred to as the County, for continuing the contract to supply Gasoline, Diesel, and Bio-Diesel Fuel. This contract is an extension of ITB 2009-04-57, originally approved under Resolution No. 0955-09 and dated December 1, 2009.

For the mutual considerations herein specified the County and the Contractor have agreed and do hereby agree as follows:

SECTION I Administrative and Specifications Requirements

That all terms, including, but not limited to, the specifications and delivery requirements, as outlined in the original contract and any modifications thereto, are still legally binding upon the parties and shall remain as the governing documents which are the sole responsibilities of the Contractor.

SECTION II Pricing

The pricing, as provided with the original contract documents, will remain firm and fixed throughout the extension period.

Should the current Federal Ethanol & Biodiesel credits change, the Contractor may request, with adequate justification, an increase or decrease in the contract pricing which would become effective on the date of the Federal Ethanol & Biodiesel credits change. The County reserves the sole right to cancel the contract should the change cause a material or adverse affect to the contract and rebid the contract. The Contractor would continue to supply the County until the new bid is awarded at the revised costs.

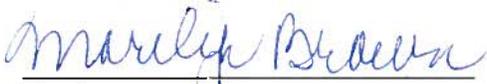
SECTION III Term of Contract

The term of the contract extension shall be in effect on December 1, 2011 through November 30, 2013. This is the last of extension period allowed under the original contract.

The parties have hereunto set their hands and seals or caused this agreement to be executed by their duly authorized officers or agents this January 10, 2012.

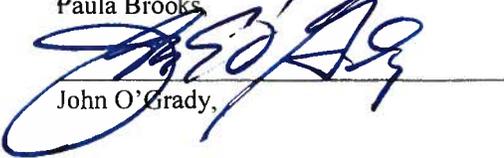
Franklin County Commissioners:

Beem's BP Distributing


Marilyn Brown,

By: 
Randy Beem


Paula Brooks


John O'Grady,

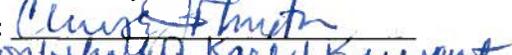
APPROVED AS TO FORM:

APPROVED AS TO FORM:

Ron O'Brien
Prosecuting Attorney
Franklin County, Ohio

Karl H. Kuespert, C.P.M.
Director, Purchasing Department
Franklin County, Ohio

By: 
Assistant Prosecuting Attorney

By: 
on behalf of Karl H. Kuespert

Date: _____

Date: 12-21-11