

**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

This regular meeting of the Ohio Turnpike and Infrastructure Commission was **CALLED TO ORDER** on June 20, 2023, at 10:04 a.m., located at 682 Prospect Street, Berea, Ohio 44017.

Following the **PLEDGE OF ALLEGIANCE**, members of the Ohio Turnpike and Infrastructure Commission answered to **ROLL CALL** as follows:

ROLL CALL:

Members Present:

- Vice Chairman, Timothy J. Paradiso;
- Secretary-Treasurer, Sandra K. Barber;
- Commission Member, Guy C. Coviello;
- Ohio Department of Transportation (ODOT) Member Ex-Officio, through its director's designee, Myron Pakush; and
- Ohio House Member Haraz N. Ghanbari

Members Excused:

- Chairman, Jerry N. Hruby;
- Office of Budget and Management Member (OBM) Ex-Officio, through its director's designee, Michael Babin; and
- Senator Bill Reineke

Ohio Turnpike and Infrastructure Commission Employees Present:

- Assistant Secretary-Treasurer and Executive Director, Ferzan M. Ahmed, P.E.;
- Chief Engineer, Chris Matta;
- Interim Director of Administration, Lisa Zamiska;
- General Counsel, Jennifer Monty Rieker;
- Chief Financial Officer, Lisa M. Mejac;
- Director of Audit and Internal Control, David Miller;
- Internal Audit Manager, Jeffery Bartlett;
- Director of Toll Operations, Laurie Davis;
- Toll Collections System Manager, Brian Kelley;
- Deputy General Counsel, Heather A. Veljkovic;
- Director of Contracts Administration, Aimee W. Lane;
- Comptroller, Joseph Gardner;
- Financial Analyst, Brandon Sykes;
- Chief Information Officer, Chriss Pogorelc;

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- Design and Planning Engineer, Daniel Rodriguez;
- Paralegal, Suzanne Coleman;
- Interim Director of Marketing and Communications, Chuck Cyrill;
- Chief Inspector, Joseph Mannion;
- Legal Administrative Assistant, Jennifer Diaz;
- Maintenance Operations Engineer, Bryan Emery;
- Assistant Comptroller, Jacquelyn Dohoda-Herberger;
- Ohio State Highway Patrol Lieutenant, Brent Meredith;
- Western District Toll Plaza Supervisor, Sandra Leach
- Western District Toll Plaza Supervisor, Jayne Ferreira
- Contracts Administration Administrative Assistant, Lisa Drozdowski;
- Engineering Intern, Anna Weber;
- Engineering Intern, Jacob Silloway;
- Engineering Intern, John Menne; and
- Marketing and Communications Specialist I, Zakk Sheehan.

Others Present:

- Michael Burgess, Consultant;
- Camille Silvi, AECOM;
- Hamid Homae, TBD Advising;
- Katie Veldman, Plante Moran;
- Kristin Hunt, Plante Moran;
- David Buchanan, Compass;
- Art Rometo, GAI;
- Ed Adamczyk, Arcadis;
- Chuck Rosati, Prime AE;
- Mark Wimer, AECOM;
- Jacob Siesel, IUOE Local 18;
- Kevin Westover, Huntington; and
- Bethany Pugh, PFM.

MINUTES OF THE MAY 15, 2023 REGULAR COMMISSION MEETING:

Motion: Vice Chairman Paradiso
Seconded: Secretary-Treasurer Barber

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None

MINUTES ADOPTED: 4-AYES, 0-NAYS.

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REPORTS:

- Report of the Secretary-Treasurer, Sandra K. Barber.

ADMINISTRATIVE REPORTS:

- Executive Director, Ferzan M. Ahmed, P.E.
 - Thanked Trooper Bryan Dail for taking him up in the Ohio State Highway Patrol airplane on May 25th to observe speed enforcement. Clocked a couple of excessive speeders, one at 93 mph and one at 119 mph in a short period of time. Also, wished Trooper Dail well as he begins his retirement from the OSHP after long and dedicated service to Ohioans.
 - Thanked the Communications and Service Plaza teams as well as the OSHP for a very well attended Customer Appreciation Event at the Commodore Perry Service Plaza on May 26th.
 - Welcomed students that will be in a Co-op program at the Ohio Turnpike: Anna Weber, from the University Mount Union and Jacob Silloway and John Menne, from Cleveland State University.
 - Welcomed many new Team Members: Accounting Department - Brandon Sykes as a Financial Analyst. Maintenance Department - Cody Waid to roadway services at Hiram and Benjamin Parker to roadway services at Swanton. Service Plaza Operations Department - John Christopher, as Assistant Service Plaza Manager, at Erie Islands / Commodore Perry Service Plazas, and Mark Kyle and Richard Bullard as Assistant Service Plaza Managers at Blue Heron / Wyandot Service Plazas. Technology Department - three Tech Specialists, Matt Gring and Jeremy Ruth and Rachael Seem. CSC Department - Jasmine Gonzalez. Toll Operations Department -six new part-time Toll Collectors: Constance McDonald, Deborah Baker, Bonnie Bell, Emma Oney, Patrick Mabe and John Phillips.
 - Congratulated two promotions and two transfers: Service Plaza Operations Department, Joy Moser was promoted to Lead Assistant Service Plaza Manager at Blue Heron | Wyandot Service Plazas. Toll Operations Department, Sandra Leach was promoted to be the new Western District Toll Supervisor and the CSC Department welcomes Tamika Johnson, a transfer from Toll Operations and Danielle Muldoon, a transfer from the Radio Room.
 - Acknowledged Retirees for their service and wishing them well in retirement: Thomas Nowak from the Amherst Maintenance Building and Steven Price, Barbara Passarelli and Sharon Crawford from the Toll Operations Department.

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- Presented Resolution on the career of the current Western District Toll Supervisor Jayne Ferreira, who on July 31st will end her dedicated service after 36 years.
- West Bound between Fremont and Bellevue (Milepost 110 - Milepost 118) on Thursday night. There was excessive weather patterns, storms, and a tornado may have touched down in Toledo. Several transmission lines (First Energy) were down and extending across all lanes. For the safety of the customer that travel on the Turnpike shut down that portion overnight. Fortunately, nobody was hurt; acknowledged maintenance teams as well as OSHP for rushing to action.
- Per Representative Ghanbari, thank you Executive Director. Yes, just for my colleagues on the Commission the OSHP sent an aviation unit up from Columbus not just to survey the damage that occurred in Point Place where the Governor is slated to be later today touring the damage. From the air it was pretty catastrophic and from the ground it was even that much more damaging to that community. The reason the OSHP came up is to be a partner with local, state, and Federal agencies to determine the location and how that storm traveled and what came in its path. I did have an opportunity to fly over the Turnpike and although traffic was not moving as quickly as it normally does, it was still moving. A lot of folks out there making sure we can get the Pike opened back up. From there we actually traveled over to Peru Township (the area of Peru) near Norwalk and were able to observe some additional damage from there. The OSHP will take the footage that they captured and share it with the National Weather Service and other state and Federal agencies as they are examining the total impact of that storm. Kudos to the OSHP and to their pilots for coming up to be a part of that interagency collaboration.

Mr. Vice Chairman, this ends my report, and I am happy to answer any questions.

RESOLUTION:

Resolution Honoring the Distinguished Service of Jayne Ferreira.

Motion: Secretary-Treasurer Barber

Seconded: Commission Member Coviello

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 49-2023](#)

**MINUTES OF THE 709th OHIO TURNPIKE AND
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RESOLUTION:

Resolution Reauthorizing the Ohio Turnpike and Infrastructure Commission's Business Inclusion Program for a Six Year Period.

Motion to Table Resolution: Vice Chairman Paradiso

Second: ODOT Member Ex-Officio, through its director's designee Pakush

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION WAS TABLED: 4-AYES, 0-NAYS.

DIRECTOR OF CONTRACTS ADMINISTRATION'S REPORT

RESOLUTION:

Resolution Extending the Ohio Turnpike and Infrastructure Commission's Business Inclusion Program for an Additional Six-Month Period.

Motion: Secretary-Treasurer Barber

Seconded: Commission Member Coviello

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 50-2023](#)

CHIEF ENGINEER'S REPORT

RESOLUTION:

Resolution Approving Modification to Task 8 Under Contract with Arcadis U.S. Inc. for Project No. 71-19-07 for a Total Aggregate Not-To-Exceed Amount of \$4,834,880.86.

Motion: ODOT Member Ex-Officio, through its director's designee Pakush

Seconded: Commission Member Coviello

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Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 51-2023](#)

RESOLUTION:

Resolution Approving the Selection of Underground Utilities, Inc. for Project No. 54-22-01 (REBID) for the Total Amount of \$3,453,387.00.

Motion: Secretary-Treasurer Barber
Seconded: ODOT Member Ex-Officio, through its director's designee Pakush

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 52-2023](#)

RESOLUTION:

Resolution Approving the Selection of The Beaver Excavating Co. for Project No. 43-23-04 for the Total Amount of \$41,985,089.91.

Motion: Vice Chairman Paradiso
Seconded: Commission Member Coviello

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 53-2023](#)

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RESOLUTION:

Resolution Approving a Modification to the Contract with Woolpert, Inc. to Perform Phase II Construction Administration and Inspection Services Under Project No. 43-23-04 For a Total Aggregate Contract Amount of \$5,267,669.00.

Motion: Commission Member Coviello
Seconded: Secretary-Treasurer Barber

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 54-2023](#)

RESOLUTION:

Resolution Approving the Selection of The Mannik & Smith Group, Inc. for Professional Design Services for the Pavement Replacement Program Under Project No. 71-23-02 in the Not-To-Exceed Amount of \$402,265.00.

Motion: Vice Chairman Paradiso
Seconded: Commission Member Coviello

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 55-2023](#)

RESOLUTION:

Resolution Approving the Selection of DLZ Ohio, Inc. for Professional Design Services for the Pavement Replacement Program Under Project No. 71-23-03 in the Not-To-Exceed Amount of \$261,985.00.

Motion: Secretary-Treasurer Barber
Seconded: ODOT Member Ex-Officio, through its director's designee Pakush

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Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 56-2023](#)

RESOLUTION:

Resolution Approving the Selection of GAI Consultants, Inc. for Project No. 71-23-04 in the Not-To-Exceed Amount of \$169,922.00.

Motion: Commission Member Coviello
Seconded: ODOT Member Ex-Officio, through its director's designee Pakush

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 57-2023](#)

RESOLUTION:

Resolution Approving the Selection of Compass Infrastructure Group LLC for Project No. 71-23-05 in the Not-To-Exceed Amount of \$259,398.00.

Motion: Vice Chairman Paradiso
Seconded: Secretary-Treasurer Barber

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 58-2023](#)

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RESOLUTION:

Resolution Authorizing Conduent State & Local Solutions, Inc. to Perform Phase III Services for the Toll Collection System and Approving a Contract Modification in the Aggregate Not-to-Exceed Amount of \$102,797,810.26.

Motion: ODOT Member Ex-Officio, through its director's designee Pakush
Seconded: Secretary-Treasurer Barber

Mr. Coviello asked about timing of the implementation. Toll Collections System Manager Brian Kelley explained that the Commission continues to test lane-by-lane of the new Open Road Tolling lanes. Mr. Paradiso asked about the difference between original estimate and current estimate. Mr. Kelley explained that there have been two major change orders. Mr. Paradiso inquired further about the cost of existing contract, and whether the project was coming in on budget. Mr. Kelley replied that, so far, the project was on budget.

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 59-2023](#)

RESOLUTION:

Resolution Approving the Purchase of Fifteen (15) Snow and Ice Truck Bodies from Concord Road Equipment Manufacturing, Inc. in the Total Amount of \$2,996,446.50 Under the DAS Cooperative Purchasing Program.

Motion: Commission Member Coviello
Seconded: ODOT Member Ex-Officio, through its director's designee Pakush

Mrs. Barber asked about the delivery date. Maintenance Operations Engineer Bryan Emery explained that it takes three hundred days to fabricate the vehicle, so an estimated date of September 2024 for final delivery. Mr. Emery presented an update on rock salt pricing for the upcoming snow and ice season. Additional discussion was held between Rep. Ghanbari, Mr. Emery, and Mr. Pakush about the difference between rock salt and spray.

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

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RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 60-2023](#)

RESOLUTION:

Resolution Approving the Selection of Any Domestic Work, Inc. Under Bid Invitation No. 4434 to Perform Cleaning Services at Eight (8) Maintenance Buildings in the Total Estimated Amount of \$162,240.00.

Motion: ODOT Member Ex-Officio, through its director's designee Pakush
Seconded: Vice Chairman Paradiso

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 61-2023](#)

CHIEF FINANCIAL OFFICER'S REPORT

- 2023 Traffic and Revenue. Reports reviewed and submitted (attached)

RESOLUTION:

Resolution Concerning the Financial Condition of the Ohio Turnpike and Infrastructure Commission to Meet the Requirements of §4.04(a) of the Master Trust Agreements

Motion: Secretary-Treasurer Barber
Seconded: Commission Member Coviello

Mr. Coviello asked why the Commission had not previously created a debt policy; Bethany Pugh, of PFM stated due to issuing bonds, but have been communicating with the market.

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 62-2023](#)

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GENERAL COUNSEL’S REPORT

RESOLUTION:

Resolution Authorizing the Filing of One “No Change Rule” with the Joint Committee on Agency Rule Review

Motion: Secretary-Treasurer Barber
Seconded: Commission Member Coviello

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director’s designee Pakush.
Nays: None.

RESOLUTION ADOPTED: 4-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 63-2023](#)

OHIO STATE HIGHWAY PATROL’S REPORT

- Lieutenant Brent Meredith provided an update that during the week of May 15, 2023, the Ohio State Highway Patrol Districts 1, 2, 3 and 4 Criminal Patrol Sections participated in a week long interdiction effort along the Ohio Turnpike. During this effort, OSHP Districts 1, 2, 3 and 4 Licensing and Commercial Standard Sections, Federally certified Commercial Motor Vehicle Enforcement Troopers, Motor Carrier Enforcement Units, Portable Load Limit Inspectors, and PUCO Inspectors also collaborated from the Indiana State line to Pennsylvania State line on the Ohio Turnpike in an effort to ensure the safe operation of commercial motor vehicles within the State of Ohio.
- Trooper James Baker, from District 3 Criminal Patrol observed a vehicle following too close behind a commercial vehicle while traveling eastbound on the Ohio Turnpike near milepost 173 in Summit County. Trooper Baker initiated a traffic stop and after a probable cause search, his K-9, Iso, alerted to narcotics in the vehicle. During a subsequent probable cause search, he located a duffel bag in the trunk with approximately four pounds of marijuana inside. The driver admitted that it was his. He was charged with felony drug possession and will appear in court after the evidence has been processed by the OSHP Crime Lab.

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- On May 18, 2023, Trooper Matt Boyer was traveling eastbound on the Turnpike near milepost 171 and observed a grey Dodge Charger with a temporary tag that was unreadable. He initiated a traffic stop, and spoke with the driver. Trooper Boyer began gathering information from the driver about the vehicle and who the owner was. He also found that the vehicle's VIN had been tampered with. Once the vehicle had been towed to the Highway Patrol Post, Trooper Boyer was able to find the true VIN of the vehicle and it was found to be stolen out of Indianapolis. The vehicle was a 2017 Dodge Charger Hellcat and charges will be filed for receiving stolen property and VIN tampering.
- Lieutenant Meredith reported the Customer Appreciation Event held May 26, 2023 at Commodore Perry Service Plaza was a tremendous success.
- Last month, the OTIC Executive Director, Ferzan Ahmed, got to experience some speed enforcement action with Trooper Bryan Dail, who will be retiring on July 1, 2023 after 24 years of dedicated service. When Trooper Dail joined the Division in February of 2000, he began his Patrol service at the Milan Post before transferring to his current assignment with Aviation.

Vice Chairman Paradiso: There will not be a Commission meeting in July 2023. Therefore, the next Meeting shall be held on Monday, August 21, 2023, at 10:00 a.m., here at the Commission's Administration Building located in Berea, Ohio.

If there is no further business, I will accept a motion to adjourn the 709th Commission Meeting.

Motion: Secretary-Treasurer Barber

Seconded: ODOT Member Ex-Officio, through its director's designee Pakush

Ayes: Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

MOTION CARRIED: 4-AYES, 0-NAYS

MEETING ADJOURNED: 11:32 a.m.

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EXHIBITS

- Resolution No. 49-2023 – Resolution Honoring the Distinguished Service of Jayne Ferreira
- Resolution No. 50-2023 – Resolution Extending the Ohio Turnpike and Infrastructure Commission’s Business Inclusion Program for an Additional Six-Month Period
- Resolution No. 51-2023 – Resolution Approving Modification to Task 8 Under Contract with Arcadis U.S. Inc. for Project No. 71-19-07 for a Total Aggregate Not-To-Exceed Amount of \$4,834,880.86
- Resolution No. 52-2023 – Resolution Approving the Selection of Underground Utilities, Inc. for Project No. 54-22-01 (REBID) for the Total Amount of \$3,453,387.00
- Resolution No. 53-2023 – Resolution Approving the Selection of The Beaver Excavating Co. for Project No. 43-23-04 for the Total Amount of \$41,985,089.91
- Resolution No. 54-2023 – Resolution Approving a Modification to the Contract with Woolpert, Inc. to Perform Phase II Construction Administration and Inspection Services Under Project No. 43-23-04 For a Total Aggregate Contract Amount of \$5,267,669.00
- Resolution No. 55-2023 – Resolution Approving the Selection of The Mannik & Smith Group, Inc. for Professional Design Services for the Pavement Replacement Program Under Project No. 71-23-02 in the Not-To-Exceed Amount of \$402,265.00
- Resolution No. 56-2023 – Resolution Approving the Selection of DLZ Ohio, Inc. for Professional Design Services for the Pavement Replacement Program Under Project No. 71-23-03 in the Not-To-Exceed Amount of \$261,985.00
- Resolution No. 57-2023 – Resolution Approving the Selection of GAI Consultants, Inc. for Project No. 71-23-04 in the Not-To-Exceed Amount of \$169,922.00
- Resolution No. 58-2023 – Resolution Approving the Selection of Compass Infrastructure Group LLC for Project No. 71-23-05 in the Not-To-Exceed Amount of \$259,398.00

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- Resolution No. 59-2023 – Resolution Authorizing Conduent State & Local Solutions, Inc. to Perform Phase III Services for the Toll Collection System and Approving a Contract Modification in the Aggregate Not-to-Exceed Amount of \$102,797,810.26
- Resolution No. 60-2023 – Resolution Approving the Purchase of Fifteen (15) Snow and Ice Truck Bodies from Concord Road Equipment Manufacturing, Inc. in the Total Amount of \$2,996,446.50 Under the DAS Cooperative Purchasing Program
- Resolution No. 61-2023 – Resolution Approving the Selection of Any Domestic Work, Inc. Under Bid Invitation No. 4434 to Perform Cleaning Services at Eight (8) Maintenance Buildings in the Total Estimated Amount of \$162,240.00
- Resolution No. 62-2023 – Resolution Concerning the Financial Condition of the Ohio Turnpike and Infrastructure Commission to Meet the Requirements of §4.04(a) of the Master Trust Agreements
- Resolution No. 63-2023 – Resolution Authorizing the Filing of One “No Change Rule” with the Joint Committee on Agency Rule Review
- May 2023 Traffic and Revenue Report

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Honoring the Distinguished Service of Jayne Ferreira

WHEREAS, on August 9, 1987, Mrs. Jayne Ferreira began her service with the Ohio Turnpike and Infrastructure Commission (“Commission”) as a Full-Time Toll Collector; and

WHEREAS, during Mrs. Ferreira’s tenure, she was promoted to Assistant Toll Plaza Supervisor, Toll Plaza Supervisor; and

WHEREAS, on June 1, 2011, Mrs. Ferreira was promoted to District Toll Supervisor for the remainder of her distinguished career with the Commission overseeing the Western District Toll Plazas; and

WHEREAS, during her tenure with the Commission, Mrs. Ferreira, has been a highly regarded employee whose time with the Commission has served Ohio Turnpike motorists well by providing safe and efficient transportation services to our customers; and

WHEREAS, the Commission wishes to formally acknowledge Mrs. Ferreira’s distinguished service to the Commission and the traveling public; and

WHEREAS, the members and staff of the Commission wish to give formal and public recognition for the honorable, exceptionally dedicated, and effective service of Mrs. Ferreira.

NOW, THEREFORE, BE IT

RESOLVED, that the Ohio Turnpike and Infrastructure Commission hereby acknowledges and expresses its gratitude to Mrs. Ferreira for her thirty-six years of dedicated service and the Commission also considers that the people of the State of Ohio have been fortunate in receiving the unselfish services that she rendered; and

FURTHER RESOLVED, that the Commission extends its best wishes to Mrs. Ferreira, her family, and desires that Mrs. Ferreira have much success and well-being in all matters and activities that she shall undertake in the future; and

FURTHER RESOLVED, that the Assistant Secretary-Treasurer be, and hereby he is, directed to send a certified copy of this Resolution to Mrs. Ferreira.

(Resolution No. 49-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Extending the Ohio Turnpike and Infrastructure Commission's
Business Inclusion Program for an Additional Six-Month Period**

WHEREAS, pursuant to Resolution No. 43-2016, adopted on June 20, 2016, the Commission established a Small, Minority and Disadvantaged Business Inclusion Program (the "Program") with the purpose of "...ensuring there are equal opportunities for small, minority and otherwise disadvantaged businesses [i.e., veteran owned businesses] to participate in the Commission's business transactions, preventing its contracting dollars from disparately affecting disadvantaged businesses, and eliminating the effects of discrimination on competition for its contracting opportunities;" and

WHEREAS, the Program was authorized for an initial period of six (6) years, subject to review and reauthorization by the Commission, and that initial six (6) year period expired as of June 19, 2022; and

WHEREAS, pursuant to Resolution No. 35-2022, adopted May 16, 2022, the Commission extended the Program for an interim period of one (1) year until June 19, 2023, to allow time for the Commission to complete an Availability Study and present to the Commission a formal request to reauthorize the Program with best practice changes to ensure the Program continues to serve its intended purpose; and

WHEREAS, Commission staff presented the proposed Program updates to the Commission at its meeting on May 15, 2023, and the Commission members asked questions and requested additional information; and

WHEREAS, to allow adequate time to address the Commission members' questions, Commission staff is requesting that the current Program be extended for an additional 6-month period, until December 19, 2023, to provide time for the Commission members and staff to consider the proposed Program updates; and

WHEREAS, the Executive Director recommends that the Commission extend the Program for an additional 6-month period until December 19, 2023; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, that the Commission hereby extends the Commission's current Business Inclusion Program for an additional six-month period, retroactive to June 19, 2023, through

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December 19, 2023, to allow sufficient time for the consideration of proposed Program updates to include in a formally reauthorized program.

(Resolution No. 50-2023 adopted June 20, 2023)

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TCS MODERNIZATION PROJECT

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving Modification to Task 8 Under Contract with Arcadis U.S. Inc. for
Project No. 71-19-07 for a Total Aggregate Not-To-Exceed Amount of \$4,834,880.86**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) selected Arcadis U.S. Inc. (“Arcadis”) to perform professional services for the Toll Collection System Modernization (the “TCS Project”) pursuant to the adopted resolution (as applicable), on the date noted and for the scope of work identified below:

SERVICES/FEES APPROVED TO DATE

RESOLUTION	DATE ADOPTED	SCOPE OF SERVICES	AMOUNT AUTHORIZED
Approved by Deputy Executive Director	August 13, 2019	Task 1 services under Project No. 71-19-07, including plan review, field verification and as-built drawing plan development for 20 toll plazas	\$119,232.74
58-2019	November 18, 2019	Task 2 services under Project No. 71-19-07, including environmental support and permitting, field survey, geotechnical investigation, design, and plan preparation for the addition of a lane at Toll Plaza 64 and Toll Plaza 152	\$441,727.15
66-2020	October 19, 2020	Additional Task 2 services under Project No. 71-19-07, including adding to the plans the process for draining down an adjacent borrow-pit pond at Toll Plaza 64, and upgrades at Toll Plaza 64 and Toll Plaza 152 consistent with the Commission’s contract with a Toll Collection System integrator	\$170,256.00
80-2020	December 21, 2020	Task 3 services under Project No. 71-19-07, including preparation of construction plans, specifications, and construction estimates for bidding purposes for Toll Plazas 52 through Toll Plaza 209 (excluding Toll Plaza 64 and Toll Plaza 152)	\$755,368.18
34-2021	June 21, 2021	Task 4 services under Project No. 71-19-07, Construction Administration and Inspection Services for Project No. 59-21-03	\$290,311.72
Approved by Executive Director	September 20, 2021	Task 5 services under Project No. 71-19-07, Construction Administration and Inspection Services for Project No. 64-21-01	\$108,339.95

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Approved by Executive Director	September 21, 2021	Task 2 Services under Project No. 71-19-07, design services for rebid of addition of a lane at Toll Plaza 64 and Toll Plaza 152	\$55,822.47
2-2022	January 24, 2022	Task 6 services under Project No. 71-19-07, Construction Administration and Inspection Services for Project No. 64-22-01	\$518,133.68
2-2022	January 24, 2022	Task 7 services under Project No. 71-19-07, Construction Administration and Inspection Services under Project No. 64-22-02	\$514,548.90
33-2022	April 18, 2022	Task 8 services under Project No. 71-19-07, Construction Administration and Inspection Services under Project No. 58-22-03 (REBID)	\$308,933.64
33-2022	April 18, 2022	Task 9 services under Project No. 71-19-07, Construction Administration and Inspection Services under Project No. 58-22-02	\$336,545.61
27-2023	March 20, 2023	Additional Task 6 Services under Project No. 71-19-07, Construction Administration and Inspection Services under Project No. 64-22-01	\$498,955.76
27-2023	March 20, 2023	Additional Task 7 Services under Project No. 71-19-07, Construction Administration and Inspection Services under Project No. 64-22-02	\$618,529.86
TOTAL AMOUNT			\$4,736,705.66

PROPOSED FEES/SERVICES

RESOLUTION	SCOPE OF SERVICES	FEE PROPOSAL DATE	NOT TO EXCEED AMOUNT
<i>Proposed</i>	<i>Additional Task 8 Services under Project No. 71-19-07, Construction Administration and Inspection Services under Project No. 58-22-03(REBID)</i>	<i>April 26, 2023</i>	<i>\$98,175.20</i>
TOTAL AMOUNT (incl. modification)			\$4,834,880.86

WHEREAS, Arcadis submitted a fee proposal dated April 26, 2023, for additional Task 8 Services under Project No. 71-19-07, which include Construction Administration and Inspection Services beyond the original scoped time frame and required from February 2023 through June

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2023 for Project No. 58-22-03 (REBID), Toll Plaza 152 Expansion, Milepost 152.2, Lorain County, Ohio, as part of the TCS Project (“Additional Task 8 Services”), in the amount of \$98,175.20 which amount the Chief Engineer has deemed to be reasonable and necessary; and

WHEREAS, the amount set forth in the fee proposal from Arcadis, dated April 26, 2023, to perform the Additional Task 8 Services under Project No. 71-19-07 will increase the contract by an amount that exceeds the Executive Director’s contracting authority under Article V, Section 1.00 of the Commission’s Code of Bylaws, and Commission approval is necessary to authorize the amendment of the Agreement incorporating the fee proposal; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer and approves the recommendation to authorize Arcadis to perform the Additional Task 8 Services under Project No. 71-19-07; and

WHEREAS, the Commission has duly considered such recommendation.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the proposal from Arcadis dated April 26, 2023 to perform the Additional Task 8 Services in the amount of \$98,175.20, specifically described in the recitals, under Project No. 71-19-07, are approved, and the Executive Director is authorized to amend the Agreement with Arcadis to perform such additional work in accordance with the terms and conditions of the existing Agreement and Arcadis’s fee proposals dated April 26, 2023, in the aggregate not-to-exceed amount of \$4,834,880.86.

(Resolution No. 51-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of Underground Utilities, Inc. for
Project No. 54-22-01 (REBID) for the Total Amount of \$3,453,387.00**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice on February 22, 2023, in accordance with law advertising its invitation to bid upon a contract for the replacement of the existing wastewater treatment plant with a sanitary sewer pump station and force main at the Erie Islands Service Plaza at Milepost 100.0 in Sandusky County, and designated as “Project No. 54-22-01” and received no bids; and

WHEREAS, the Commission revised the project scope to exclude most demolition work associated with the existing wastewater treatment plant and published notice on May 2, 2023 in accordance with law advertising its invitation to bid upon a contract for the replacement of the existing wastewater treatment plant with a sanitary sewer pump station and force main at the Erie Islands Service Plaza at Milepost 100.0 in Sandusky County, and designated as “Project No. 54-22-01 (REBID) (hereinafter the “Project”); and

WHEREAS, on May 30, 2023, the Commission received one (1) bid to perform the Contractor’s obligations on the Project and the report of the Commission’s Chief Engineer concerning the review and analysis of the bids is before the Commission; and

WHEREAS, the Chief Engineer reports that Underground Utilities, Inc. submitted the apparent low bid for the Project in the total bid amount of \$3,453,387.00, which he recommends the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration has determined that bids for the Project were solicited on the basis of the same terms and conditions and the same specifications, that selecting the bid of Underground Utilities, Inc. conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Underground Utilities, Inc. submitted a performance bond with good and sufficient surety; and

WHEREAS, the Office of Equity and Inclusion found that Underground Utilities, Inc. has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 10.15% which exceeds the SBE participation goal of 10% for the Project; and

WHEREAS, Commission action is necessary to approve the Contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount of the bids received will require expenditures that will exceed \$150,000.00; and

WHEREAS, the Chief Engineer recommends the Commission select Underground Utilities, Inc. as the lowest responsive and responsible bidder for Project No. 54-22-01 (REBID); and

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WHEREAS, the Commission's Executive Director concurs with the Chief Engineer's recommendation that the Commission approve the award of the Project to Underground Utilities, Inc. as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid of Underground Utilities, Inc. for Project No. 54-22-01 (REBID) in the amount of \$3,453,387.00 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a contract based on said bid.

(Resolution No. 52-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of The Beaver Excavating Co. for
Project No. 43-23-04 for the Total Amount of \$41,985,089.91**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law to advertise an invitation to bid on a contract for the Bridge Replacement over Tinkers Creek, Milepost 185.6 in Summit and Portage Counties, Ohio, and designated as Project No. 43-23-04; and

WHEREAS, the Commission received two (2) bids to perform the Contractor’s obligations on the Project, as follows:

	The Beaver Excavating Co. (“Beaver”)	The Great Lakes Construction Company
Total	\$41,985,089.91	\$48,881,010.94

and the report of the Commission’s Chief Engineer concerning the review and analysis of the bids is before the Commission; and

WHEREAS, the Chief Engineer reports that The Beaver Excavating Co, submitted the apparent low bid for the Project in the total bid amount of \$41,985,089.91, which he recommends the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration determined that bids for the Project were solicited on the basis of the same terms and conditions and the same specifications, that selecting the bid of Beaver conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Beaver submitted a performance bond with good and sufficient surety; and

WHEREAS, the Office of Equity and Inclusion has found that Beaver has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 15% which meets the SBE participation goal of 15% for the Project; and

WHEREAS, Commission action is necessary to approve the Contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount of the bids received will require expenditures under the Project that will exceed \$150,000.00; and

WHEREAS, the Commission’s Executive Director concurs with the Chief Engineer’s recommendation that the Commission approve the award of the Project to The Beaver Excavating Co. as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

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NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid of The Beaver Excavating Co. for Project No. 43-23-04 in the amount of \$41,985,089.91 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a contract based on said bid.

(Resolution No. 53-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving a Modification to the Contract with Woolpert, Inc. to Perform Phase II Construction Administration and Inspection Services Under Project No. 43-23-04 For a Total Aggregate Contract Amount of \$5,267,669.00

WHEREAS, the Commission selected Woolpert, Inc. to perform professional engineering and construction administration and inspection services for the replacement of the mainline bridge over Tinkers Creek at Milepost 185.6 in Summit County, Ohio (“Project No. 71-20-03”) pursuant to the adopted resolution, on the date noted and for the scope of work identified below:

SERVICES/FEEES APPROVED TO DATE

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	NOT TO EXCEED AMOUNT
Original Contract	Phase IA Services – site inspection, engineering report, design and plan preparation services	September 10, 2020	Resolution No. 64-2020	\$234,747.00
First Modification	Phase IB Services - field work, geotechnical report, environmental permitting, preliminary and final design and plans, and assistance during the bidding process, including bid review services	July 29, 2021	Resolution No. 49-2021	\$807,516.00

TOTAL CONTRACT VALUE: \$1,042,263.00

PROPOSED SERVICES/FEEES

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	NOT TO EXCEED AMOUNT
<i>Second Modification</i>	<i>Phase II Services - construction administration and inspection services under Project No. 43-23-04</i>	June 7, 2023 (revised)	<i>proposed</i>	<i>\$4,225,406.00</i>

TOTAL AMOUNT WITH MODIFICATION: \$5,267,669.00

WHEREAS, the Commission selected a contractor to make the public improvements that Woolpert, Inc. designed as part of its Phase I Services, and Woolpert, Inc. submitted a revised fee proposal dated June 7, 2023, in the not-to-exceed amount of \$4,225,406.00, to perform the necessary Phase II Construction Administration and Inspection Services (“Phase II Services”) under Design Project No. 71-20-03 for Construction Project No. 43-23-04, which the Chief Engineer deemed reasonable and appropriate; and

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WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer and approves the recommendation to authorize Woolpert, Inc. to perform the Phase II Services under Design Project No. 71-20-03 for Construction Project No. 43-23-04; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission's Code of Bylaws because the proposed Contract modification exceeds the greater of \$150,000 or 10% of the original contract amount; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the revised fee proposal from Woolpert, Inc. dated June 7, 2023, to perform the required Phase II Construction Administration and Inspection services, specifically described in the recitals, under Design Project No. 71-20-03 for Construction Project No. 43-23-04, in the amount of \$4,225,406.00 is accepted and approved, and the Executive Director is authorized to amend the Contract with Woolpert, Inc. to perform the Phase II Services in accordance with the terms and conditions of the existing Contract and Woolpert, Inc.'s revised fee proposal dated June 7, 2023, resulting in an aggregate not-to-exceed contract amount of \$5,267,669.00.

(Resolution No. 54-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of The Mannik & Smith Group, Inc. for Professional
Design Services for the Pavement Replacement Program Under
Project No. 71-23-02 in the Not-To-Exceed Amount of \$402,265.00**

WHEREAS, on March 21, 2023, the Ohio Turnpike and Infrastructure Commission (“Commission”) issued Request for Letters of Interest No. 6-2023 seeking letters of interest for professional design services for the Pavement Replacement Program from Milepost 154.10 to Milepost 159.80, Cuyahoga County, Ohio, designated as Project No. 71-23-02 (the “Project”); and

WHEREAS, on April 18, 2023, Letters of Interest were received from three (3) firms expressing its readiness to serve as the Commission’s engineering consultant for the Project; and

WHEREAS, on the basis of the proposals received, in accordance with the Commission’s Standard Operating Procedure for Professional Design Consultant Selection Process, the Engineering staff concluded that The Mannik & Smith Group, Inc. (“MSG”) is most qualified to perform the necessary services for the Project and conducted a Scope of Services meeting to confirm a mutual understanding of the Phase I design services for the Project consisting of field investigation, establishing project limits, field survey, utility verification, and stage 1 design plans (“Phase I Services”); and

WHEREAS, MSG submitted a revised fee proposal dated June 5, 2023, to perform the Phase I Services in the not-to-exceed amount of \$402,265.00 which fee proposal the Chief Engineer deemed reasonable and appropriate, and recommends that the Commission approve the award of the contract to MSG based on its technical proposal for the Project; and

WHEREAS, the Commission’s Director of Contracts Administration has determined that the LOI process and the selection of MSG conforms with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that proposals were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

WHEREAS, the Office of Equity and Inclusion determined that MSG has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 15% which meets the SBE participation goal of 15% for the Project; and

WHEREAS, the Executive Director has reviewed the recommendation of the Chief Engineer and concurs that the Commission should approve the selection of MSG to perform professional design services for the Project; and

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WHEREAS, this Resolution seeks authorization of Phase I Services in the not-to-exceed amount of \$402,265.00 but the contract includes additional Services (final design and engineering support during construction), and Commission staff will modify the contract in accordance with the Commission's contracts policy to include additional services for future years at the time they are necessary for successful completion of the Project, including presenting a resolution to the Commission; and

WHEREAS, Commission action is necessary to approve the contract in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws because the amount of the fee proposal will require expenditures under the Project that will exceed \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of The Mannik & Smith Group, Inc. is approved as the most qualified firm to perform the professional design services for the Pavement Replacement Program for Project No. 71-23-02, and that the Executive Director is authorized to execute a contract with The Mannik & Smith Group, Inc. for Phase I Services in the not-to-exceed amount of \$402,265.00.

(Resolution No. 55-2023 adopted June 20, 2023)

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**Resolution Approving the Selection of DLZ Ohio, Inc. for Professional Design Services for the
Pavement Replacement Program Under
Project No. 71-23-03 in the Not-To-Exceed Amount of \$261,985.00**

WHEREAS, on March 21, 2023, the Ohio Turnpike and Infrastructure Commission (“Commission”) issued Request for Letters of Interest No. 6-2023 seeking letters of interest for Professional Design Services for the Pavement Replacement Program from Milepost 212.76 to Milepost 216.25, Trumbull County, designated as Project No. 71-23-03 (the “Project”); and

WHEREAS, on April 18, 2023, Letters of Interest were received from three (3) firms expressing its readiness to serve as the Commission’s engineering consultant for the Project; and

WHEREAS, on the basis of the proposals received, in accordance with the Commission’s Standard Operating Procedure for Professional Design Consultant Selection Process, the Engineering staff concluded that DLZ Ohio, Inc. (“DLZ”) is most qualified to perform the necessary services for the Project and conducted a Scope of Services meeting to confirm a mutual understanding of the Phase I design services for the Project consisting field investigation, establishing project limits, field survey, utility verification, and stage 1 design plans (“Phase I Services”); and

WHEREAS, DLZ submitted a revised fee proposal dated June 2, 2023, to perform the Phase I Services in the not-to-exceed amount of \$261,985.00 which fee proposal the Chief Engineer deemed reasonable and appropriate, and recommends that the Commission approve the award of the contract to DLZ based on its technical proposal for the Project; and

WHEREAS, the Commission’s Director of Contracts Administration has determined that the LOI process and the selection of DLZ conforms with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that proposals were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

WHEREAS, the Office of Equity and Inclusion determined that DLZ has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 16% which meets the SBE participation goal of 15% for the Project; and

WHEREAS, the Executive Director has reviewed the recommendation of the Chief Engineer and concurs that the Commission should approve the selection of DLZ to perform the professional design services for the Project; and

WHEREAS, this Resolution seeks authorization of Phase I Services in the not-to-exceed amount of \$261,985.00, but the contract includes additional Services (final design and engineering

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support during construction), and Commission staff will modify the contract in accordance with the Commission's contracts policy to include additional services for future years at the time they are necessary for successful completion of the Project, including presenting a resolution to the Commission; and; and

WHEREAS, Commission action is necessary to approve the contract in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws because the amount of the fee proposal will require expenditures under the Project that will exceed \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of DLZ Ohio, Inc. is approved as the most qualified firm to perform the professional design services for the Pavement Replacement Program for Project No. 71-23-03, and that the Executive Director is authorized to execute a contract with DLZ Ohio, Inc. for Phase I Services in the not-to-exceed amount of \$261,985.00.

(Resolution No. 56-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of GAI Consultants, Inc. for Project No. 71-23-04 in the
Not-To-Exceed Amount of \$169,922.00**

WHEREAS, on February 13, 2023, the Ohio Turnpike and Infrastructure Commission (“Commission”) issued Request for Letters of Interest No. 3-2023 seeking letters of interest for design services and engineering support during construction for Project No. 71-23-04, Bridge Deck Replacement of the Mainline Bridge over the Cuyahoga River at Milepost 191.4 in Portage County, Ohio (the “Project”); and

WHEREAS, on March 6, 2023, Letters of Interest were received from five (5) firms expressing their readiness to serve as the Commission’s engineering consultant for the Project; and

WHEREAS, on the basis of the proposal received, in accordance with the Commission’s Standard Operating Procedure for Professional Engineering Consultant Selection Process, the Engineering staff concluded that GAI Consultants, Inc. (“GAI”) is the most qualified to perform the necessary services for the Project and conducted a Scope of Services meeting to confirm a mutual understanding of the Phase IA Services for the Project consisting of Field Inspection and Structural Investigation, Engineering Report, Assessment of Protective Coating System, and Maintenance of Traffic Evaluation (“Phase IA Services”); and

WHEREAS, GAI submitted a revised fee proposal dated June 5, 2023, to perform the Phase IA Services in the not-to-exceed amount of \$169,922.00 which fee proposal the Chief Engineer deemed reasonable and appropriate, and recommends that the Commission approve the award of the contract to GAI based on its technical proposal for the Project; and

WHEREAS, the Commission’s Director of Contracts Administration has determined that the LOI process and the selection of GAI conforms with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that proposals were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

WHEREAS, the Office of Equity and Inclusion determined that GAI has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 25% which exceeds the SBE participation goal of 20% for the Project; and

WHEREAS, Commission action is necessary to approve the contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount of GAI’s fee proposal to perform the Phase IA Services exceeds \$150,000.00; and

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WHEREAS, the Executive Director has reviewed the recommendation of the Chief Engineer and concurs that the Commission should approve the selection of GAI for Project No. 71-23-04; and

WHEREAS, this Resolution seeks authorization of Phase IA Services in the not-to-exceed amount of \$169,922.00 but the contract includes additional Phase I Services and Phase II Services, and Commission staff will modify the contract in accordance with the Commission's contracts policy to include those additional services at the time they are necessary for successful completion of the Project, including presenting a resolution to the Commission if required; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of GAI Consultants, Inc. is approved as the most qualified firm to perform the design services and engineering support during construction necessary for Project No. 71-23-04, and that the Executive Director is authorized to execute a contract with GAI Consultants, Inc. for Phase IA Services in the not-to-exceed amount of \$169,922.00.

(Resolution No. 57-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of Compass Infrastructure Group LLC for
Project No. 71-23-05 in the Not-To-Exceed Amount of \$259,398.00**

WHEREAS, on February 13, 2023, the Ohio Turnpike and Infrastructure Commission (“Commission”) issued Request for Letters of Interest No. 4-2023 seeking letters of interest for design services and engineering support during construction for Project No. 71-23-05, Deck Replacement of the Ohio Turnpike Ramp Bridge Over State Route 5 at Milepost 209.6, Deck Replacement of the Ohio Turnpike Mainline Bridge over the Mahoning River at Milepost 209.9, Deck Replacement of the Ohio Turnpike Mainline Bridge over Ravenna-Warren Road (County Route 848) at Milepost 210.1, and Deck Replacement of the Ohio Turnpike Mainline Bridge over the CSX Railroad at Milepost 210.3, all in Trumbull County Ohio (the “Project”); and

WHEREAS, on March 6, 2023, the Commission received six (6) Letters of Interest from firms expressing their readiness to serve as the Commission’s engineering consultant for the Project; and

WHEREAS, on the basis of the proposals received, in accordance with the Commission’s Standard Operating Procedure for Professional Design Consultant Selection Process, the Engineering staff concluded that Compass Infrastructure Group LLC (“Compass”) is the most qualified to perform the necessary services for the Project and conducted a Scope of Services meeting to confirm a mutual understanding of the Phase IA Services for the Project, consisting of bridge site inspection, preliminary rehabilitation investigations, and preliminary engineering report (“Phase IA Services”); and

WHEREAS, Compass submitted its revised fee proposal dated June 2, 2023, to perform the Phase IA Services in the not-to-exceed amount of \$259,398.00 which fee proposal the Chief Engineer deemed reasonable and appropriate, and recommends that the Commission approve the award of the contract to Compass based on its technical proposal and fee proposal for the Project; and

WHEREAS, the Commission’s Director of Contracts Administration has determined that the LOI process and the selection of Compass conform with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that the proposals were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

WHEREAS, the Office of Equity and Inclusion determined that Compass has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 34.4% which exceeds the SBE participation goal of 20% for the Project; and

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WHEREAS, Commission action is necessary to approve the contract in accordance with Article V, Section 1.00 of the Commission's Bylaws because the amount of Compass's fee proposal to perform the Phase IA Services exceeds \$150,000.00; and

WHEREAS, the Executive Director has reviewed the recommendation of the Chief Engineer and concurs that the Commission should approve the selection of Compass for Project No. 71-23-05; and

WHEREAS, this Resolution seeks authorization of Phase IA Services in the not-to-exceed amount of \$259,398.00, but the contract includes additional Phase I Services and Phase II Services and Commission staff will modify the contract in accordance with the Commission's contracts policy to include those additional services at the time they are necessary for successful completion of the Project, including presenting a resolution to the Commission if required; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of Compass Infrastructure Group LLC is approved as the most qualified firm to perform the design services and engineering support during construction for Project No. 71-23-05 and that the Executive Director is authorized to execute a contract with Compass Infrastructure Group for Phase IA Services in the not-to-exceed amount of \$259,398.00.

(Resolution No. 58-2023 adopted June 20, 2023)

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TCS MODERNIZATION PROJECT

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Authorizing Conduent State & Local Solutions, Inc. to Perform Phase III
Services for the Toll Collection System and Approving a Contract Modification in the
Aggregate Not-to-Exceed Amount of \$102,797,810.26**

WHEREAS, the Commission approved a Strategic Plan for modernizing its Toll Collection System (“Strategic Plan”) under Resolution No. 57-2017, adopted December 18, 2017, that identified implementing open road tolling through a new hybrid roadside Toll Collection System (“TCS”) and the need to upgrade the supporting Customer Service Center (“CSC”) System; and

WHEREAS, through Resolution 46-2020, the Commission awarded the Toll Collection System Implementation and Maintenance Contract (“TCS Contract”), designated as Project No. 64-20-01, to Conduent State & Local Solutions, Inc., a New York corporation (“Conduent”), and authorized the Executive Director to execute the TCS Contract with Conduent; and

WHEREAS, the Evaluation Team recommended authorizing the TCS Contract in three phases, as follows:

Phase I – Through the Successful Completion of the System Acceptance Test and Approved Report, and Host and TP49 Commission Testing in the total maximum amount of \$31,682,555.76;

Phase II – Through the Successful Completion of the Final Acceptance Test and Approved Report in the total maximum amount of \$24,217,836.38;

Phase III – Warranty and 5-Year Maintenance Period, including three 2-year Optional Maintenance Terms for the TCS, including the Warranty and Maintenance and Optional Maintenance Terms for the Optional Items, and the End of Term Transition in the total maximum amount of \$45,219,735.13; and

WHEREAS, the parties entered into the TCS Contract, dated June 22, 2020, which has subsequently been amended by the parties; and

WHEREAS, a summary of the services and fees approved to date, as well as the services and fees proposed by this Resolution, is set forth below:

SERVICES/FEEES APPROVED TO DATE

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	AMOUNT
Original Contract – Phase I	Phase I Services (described above)	March 25, 2020	Resolution No. 46-2020	\$31,682,555.76
Amendment No. 1	Modification to deliverables, invoicing		Executive Director	N/A

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INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

	schedule and payment milestones for TCS design services			
Amendment No. 2	Modification to deliverables and milestones for Weigh-in-Motion (WIM) lanes	February 8, 2021	Executive Director	\$212,591.00
Original Contract – Phase II	Phase II Services (described above)	March 25, 2020	Resolution No. 67-2021	\$24,564,695.38
Amendment No. 3	Modification for installation of additional Lane Control Signals	February 24, 2022	Executive Director	\$276,952.13
			TOTAL	\$56,736,794.27

PROPOSED SERVICES/FEEES

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	AMOUNT
Original Contract-Phase III	Phase III Services (described above)	March 25, 2020	<i>Proposed</i>	\$45,363,615.95*
Amendment No. 4	Modification to Phase II Services - Uninterruptible Power Supply System (UPS) installation and maintenance	March 28, 2023	<i>Proposed</i>	\$697,400.04
			TOTAL AMOUNT OF PROPOSED FEES FOR PHASE III AND AMENDMENT NO. 4	46,061,015.99
			TOTAL CONTRACT AMOUNT	\$102,797,810.26

*The Phase III amount includes the original \$45,219,735.13 plus \$62,280.84 and \$81,599.98 for warranty and maintenance of the Lane Controller Signals (Amendment 3) and the UPS systems added under proposed Amendment No. 4

WHEREAS, Conduent submitted a fee proposal dated March 28, 2023, to perform additional Phase II services for furnishing and installing UPS systems (“UPS Services”) in the amount of \$697,400.04, which includes credits for non-performed work as described in the Chief Engineer’s memorandum included in the Commission’s materials, which amount the Chief Engineer has determined to be reasonable and appropriate; and

WHEREAS, the Chief Engineer recommends that the Commission authorize Conduent to proceed with Phase III of the TCS Contract in the amount of \$45,219,735 and further approve the additional Lane Controller Signal and UPS Services warranty and a 5-Year Maintenance Period, including three 2-year Optional Maintenance Terms, in the total amount of \$143,880.82; and

WHEREAS, Commission action is necessary to authorize Phase III of the TCS Contract and to approve the additional UPS Services in accordance with Article V, Section 1.00 of the

**MINUTES OF THE 709th OHIO TURNPIKE AND
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Commission's Code of Bylaws because the amount of the expenditures exceed the greater of 10% of the original contract amount or \$150,000.00; and

WHEREAS, the Commission's Executive Director concurs with the recommendations of the Chief Engineer that the Commission authorize Conduent to proceed with Phase III of the TCS Contract in accordance with the terms and conditions of the TCS Contract, as amended, and also approve the additional UPS Services; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that Conduent State & Local Solutions, Inc. is authorized to perform the Phase III Services under the Toll Collection System Implementation and Maintenance Contract and amendments thereto in the amount of \$45,363,615.95; and

FURTHER RESOLVED, by the Commission that the proposal from Conduent State & Local Solutions, Inc. dated March 28, 2023, to perform additional UPS Services, specifically described in the recitals, under Project No. 64-20-01 in the amount of \$697,400.04 is accepted and approved, and the Executive Director is authorized to amend the TCS Contract with Conduent State & Local Solutions, Inc. to perform such additional services in accordance with the terms and conditions of the existing Contract and Conduent State & Local Solutions, Inc.'s fee proposal dated March 28, 2023, resulting in an aggregate not-to-exceed contract amount of \$102,797,810.26.

(Resolution No. 59-2023 adopted June 20, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Purchase of Fifteen (15) Snow and Ice Truck Bodies from
Concord Road Equipment Manufacturing, Inc. in the Total Amount of \$2,996,446.50
Under the DAS Cooperative Purchasing Program**

WHEREAS, the Executive Director is authorized to participate in state contracts through the Ohio Department of Administrative Services (“DAS”) Cooperative Purchasing Program, through which members may purchase supplies, services, equipment and other materials in accordance with Ohio Revised Code Section 125.04; and

WHEREAS, the Maintenance Operations Engineer has determined that the purchase of fifteen (15) Snow and Ice Truck Bodies is necessary to replace fifteen (15) similar trucks used for operating and maintaining the Ohio Turnpike, that have reached the end of their viable economic life and recommended for disposal under the Commission’s Property Disposal Policy; and

WHEREAS, the Maintenance Department staff has recommended that the best equipment available to perform its operations is the Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Body with plow system, light system, hydraulic system and grease system; and

WHEREAS, the Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Body is available for acquisition through the DAS Cooperative Purchasing Program under DAS Schedule No. 800925 (Index No. STS515) from Concord Road Equipment Manufacturing, Inc., of Mentor, Ohio, in the total amount of \$2,996,446.50; and

WHEREAS, the Executive Director and the Chief Engineer reviewed the evaluation and report of the Maintenance Operations Engineer and concur with the recommendation that the Commission approve the purchase of the fifteen (15) Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Bodies from Concord Road Equipment Manufacturing, Inc., under the DAS Cooperative Purchasing Program; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission’s Code of Bylaws because the expenditure required to purchase the fifteen (15) Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Bodies exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the purchase of the fifteen (15) Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Bodies under DAS Schedule No. 800925 (Index No. STS515) from Concord Road Equipment Manufacturing, Inc. in the total amount of \$2,996,446.50, is approved; and

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FURTHER RESOLVED, that Commission staff may dispose of the fifteen (15) similar trucks being replaced in accordance with the Commission's Property Disposal Policy.

(Resolution No. 60-2023 adopted June 20, 2023)

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INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Any Domestic Work, Inc. Under Bid Invitation No. 4434 to Perform Cleaning Services at Eight (8) Maintenance Buildings in the Total Estimated Amount of \$162,240.00

WHEREAS, on May 8, 2023, the Ohio Turnpike and Infrastructure Commission (“Commission”) duly advertised for bids under Bid Invitation No. 4434 for the furnishing of all services and materials for cleaning all Eight (8) Maintenance Buildings, for a term of one (1) year; and

WHEREAS, each Maintenance Building was identified in Bid Invitation No. 4434 as a separate item which allowed bidders to bid on any number of Maintenance Buildings; and

WHEREAS, the Commission received four (4) bids in response to Bid Invitation No. 4434 to perform cleaning services at the Maintenance Buildings, from Any Domestic Work, Inc. (all 8 buildings), Kelly’s Commercial Cleaning Services, LLC (Hiram and Canfield), LMJ Quality Cleaning All-Stars (Amherst, Boston, Hiram) and Quality Cleaning Service of NW Ohio (Kunkle, Swanton); and

WHEREAS, the Maintenance Operations Engineer has reported that Any Domestic Work, Inc. submitted the lowest responsive and responsible bid for Items 1-6, 8 and an identical bid for Item 7 as follows:

Item 1 – Kunkle	\$74.00 per visit
Item 2 – Swanton	\$74.00 per visit
Item 3 – Elmore	\$90.00 per visit
Item 4 – Castalia	\$74.00 per visit
Item 5 – Amherst	\$74.00 per visit
Item 6 – Boston	\$74.00 per visit
Item 7 – Hiram	\$90.00 per visit
Item 8 – Canfield	\$74.00 per visit

WHEREAS, Any Domestic Work, Inc. and Kelly’s Commercial Cleaning Services, LLC, submitted identical bids for Item 7 - Hiram Maintenance Building which required a tie breaker procedure which was performed by the Department of Contracts Administration in accordance with the Contracts Policy and resulted in Any Domestic Work, Inc. being selected for the bid award for Item 7 - Hiram Maintenance Building and a memorandum summarizing the tie breaker procedure is included in the documents provided to the Commission; and

WHEREAS, the estimated cost of the Contract for the one-year term is \$162,240.00; and

WHEREAS, the Director of Contracts Administration has determined that all bids were solicited on the basis of the same terms, conditions and specifications, and that Any Domestic

**MINUTES OF THE 709th OHIO TURNPIKE AND
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Work, Inc. complied with the requirements of Section 5537.07 and 9.312 of the Ohio Revised Code; and

WHEREAS, the Office of Equity and Inclusion waived the program requirements due to a lack of subcontracting opportunities and the availability of certified firms; and

WHEREAS, the Executive Director and Chief Engineer reviewed the bid award recommendation of the Maintenance Operations Engineer and recommend that a Contract be awarded to Any Domestic Work, Inc. as the lowest responsive and responsible bidder under Invitation No. 4434 for all eight (8) Maintenance Buildings; and

WHEREAS, expenditures by the Commission under Invitation No. 4434 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 the award of such contract to Any Domestic Work, Inc.; and

WHEREAS, the Commission has duly considered such recommendation.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid received under Invitation No. 4434 from Any Domestic Work, Inc. of Parma, Ohio, is approved as the lowest responsive and responsible bid received to perform cleaning services at the Commission's Eight (8) Maintenance Buildings and that the Executive Director is authorized to enter into a contract on the basis of said bid for a term of one-year for an estimated total amount of \$162,240.00.

(Resolution No. 61-2023 adopted June 20, 2023)

**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Concerning the Financial Condition of the Ohio Turnpike and Infrastructure
Commission to Meet the Requirements of §4.04(a) of the Master Trust Agreements**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) entered into a Master Trust Agreement dated as of February 15, 1994 (the “Original Master Trust Agreement”), with The Huntington National Bank, as Trustee (the “Trustee”), providing for the issuance from time to time of Turnpike Revenue Bonds under authority of Chapter 5537 of the Ohio Revised Code (the “Act”); and

WHEREAS, §4.04(b) of the Master Trust Agreement, as amended and restated dated April 8, 2013, and the Junior Lien Master Trust Agreement, dated August 1, 2013, (the “Trust Agreements”), both of which are between the Ohio Turnpike and Infrastructure Commission (“Commission”) and The Huntington National Bank, as Trustee, require that, on or before July 31 of each year, the Commission shall complete a review of its financial condition for the purpose of estimating whether the Gross Revenues for such Fiscal Year will be sufficient to provide, together with Series Payments, Additional System Payments and Supplemental Payments, the amounts specified in §4.04(a) of the Trust Agreements; and

WHEREAS, the Commission’s Chief Financial Officer has analyzed the Commission’s financial condition and has advised the Commission that, on the basis of her analysis, the Commission’s revenues for fiscal year 2023 will be sufficient to meet the requirements of §4.04(a) of the Trust Agreements, and she has set forth a detailed statement of the actual and estimated Gross Revenues, Series Payments, Additional System Payments and Supplemental Payments; and

WHEREAS, a certification of same is before the Commission.

NOW, THEREFORE, BE IT

RESOLVED, that the Commission, having reviewed the analysis prepared by the Chief Financial Officer, determines that there will be sufficient Gross Revenues for fiscal year 2022 together with Series Payments, Additional System Payments and Supplemental Payments to meet the requirements of §4.04(a) of the Trust Agreements, and hereby authorizes and directs the Chief Financial Officer to issue the certificate required by §4.04(b) of the Trust Agreements; and

FURTHER RESOLVED, that copies of such certification and a certified copy of this Resolution shall be transmitted to the Trustee and the rating agencies, and shall be available to any interested party.

(Resolution No. 62-2023 adopted June 20, 2023)

**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

**OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
TRUST AGREEMENTS SECTION 4.04
ESTIMATED CALCULATIONS FOR YEAR ENDING DECEMBER 31, 2023**

REQUIREMENT I

GROSS PLEDGED REVENUES:		
ACTUAL FOR 1ST FIVE MONTHS OF YEAR	\$ 154,597,572	
ESTIMATE FOR LAST SEVEN MONTHS OF YEAR	243,940,704	
ESTIMATED GROSS PLEDGED REVENUES	<u>\$ 398,538,276</u>	Section 4.04 (a) (i) and 4.04 (b)
OPERATING, MAINTENANCE & ADMINISTRATION COSTS	\$ 130,231,065	Section 4.04 (a) (i) (1)
REQUIRED DEPOSIT TO EXPENSE RESERVE	<u>508,200</u>	Section 4.04 (a) (i) (2)
NET/SYSTEM PLEDGED REVENUES	\$ 267,799,011	Required to be positive

REQUIREMENT II

NET/SYSTEM PLEDGED REVENUES	\$ 267,799,011	Section 4.04 (a) (ii)
ANNUAL SENIOR LIEN DEBT SERVICE REQUIREMENT:		
PRINCIPAL	38,590,833	
INTEREST	22,006,467	
LESS: ESTIMATED INVESTMENT EARNINGS	<u>(1,846,768)</u>	
NET ANNUAL SENIOR DEBT SERVICE REQUIREMENT	\$ 58,750,532	Section 4.04 (a) (ii)
ANNUAL JUNIOR LIEN DEBT SERVICE REQUIREMENT:		
PRINCIPAL	13,883,333	
INTEREST	59,045,639	
LESS ESTIMATED INVESTMENT EARNINGS	(6,554,422)	
LESS INTEREST INCOME TRANSFERRED FROM INFRASTRUCTURE FUND	<u>(402,714)</u>	
NET ANNUAL JUNIOR DEBT SERVICE REQUIREMENT	\$ 65,971,836	
NET ANNUAL COMPOSITE DEBT SERVICE REQUIREMENT	<u>\$ 124,722,368</u>	
RENEWAL & REPLACEMENT (R&R) REQUIREMENT	<u>10,800,000</u>	Section 4.04 (a) (ii)
NET/SYSTEM PLEDGED REVENUES LESS DEBT SERVICE AND R & R REQUIREMENTS	<u>\$ 132,276,643</u>	Required to be positive

REQUIREMENT III

NET/SYSTEM PLEDGED REVENUES AS A % OF NET ANNUAL SENIOR DEBT SERVICE REQUIREMENT	<u>456%</u>	Senior Lien Section 4.04 (a) (iii) Required to equal 120% or more *
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REQUIREMENT IV

NET/SYSTEM PLEDGED REVENUES AS A % OF NET ANNUAL COMPOSITE DEBT SERVICE REQUIREMENT	<u>215%</u>	Junior Lien Section 4.04 (a) (iii) Required to equal 120% or more
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* Required to be 150% or more during the Fiscal Year immediately preceding the issuance of additional bonds, or during any twelve (12) consecutive calendar months selected by the Commission out of the fifteen (15) consecutive calendar months immediately preceding such issuance, calculated using the maximum annual debt service on the bonds then outstanding and the bonds proposed to be issued. Also, the projected ratio must be 150% for each year bonds are scheduled to be outstanding in the event that the Commission implements a non-temporary toll rate reduction. In addition, the Commission has, by resolution, declared its intention as a matter of policy to maintain Sr. debt service coverage levels at a target of 200% of annual debt service. Other than in connection with the issuance of additional bonds, or the implementation of a toll rate reduction, the Commission has no obligation to meet such coverage levels, or to maintain a policy of doing so, and the Commission may rescind that policy at any time.

**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

**OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
ESTIMATED GROSS PLEDGED REVENUES
FOR THE YEAR ENDING DECEMBER 31, 2023**

<u>Year Ending December 31, 2022:</u>	<u>January - May</u>	<u>June - December</u>	<u>Total</u>
Toll Revenue	\$ 136,215,896	\$ 215,256,131	\$ 351,472,027
Special Toll Permits	1,306,665	1,965,848	3,272,513
Concession & Miscellaneous Revenues	9,369,507	13,549,324	22,918,831
Interest Revenue - Leases (GASB 87)	-	2,229,770	2,229,770
Investment Revenue:			
Revenue Fund	96,445	1,422,290	1,518,735
Renewal & Replacement Fund	15,811	222,678	238,489
System Projects Fund	153,407	2,357,462	2,510,869
Construction Fund	97,585	476,490	574,075
Total Gross Pledged Revenues	<u>\$ 147,255,316</u>	<u>\$ 237,479,993</u>	<u>\$ 384,735,309</u>

<u>Year Ending December 31, 2023:</u>	<u>Actual January - May</u>	<u>Estimated June - December</u>	<u>Estimated Total</u>
Toll Revenue	\$ 138,300,400	\$ 220,018,799	\$ 358,319,199
Special Toll Permits	1,268,124	1,184,591	2,452,715
Concession & Miscellaneous Revenues	9,477,487	14,983,529	24,461,016
Investment Revenue:			
Revenue Fund	1,960,762	3,228,733	5,189,495
Renewal & Replacement Fund	243,902	248,594	492,496
System Projects Fund	3,311,834	4,276,458	7,588,292
Construction Fund	35,063	-	35,063
Total Gross Pledged Revenues	<u>\$ 154,597,572</u>	<u>\$ 243,940,704</u>	<u>\$ 398,538,276</u>

I hereby certify the calculations above to be a fair and honest estimation of the Gross Revenues for the year ending December 31, 2023 in accordance with Section 4.04b of the Master Trust Agreement.

Lisa R. Mejac

CFO

6/13/2023

Date

**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Authorizing the Filing of One “No Change Rule”
with the Joint Committee on Agency Rule Review**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) has previously adopted administrative rules for the control and regulation of traffic, operation of vehicles, the collection of tolls and for the protection and preservation of property under its jurisdiction in accordance with the authority granted to it under Section 5537.16 of the Ohio Revised Code, as promulgated in the provisions of Sections 5537-1-01 through 5537-9-05 of the Ohio Administrative Code; and

WHEREAS, the General Counsel has advised the Commission Ohio Administrative Rule 5537-10-01 is now up for review as required by Section 111.15 of the Ohio Revised Code; and

WHEREAS, the General Counsel has further advised the Commission that, as a result of the periodic administrative rule review required every five years pursuant to the requirements set forth in Section 111.15 of the Ohio Revised Code, the above-mentioned Ohio Administrative Rule does not require change; and

WHEREAS, administrative rules previously adopted by the Commission in accordance with Section 5537.16 of the Ohio Revised Code that have been identified as not requiring revision must be filed with the Joint Committee on Agency Rule Review, the Legislative Service Commission and the Secretary of State as “No Change Rules” in accordance with Section 119.03 of the Ohio Revised Code; and

WHEREAS, the Commission concurs that the process for adopting proposed amendments to the administrative rules, for promulgating a newly proposed rule, and for adopting “No Change Rules” should be initiated.

NOW, THEREFORE, BE IT

RESOLVED, that the Commission hereby authorizes the Executive Director and/or General Counsel to initiate the process of submitting its “No Change Rule,” for 5537-10-01 in order to comply with the statutory rule-making requirements imposed by the Joint Committee on Agency Rule Review; and

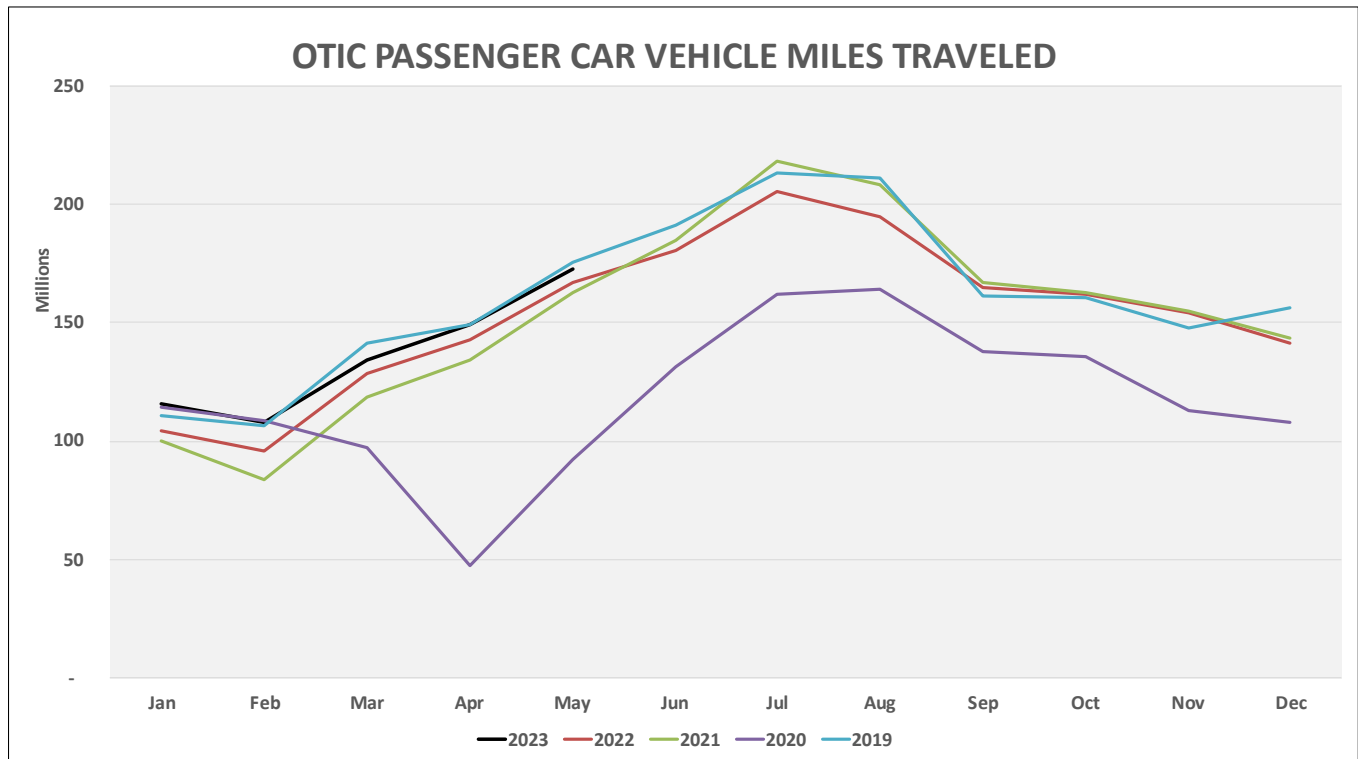
FURTHER RESOLVED, that the Commission shall be presented with an additional resolution once the aforementioned statutory procedures for filing the rule has been completed, which resolution shall authorize the filing in final form of the administrative rule with the Joint Committee on Agency Rule Review, the Legislative Service Commission and the Secretary of State.

(Resolution No. 63-2023 adopted June 20, 2023)

**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

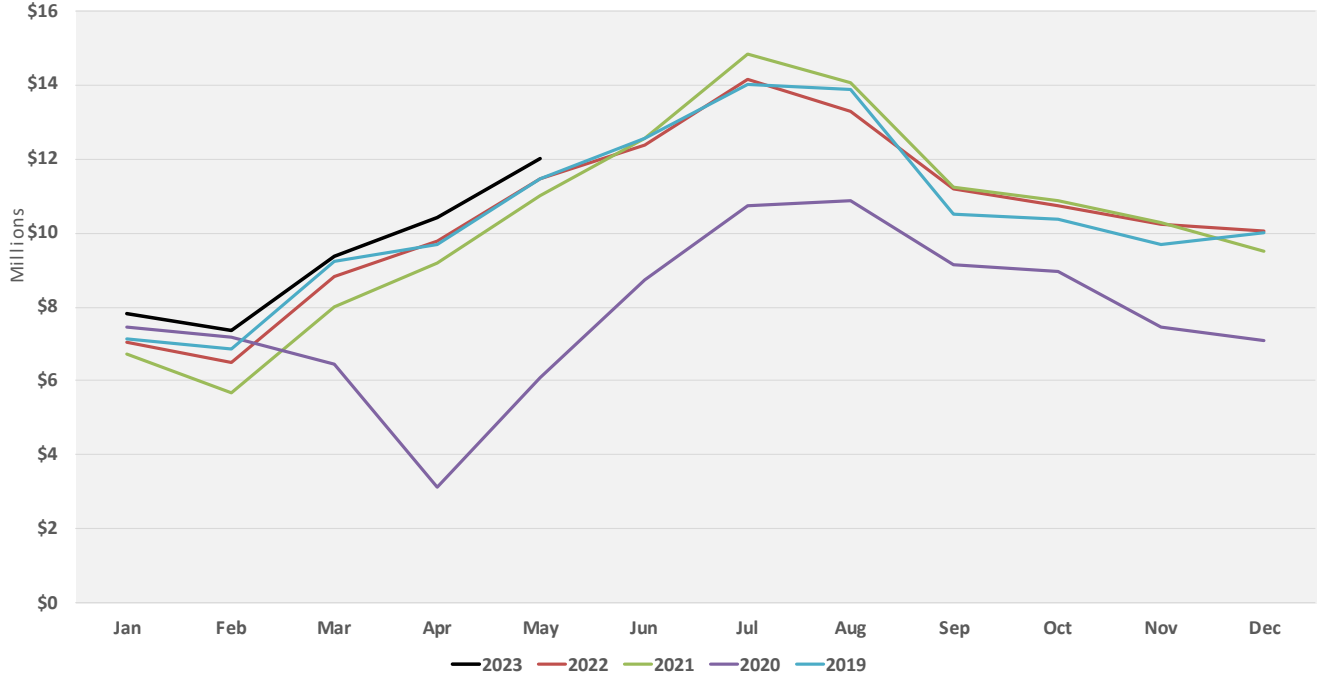
**OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
TRAFFIC AND REVENUE REPORT**

AS OF MAY 31, 2023

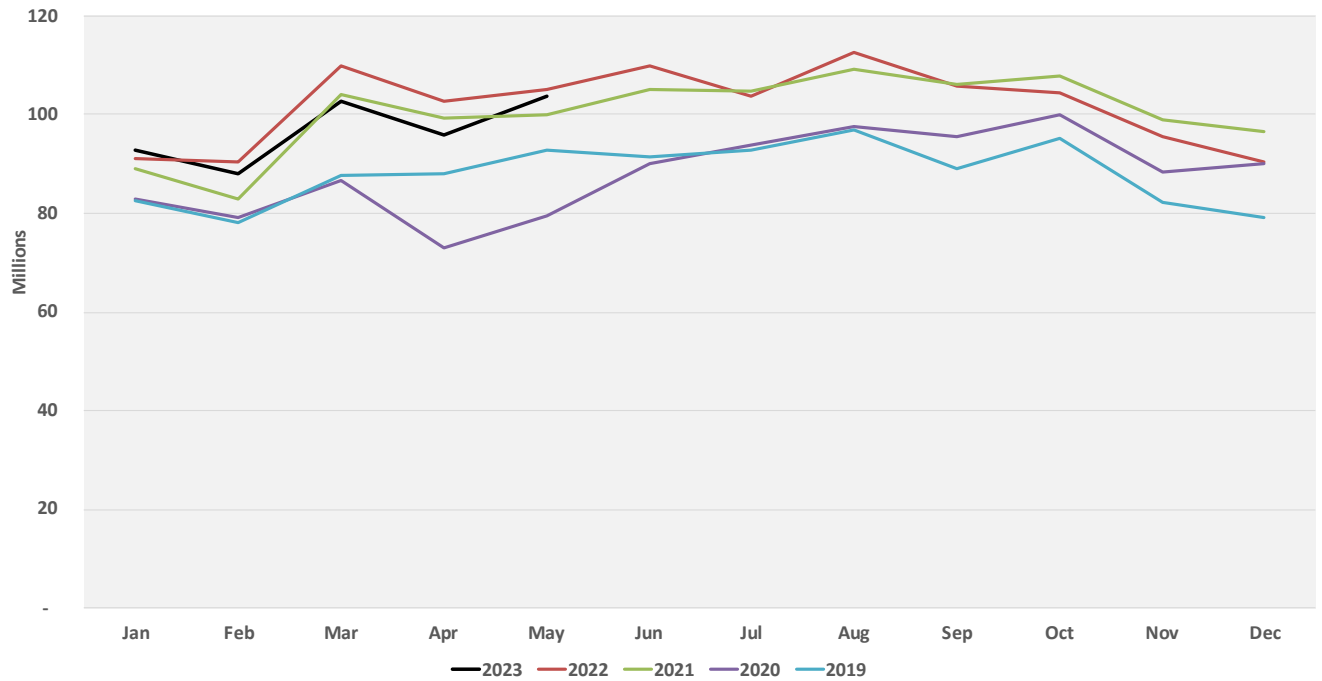


**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

OTIC PASSENGER CAR TOLL REVENUES

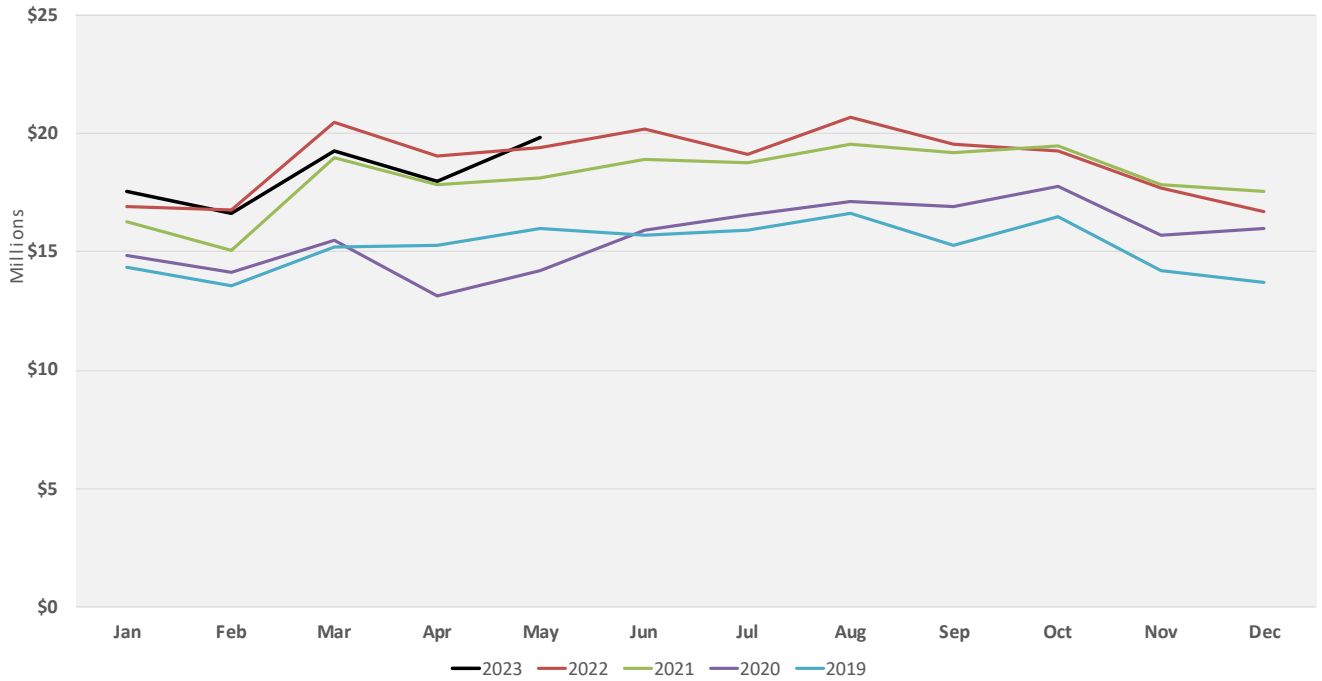


OTIC COMMERCIAL VEHICLE MILES TRAVELED

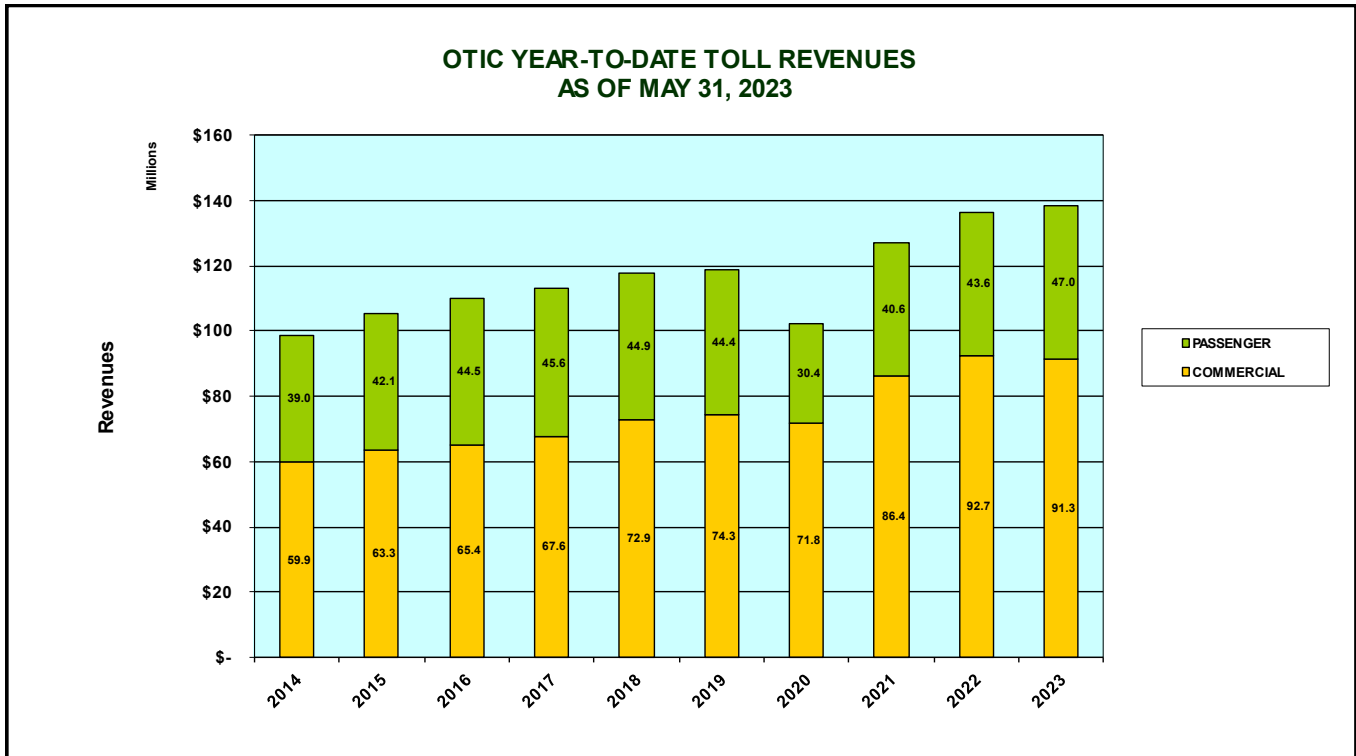


**MINUTES OF THE 709th OHIO TURNPIKE AND
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JUNE 20, 2023**

OTIC COMMERCIAL VEHICLE TOLL REVENUES



**OTIC YEAR-TO-DATE TOLL REVENUES
AS OF MAY 31, 2023**



MINUTES OF THE 709th OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION JUNE 20, 2023

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION REVENUES, EXPENDITURES AND TRANSFERS GENERAL FUND FOR THE FIVE MONTHS ENDED MAY 31, 2023

	2023 ACTUAL	2023 BUDGET	VARIANCE: FAVORABLE / (UNFAVORABLE)		2022 ACTUAL	% VARIANCE
			\$	%		
REVENUES:						
TOLL	\$ 138,300,400	\$ 135,631,018	\$ 2,669,382	2.0%	\$ 136,215,896	1.5%
SPECIAL TOLL PERMITS	1,268,124	825,409	442,715	53.6%	1,306,665	(2.9)%
CONCESSION	5,431,917	5,543,220	(111,303)	(2.0)%	5,450,221	(0.3)%
LEASE & LICENSE	747,798	485,323	262,475	54.1%	500,147	49.5%
INVESTMENT	1,960,762	1,016,100	944,662	93.0%	96,445	1933.0%
OTHER	3,321,557	3,243,166	78,391	2.4%	3,836,273	(13.4)%
TOTAL REVENUES	\$ 151,030,557	\$ 146,744,236	\$ 4,286,321	2.9%	\$ 147,405,648	2.5%
EXPENDITURES:						
OPERATION, MAINT. & ADMINISTRATION:						
ADMINISTRATION & INSURANCE	\$ 7,213,170	\$ 8,045,615	\$ 832,445	10.3%	\$ 6,653,468	(8.4)%
MAINT. OF ROADWAY & STRUCTURES	18,822,618	22,617,887	3,795,269	16.8%	19,915,936	5.5%
SERVICE PLAZA & TOLL OPERATIONS	22,247,016	22,984,822	737,806	3.2%	22,153,902	(0.4)%
TRAFFIC CONTROL, SAFETY & PATROL	6,299,395	7,253,865	954,470	13.2%	6,069,958	(3.8)%
TOTAL OPERATION, MAINT. & ADMIN.	\$ 54,582,199	\$ 60,902,189	\$ 6,319,990	10.4%	\$ 54,793,265	0.4%
DEBT SERVICE PAYMENTS	49,916,592	52,395,808	2,479,216	4.7%	50,940,033	2.0%
TOTAL EXPENDITURES	\$ 104,498,791	\$ 113,297,997	\$ 8,799,206	7.8%	\$ 105,733,298	1.2%
EXCESS / (DEFICIT) OF REVENUE OVER EXPEND.	\$ 46,531,767	\$ 33,446,239	\$ 13,085,528	39.1%	\$ 41,672,350	11.7%
TRANSFERS:						
EXPENSE RESERVE	\$ 508,391	\$ 508,200	\$ 191	0.0%	\$ 337,100	50.8%
RENEWAL & REPLACEMENT FUND	4,375,000	4,375,000	-	0.0%	4,580,835	(4.5)%
SYSTEM PROJECTS FUND	41,648,376	28,563,039	13,085,337	45.8%	36,754,415	13.3%
TOTAL TRANSFERS	\$ 46,531,767	\$ 33,446,239	\$ 13,085,528	39.1%	\$ 41,672,350	11.7%

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION REVENUES, EXPENDITURES AND TRANSFERS GENERAL FUND FOR THE FIVE MONTHS ENDED MAY 31, 2023

	2023 ACTUAL	2023 BUDGET	VARIANCE: FAVORABLE / (UNFAVORABLE)		2022 ACTUAL	% VARIANCE
			\$	%		
REVENUES:						
TOLL	\$ 138,300,400	\$ 135,631,018	\$ 2,669,382	2.0%	\$ 136,215,896	1.5%
SPECIAL TOLL PERMITS	1,268,124	825,409	442,715	53.6%	1,306,665	(2.9)%
CONCESSION	5,431,917	5,543,220	(111,303)	(2.0)%	5,450,221	(0.3)%
LEASE & LICENSE	747,798	485,323	262,475	54.1%	500,147	49.5%
INVESTMENT	1,960,762	1,016,100	944,662	93.0%	96,445	1933.0%
OTHER	3,321,557	3,243,166	78,391	2.4%	3,836,273	(13.4)%
TOTAL REVENUES	\$ 151,030,557	\$ 146,744,236	\$ 4,286,321	2.9%	\$ 147,405,648	2.5%
EXPENDITURES:						
OPERATION, MAINT. & ADMINISTRATION:						
ADMINISTRATION & INSURANCE	\$ 7,213,170	\$ 8,045,615	\$ 832,445	10.3%	\$ 6,653,468	(8.4)%
MAINT. OF ROADWAY & STRUCTURES	18,822,618	22,617,887	3,795,269	16.8%	19,915,936	5.5%
SERVICE PLAZA & TOLL OPERATIONS	22,247,016	22,984,822	737,806	3.2%	22,153,902	(0.4)%
TRAFFIC CONTROL, SAFETY & PATROL	6,299,395	7,253,865	954,470	13.2%	6,069,958	(3.8)%
TOTAL OPERATION, MAINT. & ADMIN.	\$ 54,582,199	\$ 60,902,189	\$ 6,319,990	10.4%	\$ 54,793,265	0.4%
DEBT SERVICE PAYMENTS	49,916,592	52,395,808	2,479,216	4.7%	50,940,033	2.0%
TOTAL EXPENDITURES	\$ 104,498,791	\$ 113,297,997	\$ 8,799,206	7.8%	\$ 105,733,298	1.2%
EXCESS / (DEFICIT) OF REVENUE OVER EXPEND.	\$ 46,531,767	\$ 33,446,239	\$ 13,085,528	39.1%	\$ 41,672,350	11.7%
TRANSFERS:						
EXPENSE RESERVE	\$ 508,391	\$ 508,200	\$ 191	0.0%	\$ 337,100	50.8%
RENEWAL & REPLACEMENT FUND	4,375,000	4,375,000	-	0.0%	4,580,835	(4.5)%
SYSTEM PROJECTS FUND	41,648,376	28,563,039	13,085,337	45.8%	36,754,415	13.3%
TOTAL TRANSFERS	\$ 46,531,767	\$ 33,446,239	\$ 13,085,528	39.1%	\$ 41,672,350	11.7%

MINUTES OF THE 709th OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION JUNE 20, 2023

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION REVENUES, EXPENDITURES AND TRANSFERS GENERAL FUND FOR THE FIVE MONTHS ENDED MAY 31, 2023

	2023 ACTUAL	2023 BUDGET	VARIANCE:		2022 ACTUAL	%
			FAVORABLE / (UNFAVORABLE) \$	%		
REVENUES:						
TOLL	\$ 138,300,400	\$ 135,631,018	\$ 2,669,382	2.0%	\$ 136,215,896	1.5%
SPECIAL TOLL PERMITS	1,268,124	825,409	442,715	53.6%	1,306,665	(2.9)%
CONCESSION	5,431,917	5,543,220	(111,303)	(2.0)%	5,450,221	(0.3)%
LEASE & LICENSE	747,798	485,323	262,475	54.1%	500,147	49.5%
INVESTMENT	1,960,762	1,016,100	944,662	93.0%	96,445	1933.0%
OTHER	3,321,557	3,243,166	78,391	2.4%	3,836,273	(13.4)%
TOTAL REVENUES	\$ 151,030,557	\$ 146,744,236	\$ 4,286,321	2.9%	\$ 147,405,648	2.5%
EXPENDITURES:						
OPERATION, MAINT. & ADMINISTRATION:						
ADMINISTRATION & INSURANCE	\$ 7,213,170	\$ 8,045,615	\$ 832,445	10.3%	\$ 6,653,468	(8.4)%
MAINT. OF ROADWAY & STRUCTURES	18,822,618	22,617,887	3,795,269	16.8%	19,315,336	5.5%
SERVICE PLAZA & TOLL OPERATIONS	22,247,016	22,984,822	737,806	3.2%	22,153,902	(0.4)%
TRAFFIC CONTROL, SAFETY & PATROL	6,299,395	7,253,865	954,470	13.2%	6,069,958	(3.8)%
TOTAL OPERATION, MAINT. & ADMIN.	\$ 54,582,199	\$ 60,902,189	\$ 6,319,990	10.4%	\$ 54,793,265	0.4%
DEBT SERVICE PAYMENTS	49,916,592	52,395,808	2,479,216	4.7%	50,940,033	2.0%
TOTAL EXPENDITURES	\$ 104,498,791	\$ 113,297,997	\$ 8,799,206	7.8%	\$ 105,733,298	1.2%
EXCESS / (DEFICIT) OF REVENUE OVER EXPEND.	\$ 46,531,767	\$ 33,446,239	\$ 13,085,528	39.1%	\$ 41,672,350	11.7%
TRANSFERS:						
EXPENSE RESERVE	\$ 508,391	\$ 508,200	\$ 191	0.0%	\$ 337,100	50.8%
RENEWAL & REPLACEMENT FUND	4,375,000	4,375,000	-	0.0%	4,580,835	(4.5)%
SYSTEM PROJECTS FUND	41,648,376	28,563,039	13,085,337	45.8%	36,754,415	13.3%
TOTAL TRANSFERS	\$ 46,531,767	\$ 33,446,239	\$ 13,085,528	39.1%	\$ 41,672,350	11.7%

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION ESTIMATED GROSS PLEDGED REVENUES FOR THE YEAR ENDING DECEMBER 31, 2023

	January - May	June - December	Total
Year Ending December 31, 2022:			
Toll Revenue	\$ 136,215,896	\$ 215,256,131	\$ 351,472,027
Special Toll Permits	1,306,665	1,966,848	3,273,513
Concession & Miscellaneous Revenues	9,369,507	13,549,324	22,918,831
Interest Revenue - Leases (GASB 87)	-	2,229,770	2,229,770
Investment Revenue:			
Revenue Fund	96,445	1,422,290	1,518,735
Renewal & Replacement Fund	15,811	222,678	238,489
System Projects Fund	183,407	2,357,462	2,540,869
Construction Fund	97,585	476,490	574,075
Total Gross Pledged Revenues	\$ 147,255,316	\$ 237,479,993	\$ 384,735,309

	Actual January - May	Estimated June - December	Estimated Total
Year Ending December 31, 2023:			
Toll Revenue	\$ 138,300,400	\$ 220,018,799	\$ 358,319,199
Special Toll Permits	1,268,124	1,184,591	2,452,715
Concession & Miscellaneous Revenues	9,477,487	14,983,529	24,461,016
Investment Revenue:			
Revenue Fund	1,960,762	3,228,733	5,189,495
Renewal & Replacement Fund	243,902	248,594	492,496
System Projects Fund	3,311,834	4,276,458	7,588,292
Construction Fund	35,063	-	35,063
Total Gross Pledged Revenues	\$ 154,597,572	\$ 243,940,704	\$ 398,538,276

**MINUTES OF THE 709th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
JUNE 20, 2023**

**OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
ESTIMATED GROSS PLEDGED REVENUES
FOR THE YEAR ENDING DECEMBER 31, 2023**

	January - May	June - December	Total
<u>Year Ending December 31, 2022:</u>			
Toll Revenue	\$ 136,215,896	\$ 215,256,131	\$ 351,472,027
Special Toll Permits	1,306,665	1,965,848	3,272,513
Concession & Miscellaneous Revenues	9,369,507	13,549,324	22,918,831
Interest Revenue - Leases (GASB 87)	-	2,229,770	2,229,770
Investment Revenue:			
Revenue Fund	96,445	1,422,290	1,518,735
Renewal & Replacement Fund	15,811	222,678	238,489
System Projects Fund	153,407	2,357,462	2,510,869
Construction Fund	97,585	476,490	574,075
Total Gross Pledged Revenues	<u>\$ 147,255,316</u>	<u>\$ 237,479,993</u>	<u>\$ 384,735,309</u>

	Actual January - May	Estimated June - December	Estimated Total
<u>Year Ending December 31, 2023:</u>			
Toll Revenue	\$ 138,300,400	\$ 220,018,799	\$ 358,319,199
Special Toll Permits	1,268,124	1,184,591	2,452,715
Concession & Miscellaneous Revenues	9,477,487	14,983,529	24,461,016
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Total Gross Pledged Revenues	<u>\$ 154,597,572</u>	<u>\$ 243,940,704</u>	<u>\$ 398,538,276</u>

**OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
TRUST AGREEMENTS SECTION 4.04
ESTIMATED CALCULATIONS FOR YEAR ENDING DECEMBER 31, 2023**

REQUIREMENT I

GROSS PLEDGED REVENUES:

ACTUAL FOR 1ST FIVE MONTHS OF YEAR	\$ 154,597,572	
ESTIMATE FOR LAST SEVEN MONTHS OF YEAR	243,940,704	
ESTIMATED GROSS PLEDGED REVENUES	<u>\$ 398,538,276</u>	Section 4.04 (a) (i) and 4.04 (b)

OPERATING, MAINTENANCE & ADMINISTRATION COSTS	\$ 130,231,065	Section 4.04 (a) (i) (1)
REQUIRED DEPOSIT TO EXPENSE RESERVE	508,200	Section 4.04 (a) (i) (2)

NET/SYSTEM PLEDGED REVENUES **\$ 267,799,011** **Required to be positive**

MINUTES OF THE 709th OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION JUNE 20, 2023

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION TRUST AGREEMENTS SECTION 4.04 ESTIMATED CALCULATIONS FOR YEAR ENDING DECEMBER 31, 2023

REQUIREMENT II		
NET/SYSTEM PLEDGED REVENUES	\$ 267,799,011	Section 4.04 (a) (ii)
ANNUAL SENIOR LIEN DEBT SERVICE REQUIREMENT:		
PRINCIPAL	38,590,833	
INTEREST	22,008,467	
LESS: ESTIMATED INVESTMENT EARNINGS	<u>(1,846,766)</u>	
NET ANNUAL SENIOR DEBT SERVICE REQUIREMENT	\$ 58,750,532	Section 4.04 (a) (ii)
ANNUAL JUNIOR LIEN DEBT SERVICE REQUIREMENT:		
PRINCIPAL	13,883,333	
INTEREST	59,045,639	
LESS ESTIMATED INVESTMENT EARNINGS	(6,554,422)	
LESS INTEREST INCOME TRANSFERRED FROM INFRASTRUCTURE FUND	<u>(402,714)</u>	
NET ANNUAL JUNIOR DEBT SERVICE REQUIREMENT	\$ 66,971,836	
NET ANNUAL COMPOSITE DEBT SERVICE REQUIREMENT	\$ 124,722,368	
RENEWAL & REPLACEMENT (R&R) REQUIREMENT	<u>10,800,000</u>	Section 4.04 (a) (ii)
NET/SYSTEM PLEDGED REVENUES LESS DEBT SERVICE AND R & R REQUIREMENTS	<u><u>\$ 132,276,643</u></u>	Required to be positive
 REQUIREMENT III		
NET/SYSTEM PLEDGED REVENUES AS A % OF NET ANNUAL SENIOR DEBT SERVICE REQUIREMENT	456%	Senior Lien Section 4.04 (a) (iii) Required to equal 120% or more *
 REQUIREMENT IV		
NET/SYSTEM PLEDGED REVENUES AS A % OF NET ANNUAL COMPOSITE DEBT SERVICE REQUIREMENT	215%	Junior Lien Section 4.04 (a) (iii) Required to equal 120% or more

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION TRUST AGREEMENTS SECTION 4.04 ESTIMATED CALCULATIONS FOR YEAR ENDING DECEMBER 31, 2023

REQUIREMENT II		
NET/SYSTEM PLEDGED REVENUES	\$ 267,799,011	Section 4.04 (a) (ii)
ANNUAL SENIOR LIEN DEBT SERVICE REQUIREMENT:		
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NET/SYSTEM PLEDGED REVENUES AS A % OF NET ANNUAL COMPOSITE DEBT SERVICE REQUIREMENT	215%	Junior Lien Section 4.04 (a) (iii) Required to equal 120% or more

MINUTES OF THE 709th OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION JUNE 20, 2023

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION TRUST AGREEMENT'S SECTION 4.04 ESTIMATED CALCULATIONS FOR YEAR ENDING DECEMBER 31, 2023

REQUIREMENT II		
NET/SYSTEM PLEDGED REVENUES	\$ 267,799,011	Section 4.04 (a) (ii)
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NET/SYSTEM PLEDGED REVENUE \$ LESS \$ DEBT SERVICE AND R & R REQUIREMENTS	\$ 132,276,643	Required to be positive
 REQUIREMENT III		
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