

**MINUTES OF THE 648th MEETING OF THE
OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
FEBRUARY 26, 2018**

Chairman: Good morning. Please stand and join me in reciting the *Pledge of Allegiance*.

The meeting will come to order. Have all guests signed the sign-in sheet in the Lobby? If not, please do so prior to leaving, so we can maintain an accurate account of attendance.

Senator LaRose and Representative Patton both called and advised they are unable to attend today's meeting. They are both excused.

Will the Assistant Secretary-Treasurer please call the roll?

Assistant Secretary-Treasurer Randy Cole: Chairman Hruby

Chairman Jerry Hruby: Here

Assistant Secretary-Treasurer: Vice Chairman Paradiso

Vice Chairman Timothy Paradiso: Here

Assistant Secretary-Treasurer: Secretary-Treasurer Barber

Secretary-Treasurer Sandra Barber: Here

Assistant Secretary-Treasurer: Mr. Dixon

Commissioner George Dixon: Here

Assistant Secretary-Treasurer: Mr. Peterson

Commissioner Michael Peterson: Here

Assistant Secretary-Treasurer: Mr. Pakush

Commissioner Myron Pakush: Here

Assistant Secretary-Treasurer: Mr. Potter

Commissioner Quentin Potter: Here

Chairman: We have a quorum. This is the 648th Meeting of the Ohio Turnpike and Infrastructure Commission. We are meeting here at the Commission's headquarters, as provided for in the Commission's Code of Bylaws for a Commission Meeting.

Various reports will be received. We will act on several resolutions. Draft copies have previously been sent to the Members and updated versions are in the Members' folders. The resolutions will be explained during the appropriate reports.

May I have a motion to adopt the Minutes of the January 22, 2018, Commission Meeting? Call the roll, please.

MOTION: A motion to adopt the Minutes of the January 22, 2018, Commission Meeting was made by Mr. Pakush and seconded by Mr. Paradiso. All Commission Members present voted to approve the Minutes.

Chairman: If there are no questions, we will proceed with the report of the Secretary-Treasurer, Mrs. Barber.

Secretary-Treasurer: The following items have been provided to the Members since the last scheduled meeting of the Commission on January 22, 2018:

1. Ten Resolutions;
2. Draft Minutes of the January 22, 2018, Commission Meeting; and
3. Agenda for today's meeting.

We have included in their folders for today's meeting, the following additional documents:

1. Traffic Crash Summary Report, January 2018;
2. Traffic and Revenue Report, January 2018;
3. Total Revenue by Month and Year, January 2018;
4. Investment Report, January 2018;
5. Financial Statement, January 2018; and
6. Various News Articles.

That concludes my report, Mr. Chairman.

Chairman: Thank you. Any questions for Mrs. Barber? Hearing none, we will move on to the report of our Executive Director, Randy Cole.

Director Cole: I'd like to begin with a customer focused, operational efficiency improvement. We currently send almost 7,000 letters a month to customers letting them know that the credit card associated with their *E-ZPass*[®] account is expiring. Unfortunately, in many

cases, those notices are returned without reaching the customer. Printing and stuffing notices, dealing with the returned mail and actually updating credit card information in our system takes over 250 hours or the equivalent of more than a full-time position. We are implementing a new system to automate that process. Working with our credit card processor, EMS, TransCore, the provider of our Customer Service software, and a product called EnsureBill from a company named TSYS, we will have that process automated soon. At a cost of only \$.25 per transaction, we will cut our costs in half, pay for the cost of the program in just over a month and almost completely eliminate unnecessary administrative hassles for our customers. It's just one more way we are trying to find efficiencies and improve customer service in every area of our operations. Thanks to Marty, Lisa, our technology team and TransCore for working to implement this improvement.

On January 18, Governor John Kasich signed an Executive Order officially creating DriveOhio. DriveOhio is a collaboration between government, research and private industry partners to build Ohio's infrastructure for smart mobility and to facilitate smart mobility innovations. At the core of DriveOhio is alignment across nine state agencies, one of them being the Ohio Turnpike, providing support to DriveOhio Executive Director, Jim Barna. DriveOhio will have direct input from both an expert advisory board and a local government advisory board which will be named soon. There are seven separate current smart mobility initiatives underway, including our fleet modernization and safety notification project, which is progressing nicely with most of the equipment in place and software development well underway. On February 8, we had a DriveOhio smart mobility summit in Westerville, with local government leaders across the state. In upcoming Commission meetings, we will keep you updated on progress of our initiatives and what is happening around the state.

Finally, a few minutes ago, across town at the Great Lakes Science Center, a press conference started to discuss the development of a feasibility study by Hyperloop Transportation Technologies (HTT) for a potential route that allows people to travel from Cleveland to Chicago in less than 30 minutes. I was recently contacted by Northeast Ohio Area Coordinating Agency Executive Director, Grace Gallucci, about the Ohio Turnpike's interest in participating in the feasibility study, along with ODOT and other partners across the region. I have indicated our interest in evaluating the potential impacts to the Turnpike and opportunities for us to benefit from the new technology and proposed route.

The high-speed train at the center of the study seats passengers in pods moving through a vacuum-maintained steel tube at speeds around 700 mph. If all goes according to plan, the 313-mile route between Cleveland and Chicago will take around 28 minutes. As I stated in earlier discussions, there is a lot we need to learn, but at up to 700 MPH, Hyperloop looks like more of a competitor to regional air travel, than the Turnpike. I will most definitely keep you posted as we learn more.

Mr. Chairman, that concludes my report, but of course, I am happy to answer any questions.

Chairman: Thank you, Mr. Director. Are there any questions? Hearing none, we will move on to the report of our Chief Engineer, Tony Yacobucci.

Chief Engineer: Good morning, Mr. Chairman and Commission Members. I have nine resolutions for your consideration this morning.

The first resolution for your consideration seeks authorization to award Contract No. 39-18-02 for the Eastbound and Westbound Right Two Lanes and Shoulder Reconstruction from Milepost 169.74 to Milepost 176.34 and Interchange 173 Ramp Repairs and Reconstruction at Milepost 173, all located in Summit and Cuyahoga Counties. This construction Project will be performed over the 2018, 2019, and 2020 construction seasons and this work is included in the 2018 Capital Improvement Budget. On February 6, 2018, Procurement received four (4) bids, via Bid Express, for this Contract. The contract documents included line items for a voluntary Temporary Access Deduct Alternate, as well as, a Waste Site Deduct Alternate. The apparent low bid, when including both deduct alternates, was submitted by Kokosing Construction Company (“Kokosing”), of Columbus, Ohio, in the amount of \$56,863,888.73. Kokosing included a line item deduct in the amount of \$250,000 for the Temporary Access Deduct Alternate and \$1,500,000 for the Waste Site Deduct Alternate. The bid submitted by Kokosing is about 10.6% lower than the Engineer’s Estimate of \$63,640,000.00. The Construction Manager, Hill International, Inc., of Broadview Heights, Ohio, has carefully evaluated the complete bid tabulation and finds no errors or anomalies. It appears that Kokosing has the available capacity in both manpower and resources and has successfully performed projects of a similar size and nature for the Commission in the past. In addition, Kokosing has committed to meet or exceed the 10% goal for SBE participation. Therefore, it is recommended that the Commission award Contract No. 39-18-02 to Kokosing Construction Company, of Columbus, Ohio, in the amount of \$56,863,888.73, which includes both Deduct Alternates. This Resolution also contains provisions to assign CT Consultants, Inc. of Mentor, Ohio to assist with construction engineering and inspection services, and to assign Solar Testing Laboratories, Inc., of Brooklyn Heights, Ohio, a Commission certified SBE, to perform material testing services. With your permission, may the Deputy Executive Director please read the title of the Resolution.

Deputy Executive Director/CFO/Comptroller: Resolution Approving the Selection of Kokosing Construction Company to Reconstruct the Mainline Pavement and Repair and Reconstruct Interchange 173 for Project No. 39-18-02 in the Amount of \$56,863,888.73 and Approving CT Consultants and Solar Testing Laboratories to Perform the Professional Services.

Chairman: Any questions or comments?

Mr. Dixon: I see several SBE, DBE, MBE companies here, can I get a list of what qualifies as a certification. Are they female, Black, minority, Asian, whatever, can you get that information to me please.

Chairman: Anything else? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Approving the Selection of Kokosing Construction Company to Reconstruct the Mainline Pavement and Repair and Reconstruct Interchange 173 for Project No. 39-18-02 in the Amount of \$56,863,888.73 and Approving CT Consultants and Solar Testing Laboratories to Perform the Professional Services*, was made by Mrs. Barber, seconded by Mr. Peterson, and approved by all Commission Members present. Resolution No. 10-2018.

Chairman: The resolution passes unanimously. Tony, please continue.

Chief Engineer: The second resolution for your consideration seeks authorization to award Contract No. 59-18-02 for the Repairs and Resurfacing of the Eastbound and Westbound Roadway between Milepost 191.39 and Milepost 205.20 in Portage County. This work is included in the 2018 Capital Improvement Budget. On January 12, 2018, Procurement received three (3) bids for this Project, with the apparent low bid being submitted by The Shelly Company-Northeast Division (“Shelly”), of Twinsburg, Ohio, in the amount of \$16,497,125.60. This bid is below the Engineer’s Estimate of \$16,500,000.00 and is deemed to be a responsive and responsible bid. Based on a review of Shelly’s Financial Statement and Experience Questionnaire it appears they have the capacity to perform this work. They have previously performed similar projects for the Commission in the past with favorable results. In addition, Shelly has committed to exceed the 10% SBE goal with 12% SBE participation, or \$1,982,410.05. Therefore, it is recommended that the Commission award Contract No. 59-18-02 to The Shelly Company-Northeast Division, of Twinsburg, Ohio, in the amount of \$16,497,125.60. This resolution also contains provisions to assign ms consultants, of Youngstown, Ohio, to perform construction administration and inspection services, and to assign Professional Service Industries, Inc., of Cleveland, Ohio, to perform material testing services. With your permission, may the Deputy Executive Director please read the title of the Resolution.

Deputy Executive Director/CFO/Comptroller: Resolution Approving the Selection of The Shelly Company to Resurface the Roadway Under Project No. 59-18-02 for the Total Amount of \$16,497,125.60 and Approving the Assignment of MS Consultants, Inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project.

Chairman: Any questions or comments?

Mr. Paradiso: Tony, I was under the impression that we do resurfacing or pavement replacement in five-mile increments. This is 14-miles, will that be two or three phases?

Chief Engineer: Mr. Chairman and Commission Member Paradiso, our pavement replacement is done in five-mile sections primarily because we are switching traffic over to a contraflow condition, but our resurfacing projects are not done in five-mile increments. They are done in greater sections and it is basically barrels that are put up and the barrels are pushed to the side to allow for our two lanes to be maintained during the summer months. In some cases, we actually pave in the spring and in the fall, depending on what the traffic numbers are for that section.

Chairman: Out of all of the plan holders that were out there and there were sizeable numbers, which is really a credit to you getting the word out, but how many actual bidders did we have on this?

Chief Engineer: Mr. Chairman, it was three bidders.

Chairman: Any other questions?

Mr. Dixon: May I get that same information for this also, please?

Diana Anthony: Yes.

Chairman: Anything else? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Approving the Selection of The Shelly Company to Resurface the Roadway Under Project No. 59-18-02 for the Total Amount of \$16,497,125.60 and Approving the Assignment of MS Consultants, Inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project*, was made by Mr. Pakush, seconded by Mr. Paradiso, and approved by all Commission Members present. Resolution No. 11-2018.

Chairman: The resolution passes unanimously. Tony, please continue.

Chief Engineer: The third resolution for your consideration seeks authorization to award Contract No. 43-18-04 for the Bridge Deck Replacements and Rehabilitations of the Ohio Turnpike bridge over Wheeling & Lake Erie Railway at Milepost 186.0 and the Interstate Route 480 Eastbound bridge over the Ohio Turnpike at Milepost 186.8, both in Portage County, Ohio. This work is included in the 2018 Capital Improvement Budget. On January 26, 2018, Procurement received five (5) bids in response to this Project. The apparent low bid was submitted by Shelly and Sands, Inc. (“Shelly & Sands”), of Akron, Ohio, in the amount of \$6,269,690.05, which is about 8% below the Engineer’s Estimate of \$6,800,000.00. This bid was evaluated by both the design consultant, Palmer Engineering Company, of Akron, Ohio, as well as Commission staff and was found to contain no errors or anomalies. Shelly & Sands has satisfactorily performed projects of similar scope for the Commission in the past, and based on previous years’ work volume and work presently under contract, it appears Shelly & Sands has sufficient capacity to perform this project. Therefore, it is recommended that the Commission award Contract No. 43-18-04 to Shelly and Sands, Inc. of Akron, Ohio, in the amount of \$6,269,690.05. This resolution also contains provisions to assign Palmer Engineering Company, of Akron, Ohio, to perform construction administration and inspection services, and ProGeotech, Inc. of Broadview Heights, Ohio, a Commission certified SBE/DBE, to perform material testing services. With your permission, may the Deputy Executive Director please read the title of the Resolution.

Deputy Executive Director/CFO/Comptroller: Resolution Approving the Selection of Shelly & Sands, Inc. to Rehabilitate Bridges Under Project No. 43-18-04 for the Total Amount of \$6,269,690.05 and Approving the Assignments of Palmer Engineering Company and Pro GeoTech, Inc. to Perform Professional Services on the Project.

Chairman: Any questions or comments?

Mr. Dixon: Could you tell me what the subcontractors were again as far as the MBE and SBE.

Chief Engineer: Mr. Chairman and Commission Member Dixon, the subcontract amount for SBE participation exceeds the 10% goal. It is 10.1%.

Mr. Dixon: What are the names of the companies?

Chief Engineer: I have B&G Trucking and Construction and Armstrong Steel Erectors.

Chairman: Any other questions? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Approving the Selection of Shelly & Sands, Inc. to Rehabilitate Bridges Under Project No. 43-18-04 for the Total Amount of \$6,269,690.05 and Approving the Assignments of Palmer Engineering Company and Pro GeoTech, Inc. to Perform Professional Services on the Project*, was made by Mr. Paradiso, seconded by Chairman Hruby, and approved by all Commission Members present. Resolution No. 12-2018.

Chairman: The resolution passes unanimously. Tony, please continue.

Chief Engineer: The fourth resolution for your consideration seeks authorization to award Contract No. 43-17-04 (REBID) for the Bridge Deck Repair of the Ohio Turnpike bridge over Quarry Road at Milepost 138.0, and the Removal of the Ohio Turnpike mainline bridge over an Inactive Railroad at Milepost 138.2, both located in Lorain County, Ohio. This work is included in the 2018 Capital Improvement Budget. On January 31, 2018, Procurement received two (2) bids in response to this Project. The apparent low bid was submitted by Kokosing Construction Company, Inc., of Columbus, Ohio, in the amount of \$5,737,735.60, which is about 7% below the Engineer's Estimate of \$6,200,000.00. This bid was evaluated by both the design consultant, DLZ Ohio, as well as Commission staff and was found to contain no errors or anomalies. Kokosing has satisfactorily performed projects of similar scope for the Commission in the past and based on previous years' work volume and work presently under contract, it appears Kokosing has sufficient capacity to perform this project. Therefore, it is recommended that the Commission award Contract No. 43-17-04 (REBID) to Kokosing Construction Company, Inc., of Columbus, Ohio, in the amount of \$5,737,735.60. This resolution also contains provisions to assign DLZ Ohio, Inc. of Cleveland, Ohio, a Commission certified MBE, to perform construction administration and inspection services, and TTL Associates, Inc., of Cleveland, Ohio, a Commission certified SBE/DBE, to perform material testing services. With your permission, may the Deputy Executive Director please read the title of the Resolution.

Deputy Executive Director/CFO/Comptroller: Resolution Approving the Selection of Kokosing Construction Company to Repair a Bridge Deck and Remove a Bridge Under Project No. 43-17-04 (REBID) for the Total Amount of \$5,737,735.60 and Approving the Assignments of DLZ Ohio, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project.

Chairman: Any questions or comments?

Mr. Paradiso: This is a rebid, I noticed. Can you refresh our memory about what happened with this bid?

Chief Engineer: Mr. Chairman and Commission Member Paradiso, this project was bid once before and our Engineer's estimate was lower, it was greater than 10% between the

Engineer's estimate and the low bid, so we were not able to award that based on Ohio Revised Code. We went back and revised the plan slightly to address the one issue we had in our Engineer's estimate and rebid it accordingly. All of the bids came in lower than what they were during the initial bid.

Chairman: You increased the estimate and the bids were lower.

Chief Engineer: Mr. Chairman, yes, we did increase the estimate, but we also revised some of the requirements of the project to bring the prices down.

Chairman: The key factor is that it was a lower bid.

Chief Engineer: That is correct.

Chairman: Any other questions? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Approving the Selection of Kokosing Construction Company to Repair a Bridge Deck and Remove a Bridge Under Project No. 43-17-04 (REBID) for the Total Amount of \$5,737,735.60 and Approving the Assignments of DLZ Ohio, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project*, was made by Mrs. Barber, seconded by Mr. Pakush, and approved by all Commission Members present. Resolution No. 13-2018.

Chairman: The resolution passes unanimously. Please continue, Tony.

Chief Engineer: The next resolution for your consideration seeks authorization for additional expenditures for Project No. 71-17-03 for the Engineering Design and Construction Services, relating to the Investigation, Design and Rehabilitation of the Ohio Turnpike Ramp Bridge over State Route 420 at Milepost 71.4, and the South Billman Road (County Route 16) Bridge over the Ohio Turnpike at Milepost 75.2 in Wood and Ottawa Counties. Previously, under Resolution No. 35-2017, the Commission authorized the award of a Contract to KS Associates, Inc. ("KS"), of Elyria, Ohio, for Phase I Services, consisting of a Site Inspection, Engineering Report, Design and Plan Preparation Services in the amount not-to-exceed \$185,936.00. On February 15, 2018, KS submitted a fee proposal to perform additional Phase 1 Design Services related to increasing the vertical clearance and the widening of the Ohio Turnpike Ramp Bridge over State Route 420 at Milepost 71.4 in an amount not to exceed \$64,844. The expenditures for the additional Phase I Services will be in excess of ten percent of the original contract award, and therefore, in accordance with Article V Section 1.00 of the Commission's Code of Bylaws, such expenditures require Commission approval. Therefore, we are requesting Commission authorization for additional expenditures with KS Associates, Inc., of Elyria, Ohio, for additional Phase I Services in the amount of \$64,844. With your permission, may the Deputy Executive Director please read the title of the Resolution.

Deputy Executive Director/CFO/Comptroller: Resolution Approving the Authorization to Modify the Agreement with KS Associates, Inc. to Perform Additional Phase I –

Design Services Under Project No. 71-17-03 for the Rehabilitation of Two Bridges in the Not-To-Exceed Amount of \$64,844.00.

Chairman: Any questions or comments? Could you make it clear why this is added scope to the project? There is no problem, there was not an error made, it was just that we added to the scope of the project, is that not correct?

Chief Engineer: Mr. Chairman, you are correct. It was originally scoped to just do a deck replacement on this structure. This structure, in particular, goes over State Route 420 and the vertical clearance was deficient as compared to ODOT's bridge design manual. We decided that being State Route 420, we should increase the vertical clearance on that road to meet ODOT BDM and we also widened the structure for future maintenance and traffic needs.

Chairman: Any other questions or comments? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Approving the Authorization to Modify the Agreement with KS Associates, Inc. to Perform Additional Phase I – Design Services Under Project No. 71-17-03 for the Rehabilitation of Two Bridges in the Not-To-Exceed Amount of \$64,844.00*, was made by Mr. Pakush, seconded by Chairman Hruby, and approved by all Commission Members present. Resolution No. 14-2018.

Chairman: The resolution passes unanimously. Tony, please continue.

Chief Engineer: The sixth resolution for your consideration seeks authorization to award Project No. 71-17-05 for Engineering Services relating to the deck replacement and widening of the Ohio Turnpike mainline bridges over Poland-Unity Road (County Route 175) at Milepost 237.8 and the Ohio Turnpike mainline bridges over Columbiana-New Castle Road (County Route 62) at Milepost 238.1 in Mahoning County. On April 20, 2017, Procurement received sixteen Letters of Interest for Project No. 71-17-05, from which three firms were deemed most qualified and invited to submit technical proposals. Engineering staff reviewed the technical proposals and concluded that Jobes Henderson and Associates, Inc., ("Jobes Henderson"), of Bedford, Ohio, was most qualified to perform the services. Fee negotiations commenced between Jobes Henderson and our Engineering staff, and on February 15, 2018, a final fee proposal was submitted in the amount of \$367,579.00 for Phase I services. The services for Phase I include the Site Inspection, Engineering Report, Evaluation, Design and Plan Preparation for the deck replacement, widening and rehabilitation of these structures. Therefore, we are requesting Commission authorization for the award of Project No. 71-17-05 to Jobes Henderson and Associates, Inc., of Bedford, Ohio, for Phase I of this Project in the amount of \$367,579.00. Commission authorization may be requested in the future for Construction Administration and Inspection Services of the Project. With your permission, may the Deputy Executive Director please read the title of the Resolution.

Deputy Executive Director/CFO/Comptroller: Resolution Selecting Jobes Henderson & Associates to Perform Professional Engineering and Construction Administration and Inspection Services for the Rehabilitation of Two Bridges, and Authorizing an Agreement to Obtain Phase 1 Services for a Fee Not-To-Exceed \$367,579.00 (Project No. 71-17-05).

Chairman: Any questions or comments? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Selecting Jobes Henderson & Associates to Perform Professional Engineering and Construction Administration and Inspection Services for the Rehabilitation of Two Bridges, and Authorizing an Agreement to Obtain Phase 1 Services for a Fee Not-To-Exceed \$367,579.00 (Project No. 71-17-05)*, was made by Mrs. Barber, seconded by Mr. Peterson, and approved by all Commission Members present. Resolution No. 15-2018.

Chairman: The resolution passes unanimously. Tony, please continue.

Chief Engineer: The next resolution for your consideration seeks the Commission's authorization of continuing expenditures for the Contract with GPD Group, Inc. ("GPD"), of Akron, Ohio, for the Mainline Pavement Reconstruction Program. In order to reduce maintenance of traffic impacts and provide the most cost-effective solution for implementing the long-term planning vision of the Commission, it was determined that the implementation of the Strategic Plan for Modernizing the Toll Collection System should incorporate the pavement reconstruction projects. Under Resolution No. 38-2013, the Commission awarded a Contract to GPD Group, Inc. for Engineering Design and Construction Services for the Mainline Pavement Reconstruction Program at various locations on the Ohio Turnpike, with each assignment consisting of a five to six-mile project section, and the Commission having the option to assign up to five project sections. The fifth pavement replacement project section to be assigned to GPD Group is for Project No. 71-18-01 from Milepost 0.0 to Milepost 7.2 in Williams County. This construction project will be designed and bid as a three-year construction project for both Eastbound and Westbound Lanes and will align with the Strategic Plan for Modernizing the Toll Collection System, which was adopted under Resolution No. 57-2017. GPD has submitted a fee proposal dated February 12, 2018, in the not-to-exceed amount of \$594,295.00, for the performance of Task 1 Preliminary Engineering Services and a portion of Task 2 Final Design and Construction Document Preparation Services. The Engineering staff has reviewed GPD's proposal and finds it reasonable for the scope to be performed. Since these additional expenditures will both increase the cost of the contract in excess of the Executive Director's contracting authority and increase the total cost in excess of ten percent of the previous Commission authorizations, it is required under Article V, Section 1.00 of the Commission's Code of Bylaws that the Commission must authorize such expenditures. With your permission, may the Deputy Executive Director please read the title of the Resolution?

Deputy Executive Director/CFO/Comptroller: Resolution Authorizing GPD Group to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-to-Exceed Amount of \$594,295.00 (Project No. 71-18-01).

Chairman: Any questions or comments? Hearing none, please call the roll.

MOTION: *Resolution Authorizing GPD Group to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-to-Exceed Amount of \$594,295.00 (Project No. 71-18-01)*, was made by Mr.

Paradiso, seconded by Mr. Peterson, and approved by all Commission Members present. Resolution No. 16-2018.

Chairman: The resolution passes unanimously. Tony, please continue.

Chief Engineer: The eighth resolution for your consideration seeks the Commission's authorization of continuing expenditures for the Contract with CT Consultants, Inc. ("CT"), of Mentor, Ohio, for the Mainline Pavement Reconstruction Program. In order to reduce maintenance of traffic impacts and provide the most cost-effective solution for implementing the long-term planning vision of the Commission, it was determined that the implementation of the Strategic Plan for Modernizing the Toll Collection System should incorporate the pavement reconstruction projects. Under Resolution No. 37-2013, the Commission awarded a Contract to CT for Engineering Design and Construction Services for the Mainline Pavement Reconstruction Program at various locations on the Ohio Turnpike, with each assignment consisting of a five to six-mile project section, and the Commission having the option to assign up to five project sections. The fifth pavement replacement project section to be assigned to CT is for Project No. 71-18-02 from Milepost 46.5 to Milepost 51.4 in Fulton and Lucas Counties. This construction project will be designed and bid as a three-year construction project for both Eastbound and Westbound Lanes and will align with the Strategic Plan for Modernizing the Toll Collection System, which was adopted under Resolution No. 57-2017. CT has submitted a fee proposal dated February 12, 2018, in the not-to-exceed amount of \$446,174.00, for the performance of Task 1 Preliminary Engineering Services and a portion of Task 2 Final Design and Construction Document Preparation Services. The Engineering staff has reviewed CT's proposal and finds it reasonable for the scope to be performed. Since these additional expenditures will both increase the cost of the contract in excess of the Executive Director's contracting authority and increase the total cost in excess of ten percent of the previous Commission authorizations, it is required under Article V, Section 1.00 of the Commission's Code of Bylaws that the Commission must authorize such expenditures. With your permission, may the Deputy Executive Director please read the title of the Resolution?

Deputy Executive Director/CFO/Comptroller: Resolution Authorizing CT Consultants to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-to-Exceed Amount of \$446,174.00 (Project No. 71-18-02).

Chairman: Any questions or comments?

Mr. Dixon: I notice that in this and the previously resolution there was not any DBE participation. We spent over \$1 million here. Was there not an opportunity? Can I get an explanation on that?

Director of Contracts Administration, Mark Musson: Mr. Chairman and Commission Member Dixon, this contract preexists the current program. The contract was executed in 2013 for five project sections, so we did not have the mechanisms in the contract to impose the program requirements on the consultants. This is the last project section, then this

agreement will be expiring. As we continue with these services, that program will be incorporated into the services.

Mr. Dixon: This is the last?

Director of Contracts Administration, Mark Musson: Yes.

Chairman: Any other questions or comments? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Authorizing CT Consultants to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-to-Exceed Amount of \$446,174.00 (Project No. 71-18-02)*, was made by Mr. Pakush, seconded by Mr. Paradiso, and approved by all Commission Members present. Resolution No. 17-2018.

Chairman: The resolution passes unanimously. Tony, please continue.

Chief Engineer: The ninth and final resolution for your consideration seeks authorization of continuing expenditures for the Contract with Jacobs Engineering Group (“Jacobs”), of Cincinnati, Ohio, for the Modernization of the Toll Collection System. Under Resolution No. 44-2016, the Commission awarded a Contract to Jacobs to perform the Tasks 1, 2, and 3 services necessary to create a Strategic Plan for the Toll Collection System and Customer Service Center. The Strategic Plan was adopted by the Commission through Resolution No. 57-2017. Subsequently, the Commission exercised the option to assign Task 4 Implementation Services under Resolution No. 6-2018, which included General Toll System Modernization Support and Procurement Support Services for the Toll Collection System, Customer Service Center and Unpaid Toll Processing and Expanding Toll Plaza 180. In order to reduce maintenance of traffic impacts and provide the most cost-effective solution for implementing the long-term planning vision of the Commission, it was determined that the implementation of the Strategic Plan for Modernizing the Toll Collection System should incorporate the pavement reconstruction projects. A scope of services meeting was held with Jacobs for additional Task 4 Strategic Plan Implementation Support Services, which were apportioned amongst three separate design projects: (1) the roadway portion of the new Toll Plaza located at Milepost 211 and the adjacent Mainline Pavement Reconstruction; (2) the roadway portion of the reconfigured Eastgate Toll Plaza located at Milepost 239 and the adjacent Mainline Pavement Reconstruction; and (3) modernizing the existing Eastgate Toll Plaza building and facilities at Milepost 239 and the three new toll collection facilities located at Mileposts 3.5, 49 and 211. Jacob’s has submitted a fee proposal dated February 14, 2018, in the total not-to-exceed amount of \$1,536,658.00, which is broken down as follows: (1) Project No. 71-18-03, \$383,428.00 for Task 1 Preliminary Engineering and a portion of Task 2 Final Design and Construction Document Preparation Services for the roadway portion of the new Toll Plaza located at Milepost 211 and the adjacent Mainline Pavement Reconstruction; (2) Project No. 71-18-04, \$336,740.00 for Task 1 Preliminary Engineering and a portion of Task 2 Final Design and Construction Document Preparation Services for the roadway portion of the reconfigured Eastgate Toll Plaza located at Milepost 239 and the adjacent Mainline Pavement Reconstruction; and (3) Project No. 71-18-05, \$816,490.00 for Task 1 Preliminary Engineering and a portion of Task 2 Final Design and Construction Document Preparation Services for

modernizing the existing Eastgate Toll Plaza building and facilities at Milepost 239 and the three new toll collection facilities located at Mileposts 3.5, 49 and 211. The Engineering staff has reviewed Jacob's proposal and finds it reasonable for the scope to be performed. Since these additional expenditures will both increase the cost of the contract in excess of the Executive Director's contracting authority and increase the total cost in excess of ten percent of the previous Commission authorizations, it is required under Article V, Section 1.00 of the Commission's Code of Bylaws that the Commission must authorize such expenditures. With your permission, may the Deputy Executive Director please read the title of the Resolution?

Deputy Executive Director/CFO/Comptroller: Resolution Authorizing Jacobs Engineering to Perform Additional Task 4 Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in the Not-To-Exceed Amount of \$1,536,658.00.

Mr. Pakush: Move to approve.

Chairman: Go ahead, Mr. Cole.

Director Cole: Mr. Chairman, I have two different dollar amounts here. I have a resolution for \$1,641,418.00, but the notes reflect the lower amount of \$1,536,658.00. Jen?

Jennifer Diaz: I questioned those numbers and was told those numbers are correct.

Chief Engineer: The \$1,641,418.00?

Jennifer Diaz: The number on the resolution.

Director Cole: Mark?

Director of Contracts Administration, Mark Musson: I have \$1,641,418.00.

Director Cole: I guess the follow-up question to that would be the not-to-exceed amount of \$3,451,654.89, is that the \$1.6 million, inclusive?

Director of Contracts Administration, Mark Musson: Yes, inclusive. That would be the total not-to-exceed amount after this modification, provided it is approved.

Director Cole: I want to make sure that \$1,536,658.00 wasn't added to the previous amount.

Director of Contracts Administration, Mark Musson: No, no, Sir. The total not-to-exceed amount will be \$3,451,654.89.

Chairman: That we are sure of?

Director of Contracts Administration, Mark Musson: Yes.

Chief Engineer: Mr. Chairman and Executive Director Cole, the memo from my staff to me does reflect \$1,641,418.00. Apparently, my notes are incorrect, and I apologize for that.

Director Cole: In the title, Marty that you read, also is incorrect, but the resolution we have before us is accurate. I just wanted to make it clear that Tony stated a figure and Marty stated a figure that do not reflect the figures in the resolution that is under consideration and that was distributed to the Members of the Commission. The appropriate amount is \$1,641,418.00 and a not-to-exceed amount that is the same as \$3,451,654.89.

Chairman: We have a motion to second. Therefore, I would move to amend the previous motion reflecting those figures. Is there a second?

Mr. Peterson: Second

Chairman: Let's vote on that motion to amend.

Director Cole: I have a motion by Mr. Pakush, who was the second?

Chairman: Mr. Peterson.

Director Cole: Then you moved to amend for the dollar amount.

Chairman: Correct.

Director Cole: And the second was?

Chairman: Mr. Peterson again.

Director Cole: Okay.

Chairman: So, I am sorry I did not mean to roll call.

Director Cole: On the motion to amend, Chairman Hruby.

Chairman Hruby: Yes

Director Cole: Mr. Peterson

Mr. Peterson: Yes

Director Cole: Mr. Pakush

Mr. Pakush: Yes

Director Cole: Mr. Paradiso

Mr. Paradiso: Yes

Director Cole: Mrs. Barber

Mrs. Barber: Yes

Director Cole: Mr. Dixon

Mr. Dixon: Yes

Director Cole: Thank you.

Chairman: Now we will move on to the amended motion. Are there any questions or comments?

Mr. Dixon: Can we read the amended motion?

Deputy Executive Director/CFO/Comptroller: Resolution Authorizing Jacobs Engineering to Perform Additional Task 4 Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in the Not-To-Exceed Amount of \$1,641,418.00.

Chairman: We are all satisfied that we have the right figure reflected here. Please call the roll.

Director Cole: Mr. Pakush

Mr. Pakush: Yes

Director Cole: Mr. Peterson

Mr. Peterson: Yes

Director Cole: Chairman Hruby

Chairman Hruby: Yes

Director Cole: Mr. Paradiso

Mr. Paradiso: Yes

Director Cole: Mrs. Barber

Mrs. Barber: Yes

Director Cole: Mr. Dixon

Mr. Dixon: Yes

Chairman: The resolution passes unanimously. Anything further?

Resolution Authorizing Jacobs Engineering to Perform Additional Task 4 Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in the Not-To-Exceed Amount of \$1,641,418.00. (Resolution No. 18-2018)

Mr. Pakush: In regard to Mr. Dixon's comment on the two engineering contracts that did not require contractually minority participation, but can we contact those two engineering firms and maybe they can voluntarily utilize some minority participation as some of those contracts? We work with those consultants a lot and I think they would be favorable of utilizing minority participation even though it is not in their requirements. Can we ask them to do some voluntary participation?

Chairman: I would leave that up to the staff and the Executive Director.

Director of Contracts Administration, Mark Musson: Mr. Chairman and Mr. Pakush, we will continue to impress upon the importance of the program and the seriousness that we take its objectives. Through Diana's office of Equity and Inclusion, we continually reach out and express the weight that we place on those goals. While there is no legal commitment, but through performance as this project continues, we expect to see them moving in that direction.

Director Cole: Mr. Chairman, next month Diana will be coming before the Commission to provide an annual report on what we were able to accomplish since the inception of the program and, specifically in calendar year 2017, and I think the strength of the program, the effort we are taking and the results we are showing will all be clearly indicated.

Mr. Dixon: I appreciate Mr. Pakush for mentioning these things. I think it says a lot we have to look for instances where there is not minority participation, as opposed to where and why there should be. I think we have come a long way in the years that this group has worked together. It has become more of the norm and my goal was to change the culture and I think that we are doing that, and I appreciate and recognize that.

Chairman: We appreciate your leadership, Mr. Dixon and the suggestions you have made over the years and your encouragement. Of course, the Director is committed, I think, Mr. Cole and the staff have done an outstanding job hearing the message and performing it. Thank you all very much.

Tony, I will just say this to you, it may seem like you ended on a sour note like there was an error there, I have never known you to make an error. I just want to reaffirm that our faith and total commitment to you, but every once in awhile we will have to question you.

Chief Engineer: Thank you, Mr. Chairman. I take full responsibility for that and I apologize.

Chairman: Thank you. We will now move on to the report of our DED/CFO/Comptroller, Marty Seekely.

DED/CFO/Comptroller: Thank you, Mr. Chairman, I have three reports and one resolution for your consideration this morning.

First, I would like to report that Lisa Mejac, our Assistant Comptroller and our Technology Department have been working to provide our expenditures to the State Treasurer's Office for their Open Checkbook project. So far, we have provided our 2016 payments and we hope to provide our 2017 payment information in the next few weeks. Anyone can now review all our expenditures at the website OTIC.ohiocheckbook.com. The website allows you to view and sort our expenditures in multiple ways including by fund, account, department, project, and vendor.

Next, I would like to report that we completed the sale of the Senior Lien and Junior Lien bonds on January 30th and closed on the bond transaction on February 15th as planned. You will find a copy of the Official Statement for the bond issuance in your folders.

January 30th was a difficult day to be in the bond market. Interest rates had been rising since the beginning of the year and the stock market was beginning to become volatile. As a result, we did not get as many orders for the bonds during the order period as we had hoped. However, Citi Bank continued to solicit orders after the order period and managed to find additional buyers to complete the bond sale by the end of the day. In the end, the 2018 bonds were sold at a much lower interest rate than we had anticipated back in 2013 when we sold the 2013 Junior Lien Bonds.

This slide shows a comparison of the actual 2018 Junior Lien Bonds that were issue this month against what we had projected in 2013 that the 2018 Junior Lien Bond issuance would look like.

In 2013, we anticipated that we would issue \$348 million in current interest bonds and \$121.8 million in capital appreciation bonds and receive a premium on the sale of the bonds of \$16.9 million. That would raise \$450 million for infrastructure projects, \$34.8 million would be added to the Junior Lien debt service reserve fund and the cost of issuance would be \$1.9 million. It was anticipated that the bonds would have an average interest rate of 5.62%, an average maturity of 19 years and the total debt service on those bonds would be \$1,383,000,000.

Instead, because of the 2017 senior lien refunding, a slightly higher senior lien debt issuance and lower than anticipated interest rates, we did not have to issue any capital appreciation bonds. We instead issued \$426 million in current interest bonds and received a premium on the sale of the bonds of \$57 million.

The lower interest rate on the bonds enabled us to reduce the amount needed to deposit into the debt service reserve fund by \$3.6 million.

The actual average interest rate on the bonds was 3.55% which was 2.08% lower than we anticipated in 2013. The lower interest rate will enable us to pay more principal and less interest each year which reduced the average maturity of the bonds to 15.3 years. The combination of the

lower interest rate and the lower years to maturity will reduce our gross debt service over the life of the bonds to \$743 million, which is \$640 million less than anticipated in 2013.

This slide shows a comparison of the actual 2018 Senior Lien Bonds that were issued this month against what we had projected in 2013 that the 2018 Senior Lien Bond issuance would look like.

To avoid issuing capital appreciation bonds in the Junior Lien Bond issuance, we decided to increase the amount of the Senior Lien Bond issuance from \$50 million to \$80 million. However, because of the lower interest rate on the bonds, we received \$9 million more premium on the sale of the bonds which required us to only increase the par value of the bonds issued by \$21,845,000.

The average interest rate on the Senior Lien Bonds was 3.89%, which was 1.27% less than what was anticipated in 2013. The lower interest rate enabled us to reduce the average maturity of the bonds to 22 years. The combination of the increase in the amount of the bonds, the lower interest rate and the lower years to maturity will result in an increase in the gross debt service over the life of the bonds of \$15.8 million from what was anticipated in 2013.

If there are no questions, I would like to present a brief update on our Traffic and Revenue.

Chairman: Those are great figures. Congratulations. Any other questions or comments? Hearing none, please continue, Marty.

DED/CFO/Comptroller: This first chart shows the monthly passenger car miles traveled on the Ohio Turnpike over the past two years. Passenger car vehicle miles traveled were down 6.7% in January. January of 2017 had one more weekend day, milder winter weather and an increase in traffic due to the Presidential Inauguration.

Commercial traffic benefited from the strong economy and one extra week day this year and as a result, commercial traffic was 4.9% higher than January of last year.

The decrease in passenger car traffic caused passenger car toll revenue to decrease 5.4% in January.

The 4.9% increase in commercial traffic combined with the toll rate increase on January 1 caused commercial vehicle toll revenues to increase 7.6% in January.

This chart shows toll revenues for the month of January during each year over the past decade. Total toll revenues for January were \$566,000.00 or 2.7% above the amount from last year.

That completes my report on traffic and revenue. I now have one resolution for your consideration.

Included in your materials is a resolution selecting Scioto Energy to perform energy supplier consulting services.

The Commission currently has an agreement for consulting services to package its natural gas and electricity supply requirements to procure offers from suppliers and recommend selection. The consultant also provides ongoing advice throughout the term of the underlying energy supply agreements and data management for the Commission's utility consumption. The fees for the consultant's services are paid through the Commission's monthly gas and electric bills.

The Commission's contract with its current consultant ends with the expiration of the underlying energy supply agreements, which expire in May and June of this year. To continue to receiving assistance in procuring new natural gas and electric supply agreements, the Commission solicited competitive proposals to perform the consulting services during a new contract term.

Sixteen proposals were received to perform energy consulting services, which were reviewed by the Facilities Engineer, the Director of Contracts Administration and the CFO/Comptroller, which, after meeting with the four top ranked firms, concluded that New River Group, LLC, dba Scioto Energy, of Columbus, Ohio, submitted the best proposal to broker the Commission's energy consumption portfolio and furnish a software system that provides the Commission's energy consumption management.

Scioto's consulting services will be paid by the Commission's electric and natural gas suppliers who will pay Scioto \$1.05 per MWh of electricity and \$0.13 per Mcf of natural gas, which will approximate an annual amount of \$54,725.

With your permission, I would like to read the title of the resolution.

DED/CFO/Comptroller: Resolution Selecting Scioto Energy to Perform Energy Supplier Consulting Services, and Approving a Competitive Process to Select Gas and Electric Suppliers for the Approximate Annual Amount of \$54,725.00.

Chairman: Any questions or comments?

Director Cole: Mr. Chairman, in your package starting on pages 12 through 15, that part details what we are getting with JadeTrack, which is a partner with Scioto Energy and this is one of those cases where I wear the little cap with the propeller on it and a little beanie. In part of my career, I was a sales and marketing executive for FirstEnergy Corporation, so we sold electricity and natural gas, but we also did a lot to help curb customer's demand and I would tell them that we can do whatever we want to cut your rates, but if you use less energy, if you use your energy better, you spend nothing on it. I think the strength of this proposal is the ability we are going to have to monitor and evaluate our usage in real time, assess anomalies and where possible find efficiencies that drive down our actual energy usage, which equates to zero energy spent and that is embedded within this proposal and was a big part of the strength of the proposal is helping us understand and manage our energy usage better. I applaud the team for the careful evaluation they did. It wasn't just getting the lowest cents per Mcf or the lowest cents for Kwh for bidding

out our energy, it was partnering with someone who can really help us understand our energy and manage it better.

Chairman: Energy audits of that kind are just great. Any other questions or comments? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Selecting Scioto Energy to Perform Energy Supplier Consulting Services and Approving a Competitive Process to Select Gas and Electric Suppliers for the Approximate Annual Amount of \$54,725*, was made by Mr. Dixon, seconded by Mr. Peterson, and approved by all Commission Members present. Resolution No. 19-2018.

Chairman: The resolution passes unanimously. General Counsel, Jennifer Stueber, is not here to give a report. We will move on to the Ohio State Highway Patrol, Staff Lieutenant Travis Hughes.

Staff Lieutenant Travis Hughes: Good morning, Mr. Chairman and Commission Members. I would like to share three traffic stops with you that resulted in the seizure of a \$500,000.00 worth of contraband.

The first traffic stop occurred on January 24, 2018, in Lucas County. The vehicle was stopped for a moving violation and the driver and lone occupant did not have a valid driver's license. He was arrested, the vehicle was towed. During an administrative inventory, two duffel bags in the trunk were discovered and it contained seventy-two pounds of marijuana.

The next one occurred on February 7, 2018, in Summit County. The vehicle was stopped for a traffic violation and a probable cause search revealed a kilo of cocaine concealed in a duffel bag in the trunk. The vehicle and load were destined for the East Coast. The estimated street value for that one was \$90,000.00.

The last one I have occurred on February 12, 2018, in Summit County, as well. A vehicle was stopped for a traffic violation. A probable cause search revealed forty-three pounds of marijuana, two pounds of solid hash, three pounds of marijuana edibles, and 950 milliliters of liquid codeine. The approximate street value of this seizure was \$192,000.00. More notably, was that this load was en route to the Summit County area. So, it was stopped within miles of its destination. It never reached it. It never made it to our community.

That completes my report, Mr. Chairman. I would be happy to answer any questions.

Chairman: Any questions for the Lieutenant? Good job again. We appreciate your work.

The next meeting shall be held on Monday, March 19, 2018, at 10:00 a.m. right here. If there is no further business, I will accept a motion to adjourn.

MOTION: A motion to adjourn the Commission Meeting is made by Mrs. Barber, seconded by Mr. Pakush and unanimously approved by all Commission Members present.

Time of adjournment: 11:02 a.m.

Attendees for Record Keeping Purposes:

Beth Fulton, TRC; Scott Buchanan, AECOM; Jason Watson, MSG; Halle Jones Capers, GSI; Maureen Shildwachter, Huntington; J. Ramirez, Cubic; I. Newberg, Cubic; Sushel R *illegible*, Cubic; Sterling *illegible*; GSI; Bob Porter, Jobes Henderson; Stephanie Parker, Jobes Henderson; Craig Hebebrand, Arcadis; Bethany Pugh, PFM; Grant Segall, The Cleveland Plain Dealer; Vickie Wildeman, DLZ; Michael Burgess, Prime; Hamid Homae, KS Associates; Preston Yuzma, IUOE 18; Anthony Yacobucci, Ohio Turnpike; Martin Seekely, Ohio Turnpike; Matt Cole, Ohio Turnpike; Jennifer Diaz, Ohio Turnpike; Denise Criscuolo, Ohio Turnpike; Mark Musson, Ohio Turnpike; Diana Anthony, Ohio Turnpike; David Miller, Ohio Turnpike; Chris Matta, Ohio Turnpike; Lisa Mejac, Ohio Turnpike; and Brian Newbacher, Ohio Turnpike.

Approved as a correct transcript of the proceedings of
the Ohio Turnpike and Infrastructure Commission

Sandra K. Barber, Secretary-Treasurer

EXHIBITS

- Resolution No. 10-2018 – Approving the Selection of Kokosing Construction Company to Reconstruct the Mainline Pavement and Repair and Reconstruct Interchange 173 for Project No. 39-18-02 in the Amount of \$56,863,888.73 and Approving CT Consultants and Solar Testing Laboratories to Perform the Professional Services;
- Resolution No. 11-2018 – Approving the Selection of The Shelly Company to Resurface the Roadway Under Project No. 59-18-02 for the Total Amount of \$16,497,125.60 and Approving the Assignment of MS Consultants, Inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project;
- Resolution No. 12-2018 – Approving the Selection of Shelly & Sands, Inc. to Rehabilitate Bridges Under Project No. 43-18-04 for the Total Amount of \$6,269,690.05 and Approving the Assignments of Palmer Engineering Company and Pro GeoTech, Inc. to Perform Professional Services on the Project;
- Resolution No. 13-2018 – Approving the Selection of Kokosing Construction Company to Repair a Bridge Deck and Remove a Bridge Under the Project No. 43-17-04 (REBID) for the Total Amount of \$5,737,735.60 and Approving the Assignments of DLZ Ohio, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project;
- Resolution No. 14-2018 – Approving the Authorization to Modify the Agreement with KS Associates, Inc. to Perform Additional Phase I – Design Services Under Project No. 71-17-03 for the Rehabilitation of Two Bridges in Wood and Ottawa Counties in the Not-To-Exceed Amount of \$64,844.00;
- Resolution No. 15-2018 – Selecting Jobes Henderson & Associates to Perform Professional Engineering and Construction Administration and Inspection Services for the Rehabilitation of Two Bridges, and Authorizing an Agreement to Obtain Phase 1 Services for a Fee Not-To-Exceed \$367,579.00 (Project No. 71-17-05);
- Resolution No. 16-2018 – Authorizing GPD Group to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-To-Exceed Amount of \$594,295.00 (Project No. 71-18-01);
- Resolution No. 17-2018 – Authorizing CT Consultants to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-To-Exceed Amount of \$446,174.00 (Project No. 71-18-02);

- Resolution No. 18-2018 – Authorizing Jacobs Engineering to Perform Additional Task 4 Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in the Not-To-Exceed Amount of \$1,641,418.00; and
- Resolution No. 19-2018 – Selecting Scioto Energy to Perform Energy Supplier Consulting Services, and Approving a Competitive Process to Select Gas and Electric Suppliers for the Approximate Annual Amount of \$54,725.00.

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Kokosing Construction Company to Reconstruct the Mainline Pavement and Repair and Reconstruct Interchange 173 for Project No. 39-18-02 in the Amount of \$56,863,888.73 and Approving CT Consultants and Solar Testing Laboratories to Perform the Professional Services

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice in accordance with law advertising its invitation to bid upon a Contract for the Reconstruction of the Mainline Pavement from Milepost 169.74 to Milepost 176.34, and Interchange 173 Repairs and Reconstruction at Milepost 173, in Summit and Cuyahoga Counties, Ohio, designated as Project No. 39-18-02 (“Project”); and

WHEREAS, the Commission received four bids to perform the Contractor’s obligations on the Project, and the Chief Engineer and the Deputy Chief Engineer reviewed the analysis performed by the Construction Manager, evaluated the bids received, and submitted the report concerning such evaluation to the Commission; and

WHEREAS, Commission action is necessary to approve Project No. 39-18-02 in accordance with Article V, Section 1.00 of the Commission’s Code of Bylaws because the amount of the bids received will require an expenditure that exceeds \$150,000.00; and

WHEREAS, the Chief Engineer and Deputy Chief Engineer recommend accepting the deduct alternate credits and, consequently, report that Kokosing Construction Company, of Elyria, Ohio, submitted the lowest responsive and responsible bid to perform the Contractor’s obligations for the Project in the amount of \$56,863,888.73, which they recommend the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration advises that bids for Project No. 39-18-02 were solicited on the basis of the same terms, conditions and specifications, that the bid of Kokosing Construction Company for Project No. 39-18-02 conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312 and 153.54, and that Kokosing Construction Company submitted a bid guarantee and performance bond with good and sufficient surety; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer, Deputy Chief Engineer and the Director of Contracts Administration and, based on such analysis, recommends that the Commission approve authorization for the Executive Director to execute a Contract for Project No. 39-18-02 with Kokosing Construction Company 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 to accept both deduct alternate credits and that the bid of Kokosing Construction Company in the amount of

\$56,863,888.73 for Project No. 39-18-02 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a Contract on the basis of said bid; and

FURTHER RESOLVED that the Executive Director and the Chief Engineer are authorized to assign CT Consultants to perform Task 3 construction services in accordance with the Agreement specific to this Project previously authorized under Resolution Nos. 37-2013, 57-2016 and 1-2017 and assign Solar Testing Laboratories, Inc., of Brooklyn Heights, Ohio, for the purpose of performing material testing services in accordance with the Miscellaneous Engineering Services Agreement; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under said contracts as a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the project or increase its costs.

(Resolution No. 10-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of The Shelly Company to Resurface the Roadway Under Project No. 59-18-02 for the Total Amount of \$16,497,125.60 and Approving the Assignment of MS Consultants, Inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice in accordance with law advertising its invitation to bid upon a Contract for the Repairs and Resurfacing of the Eastbound and Westbound Roadways from Milepost 191.39 to Milepost 205.20 in Portage County, Ohio, designated as Project No. 59-18-02 (the “Project”); and

WHEREAS, the Commission received three bids to perform the Contractor’s obligations on the Project, and the Chief Engineer and the Deputy Chief Engineer reviewed and evaluated the bids received, and whose report concerning such analysis is before the Commission; and

WHEREAS, the Chief Engineer and Deputy Chief Engineer report that The Shelly Company, of Twinsburg, Ohio (“Shelly”), submitted the lowest responsive and responsible bid to perform the Contractor’s obligations on the Project for the total amount of \$16,497,125.60, which they recommend the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration advises that bids for Project No. 59-18-02 were solicited on the basis of the same terms and conditions and the same specifications, that selecting the bid of Shelly for Project No. 59-18-02 conforms to the requirements of Ohio Revised Code Sections 5537.07 and 9.312, and Shelly submitted a performance bond with good and sufficient surety and made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on 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 Project No. 59-18-02 that will exceed \$150,000.00; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer and the Director of Contracts Administration and concurs with the recommendation that the Commission approve the award of Project No. 59-18-02 to Shelly as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendation.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of The Shelly Company for Project No. 59-18-02 in the total amount of \$16,497,125.60 is approved as the lowest responsive and responsible bid received, and the Executive Director is authorized to execute a Contract on the basis of said bid; and

FURTHER RESOLVED that the Commission approves the Executive Director and the Chief Engineer assigning ms consultants, inc., of Youngstown, Ohio, to perform the necessary construction inspection and administration services for the Project and Professional Services Industries, Inc., of Cleveland, Ohio, to perform materials testing and inspection services both in accordance with the Miscellaneous Engineering Services Agreement between the Ohio Turnpike and Infrastructure Commission and said firms; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under said contracts as a result of an increase in necessary quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project or increase its costs.

(Resolution No. 11-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Shelly & Sands, Inc. to Rehabilitate Bridges Under Project No. 43-18-04 for the Total Amount of \$6,269,690.05 and Approving the Assignments of Palmer Engineering Company and Pro GeoTech, Inc. to Perform Professional Services on the Project

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice in accordance with law advertising its invitation to bid upon a Contract for the Bridge Deck Repair and Rehabilitation of the Ohio Turnpike over the Wheeling & Lake Erie Railway at Milepost 186.0 and Interstate Route 480 Eastbound over the Ohio Turnpike at Milepost 186.8 in Portage County designated as Project No. 43-18-04; and

WHEREAS, the Commission received five bids to perform the Contractor’s obligations on the Project, and the report of the Commission’s Chief Engineer and Deputy Chief Engineer concerning the review and analysis of the bids is before the Commission; and

WHEREAS, the Chief Engineer reports that Shelly & Sands, Inc., of Akron, Ohio (“Shelly & Sands”), submitted the apparent low bid on Project No. 43-18-04 in the total bid amount of \$6,269,690.05, which they recommend the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration advises that bids for Project No. 43-18-04 were solicited from all bidders on the basis of the same terms, conditions and specifications, that the bid of Shelly & Sands for Project No. 43-18-04 conforms to the requirements of Ohio Revised Code Sections 5537.07 and 9.312, and that Shelly & Sands submitted a performance bond with good and sufficient surety and made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on 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 Project No. 43-18-04 that will exceed \$150,000.00; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer and the Director of Contracts Administration and concurs in the recommendation to select Shelly & Sands as the lowest responsive and responsible bidder for Project No. 43-18-04; 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 Shelly & Sands, Inc. for Project No. 43-18-04 in the amount of \$6,269,690.05 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a Contract based on said bid; and

FURTHER RESOLVED that the Executive Director and the Chief Engineer are authorized to assign Palmer Engineering Company, of Akron, Ohio, to perform all necessary construction administration and inspection services in accordance with its contract previously authorized as Design Project No. 71-16-09 under Resolution No. 74-2016, and assign Pro GeoTech, Inc., of Cleveland, Ohio, to perform the necessary materials testing services in accordance with the 2017-2018 Miscellaneous Engineering Services Agreement; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under said contracts as a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project or increase its costs.

(Resolution No. 12-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Kokosing Construction Company to Repair a Bridge Deck and Remove a Bridge Under Project No. 43-17-04 (REBID) for the Total Amount of \$5,737,735.60 and Approving the Assignments of DLZ Ohio, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice in accordance with law advertising its invitation to bid upon a Contract for the Bridge Deck Repair of the Ohio Turnpike bridge over Quarry Road at Milepost 138.0 and the Removal of a bridge over an inactive railroad at Milepost 138.2, both bridges are in Lorain County, and designated as Project No. 43-17-04 (REBID); and

WHEREAS, the Commission received two bids to perform the Contractor’s obligations on the Project, and the report of the Commission’s Chief Engineer and Deputy Chief Engineer concerning the review and analysis of said bids is before the Commission; and

WHEREAS, the Chief Engineer reports that Kokosing Construction Company, Inc., of Columbus, Ohio (“Kokosing”), submitted the apparent low bid on Project No. 43-17-04 (REBID) in the total bid amount of \$5,737,735.60, which they recommend the Commission accept and approve authorization for the Executive Director to award said contract; and

WHEREAS, the Director of Contracts Administration advises that bids for Project No. 43-17-04 (REBID) were solicited from all bidders on the basis of the same terms, conditions and specifications, that the bid of Kokosing for Project No. 43-17-04 (REBID) conforms to the requirements of Ohio Revised Code Sections 5537.07 and 9.312, and that Kokosing submitted a performance bond with good and sufficient surety and made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on 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 Project No. 43-17-04 (REBID) that will exceed \$150,000.00; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer and the Director of Contracts Administration and concurs in the recommendation to select Kokosing as the lowest responsive and responsible bidder for Project No. 43-17-04 (REBID); 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 Kokosing Construction Company, Inc. for Project No. 43-17-04 (REBID) in the amount of \$5,737,735.60 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a Contract based on said bid; and

FURTHER RESOLVED that the Executive Director and the Chief Engineer are authorized to assign DLZ Ohio, Inc., of Cleveland, Ohio, to perform all necessary construction administration and inspection services in accordance with its contract previously authorized under Resolution No. 37-2017, and assign TTL Associates, Inc., of Cleveland, Ohio, to perform the necessary materials testing services in accordance with the 2017-2018 Miscellaneous Engineering Services Agreement; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under said contracts as a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project or increase its costs; and

FURTHER RESOLVED that as authorized by Resolution No. 59-2015, the Commission hereby affirms and restates that the General Counsel is authorized to appropriate and prosecute the appropriation of the fee title to and necessary easements on and over Parcel Nos. 05-00-007-000-025, 05-00-094-105-047, 05-00-007-000-027, 05-00-007-000-026 or neighboring parcels (the "Property") in furtherance of and for the completion of the Project; and that the General Counsel be, and she is hereby instructed to do or cause to be done all things that may be reasonably necessary so that those appropriation proceedings may be completed for the completion of the Project.

(Resolution No. 13-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Authorization to Modify the Agreement with KS Associates, Inc. to Perform Additional Phase I – Design Services Under Project No. 71-17-03 for the Rehabilitation of Two Bridges in the Not-To-Exceed Amount of \$64,844.00

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”), under Resolution No. 35-2017, selected KS Associates, Inc., of Elyria, Ohio, to perform the professional engineering services for the Deck Replacements and Rehabilitation for the Ramp Bridge over State Route 420 at Mile Post 71.4 and the South Billman Road Bridge over the Mainline at Milepost 75.2 in Wood and Ottawa Counties, Ohio (“Project 71-17-03”), and authorized Phase I Services – Design and Plan Preparation Services (“Phase I Services”) for the not-to-exceed amount of \$185,936.00 under an Agreement dated September 6, 2017; and

WHEREAS, the during the performance of Phase I Services the Chief Engineer determined that it was necessary for Project No. 71-17-03 to include raising the Ramp Bridge over State Route 420 to provide fifteen feet, six inches of vertical clearance and widening the structure to fifty-two feet, which was not originally included within the scope of services of the Contract; and

WHEREAS, KS Associates has submitted a fee proposal dated February 15, 2018, to perform the additional Phase I Services in the not-to-exceed amount of \$64,844.00, which fee proposal the Chief Engineer deemed reasonable and necessary; and

WHEREAS, the additional amount described in the fee proposal from KS Associates to perform the required additional Phase I Services will increase the contract by an amount that exceeds ten percent of the original contract authorized by the Commission, and Commission approval is sought for modifying the Agreement incorporating the additional fee proposal; and

WHEREAS, the Executive Director has also reviewed the recommendation submitted by the Chief Engineer and approves the recommendation to authorize KS Associates to perform additional Phase I Services under Project No. 71-17-03; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the proposal from KS Associates dated February 15, 2018 to perform the additional Phase I Services related to widening of the structure at Milepost 71.4 for the under Project No. 71-17-03 in Wood and Ottawa Counties in the not-to-exceed amount of \$64,844.00 is approved, and the Executive Director is authorized to modify the Agreement with KS Associates to perform such additional services in accordance with the terms and conditions of the Commission’s RFP for Professional Engineering Services, KS Associates’ technical response and fee proposals; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under previously awarded said contracts as a result of an increase in

the planned quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project and increase its costs.

(Resolution No. 14-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Selecting Jobes Henderson & Associates to Perform Professional Engineering and Construction Administration and Inspection Services for the Rehabilitation of Two Bridges, and Authorizing an Agreement to Obtain Phase 1 Services for a Fee Not-To-Exceed \$367,579.00 (Project No. 71-17-05)

WHEREAS, on April 6, 2017, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice of its Request for Proposals (“RFP”) for Project No. 71-17-05 seeking Engineering and Construction Administration and Inspection Services relating to the Deck Replacements and Widening for Ohio Turnpike Bridges over Poland-Unity Road (County Route 175) at Milepost 237.8 and Ohio Turnpike Bridges over Columbiana-New Castle Road (County Route 62) at Milepost 238.1 in Mahoning County; and

WHEREAS, on April 20, 2017, Letters of Interest were received from sixteen firms expressing their desire to serve as the Commission’s Engineering Consultant for this Project, three of which were deemed most qualified and invited to submit proposals in response to the RFP, which were due on January 4, 2018; and

WHEREAS, on the basis of the proposals received, the Engineering staff concluded that Jobes Henderson & Associates, Inc., of Bedford, Ohio (“Jobes Henderson”), is the most qualified firm to perform the necessary services for Project No. 71-17-05, and conducted a Scope of Services meeting to confirm a mutual understanding of the Phase 1 Services for the Project consisting of Site Inspection, Engineering Report, Design and Plan Preparation Services; and

WHEREAS, Jobes Henderson submitted its fee proposal dated February 15, 2018, for Phase 1 Services in the not-to-exceed amount of \$367,579.00, which fee proposal the Chief Engineer deems reasonable and appropriate, and recommends that the Commission approve the award of the Contract to Jobes Henderson for Project No. 71-17-05; and

WHEREAS, the Director of Contracts Administration advises that the RFP process and the selection of Jobes Henderson conformed with the requirements of Ohio Revised Code Sections 153.65 to 153.71, and 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 Executive Director has also reviewed the recommendation submitted by the Chief Engineer and the Director of Contracts Administration, and concurs that the Commission should approve the selection of Jobes Henderson to perform Phase 1 Services for Project No. 71-17-05; 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 Jobes Henderson is approved as the most qualified firm to perform the professional engineering design and construction administration and inspection services necessary for Project No. 71-17-05, and that the Executive Director is authorized to execute a Contract with Jobes Henderson on the basis of the Commission's Request for Proposals and Jobes Henderson's technical response and fee proposal for Phase 1 Services in the not-to-exceed amount of \$367,579.00; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under previously awarded said contracts as a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project and increase its costs.

(Resolution No. 15-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing GPD Group to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-to-Exceed Amount of \$594,295.00 (Project No. 71-18-01)

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) selected Glaus, Pyle, Schomer, Burns & Dehaven, Inc., dba GPD Group, of Akron, Ohio (“GPD Group”), through Resolution No. 38-2013 to perform Engineering Design and Construction Services for Pavement Reconstruction Program sections at various locations on the Ohio Turnpike, with the Commission having the option to assign up to five projects that each consist of a five to six-mile section of roadway; and

WHEREAS, the Commission previously authorized exercising the options to assign GPD Group to perform Preliminary Engineering (“Task 1”) and Final Design Services (“Task 2”) for four pavement reconstruction project sections under Resolution No. 38-2013 for Project No. 71-13-06 in Cuyahoga County, Resolution No. 11-2014 for Project No. 71-14-07 in Portage County, Resolution No. 64-2014 for Project No. 71-14-12 in Portage County, and Resolution No. 58-2016 for Project No. 71-16-13 in Lorain and Cuyahoga Counties, where the Commission accepted GPD Group’s fee proposals in the total amount \$2,260,312.00 for completing Task 1 and Task 2 Services on all four base pavement reconstruction project sections; and

WHEREAS, the Chief Engineer determined that the Strategic Plan for Modernizing the Toll Collection System, adopted under Resolution No. 57-2017, should include the next pavement reconstruction project and be assigned under the agreement with GPD Group in order to reduce maintenance of traffic impacts and provide the most cost-effective solution for implementing the long-term planning vision of the Commission; and

WHEREAS, the Chief Engineer recognized the mainline section from Milepost 0.0 to Milepost 7.2 as the appropriate location for making the improvements through the next pavement reconstruction project (“Project No. 71-18-01”) assigned to GPD Group because the Strategic Plan for Modernizing the Toll Collection System designated the site for the westernmost gate of the ticketless system to reside within those project limits; and

WHEREAS, GPD Group submitted a fee proposal dated February 12, 2018 to perform Task 1 – Preliminary Engineering Services and a portion of the Task 2 – Final Design and Construction Document Preparation Services for Project No. 71-18-01 as its fifth pavement reconstruction project section in the total not-to-exceed amount of \$594,295.00, which amount the Chief Engineer and Deputy Chief Engineer have deemed to be reasonable and necessary; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer and Deputy Chief Engineer and approves the recommendation to authorize GPD Group to perform Task 1 Services and a portion of the Task 2 Services under Project No. 71-18-01.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the completion of the Task 1 - Preliminary Engineering Services and a portion of the Task 2 - Final Design and Construction Document Preparation Services by GPD Group under Project No. 71-18-01 from Milepost 0.0 to Milepost 7.2 in Williams in the not-to-exceed amount of \$594,295.00 is approved, and the Executive Director is authorized to amend the Contract with GPD Group to perform such services in accordance with the terms and conditions of the Commission's RFP for Pavement Reconstruction Design Services, GPD Group's response thereto and its fee proposals therefor; and

FURTHER RESOLVED, that the Executive Director has the authority under Article V, Section 1.00 of the Code of Bylaws to further amend the Contract with GPD Group to perform additional services necessary for Project No. 71-18-01 that does not exceed ten percent of the total not-to-exceed amount approved to date for the Contract, and approve such extra work or change orders under said contracts as a result of an increase in necessary quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project or increase its costs.

(Resolution No. 16-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing CT Consultants to Perform Preliminary Engineering and Final Design and Construction Document Preparation Services for the Pavement Reconstruction Project in the Not-to-Exceed Amount of \$446,174.00 (Project No. 71-18-02)

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) selected CT Consultants, Inc., of Mentor, Ohio (“CT Consultants”), through Resolution No. 37-2013 to perform Engineering Design and Construction Services for Pavement Reconstruction Program sections at various locations on the Ohio Turnpike, with the Commission having the option to assign up to five projects that each consist of a five to six-mile section of roadway; and

WHEREAS, the Commission previously authorized exercising the options to assign CT Consultants to perform Preliminary Engineering (“Task 1”) and Final Design Services (“Task 2”) for four pavement reconstruction project sections under Resolution No. 37-2013 for Project No. 71-13-05 in Sandusky County, Resolution No. 12-2014 for Project No. 71-14-08 in Trumbull and Mahoning Counties, Resolution No. 65-2014 for Project No. 71-14-11 in Erie County, and Resolution No. 57-2016 for Project No. 71-16-14 in Cuyahoga and Summit Counties, where the Commission accepted CT Consultants’ fee proposals in the total amount \$2,656,167.00 for completing Task 1 and Task 2 Services on all four base pavement reconstruction project sections; and

WHEREAS, the Chief Engineer determined that the Strategic Plan for Modernizing the Toll Collection System, adopted under Resolution No. 57-2017, should include the next pavement reconstruction project and recommended for assignment under the agreement with CT Consultants to reduce maintenance of traffic impacts and provide the most cost-effective solution for implementing the long-term planning vision of the Commission; and

WHEREAS, the Chief Engineer recognized the mainline section from Milepost 46.5 to Milepost 51.4 in Fulton and Lucas Counties as the appropriate location for making the improvements through the next pavement reconstruction project (“Project No. 71-18-02”) because the Strategic Plan for Modernizing the Toll Collection System designated the site for the westernmost gate of the ticketed system to reside within those project limits; and

WHEREAS, CT Consultants submitted a fee proposal dated February 12, 2018 to perform Task 1 – Preliminary Engineering Services and a portion of the Task 2 – Final Design and Construction Document Preparation Services for Project No. 71-18-02 as its fifth pavement reconstruction project section in the total not-to-exceed amount of \$446,174.00, which amount the Chief Engineer and Deputy Chief Engineer have deemed to be reasonable and necessary; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer and Deputy Chief Engineer and approves the recommendation to authorize CT Consultants to perform Task 1 Services and a portion of the Task 2 Services under Project No. 71-18-02.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the completion of the Task 1 - Preliminary Engineering Services and a portion of the Task 2 - Final Design and Construction Document Preparation Services by CT Consultants, Inc. under Project No. 71-18-02 from Milepost 46.5 to Milepost 51.4 in Fulton and Lucas Counties in the not-to-exceed amount of \$446,174.00 is approved, and the Executive Director is authorized to amend the Contract with CT Consultants to perform such services in accordance with the terms and conditions of the Commission's RFP for Pavement Reconstruction Design Services, CT Consultants' response thereto and its fee proposals therefor; and

FURTHER RESOLVED, that the Executive Director has the authority under Article V, Section 1.00 of the Code of Bylaws to further amend the Contract with CT Consultants to perform additional services necessary for Project No. 71-18-02 that does not exceed ten percent of the total not-to-exceed amount approved to date for the Contract, and approve such extra work or change orders under said contracts as a result of an increase in necessary quantities, newly mandated requirements that did not exist at the time of original contract awards, or circumstances that would create a life, safety, or health threatening situation or would unduly delay the completion of the Project or increase its costs.

(Resolution No. 17-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing Jacobs Engineering to Perform Additional Task 4 Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in the Not-To-Exceed Amount of \$1,641,418.00

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”), under the authority of Resolution No. 44-2016, adopted June 20, 2016, selected Jacobs Engineering Group (“Jacobs Engineering”) as its consultant to perform the services necessary to create a Strategic Plan for the Toll Collection System and Customer Service Center, consisting of Task 1, Task 2 and Task 3 Services in the not-to-exceed amount of \$615,660.89, and the option to assign Jacobs Engineering to perform Task 4 - Strategic Plan Implementation Services; and

WHEREAS, on June 19, 2017 by Resolution No. 34-2017, the Commission approved the additional fee proposal from Jacobs Engineering to complete the Task 1, Task 2 and Task 3 Services for the Toll Collection System and Customer Service Center Strategic Plan, as described in its June 8, 2017 fee proposal, for the additional not-to-exceed amount of \$99,120.00; and

WHEREAS, on December 18, 2017 by Resolution No. 57-2017, the Commission adopted the Toll Collection System and Customer Service Center Strategic Plan developed through the services of Jacobs Engineering (the “Strategic Plan”); and

WHEREAS, the Commission exercised the option to assign Task 4 Implementation Services under the authority of Resolution No. 6-2018 and approved the additional fee proposals from Jacobs Engineering for the initial Task 4 Services for General Toll System Modernization Support and Procurement Support Services for the Toll Collection System, Customer Service Center and Unpaid Toll Processing and Expanding Toll Plaza 180, as described in its January 11, 2018 and January 16, 2018 fee proposals, for the not-to-exceed amount of \$1,095,456.00; and

WHEREAS, Jacobs Engineering submitted an additional fee proposal dated February 14, 2018 in the total not-to-exceed amount of \$1,641,418.00 to perform additional Task 4 Strategic Plan Implementation Support Services, which are apportioned among three separate design projects as follows: (1) \$418,928 for Project No. 71-18-03 - Preliminary Engineering (“Task 1”) and partial Final Design and Construction Document Preparation (“Task 2”) Services for the new Toll Plaza located at Milepost 211 and the adjacent Mainline Pavement Reconstruction; (2) \$406,000.00 for Project No. 71-18-04 – Task 1 and partial Task 2 Services for modernizing the Eastgate Toll Plaza located at Milepost 239 and the adjacent Mainline Pavement Reconstruction; and (3) \$816,490.00 for Project No. 71-18-05 – Task 1 and partial Task 2 Services for modernizing the existing Eastgate Toll Plaza building and facilities at Milepost 239 and constructing three new toll collection facilities located at Milepost 3.5, Milepost 49 and Milepost 211; and

WHEREAS, the Executive Director has reviewed the recommendations for the Fee Proposal submitted by the Chief Engineer and the Deputy Chief Engineer, and concurs that the Commission should approve and authorize obtaining the additional Task 4 Services from Jacobs Engineering as described in the Fee Proposal dated February 14, 2018, as the projects are in furtherance of and are necessary for implementing the Strategic Plan.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the Fee Proposal from Jacobs Engineering, Inc., dated February 14, 2018, to perform the additional Task 4 Implementation Services for the Toll Collection System and Customer Service Center Strategic Plan, for the not-to-exceed amount of \$1,641,418.00 is accepted and approved; and

FURTHER RESOLVED, that the Executive Director is authorized to amend the Contract with Jacobs Engineering, Inc. to incorporate the proposal dated February 14, 2018 and increase the total not-to-exceed amount payable under the agreement to \$3,451,654.89 in accordance with the terms and conditions of the Commission's Request for Proposals and Jacobs Engineering's technical responses and accepted fee proposals to perform consulting services identified therein in furtherance of the Strategic Plan.

(Resolution No. 18-2018 adopted February 26, 2018)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Selecting Scioto Energy to Perform Energy Supplier Consulting Services, and Approving a Competitive Process to Select Gas and Electric Suppliers for the Approximate Annual Amount of \$54,725.00

WHEREAS, on November 8, 2017, the Ohio Turnpike and Infrastructure Commission (“Commission”) issued a Request for Proposals (“RFP”) for Energy Supplier Consulting Services to identify and engage lower cost alternatives to its current gas and electric energy supplies; and

WHEREAS, on December 8, 2017, sixteen Proposals were received to perform the Energy Supplier Consulting Services, which were reviewed by an Evaluation Team consisting of the Facilities Engineer, the DED/CFO/Comptroller, and the Director of Contracts Administration, which, after meeting with the four top-ranked Firms, concluded that New River Group, LLC, dba Scioto Energy, of Columbus, Ohio (“Scioto Energy”), submitted the best Proposal to broker the Commission’s energy consumption portfolio and furnish a software system that provides the Commission’s energy consumption data management; and

WHEREAS, the Evaluation Team believes that Scioto’s Proposal to automate the entry of billing information, make comparative analysis using EnergyStar standards, issue alert notices for any anomalies and bench mark the facilities’ performance and efficiencies to prioritize capital spending for energy saving improvements; and

WHEREAS, overall the procurement methods and software system that Scioto Energy proposed was the best fit to satisfy the Commission’s needs; and

WHEREAS, the volatility and nature of the gas and electric energy supply market only allows energy suppliers to hold firm pricing for mere hours after the lowest pricing is identified, requiring the Commission to execute agreements with energy suppliers that have the potential to exceed \$150,000.00 without an intervening Commission Meeting; and

WHEREAS, the Director of Contracts Administration advises that the process to select the Energy Supplier Consultant was conducted in conformance with the Commission’s procedures for the selection of personal services providers, and further that the proposed process for bidding the suppliers of the Commission’s energy requirements conforms with Section 9.30 of the Ohio Revised Code; and

WHEREAS, the Executive Director has reviewed the reports of the Evaluation Team and approves the recommendation that the Commission should select Scioto Energy, of Columbus, Ohio, as its provider of Energy Supplier Consulting Services and that the Commission should procure its future natural gas and electricity consumption through Scioto Energy; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the Proposal submitted by Scioto Energy to perform Energy Supplier Consulting Services to identify and engage suppliers of the Commission's gas and electric energy requirements and furnish a software system that provides the Commission's energy consumption data management for \$1.05 per MWh of electricity and \$0.13 per Mcf of natural gas is approved and that the Executive Director is authorized to execute the agreement on the basis of said Proposal for a period of five years and terminating upon the expiration of the supply contracts executed as a result of its services performed during the five year term; and

FURTHER RESOLVED that the Executive Director is authorized to execute agreements with the gas and electric suppliers selected under the process established through the services of Scioto Energy.

(Resolution No. 19-2018 adopted February 26, 2018)