

**MINUTES OF THE 683rd MEETING OF THE
OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
MARCH 15, 2021**

Chairman: Good morning. It is 10:10 a.m. Will you please stand and join me in reciting the *Pledge of Allegiance*. The meeting will come to order.

We are here on video conference – not in person as Amended House Bill 404 effective November 22, 2020, extends the temporary authorization that public bodies received in HB 197 to meet remotely, with an expiration date of July 1, 2021. We are doing our part to help prevent the spread of COVID-19.

Will the Assistant Secretary Treasurer, Ferzan Ahmed, please call the roll?

Assistant Secretary-Treasurer: 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. Coviello

Commissioner, Guy Coviello: Here

Assistant Secretary-Treasurer: Ms. Eaton Johnson

Commissioner, Vickie Eaton Johnson: Here

Assistant Secretary-Treasurer: Mr. Pakush

Commissioner, ODOT Proxy, Myron Pakush: Here. (ODOT Representative until the arrival of Dr. Marchbanks at 10:13 a.m.).

Assistant Secretary-Treasurer: Dr. Marchbanks

Commissioner, ODOT Proxy, Dr. Jack Marchbanks: Here (arrived at 10:13 a.m.)

Assistant Secretary-Treasurer: Mr. Kennedy

Office of Budget and Management, James Kennedy: Here

Assistant Secretary-Treasurer: Senator Reineke

Senator Bill Reineke: Here

Chairman: We have a quorum. This is the 683rd Meeting of the Ohio Turnpike and Infrastructure Commission. We are holding a meeting today via Microsoft Teams.

As mentioned at the beginning, Amended House Bill 404 effective November 22, 2020, allows us to continue using video conferencing for all public meetings until July 1, 2021. Accordingly, we can check in with our Technology team after the meeting and confirm that this was available by live stream to the public.

Various reports will be received, and we will act on several resolutions. Draft copies have been sent to the Members. The resolutions will be explained during the appropriate reports.

May I have a motion to adopt the Minutes of the February 22, 2021, Commission Meeting? Call the roll, please.

MOTION: A motion to adopt the Minutes of January 25, 2021, Commission Meeting was made by Vice Chairman Paradiso and seconded by Chairman Hruby.

Chairman: The February 22, 2021 Commission Meeting Minutes are adopted. We will move on 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 February 22, 2021:

1. Six Resolutions;
2. Draft Minutes of the February 22, 2021, Commission Meeting; and
3. Agenda for today's meeting.

The following additional documents have been made available to Commission Members:

1. Traffic Crash Summary Report, February 2021;
2. Traffic and Revenue Report, February 2021;
3. Total Revenue by Month and Year, February 2021;
4. Investment Report, February 2021; and
5. Financial Statement, February 2021.

That concludes my report, Mr. Chairman.

Chairman: Thank you. Any questions or comments regarding the Secretary-Treasurer's report? Hearing none, we will move on to the report from the Executive Director, Ferzan M. Ahmed.

Director Ahmed: Thank you, Mr. Chairman. Good morning, Commission Members.

Per the provisions of the Ohio Revised Code, we were invited to testify before the Ohio Senate Transportation Committee on Wednesday, February 24th. Due to a family situation, I was unable to appear before the Committee. However, our Director of Government Affairs, Adam Greenslade, represented the Commission and gave testimony on our budget and long-term capital program. He did a great job and I thank him for stepping up. During his testimony, Adam described the modernization of our new Toll Collection System (TCS). Adam advised the Committee Members that we are working with Senator Reineke to advance the legislation needed to go with the new Toll Collection System. I would like to thank Senator Reineke and his staff for their work with the Legislative Service Commission to put our proposed legislative changes into draft form.

The Commission's 2020 Annual Comprehensive Financial Report is under development and includes an Executive Director's year-end review. Some of the highlights of our 2020 accomplishments include:

- Providing essential infrastructure & services during the Pandemic.
- Establishing a public dashboard with key results for performance.
- Beginning construction on the toll collection system modernization project.
- Undertaking of a \$178 million capital improvement program.
- A truck platooning demo on the Ohio Turnpike with the Smart Belt Coalition.
- Dedicating underground railroad historical markers at two service plazas with Governor DeWine.
- Raising \$33,000 for the statewide Combined Charitable Campaign.

March is "Distracted Driving Awareness Month" and we have teamed up with the Ohio State Highway Patrol to launch a "Distracted Driving Enforcement Zone." This initiative started on March 1st and will run through the end of the month, across Cuyahoga, Summit and Portage Counties.

The Turnpike Leadership team came together Wednesday, March 3rd for our quarterly retreat. There were small group discussions regarding the 2020 Key Results along with a look forward to our initiatives in 2021. There are many opportunities related to innovation and I look forward to seeing this evolve as the year goes on.

I would like to congratulate Tom Stoltz and Len Polash for reaching their career milestones. Tom retired from the Kunkle Maintenance Department February 27th and Len retired from the Office Services Department on March 5th. I would like to thank them both for their service to the Commission and wish them both the best in retirement.

And finally, in honor of Woman's History Month, we celebrated International Woman's Day on March 8th at the Turnpike. We celebrated by dedicating social media posts to the great women that work at the Ohio Turnpike. I would like to thank all of the ladies that represented the Ohio Turnpike as employees and Commission Members in honor of Woman's History Month and International Woman's Day.

Mr. Chairman, this concludes my report, and I will be happy to answer any questions.

Chairman: Any questions or comments?

Mr. Pakush: Mr. Chairman, I see that Dr. Marchbanks has joined us.

Dr. Marchbanks: Yes, Mr. Chairman I am. I have been silent because I am not aware of the protocol in joining a meeting late.

Chairman: Myron, thank you for filling in. Dr. Marchbanks will take over from here. We will now move on to the report of the Chief Engineer, Tony Yacobucci.

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

The first resolution for your consideration seeks the Commission's authorization to award Contract No. 46-2021 to Furnish and Apply Retro-Reflective Pavement Markings on the Ohio Turnpike mainline roadway and interchange ramps from Milepost 0.0 to Milepost 241.2. This work is included in the 2021 Operating Budget. On February 24, 2021, Procurement received four (4) bids in response to this Project. The apparent low bid was submitted by American Roadway Logistics ("ARL"), of Norton, Ohio, in the amount of \$1,176,056.40. Commission staff evaluated the unit bid prices and found them to be reasonable and the bid tabulation did not appear to contain any errors or anomalies. The bid submitted by ARL is approximately 5.9% below the Engineer's Estimate of \$1,250,000.00. Based on a review of ARL's Financial Statement and Experience Questionnaire, it appears they have the capacity to perform this work. Although they have not performed this work directly for the Commission in the past, they have satisfactorily performed similar work for the Commission as a subcontractor in the past. Additionally, Engineering Staff has contacted owners for whom ARL had previously performed work, and all reported satisfactory performance. Therefore, it is recommended that the Commission award Contract No. 46-2021 to American Roadway Logistics, of Norton, Ohio, in the amount of \$1,176,056.40. With your permission, may the General Counsel please read the title of the resolution.

General Counsel: Resolution Approving the Selection of American Roadway Logistics Under Project No. 46-2021 for the Total Amount of \$1,176,056.40.

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

MOTION: A motion to adopt *Resolution Approving the Selection of American Roadway Logistics Under Project No. 46-2021 for the Total Amount of \$1,176,056.40* was made by

Chairman Hruby, seconded by Secretary-Treasurer Barber, and approved by all Commission Members present. Resolution No. 12-2021.

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

Chief Engineer: The second resolution for your consideration seeks the Commission's authorization to award Contract No. 43-21-02, for the bridge deck replacement and rehabilitation of the Fangboner Road bridge over the Ohio Turnpike at Milepost 91.1 and the Ohio Turnpike Ramp bridge over the Ohio Turnpike at Milepost 91.6, as well as the removal of the Ohio Turnpike Ramp bridge over State Route 53 and replacing it with a roundabout at Milepost 92.0, all in Sandusky County. This work is included in the 2021 Capital Improvement Budget. On February 19, 2021, Procurement received two (2) bids in response to this Project. The apparent low bid was submitted by Kokosing Construction Company, Inc., of Westerville, Ohio, in the amount of \$4,821,160.90, which is below the Engineers Estimate. This bid was evaluated by both the design consultant, FTC&H, of Toledo, 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. In addition, Kokosing has committed to meet the 10% SBE goal as set by the Office of Equity and Inclusion. Therefore, it is recommended that the Commission award Contract No. 43-21-02 to Kokosing Construction Company, Inc., of Westerville, Ohio, in the amount of \$4,821,160.90. With your permission, may the General Counsel please read the title of the resolution.

General Counsel: Resolution Approving the Selection of Kokosing Construction Company, Inc. for Project No. 43-21-02 for the Total Amount of \$4,821,160.90.

Chairman: Any questions or comments?

Dr. Marchbanks: I have a comment and a question. In regard to the SBEs and Minority and Female owned businesses that the Turnpike works with, the Ohio Department of Transportation would really like to get a comprehensive listing. We are looking at expanding our pool of MBEs and DBEs. We want to make sure that we are aware of all of those people doing work with the Turnpike that are not currently doing work with ODOT, so we can possibly expand our pool of qualified contractors. So, if Chief Engineer Yacobucci and Executive Director Ahmed could forward that information to me I would really appreciate it.

Chief Engineer: Mr. Chairman and Dr. Marchbanks, we would be more than happy to provide that information. I will work with Diana Anthony to make sure you get what you need.

Chairman: Are there any other questions or comments? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Approving the Selection of Kokosing Construction Company, Inc. for Project No. 43-21-02 for the Total Amount of \$4,821,160.90* was made by Vice Chairman Paradiso, seconded by Dr. Marchbanks, and approved by all Commission Members present. Resolution No. 13-2021.

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

Chief Engineer: The third resolution for your consideration seeks the Commission's authorization to award Contract No. 59-21-02 for the Repairs and Resurfacing of the Eastbound and Westbound Mainline Roadway between Milepost 112.45 and Milepost 118.80 in Erie County. This work is included in the 2021 Capital Improvement Budget. On February 23, 2021, Procurement received two (2) bids in response to this Project. The apparent low bid was submitted by the Gerken Paving, Inc., ("Gerken"), of Napoleon, Ohio, in the amount of \$11,742,589.76, which is below the Engineer's Estimate. Commission staff evaluated the unit bid prices and found them to be reasonable and the bid tabulation did not appear to contain any errors or anomalies. Based on a review of Gerken'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, Gerken has committed to exceed the 10% SBE goal as set by the Office of Equity and Inclusion. Therefore, it is recommended that the Commission award Contract No. 59-21-02 to Gerken Paving, Inc., of Napoleon, Ohio, in the amount of \$11,742,589.76. With your permission, may the General Counsel please read the title of the resolution?

General Counsel: Resolution Approving the Selection of Gerken Paving, Inc. for Project No. 59-21-02 for the Total Amount of \$11,742,589.76.

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

MOTION: A motion to adopt *Resolution Approving the Selection of Gerken Paving, Inc. for Project No. 59-21-02 for the Total Amount of \$11,742,589.76* was made by Chairman Hruby, seconded by Vice Chairman Paradiso, and approved by all Commission Members present. Resolution No. 14-2021.

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

Chief Engineer: The fourth resolution for your consideration seeks the Commission's 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 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 Nos. 18-2018, 28-2019 and 37-2019, which included the design of the roadway portion of the new Toll Plaza located at Milepost 211 and the roadway portion of the reconfigured Eastgate Toll Plaza located at Milepost 239. The work also included Environmental, Geotechnical and Site-Civil Design Services for the new and modernized Mainline Toll Plazas at Mileposts 4, 49, 211 and 239. Jacobs has submitted a fee proposal dated January 14, 2021, in the not-to-exceed amount of \$513,042.00, to perform additional Task 4 Final Design Services. The additional services include, but are not limited to, Alta surveys for property acquisition, incorporation of the TCS Integrators solution for the Open Road Tolling slab and gantry, toll canopy demolition plans,

overhead sign structure supports and additional geotechnical and environmental work for EPA and USCOE permitting and wetland mitigation. It should be noted that Jacobs will subcontract \$318,552.00 or 62.1% of these services to DLZ Ohio, Inc., a Commission certified SBE firm. The Engineering staff has reviewed Jacob's proposal and finds it to be reasonable for the scope to be performed. With your permission, may the General Counsel please read the title of the resolution?

General Counsel: Resolution Authorizing a Modification to the Agreement with Jacobs Engineering to Perform Additional Task 4 Final Design Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in an Amount Not-to-Exceed \$513,042.00 for a Total Aggregate Contract Amount of \$6,785,355.94.

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

MOTION: A motion to adopt *Resolution Authorizing a Modification to the Agreement with Jacobs Engineering to Perform Additional Task 4 Final Design Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in an Amount Not-to-Exceed \$513,042.00 for a Total Aggregate Contract Amount of \$6,785,355.94* was made by Ms. Eaton Johnson, seconded by Secretary-Treasurer Barber, and approved by all Commission Members present. Resolution No. 15-2021.

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

Chief Engineer: The next two resolutions for your consideration seeks the Commission's authorization for the purchase of sixteen (16) single-axle snow and ice trucks, with the cab and chassis of the trucks being purchased under the Ohio Department of Transportation's ("ODOT's") Cooperative Purchasing Program Contract Number 023-21 and the dump bodies, plows, hydraulics, lighting systems, and grease system purchased under the Ohio Department of Administrative Services Cooperative Purchasing Program, State Term Contract Index No. STS515, Schedule No. 800860. The purchase of the snow and ice trucks is included in the 2021 Capital Budget and is required to complete the replacement of existing 2009 model year snow and ice trucks. The cab and chassis for the sixteen (16) snow and ice trucks is available for acquisition under ODOT's Cooperative Purchasing Program from Valley Freightliner & Western Star, Inc., of Parma, Ohio, in the amount of \$1,647,632.00, and the snow and ice truck dump bodies, plows, hydraulics, lighting systems, and grease system are available for acquisition under the Ohio Department of Administrative Services Cooperative Purchasing Program from Concord Road Equipment Manufacturing, Inc., of Painesville, Ohio, in the amount of \$2,296,156.18. The total combined cost for the sixteen (16) snow and ice trucks will be \$3,943,788.18. In addition, the existing 2009 model year snow and ice trucks shall be disposed of in accordance with the Commission's Property Disposal Policy after the new snow and ice trucks are placed into service. With your permission, may the General Counsel please read the title of each resolution?

General Counsel: Resolution Authorizing the Purchase of Sixteen Snow and Ice Cab and Chassis Trucks from Valley Freightliner & Western Star, Inc. in the Total Amount of \$1,647,632.00 Under the ODOT Cooperative Purchasing Program.

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

MOTION: A motion to adopt *Resolution Authorizing the Purchase of Sixteen Snow and Ice Cab and Chassis Trucks from Valley Freightliner & Western Star, Inc. in the Total Amount of \$1,647,632.00 Under the ODOT Cooperative Purchasing Program* was made by Chairman Hruby, seconded by Vice Chairman Paradiso, and approved by all Commission Members present. Resolution No. 16-2021.

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

General Counsel: The second resolution is a Resolution Authorizing the Purchase of Sixteen Snow and Ice Truck Bodies from Concord Road Equipment Manufacturing, Inc. in the Total Amount of \$2,296,156.18 Under the DAS Cooperative Purchasing Program.

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

MOTION: A motion to adopt The second resolution is a *Resolution Authorizing the Purchase of Sixteen Snow and Ice Truck Bodies from Concord Road Equipment Manufacturing, Inc. in the Total Amount of \$2,296,156.18 Under the DAS Cooperative Purchasing Program* was made by Chairman Hruby, seconded by Dr. Marchbanks, and approved by all Commission Members present. Resolution No. 17-2021.

Chairman: The resolution passes unanimously. Is there anything further Mr. Yacobucci.

Chief Engineer: No, Mr. Chairman. That completes my report.

Chairman: Thank you for your work. We will move on next to the CFO/Comptroller/Deputy Executive Director, Marty Seekely.

CFO/Comptroller/DED: Thank you, Mr. Chairman. I have a brief update on our traffic and revenue for the month of February.

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 22.8% in February as a result of the effect of COVID-19, an increase in the number of days of snow in February this year, and the extra day in February last year because of leap year .

If you subtract February 29th from last year's total, passenger car vehicle miles traveled were down 19.2% this year.

However, commercial traffic continued to increase and was up 4.8% in February. If you exclude February 29th from last year's total, then commercial traffic was up 7.3% from last February.

The decrease in passenger car traffic combined with the toll rate increase on January 1 caused passenger car toll revenue to decrease 21.4% in February from the same month last year. If you remove February 29th from last year, passenger car toll revenue is down 17.6% from February of last year.

The increase in commercial traffic combined with the toll rate increase caused commercial vehicle toll revenues to increase 6.5% in February. If you remove February 29th from last year, commercial vehicle toll revenue is up 9.0% from February of last year.

This chart shows the weekly percentage change in total toll revenue from the corresponding week of last year. Since the major decline in April of last year, the change from last year has steadily improved. More recently, toll revenues were up 6.5% week ending February 27th and up 6.9% week ending March 6th. Last week, which is not on the chart, toll revenue was up 8.0% from last year.

This chart shows year-to-date toll revenues through the month of February during each year over the past decade. Year-to-date total toll revenues were \$104,000 or 0.2% above the amount from last year. If you subtract February 29th from last year's total, total toll revenues are up \$729,000 or 1.7% over last year.

That completes my report, Mr. Chairman.

Chairman: Thank you, Marty. Any questions or comments? Hearing none, we will now move on to the report of our General Counsel, Jennifer Stueber.

General Counsel: Chairman, I am going to reserve my report for Executive Session, please.

Chairman: Thank you, Jennifer. We will move on to the report of the Ohio State Highway Patrol, Staff Lieutenant William Haymaker.

Staff Lieutenant Haymaker: Good morning, Mr. Chairman and Commission Members.

On February 24, 2021, at 1900 hours, Trooper J. D. Cross, Unit 170, stopped a 2016 Dodge Durango for a speed violation of 99 mph on IR 80 Ohio Turnpike near MP 190. Trooper A. G. Sliwoski, Unit 1422, arrived on scene for a probable cause search of the vehicle. After the driver and front seat passenger exited the vehicle, the rear seat passenger climbed into the driver's seat and fled the scene eastbound in the vehicle. Trooper Sliwoski pursued the vehicle eastbound. The suspect exited the Turnpike at exit 209 and struck the guardrail. The suspect then traveled for a short time westbound on SR 5 before he stopped and fled on foot. Trooper Sliwoski caught the suspect and took him into custody without further incident. The pursuit traversed approximately 19 miles and reached speeds up to 125 MPH.

On February 25, 2021, at approximately 1926 hours, Trooper Lash U-856 of the Milan Post, stopped a 2010 red Chevrolet Camaro for multiple marked lanes violations near milepost 127

in Erie County. While interacting with the driver, Trooper Lash suspected that the driver, Mr. Kendrick D. Price of Cleveland, Ohio, was under the influence of alcohol. Concluding standard field sobriety tests, Trooper Lash subsequently arrested the driver for OVI. During the Administrative Inventory of the vehicle, Trooper McMillen found just over two pounds of raw marijuana in the vehicle. Mr. Price was charged with F3 - marijuana possession, OVI, drug paraphernalia possession marked land and distracted driving.

Every time someone takes their eyes off the road – even for just a few seconds – they put their lives and the lives of others in danger. That’s why the Ohio Turnpike and the Ohio State Highway Patrol launched a distracted driving safety initiative along a nearly 30-mile stretch of the Ohio Turnpike. This initiative began on March 1 and will end on Wednesday, March 31.

The section is being designated as a Distracted Driving Enforcement Zone and will span across Cuyahoga, Summit and Portage counties. Motorists will see an increased presence of troopers and additional electronic signage within this zone in an effort to reduce crashes and raise awareness. Statewide, from 2019 through 2020, there were 24,489 crashes involving distracted driving. Of those, 8,654 were injury crashes and 70 were fatal crashes.

Distracted driving is any non-driving activity with the potential to distract a person from the primary task of driving and increase the risk of crashing. Distractions can be visual, taking eyes off of the road; manual, taking hands off the wheel; or cognitive, taking the mind off the driving task. Texting while driving is an example that results in all three types of distraction.

That completes the report of the Ohio State Highway Patrol, Mr. Chairman.

Chairman: Any questions for Staff Lieutenant Haymaker? Thank you again for the service of yourself and the men and women of the Ohio State Highway Patrol.

It is 10:42 a.m. and I move that we hold an Executive Session to discuss confidential matters under the provisions of Ohio Revised Code Section 121.22(G)(5). At the end of such Executive Session, the Commission shall resume its open meeting.

10:42 a.m. - MOTION: A motion to adjourn into Executive Session was made by Chairman Hruby, seconded by Vice Chairman Paradiso, and approved by all Commission Members present.

Chairman: I move that we conclude the Executive Session pursuant to the provisions of Ohio Revised Code Section 121.22(G)(5) and resume the open meeting of the Commission.

12:07 p.m. - MOTION: A motion to adjourn Executive Session was made by Chairman Hruby, seconded by Dr. Marchbanks, and approved by all Commission Members present.

Chairman: It is 12:07 p.m. and we are adjourned from Executive and will resume the Commission Meeting.

The next meeting of the Ohio Turnpike and Infrastructure Commission will take place on April 19, 2021, at 10:00 a.m., via Microsoft Teams.

If there is no further business, I will accept a motion to adjourn the 683rd Commission Meeting.

MOTION: A motion to adjourn the 683rd Commission Meeting is made by Chairman Hruby, seconded by Dr. Marchbanks, and unanimously approved by all Commission Members present.

Time of adjournment: 12:09 p.m.

Attendees for Record Keeping Purposes:

Commission Members: Chairman Jerry Hruby, Vice Chairman, Timothy Paradiso, Secretary-Treasurer Sandra Barber, Commission Member Guy Coviello, Commission Member Vickie Eaton Johnson, Commission Member Dr. Jack Marchbanks, Office of Budget and Management Representative James Kennedy, and Senator Bill Reineke.

Other Attendees: Sarah Brown, HNTB; Bethany Pugh, PFM; Michael Burgess, Prime Engineering; Jason Watson, Mannik Smith; Jon Lorincz, AECOM; Ahmid Hamid, DGL, Ltd.; Edward Brisbin, TransCore; Michael Avellano, Woolpert; Kevin Westover, Huntington; Maureen Shildwachter, Huntington; Shawn Hertzsch, DGL, Ltd.; Nathan Podoll, Stantec; Sean Tihal, Stantec; Vickie Wildeman, DLZ; Staff Lieutenant William Haymaker, Ohio State Highway Patrol; Myron Pakush, Ohio Department of Transportation; Ferzan M. Ahmed, P.E., Executive Director, Ohio Turnpike; Jennifer Stueber, Ohio Turnpike; Anthony Yacobucci, Ohio Turnpike; Marty Seekely, Ohio Turnpike; Laurie Davis, Ohio Turnpike; Michelle Marquard, Ohio Turnpike; Jennifer Diaz, Ohio Turnpike; Diana Anthony, Ohio Turnpike; Stacey Verespe, Ohio Turnpike; ; David Miller, Ohio Turnpike; Chris Matta, Ohio Turnpike; Meghan Gallagher, Ohio Turnpike; Julius Szahlender, Ohio Turnpike; John Hall, Ohio Turnpike; Aimee Lane, Ohio Turnpike; Lisa Mejac, Ohio Turnpike; Matt Cole, Ohio Turnpike; Chriss Pogorelc, Ohio Turnpike; Andrew Herberger, Ohio Turnpike; Debby Sideris, Ohio Turnpike; Chad Armstrong, Ohio Turnpike; Brian Kelley, Ohio Turnpike; Brian Newbacher, Ohio Turnpike; Andrew Cooksey, Ohio Turnpike; and Adam Greenslade, Ohio Turnpike.

Approved as a correct record of the March 15, 2021
Meeting of the Ohio Turnpike and Infrastructure
Commission

Sandra K. Barber, Secretary-Treasurer

EXHIBITS

1. Resolution No. 12-2021 – Resolution Approving the Selection of American Roadway Logistics Under Project No. 46-2021 for the Total Amount of \$1,176,056.40
2. Resolution No. 13-2021 – Resolution Approving the Selection of Kokosing Construction Company, Inc. for Project No. 43-21-02 for the Total Amount of \$4,821,160.90
3. Resolution No. 14-2021 – Resolution Approving the Selection of Gerken Paving, Inc. for Project No. 59-21-02 for the Total Amount of \$11,742,589.76
4. Resolution No. 15-2021 – Resolution Authorizing a Modification to the Agreement with Jacobs Engineering to Perform Additional Task 4 Final Design Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in an Amount Not-to-Exceed \$513,042.00 for a Total Aggregate Contract Amount of \$6,785,355.94
5. Resolution No. 16-2021 – Resolution Authorizing the Purchase of Sixteen Snow and Ice Cab and Chassis Trucks from Valley Freightliner & Western Star, Inc. in the Total Amount of \$1,647,632.00 Under the ODOT Cooperative Purchasing Program
6. Resolution No. 17-2021 – Resolution Authorizing the Purchase of Sixteen Snow and Ice Truck Bodies from Concord Road Equipment Manufacturing, Inc. in the Total Amount of \$2,296,156.18 Under the DAS Cooperative Purchasing Program

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of American Roadway Logistics Under Project No. 46-2021 for the Total Amount of \$1,176,056.40

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay-at-Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was revised by “Updated and Revised Order for Business Guidance and Social Distancing,” and extended until rescinded or modified by the Director of Health or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, the Commission published notice in accordance with law advertising its invitation to bid upon a contract to furnish and apply Retro-Reflective Pavement Markings on the Ohio Turnpike Mainline Roadway and Interchange Ramps from Milepost 0.0 to 241.2, designated as Project No. 46-2021 (the “Project”); and

WHEREAS, the Commission received four bids to perform the obligations of the contractor for the Project, and the Commission’s Chief Engineer and Deputy Chief Engineer/Director of Field Operations analyzed the bids received, whose report concerning such analysis is before the Commission; and

WHEREAS, the Chief Engineer and Deputy Chief Engineer/Director of Field Operations report that American Roadway Logistics, of Norton, Ohio, submitted the lowest responsive and responsible bid to perform the Contractor’s obligations for the Project in the amount of \$1,176,056.40, which bid they recommend be accepted by the Commission; and

WHEREAS, the Manager of the Office of Equity and Inclusion waived the program requirements due to lack of opportunity and availability of certified firms; and

WHEREAS, the Staff Attorney determined that the bids for the Project were solicited on the basis of the same terms, conditions and specifications, that American Roadway Logistics, submitted a bid guarantee and performance bond with good and sufficient surety, and that the bid of American Roadway Logistics, conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312, and 153.54; and

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

WHEREAS, the Executive Director concurs with the recommendations of the Chief Engineer and Deputy Chief Engineer/Director of Field Operations and recommends that the Commission award the contract for the Project to American Roadway Logistics as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of American Roadway Logistics, in the amount of \$1,176,056.40, to furnish and apply retro-reflective pavement markings on the Ohio Turnpike Mainline Roadway and Interchange Ramps under the Project, is selected 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 finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing

and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission's work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

FURTHER RESOLVED that the Executive Director has the authority under Article V, Section 1.00 of the Code of Bylaws to approve such extra work or change orders under said Contract that does not exceed ten percent of the approved contract amount or the Executive Director's contracting authority and which is a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract award, 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. 12-2021 adopted March 15, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Kokosing Construction Company, Inc. for Project No. 43-21-02 for the Total Amount of \$4,821,160.90

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay at Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was in effect through May 29, 2020 and subsequently revised by “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020, and extended by current Interim Director of Health, Lance D. Himes, until rescinded or modified by Interim Director Himes or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, the Commission published notice in accordance with law advertising its invitation to bid upon a contract for bridge deck rehabilitation at Fangboner Road over the Ohio Turnpike at Milepost 91.1 and the Ohio Turnpike Ramp over the Ohio Turnpike at Milepost 91.6, and the bridge removal at the Ohio Turnpike Ramp over the Ohio Turnpike at S.R. 53 at Milepost 92.0, in Sandusky County, Ohio, designated as Project No. 43-21-02 (hereinafter “the Project”); 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/Director of Field Operations concerning the review and analysis of the bids is before the Commission; and

WHEREAS, the Chief Engineer and Deputy Chief Engineer/Director of Field Operations report that Kokosing Construction Company, Inc. (“Kokosing”), of Westerville, Ohio, submitted the apparent low bid on the Project in the total bid amount of \$4,821,160.90, which they recommend the Commission accept and approve authorization for the Executive Director to award; and

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

WHEREAS, the Office of Equity and Inclusion Manager has found that Kokosing has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 10% which meets the SBE participation goal of 10% for the Project; and

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

WHEREAS, the Chief Engineer and Deputy Chief Engineer/Director of Field Operations recommend the Commission select Kokosing as the lowest responsive and responsible bidder for the Project; and

WHEREAS, the Commission’s Executive Director concurs with the recommendation of the Chief Engineer and Deputy Chief Engineer/Director of Field Operations that the Commission approve the award of the Project to Kokosing as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of Kokosing Construction Company for Project No. 43-21-02 in the amount of \$4,821,160.90 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 Commission finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission's work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

FURTHER RESOLVED that the Executive Director has the authority under Article V, Section 1.00 of the Code of Bylaws to approve such extra work or change orders under said Contract that does not exceed ten percent of the approved contract amount or the Executive Director's contracting authority and which is a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract award, 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. 13-2021 adopted March 15, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Gerken Paving, Inc. for Project No. 59-21-02 for the Total Amount of \$11,742,589.76

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay-at-Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was revised by “Updated and Revised Order for Business Guidance and Social Distancing,” and extended until rescinded or modified by the Director of Health or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, the Commission published notice in accordance with law advertising its invitation to bid upon a contract for Repairs and Resurfacing Eastbound and Westbound Roadways from Milepost 112.45 to Milepost 118.80 in Erie County, Ohio, designated as Project No. 59-21-02 (hereinafter the "Project"); 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/Director of Field Operations concerning the review and analysis of the bids is before the Commission; and

WHEREAS, the Chief Engineer and Deputy Chief Engineer/Director of Field Operations report that Gerken Paving, Inc. ("Gerken"), of Napoleon, Ohio, submitted the apparent low bid on the Project in the total bid amount of \$11,742,589.76, which they recommend the Commission accept and approve authorization for the Executive Director to award; and

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

WHEREAS, the Office of Equity and Inclusion Manager has found that Gerken has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 10% which meets the SBE participation goal of 10% for the Project; and

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

WHEREAS, the Chief Engineer and Deputy Chief Engineer/Director of Field Operations recommend the Commission select Gerken as the lowest responsive and responsible bidder for the Project; and

WHEREAS, the Commission's Executive Director concurs with the Chief Engineer and Deputy Chief Engineer/Director of Field Operations' recommendation that the Commission approve the award of the Project to Gerken as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of Gerken Paving, Inc. for Project No. 59-21-02 in the amount of \$11,742,589.76 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 Commission finds and determines that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission's work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

FURTHER RESOLVED that the Executive Director has the authority under Article V, Section 1.00 of the Code of Bylaws to approve such extra work or change orders under said Contract that does not exceed ten percent of the approved contract amount or the Executive Director's contracting authority and which is a result of an increase in the planned quantities, newly mandated requirements that did not exist at the time of original contract award, 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. 14-2021 adopted March 15, 2021)

TCS MODERNIZATION PROJECT

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing a Modification to the Agreement with Jacobs Engineering to Perform Additional Task 4 Final Design Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in an Amount Not-to-Exceed \$513,042.00 for a Total Aggregate Contract Amount of \$6,785,355.94

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, the former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay at Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was in effect through May 29, 2020 and subsequently revised by former Director Acton’s “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020, and extended by current Interim Director of Health, Lance D. Himes, until rescinded or modified by Interim Director Himes or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the contract amendment approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance

and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

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

CONTRACT ITERATION	SERVICES	FEE PROPOSAL	RESOLUTION NO.	NOT TO EXCEED AMOUNT
Original Contract	Task 1, 2 and 3	June 8, 2016	44-2016	\$615,660.89
First Modification	Task 1, 2 and 3	June 8, 2017	34-2017	\$99,120.00
Second Modification	Partial Task 4 - Procurement	Jan. 11, 2018	6-2018	\$695,510.00
Second Modification	Partial Task 4 - TP 180 Expansion	Jan. 16, 2018	6-2018	\$401,516.00
Third and Seventh Modification	Partial Task 4 - Project 71-18-03	Feb. 16, 2018 & May 7, 2019	18-2018	\$952,966.00
Third and Seventh Modification	Partial Task 4 - Project 71-18-04	Feb. 16, 2018 & May 7, 2019	28-2019	\$951,226.00
Third and Eighth Modification	Partial Task 4 - Project 71-18-05	Feb. 16, 2018, June 10, 2019 & August 9, 2019	37-2019	\$1,585,660.00
Fourth Modification	Partial Task 4 - Westgate Diversion	March 27, 2018	Not applicable	\$13,000.00
Fifth Modification	Partial Task 4 - TP 180 CA&I Services	Oct. 30, 2018	54-2018	\$368,507.05
Sixth Modification	Partial Task 4 - CSC System Implementation	March 7, 2019	20-2019	\$384,316.00
	39-20-03 Part A Construction Phase Services	February 4, 2021	52-2020	\$79,470.00
	39-20-04 Construction Phase Services	February 4, 2021	2-2021	\$100,474.00
	39-20-(01,02,03) Part B Construction Phase Services	February 4, 2021	NA	\$24,888.00

TOTAL EXPENDED: \$6,272,313.94

CONTRACT ITERATION	SERVICES	FEE PROPOSAL	RESOLUTION NO.	NOT TO EXCEED AMOUNT
<i>Ninth Modification</i>	<i>Additional Task 4 Implementation Services, including 71-18-03 (Part 2 Final Design), 71-18-04 (Part 2 Final Design), and 71-18-05 (Part 2 Final Civil/Site Design and miscellaneous professional services)</i>	January 14, 2021	<i>proposed</i>	<i>\$513,042.00</i>

TOTAL WITH 9TH MODIFICATION: \$6,785,355.94

WHEREAS, Jacobs Engineering submitted a Modification, Task 4 – Site and Roadway Design (Toll Collection System Implementation & Mainline Pavement Replacement Services Proposal for Amendment to Part 2 – Final Design of projects 71-18-05, 71-18-04, and 71-18-03) fee proposal dated January 14, 2021 in the total not-to-exceed amount of \$513,042.00 to perform additional Task 4 Strategic Plan Implementation Support Services for the Final Design and Construction Document Preparation Services for the new and modernized Toll Plazas at Mileposts 4, 49, 211 and 239 and the replacement of the adjacent mainline pavement; and

WHEREAS, the Executive Director has reviewed the recommendations for the Fee Proposal submitted by the 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 January 14, 2021 (copy of which is attached here), 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 January 14, 2021, 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 \$513,042.00 is accepted and approved, for a total maximum contract amount of \$6,785,355.94; and

FURTHER RESOLVED that the Executive Director is authorized to amend the Contract with Jacobs Engineering, Inc. to incorporate the proposal dated January 14, 2021 and increase the total not-to-exceed amount payable under the agreement to \$513,042.00 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. 15-2021 adopted March 15, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Purchase of Sixteen Snow and Ice Cab and Chassis Trucks from Valley Freightliner & Western Star, Inc. in the Total Amount of \$1,647,632.00 Under the ODOT Cooperative Purchasing Program

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, the former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay-at-Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was revised by “Updated and Revised Order for Business Guidance and Social Distancing,” and extended until rescinded or modified by the Director of Health or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the purchase approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) is authorized to participate in contracts awarded by the Ohio Department of Transportation (“ODOT”) under its Cooperative Purchasing Program for the purchase of machinery, materials, supplies, or other articles in accordance with Section 5513.01(B) of the Ohio Revised Code; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations has determined that the purchase of sixteen (16) 2022 Snow and Ice Truck Cab and Chassis is necessary to replace sixteen (16) similar trucks used for operating and maintaining the Ohio Turnpike, that have reached the end of their viable economic life; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations recommends that the best equipment available to perform its operations is the 2022 Western Star 4700SF Cab and Chassis Trucks; and

WHEREAS, the 2022 Western Star 4700SF Cab and Chassis Trucks are available for acquisition through the ODOT Cooperative Purchasing Program, under ODOT Contract 023-21, from Valley Freightliner & Western Star, Inc. of Parma, Ohio, in the total amount of \$1,647,632.00; and

WHEREAS, the Executive Director and the Chief Engineer reviewed the evaluation and report of the Deputy Chief Engineer/Director of Field Operations and concur with the recommendation that the Commission approve the purchase of the sixteen (16) 2022 Western Star 4700SF Cab and Chassis Trucks from Valley Freightliner & Western Star, Inc., under the ODOT Cooperative Purchasing Program; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission’s Code of Bylaws because the expenditure required to purchase the sixteen (16) Valley Freightliner & Western Star, Inc. cab and chassis exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the purchase of the sixteen (16) Valley Freightliner & Western Star, Inc. cab and chassis under ODOT Contract 023-21 from Valley Freightliner & Western Star, Inc. in the total amount of \$1,647,632.00, is approved.

FURTHER RESOLVED that the Commission finds and determines that the purchase approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely.

(Resolution No. 16-2021 adopted March 15, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Purchase of Sixteen Snow and Ice Truck Bodies from Concord Road Equipment Manufacturing, Inc. in the Total Amount of \$2,296,156.18 Under the DAS Cooperative Purchasing Program

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, the former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay-at-Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was revised by “Updated and Revised Order for Business Guidance and Social Distancing,” and extended until rescinded or modified by the Director of Health or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the purchase approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, under Resolution No. 32-2003, adopted on July 21, 2003, the Executive Director is authorized to participate in state contracts through the Ohio Department of Administrative Services (“DAS”) Cooperative Purchasing Program, through which members may purchase supplies, services, equipment and other materials in accordance with Ohio Revised Code Section 125.04; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations has determined that the purchase of sixteen (16) 2022 Snow and Ice Truck Bodies is necessary to replace sixteen (16) similar trucks used for operating and maintaining the Ohio Turnpike, that have reached the end of their viable economic life; and

WHEREAS, the Deputy Chief Engineer/Director of Field Operations recommends that the best equipment available to perform its operations is the Patriot SDS Nor-Easter 11-foot Single Axel Snow and Ice Truck Body with plow system, hydraulic system and grease systems; and

WHEREAS, the Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Body is available for acquisition through the DAS Cooperative Purchasing Program, and the Procurement Manager has determined that the lowest cost of obtaining sixteen (16) Patriot SDS Nor-Easter Snow and Ice Truck Bodies is under DAS Schedule No. 800860 (Index No. STS515) from Concord Road Equipment Mfg., Inc., of Painesville, Ohio, in the total amount of \$2,296,156.18; and

WHEREAS, the Executive Director and the Chief Engineer reviewed the evaluation and report of the Deputy Chief Engineer/Director of Field Operations and concur with the recommendation that the Commission approve the purchase of the sixteen (16) Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Bodies from Concord Road Equipment Mfg., Inc., under the DAS Cooperative Purchasing Program; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission’s Code of Bylaws because the expenditure required to purchase the sixteen (16) Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Bodies exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the purchase of the sixteen (16) Patriot SDS Nor-Easter 11-foot Snow and Ice Truck Bodies under DAS Schedule No. 800860 (Index No. STS515) from Concord Road Equipment Mfg., Inc. in the total amount of \$2,296,156.18, is approved; and

FURTHER RESOLVED that the Commission finds and determines that the purchase approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and

Revised Order for Business Guidance and Social Distancing and the Commission's work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely.

(Resolution No. 17-2021 adopted March 15, 2021)