

**MINUTES OF THE 660th MEETING OF THE
OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
MARCH 18, 2019**

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.

Mr. Kauffman is unable to attend today's meeting.

Will the Assistant Secretary-Treasurer please call the roll?

Assistant Secretary-Treasurer, Ferzan Ahmed: Chairman Hruby

Chairman, Jerry Hruby: Here

Assistant Secretary-Treasurer: Mr. Paradiso

Vice Chairman, Timothy Paradiso: Here

Assistant Secretary-Treasurer: Mr. Coviello

Commissioner, Guy Coviello: Here

Assistant Secretary-Treasurer: Ms. Johnson

Commissioner, Vickie Eaton Johnson: Here

Assistant Secretary-Treasurer: Mr. Peterson

Commissioner, Michael Peterson: Here

Assistant Secretary-Treasurer: Mr. Marchbanks

Commissioner, Jack Marchbanks: Here

Assistant Secretary-Treasurer: Representative Greenspan

Ohio House Representative, Dave Greenspan: Present (arrived at 10:20 a.m.)

Chairman: We have a quorum. This is the 660th 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, and 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 February 25, 2019, Commission Meeting? Any questions, comments, or additions? Hearing none, please call the roll.

MOTION: A motion to adopt the Minutes of February 25, 2019, Commission Meeting was made by Mr. Marchbanks and seconded by Mr. Paradiso. All Commission Members present voted to approve the Minutes.

Chairman: The minutes are adopted. We will move on to the report of the Assistant Secretary-Treasurer, Ferzan Ahmed.

Assistant Secretary-Treasurer: The following items have been provided to the Members since the last scheduled meeting of the Commission on February 25, 2019:

1. Seven Resolutions;
2. Draft Minutes of the February 25, 2019, 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 and Revenue Report, February 2019;
2. Total Revenue by Month and Year, February 2019;
3. Investment Report, February 2019; and
4. Financial Statement, February 2019.

That concludes my report, Mr. Chairman.

Chairman: Sandra Barber resigned from the Commission effective December 31, 2018. Due to her resignation, the Commission was left without a Secretary-Treasurer. Pursuant to Section 5537.02(C) of the Ohio Revised Code, the Commission shall include a Chairperson, Vice-Chairperson and Secretary-Treasurer. Therefore, I nominate Commission Member, Michael Peterson, to the position of Secretary-Treasurer. Jennifer, please read the title of the resolution.

General Counsel, Jennifer Stueber: Resolution Electing the Secretary-Treasurer.

Chairman: You have heard the resolution appointing Mr. Peterson as the Commission's Secretary Treasurer. Mr. Peterson, since coming to the Commission you have been a contributing Member, who has a grasp of the Turnpike. He has done an excellent job. I think that he will serve us well in this position. Thank you for your willingness to accept this position.

Please call the roll.

MOTION: A motion to adopt the *Resolution Electing the Secretary-Treasurer*, was made by Chairman Hruby, seconded by Mr. Coviello, and approved by all Commission Members present, with the exception of Mr. Peterson who abstained. Resolution No. 13-2019.

Chairman: The resolution passes unanimously. We will move on to the report of our Executive Director, Ferzan Ahmed.

Executive Director, Ferzan Ahmed: Mr. Chairman, I am honored to present my first report.

I want to first recognize several staff members: Adam Greenslade, Marty Seekely, Jennifer Stueber, Tony Yacobucci and Brian Newbacher. On the afternoon of Monday February 25th, after you voted me in to this position, they spent the whole afternoon preparing me for budget testimonies to the House and the Senate which were to occur two days later, on Wednesday February 27, 2019. That afternoon session tested their patience, since they had to teach me a lot.

I testified on our capital plan and financial stability before the House Finance Committee on Wednesday morning and the Senate Transportation Committee on Wednesday afternoon. Many of the questions were about our current debt, and of course those questions were asked due to HB 62, ODOT's budget as well as the Administration's gas tax increase proposal.

There were a lot of questions about technology, including smart technology. We explained our plans to install gateless exits for *E-ZPass*[®] users. Along those lines, it is my plan to work with our Technology Department and DriveOhio to continue implementing smart technology on the Ohio Turnpike. We will look at it from two perspectives: implementation of new technology and testing of emerging technology.

Mr. Chairman, March 8, 2019, was International Women's Day. I want to take a minute to recognize a few historical and noteworthy achievements of women at the Ohio Turnpike:

- Our longest serving female employee is Pamela McCormick. She is a Toll Collector at Exit 218 and she began on November 27, 1977, 42 years ago.
- The first woman to serve as a Director at the Ohio Turnpike was Ruth Lloyd Wilkens. She served as General Counsel from 1955-1956.
- The first woman appointed to the Commission was Joanne Davidson. She was appointed in 1978.
- The first woman to serve as Chair of the Commission was Ruth Ann Leever. She served from 1998-2001.

We shared a post on social media that had images showing our different female team members and those posts were very popular on social media. A big thank you to the 373 women who are part of the Ohio Turnpike family. Their contributions make us the agency we are.

Mr. Chairman, that concludes my first report.

Chairman: Thank you. Congratulations to all of our staff, including of course, our beloved female staff. We appreciate the work of everyone.

We will 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 authorization to award Contract No. 46-2019 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 2019 Operating Budget. On March 4, 2019, Procurement received two bids in response to Contract No. 46-2019. Following a thorough review of the bids submitted, it was determined that Aero-Mark, Inc. (“Aero-Mark”), of Streetsboro, Ohio, submitted the lowest responsive and responsible bid in the amount of \$785,659.24. Aero-Mark’s bid is less than five percent (5%) above the Engineer’s Estimate of \$750,000.00, and Aero-Mark has satisfactorily performed projects of a similar size and scope for the Commission in the past. Based upon this information, it is recommended to award Contract No. 46-2019 to Aero-Mark, Inc. of Streetsboro, Ohio in the amount of \$785,659.24. With your permission, may the General Counsel please read the title of the Resolution?

General Counsel: Resolution Approving the Selection of Aero-Mark, Inc. to Furnish and Apply Retro-Reflective Pavement Markings Under Project No. 46-2019 for the Total Amount of \$785,659.24.

Chairman: Any questions or comments?

Mr. Paradiso: Two bidders and an exclusion or exemption. This is the first time I think I have seen it in the proposal. An exemption for the SBE/DBE-type waiver. Can you explain that process? Are we limited with this type of contractor and I would hope it is unusual for us to waive the participation of SBE/DBE?

Chief Engineer: Mr. Chairman and Commission Member Paradiso, with this type of contract there is primarily three contractors that have bid on this in the past, one, obviously, did not bid on it which is unfortunate to us, but we still have two very good bids that we are very happy with. With respect to the work, it is not something that you can pass out a lot of the pieces and parts. It is basically line striping on the roadway, it is our dash lines, the solid lines on the road and there really isn’t a whole lot of different contractors that do this work outside of the three that typically bid on them.

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

MOTION: A motion to adopt the *Resolution Approving the Selection of Aero-Mark, Inc. to Furnish and Apply Retro-Reflective Pavement Markings Under Project No. 46-2019 for the Total Amount of \$785,659.24*, was made by Mr. Paradiso, seconded by Mr. Peterson, and approved by all Commission Members present. Resolution No. 14-2019.

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

Chief Engineer: The second resolution for your consideration seeks authorization to award Contract No. 40-19-01 for the repainting of six bridges located between Milepost 59.8 and Milepost 73.0, located in Lucas and Wood Counties. This work is included in the 2019 Capital Improvement Budget. On February 28, 2019, Procurement received two bids for this work, and the apparent low bid was submitted by APBN Inc. (“APBN”), of Campbell, Ohio, in the amount of \$1,769,770.00. This bid was evaluated by Commission staff and was found to contain no errors or anomalies. The bid submitted by APBN is below the Engineer’s Estimate and is deemed to be a responsive and responsible bid. Based on a review of previous years’ work volume and work

presently under contract, it appears that APBN has sufficient capacity to perform this project. Furthermore, APBN has satisfactorily completed similar projects for the Commission in the past. The resolution also contains provisions to assign TTL Associates, Inc., of Toledo, Ohio, a Commission certified SBE/DBE firm, to perform construction administration and inspection services. With your permission, may the General Counsel please read the title of the Resolution.

General Counsel: Resolution Approving the Selection of APBN, Inc. to Repaint Six Bridges Under Project No. 40-19-01 for the Total Amount of \$1,769,770.00, and Approving the Assignment of TTL Associates, Inc. to Perform the Professional Services for Completing the Project.

Chairman: How frequently do we paint the bridges?

Chief Engineer: Mr. Chairman and Commission Members, we are on about a thirty-year cycle to repaint each bridge. When I say thirty year cycle, every bridge gets painted about every thirty years.

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

MOTION: A motion to adopt the *Resolution Approving the Selection of APBN, Inc. to Repaint Six Bridges Under Project No. 40-19-01 for the Total Amount of \$1,769,770.00, and Approving the Assignment of TTL Associates, Inc. to Perform the Professional Services for Completing the Project*, was made by Mr. Coviello, seconded by Ms. Johnson, and approved by all Commission Members present. Resolution No. 15-2019.

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

Chief Engineer: The next resolution for your consideration seeks authorization to award Contract No. 59-19-01 (Re-Bid) for the Repairs and Resurfacing of the Eastbound and Westbound Roadway between Mileposts 8.20 and 14.80, as well as the Partial Eastbound Shoulder Reconstruction from Milepost 2.87 to Milepost 8.20 in Williams County. This work is included in the 2019 Capital Improvement Budget. On March 7, 2019, Procurement received one (1) bid in response to this Project. The lone bid was submitted by Gerken Paving, Inc. (“Gerken”), of Napoleon, Ohio, in the amount of \$12,155,771.49. Commission staff evaluated the unit bid prices and found them to be reasonable and consistent with other similar resurfacing projects. In addition, the bid tabulation did not appear to contain any errors or anomalies. Gerken’s bid is approximately one-half percent below the Engineer’s Estimate of \$12,200,000.00 and is deemed to be a responsive and responsible bid. 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 meet or exceed the 11% SBE goal as set by the Office of Equity and Inclusion. This resolution also contains provisions to assign Quality Control Inspection, Inc., of Bedford, Ohio, to perform construction administration and inspection services, and to assign TTL Associates, Inc., of Toledo, Ohio, a Commission certified SBE/DBE firm, to perform material testing services. 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 the Mainline Repairs and Resurfacing Under Project No. 59-19-01 (REBID) for the Total Amount of

\$12,155,771.49 and Approving the Assignment of Quality Control Inspection, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project.

Chairman: Any questions or comments?

Mr. Marchbanks: Mr. Chairman, I think this is something the Ohio Department of Transportation and the Ohio Turnpike and Infrastructure Commission can collaborate on. I am pleased that it came in under the Engineer's Estimate and has a healthy SBE/DBE percentage. What I am seeing here with some of the bids we have had coming in at the Ohio Department of Transportation is a winnowing out of an entire pool of heavy highway construction contractors. I have been trying to figure out what is going on, whether it is competition in other states that have large programs upcoming this summer, but it seems as though there are fewer contractors bidding on the work and that gives me pause because fewer contractors ultimately will mean higher prices for all of us. So, perhaps we can undertake some type of a regional study, some regional review to look at the market forces impacted our heavy highway construction industry here in the Great Lakes States because something is going on that's not going to be good for transportation stewards such as the Turnpike Commission and the Ohio Department of Transportation.

Chairman: Is that something that is taking place now or is this something that has been going on for a few years?

Mr. Marchbanks: It has been going on for about a year and a half now. With your permission, I would like to explore that with Executive Director Ahmed.

Chairman: Absolutely.

Mr. Peterson: Has this been a rapid drop-off, or is this something that we have noticed over time?

Mr. Marchbanks: Mr. Chairman and Commission Member Peterson, we have noticed it happening after the other states got their motor vehicle fuel tax improved. Greener pastures in other states and we have noticed, particularly in southeastern Ohio the competition is less. There are more companies that have moved across the border to West Virginia and to Pennsylvania. I think we need to look at these market dynamics and see what we can do to protect the interests of the people who support the Turnpike with their tolls and the people who support the Ohio Department of Transportation with their gasoline purchases.

Chairman: Thank you, Mr. Marchbanks.

Mr. Coviello: Mr. Chairman and Mr. Marchbanks, could it be something as simple as holding procurement events such as the Chambers of Commerce for their members to explain what the process is and make it less intimidating or impart the knowledge of how to go about the process with some of the companies that already exist?

Mr. Marchbanks: Chairman Hruby and Commission Member Coviello, that will help, but, I think, we just have a numbers problem. I don't think there are that many upper tier heavy highway construction contractors out there in the market. So, and Tony Yacobucci knows this, there have been very few new entries over the last ten years. It is something we really need to look into.

Chairman: Thank you for your comments and I look forward to hearing in the future where this issue is. Any other questions or comments?

Executive Director Ahmed: Mr. Chairman, I think one thing that we can do is a historical study of the ODOT projects and the Turnpike projects and see what kind of bids we got and what the timeframe was. Is timing an issue? Is there something that we can do to coordinate our timing better? I do not know. I am just raising that as a question that perhaps Dr. Marchbanks and I can talk about it, Mr. Chairman.

Mr. Coviello: I do like the idea of the study and suggest that we look at workforce as an issue with the companies not being able to have enough workers to do the projects.

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

MOTION: A motion to adopt the *Resolution Approving the Selection of Gerken Paving, Inc. for the Mainline Repairs and Resurfacing Under Project No. 59-19-01 (REBID) for the Total Amount of \$12,155,771.49 and Approving the Assignment of Quality Control Inspection, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project*, was made by Mr. Paradiso, seconded by Mr. Peterson, and approved by all Commission Members present. Resolution No. 16-2019.

Chairman: The resolution passes unanimously. Before we continue, I want to formally make an introduction and welcome Dave Greenspan, who was appointed by the Speaker of the House to represent the House on the Ohio Turnpike and Infrastructure Commission. Representative Greenspan is now in his second term in the House of Representatives. He represents the 10th District, the largest community over there is Westlake. He serves on the Finance Committee. He serves on the Transportation Committee. He is a graduate of Troy University in Alabama. He has his bachelor's degree in Business Administration and Accounting. When he served on the county council, he did an outstanding job in representing the minority interests of the county by representing the Republican party as one of the few members that was on the Cuyahoga County Council. He is known for his integrity and for his ability to understand what the people of Cuyahoga County needed. We look forward to working with him and welcome him to the Commission.

Representative Greenspan: Thank you, Mr. Chairman. I appreciate the kind comments. I look forward to serving on the Commission and hope that I will be able to be an asset to this Commission.

Chairman: Thank you. Tony, please continue.

Chief Engineer: The fourth resolution for your consideration is to reject the lone bid received for Project No. 59-19-03. This represented a contract for Pavement Repairs of the Eastbound Roadway between Milepost 122.9 and Milepost 127.09 in Erie County. On March 6, 2019, Procurement received one bid for this Project, with the lone bid being submitted by Gerken Paving, Inc. ("Gerken"), of Napoleon, Ohio, in the amount of \$841,917.90. The lone bid was more than 10% above the Engineer's Estimate and cannot be considered for award and must be rejected. It is recommended that the lone bid received for Project No. 59-19-03 be rejected, and the project be re-evaluated in consideration for re-advertisement. With your permission, may the General Counsel please read the title of the resolution?

General Counsel: Resolution Rejecting the Bid Received on Project No. 59-19-03 for Eastbound Mainline Pavement Repairs in Erie County.

Chairman: Any questions or comments?

Mr. Paradiso: On the prior resolution was the rebid. We understood the time sensitivity and the strategic importance of getting that project on this year. This resurfacing is very important as well. What are the opportunities moving forward for a rebid? Are we up against some time constraints and have to get it done by a deadline?

Chief Engineer: Mr. Chairman and Commission Member Paradiso, this work is pavement repairs. It is not a complete resurfacing. We did contact four of the contractors we felt would have bid on this, Kokosing, Erie Blacktop, Shelly and Burton Scot, aside from Gerken that did bid on it. Burton Scot was not even aware that the project was out there, which was very disheartening for us because we did send this out to all of the contractors through our Procurement Department and they did get notice, but for some reason they were not aware of it. Kokosing had three projects that they were bidding on the same date and they said they had let one of them go, unfortunately it was ours. They said if we put it back out, they will bid on it. Shelly made the comment that it was between their two northwest and northeast divisions and really didn't feel they could serve it from either one because it is in the middle of their line of where they do work. Erie Blacktop said that right now they are too busy and they couldn't handle it. With respect to your comment regarding putting this back out, the project itself is only about thirty days' worth of work for these repairs, but what we were trying to do in the original contract was give the contractor enough time to do it within a larger timeframe, but we wanted it done by the end of summer. So, basically our completion date was in August. We've extended that completion until the end of October to give the contractors even more time to attract more bidders for this. We are in the process of putting this back out on the street with a longer timeframe, but it is a short window to do the work about thirty days. We are hoping that we get these contractors to provide this as filler work for their crews.

Mr. Paradiso: Thank you, Tony.

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

MOTION: A motion to adopt the *Resolution Rejecting the Bid Received on Project No. 59-19-03 for Eastbound Mainline Pavement Repairs in Erie County*, was made by Chairman Hruby, seconded by Mr. Marchbanks, and approved by all Commission Members present. Resolution No. 17-2019.

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

Chief Engineer: The next resolution for your consideration seeks Commission authorization for the replacement of the Hiram Maintenance Building roof at Milepost 198.6 in Portage County, Ohio, under the Ohio Department of Transportation's ("ODOT") Cooperative Purchasing Program Contract Number 190-17. The ODOT Program offers two different roofing manufacturers and requires each manufacturer to obtain the necessary design work, compile competitive bids from multiple authorized installers, inspect and approve the installation services and provide a warranty for the labor and materials supplied. The Procurement Manager has determined that the most efficient means and lowest cost of obtaining the required labor, materials, and warranty for the roof replacement is through ODOT's Cooperative Purchasing Program from

Duro-Last, Inc., of Saginaw, Michigan, in the amount of \$275,632.01. Since the expenditures will exceed \$150,000.00, and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission authorization is required. Therefore, it is recommended that the Commission approve the required Hiram Maintenance Building roof replacement through the ODOT Cooperative Purchasing Program Agreement with Duro-Last, Inc., of Saginaw, Michigan, in the amount of \$275,632.01. With your permission, may the General Counsel please read the title of the resolution?

General Counsel: Resolution Approving the Selection of Duro-Last, Inc. to Furnish the Labor and Materials Necessary for Repairing the Roof of the Hiram Maintenance Building Under ODOT Cooperative Purchasing Program for \$275,632.01.

Chairman: I know it is state contract, does this company hire their employees from Ohio? Do they have a base here in Ohio? Are we strictly importing the labor?

Chief Engineer: Mr. Chairman, Duro-Last is the manufacturer of the roofing product and they have certified installers for their product. They go out and seek bids from different local companies that will actually install their product on our roof. So, Damschroder, Inc. will actually be the installer with local people doing that work.

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

MOTION: A motion to adopt the *Resolution Approving the Selection of Duro-Last, Inc. to Furnish the Labor and Materials Necessary for Repairing the Roof of the Hiram Maintenance Building Under ODOT Cooperative Purchasing Program for \$275,632.01*, was made by Mr. Peterson, seconded by Chairman Hruby, and approved by all Commission Members present. Resolution No. 18-2019.

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

Chief Engineer: The sixth and final resolution for your consideration seeks the Commission's authorization to award Contract No. 4338, for the furnishing and applying of herbicide on various Turnpike right-of-way areas from Milepost 0.0 to Milepost 241.2. On February 26, 2019, Procurement received three bids in response to Bid Invitation No. 4338. The apparent lowest responsive and responsible bid was submitted by Allen Chase Enterprises, Inc. ("Allen Chase"), of Oswego, New York, in the estimated amount of \$142,680.00. The Bid Invitation provides for a 20% variance between the estimated quantities and the actual quantities applied that could result in the total cost of the service to reach \$171,216.00. Allen Chase Enterprises has not previously performed work for the Commission. Therefore, additional due diligence was performed. Engineering staff contacted the Pennsylvania Department of Transportation, and they reported satisfactory performance by the company. Furthermore, Allen Chase Enterprises proposes to furnish materials and services in accordance with the specifications. Therefore, it is recommended that the Commission award Contract No. 4338 to Allen Chase Enterprises, Inc., of Oswego, New York, in the estimated amount of \$171,216.00. With your permission, may the General Counsel please read the title of the Resolution?

General Counsel: Resolution Awarding a Contract to Allen Chase Enterprises, Inc. for Applying Herbicide Under Bid Invitation No. 4338 in the Total Not-to-Exceed Amount of \$171,216.00.

Chairman: Same question as before, does this company hire their employees from Ohio? Do they have a base here in Ohio? Are we strictly importing the labor?

Chief Engineer: Mr. Chairman, I do not know the answer to that question. I would like to get back to you. Unfortunately, this being the first time we have worked with this firm, I do not actually know whether they actually have employees here in Ohio or if they are coming straight from New York. As I look over to our Director of Contracts Administration, he does not know that answer either. I would be happy to get back with you with regard to that and the rest of the Commission Members for that matter.

Chairman: Is this service also on a state bid, I know this contract is not, but do they have the state bid?

Chief Engineer: Mr. Chairman, I am not sure about that one either. This is a contract that we have obviously bid year after year. It has been several different companies that have done the work but I don't know if the state actually has a contract.

Chairman: If you would, I would really appreciate it. Any other comments? Hearing none, please call the roll.

MOTION: A motion to adopt the *Resolution Awarding a Contract to Allen Chase Enterprises, Inc. for Applying Herbicide Under Bid Invitation No. 4338 in the Total Not-to-Exceed Amount of \$171,216.00*, was made by Chairman Hruby, seconded by Mr. Paradiso, and approved by all Commission Members present. Resolution No. 19-2019.

Chairman: The resolution passes unanimously. Anything further, Tony?

Chief Engineer: That completes my report, Mr. Chairman.

Chairman: We will move on to the report of the Director of Audit and Internal Control, David Miller.

Mr. Miller: Good morning, Mr. Chairman and Commission Members:

This morning, I present for your consideration a resolution to authorize Jacobs Engineering Group to perform additional Task 4 services to implement the Strategic Plan for the modernization of the Commission's toll collection and *E-ZPass*[®] Customer Service Center Systems.

Before I describe this resolution, a brief recap of the Commission's Strategic Plan activities with Jacobs Engineering may be helpful.

Following a competitive RFP process, the Commission approved Resolution 44-2016 in June 2016 to select Jacobs Engineering to assist in the development of the Strategic Plan. These services consisted of three distinct tasks for the development of the Strategic Plan, plus an optional Task 4 for implementation support services.

Commission and Jacobs personnel worked throughout 2017 on the initial three tasks. The resulting final Strategic Plan was approved by the Commission in December 2017.

In January 2018, the Commission approved Resolution 6-2018 approving Jacobs to perform the initial phase of optional Task 4, specifically consisting of assistance for the procurement of the modernized systems outlined in the Strategic Plan, as well as consulting services for the expansion of Toll Plaza 180 necessary in furtherance of the Strategic Plan.

In February and September 2018, the Commission approved resolutions authorizing additional Task 4 implementation services to Jacobs Engineering for the construction design, administration, and inspection services needed to begin preparing roadside infrastructure for the new toll collection system.

In January 2019, the Commission approved Resolution 1-2019, effectively concluding the procurement process for the new *E-ZPass*[®] Customer Service Center by authorizing a contract to TransCore LP for this system.

At present, Jacobs Engineering assistance with development of the RFP for the procurement of the modernized toll collection system remains in process, and procurement activities for third-party services for unpaid toll processing are anticipated for later this summer.

The graphic presented on your screen summarizes the activities I've just described and includes the breakdown of Jacobs Engineering fees that agree to the materials included in your folders this morning.

The resolution for your consideration today authorizes acceptance of a Jacobs Engineering fee proposal to provide additional Task 4 services for the implementation of the new TransCore *E-ZPass*[®] Customer Service Center System.

On February 27, 2019, Jacobs submitted a draft fee proposal consisting of over 2,500 hours of professional services in the amount of \$520,103.00. Following a thorough review and deliberation of this proposal by Commission personnel, the scope was reduced to approximately 2,000 hours and the fee was negotiated down to \$384,316.00.

The revised fee proposal dated March 7, 2019, provides for professional consulting services in the performance of system design oversight, development and testing oversight, data migration, transition and go-live oversight, and system acceptance and performance monitoring. These services will cover the two phases of the new customer service center implementation: integration of the new system with the current toll collection system which is anticipated for completion in the first quarter of 2020, and integration with the new roadside toll collection system, which is anticipated for completion in late 2021 or early 2022.

It is the opinion of the Commission's *E-ZPass*[®] Customer Service Center Project Team that the services proposed by Jacobs are necessary for the successful implementation of the modernized system contemplated by the Strategic Plan and that the final scope and professional fees outlined for these services are appropriate for the level of effort required. It is therefore recommended that the Commission approve the Resolution authorizing the acceptance of the fee proposal submitted by Jacobs Engineering in the Amount of \$384,316.00.

With your permission, Mr. Chairman, may I ask that the General Counsel please read the title of the resolution?

General Counsel: 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 \$384,316.00.

Chairman: What is the number of hours?

Mr. Miller: Approximately 2,000.

Chairman: Thank you. Any other questions or comments?

Mr. Marchbanks: In regard to this next phase and the hours that will be expended for a system design, how close does this get us to being ready to actually procure the system and implement it? Is there another phase after this before we go to actual system implementation to reach that October 2021 date?

Mr. Miller: Mr. Chairman and Commission Member Marchbanks, there are several steps involved in getting us to that go-live date in 2021 or 2022. The resolution before you this morning is for the implementation of the Customer Service Center alone. That is the nerve center, the brains behind the new toll collection system. This is the system that interfaces with the other *E-ZPass*[®] agencies around the country and also allows our inhouse customer service representatives to service the needs of the Ohio *E-ZPass*[®] customers. To get to the implementation of the toll system, what we frequently refer to as the roadside system, we will require a procurement process which is underway at present with assistance from Jacobs Engineering. It will be coming to you with a presentation and a recommendation for award to an integrator, hopefully at some point later this year. Subsequent to that award, it is anticipated that we would be seeking additional Task 4 services for Jacobs Engineering to assist with the implementation of that facet of the project. Those are the biggest steps. There are several more, but these are the biggest steps between now and getting us to that go-live date.

Mr. Marchbanks: Mr. Chairman and David, so the CSC is basically the brain of the system?

Mr. Miller: Mr. Chairman and Commission Member Marchbanks, that is correct. More and more so as there are advancements in electronic tolling and the like.

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

MOTION: A motion to adopt the *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 \$384,316.00*, was made by Chairman Hruby, seconded by Mr. Paradiso, and approved by all Commission Members present. Resolution No. 20-2019.

Chairman: The resolution passes unanimously. Anything further?

Mr. Miller: Mr. Chairman, I want to add that due to the complexity and the duration and anticipated cost of the modernization set forth in this strategic plan and the fact that we now are progressing away from planning and procurement stages into the actual physical implementation of the strategic plan, it is the project team's intention to provide periodic updates on our progress in future monthly Commission Meetings. We have come a long way since June of 2016, but we

have a very long way to go and we want to make sure that all of the Commission Members are appropriately apprised of our progress along the way.

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

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

This first chart shows the monthly passenger car miles traveled on the Ohio Turnpike over the past two years. Passenger car vehicle miles traveled continued their recent negative trend and were down 2.6% in February.

Commercial traffic continued to benefit from the strong economy and as a result was 1.2% higher than February of last year.

The decrease in passenger car traffic caused passenger car toll revenues to decrease 0.4% in February.

The increase in commercial traffic combined with the toll rate increase on January 1 caused Commercial vehicle toll revenues to increase 3% in February.

This chart shows year-to-date toll revenues through the month of February during each year over the past decade. Year-to-date toll revenues were \$370,000.00 or 1.8% above the amount from last year.

That completes my report, Mr. Chairman.

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

General Counsel: No report, Mr. Chairman.

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

Staff Lieutenant Travis Hughes: Good morning, Mr. Chairman and Commission Members. I have two items to review with you today.

The first concerns a double fatal crash that occurred last month in the early morning hours on February 9, 2019, in Trumbull County. The crash killed forty-two year old male from Cleveland and a fifty year old male from Silver Spring, Maryland. The fifty year old Silver Spring, Maryland resident, was driving eastbound in the westbound lanes when he struck the other vehicle head on. It is still an active investigation because of a few factors which, I think, is important to outline a few of the steps that we take even though some of those answers are not readily available at the moment. So, alcohol was a factor in the crash. Anytime we have that in such a crash like this, we then take the investigation a few steps further and build and create an account for the timeline that led up to the crash to determine where the person was coming from depending on where that person was coming from, whether it was an establishment or a business, then that sets off a few other triggers that we follow-up on as well. Through this process, we partner with the

Ohio Investigative Unit. They are our boots on the ground so to speak and help us in a lot of this timeline collection and putting the puzzle pieces together. A few other facts about the crash is the vehicle that was driving the wrong way on the Turnpike did not have his headlights on, even though the crash was at 1:39 a.m. and everyone was wearing their seatbelt and there was a passenger in the vehicle that was not traveling in the wrong direction and they received minor injuries and have made a full recovery. It is still an active investigation. I am sure there are questions about the blood alcohol level and where he was coming from. I will provide that information to you once the investigation is complete.

The next item is a seizure that occurred on February 5, 2019, in Wood County. Troopers stopped a vehicle for speeding and the driver was in possession of a loaded hand gun on his person. A probable cause search of the vehicle revealed more than four pounds of cocaine that was concealed in the two Lunchable packages. The street value of the cocaine was approximately \$84,000.00. Both the driver and passenger are current guests at the Wood County jail.

That concludes my report.

Chairman: Thank you, Staff Lieutenant Travis Hughes. Keep up the good work.

The next meeting will be held on April 15, 2019, at 10:00 a.m. If there is no further business, I will accept a motion to adjourn.

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

Time of adjournment: 10:48 a.m.

Attendees for Record Keeping Purposes:

Michael Burgess, Prime AE, Scott Buchanan, AECOM; Jake Siesel, IUOE 18; Myron Pakush, ODOT; Art Rometl, Thrasher; Jason Watson, MSG; Bethany Pugh, PFM; Hamid Homae, KS Associates; Peter Lee, RI; Ferzan M. Ahmed, P.E., Ohio Turnpike; Anthony Yacobucci, Ohio Turnpike; Martin Seekely, Ohio Turnpike; Jennifer Stueber, Ohio Turnpike; Matt Cole, Ohio Turnpike; Denise Criscuolo, Ohio Turnpike; Jennifer Diaz, Ohio Turnpike; Mark Musson, Ohio Turnpike; Diana Anthony, Ohio Turnpike; David Miller, Ohio Turnpike; Chris Matta, Ohio Turnpike; Lisa Mejac, Ohio Turnpike; Brian Kelley, Ohio Turnpike; Sharon Isaac, Ohio Turnpike; Joseph Mannion, Ohio Turnpike; and Adam Greenslade, Ohio Turnpike.

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

Secretary-Treasurer, Michael A. Peterson

EXHIBITS

1. Resolution No. 13-2019 – Resolution Electing the Secretary-Treasurer;
2. Resolution No. 14-2019 – Resolution Approving the Selection of Aero-Mark, Inc. to Furnish and Apply Retro-Reflective Pavement Markings Under Project No. 46-2019 for the Total Amount of \$785,659.24;
3. Resolution No. 15-2019 – Resolution Approving the Selection of APBN, Inc. to Repaint Six Bridges Under Project No. 40-19-01 for the Total Amount of \$1,769,770.00, and Approving the Assignment of TTL Associates, Inc. to Perform the Professional Services for Completing the Project;
4. Resolution No. 16-2019 – Resolution Approving the Selection of Gerken Paving, Inc. for the Mainline Repairs and Resurfacing Under Project No. 59-19-01 (REBID) for the Total Amount of \$12,155,771.49 and Approving the Assignment of Quality Control Inspection, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project;
5. Resolution No. 17-2019 – Resolution Rejecting the Bid Received on Project No. 59-19-03 for Eastbound Mainline Pavement Repairs in Erie County;
6. Resolution No. 18-2019 – Resolution Approving the Selection of Duro-Last, Inc. to Furnish the Labor and Materials Necessary for Repairing the Roof of the Hiram Maintenance Building Under ODOT Cooperative Purchasing Program for \$275,632.01;
7. Resolution No. 19-2019 – Resolution Awarding a Contract to Allen Chase Enterprises, Inc. for Applying Herbicide Under Bid Invitation No. 4338 in the Total Not-to-Exceed Amount of \$171,216.00;
8. Resolution No. 20-2019 – 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 \$384,316.00; and
9. PowerPoint Presentation for Resolution No. 20-2019.

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Electing the Secretary-Treasurer

WHEREAS, pursuant to Section 5537.02(C) of the Ohio Revised Code, the officers of the Ohio Turnpike and Infrastructure Commission shall include a Chairperson, Vice-Chairperson and Secretary-Treasurer, with the last election of officers ratified by the Commission pursuant to Resolution No. 34-2015, adopted July 6, 2015; and

WHEREAS, pursuant to Article I, Section 1.00 of the Commission's Code of Bylaws dated July 1, 2013 ("Bylaws"), the officers of the Commission shall include a chairperson, a vice-chair person, and a secretary-treasurer; and

WHEREAS, with the resignation of Sandra K. Barber effective December 31, 2018, the Commission desires to appoint a new Secretary-Treasurer to complete the requirements of the Bylaws; and

WHEREAS, nominations for the office of Secretary-Treasurer has been made, and seconded this 18th day of March, 2019.

NOW THEREFORE BE IT

RESOLVED that the election of Michael A. Peterson, as Secretary-Treasurer of the Ohio Turnpike and Infrastructure Commission, to serve until his respective successor is elected and qualified, or until such officer individually shall cease to be members of the Ohio Turnpike and Infrastructure Commission, hereby is confirmed as having taken place at this meeting in accordance with Ohio Revised Code Section 5537.02(C) and Article I, Section 1.00 of the Commission's Code of Bylaws dated July 1, 2013, and the Assistant Secretary-Treasurer is directed to enter this resolution in the journal of the Commission as a record thereof.

(Resolution No. 13-2019 adopted March 18, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Aero-Mark, Inc. to Furnish and Apply Retro-Reflective Pavement Markings Under Project No. 46-2019 for the Total Amount of \$785,659.24

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice, in accordance with law, advertising an Invitation for Bids 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. 46-2019 (the “Project”); and

WHEREAS, the Commission received two bids to perform the obligations of the Contractor for the Project, and the Commission’s Chief Engineer and Deputy Chief Engineer analyzed the bids received, whose report concerning such analysis is before the Commission; and

WHEREAS, the Chief Engineer and Deputy Chief Engineer report that Aero-Mark, Inc., of Streetsboro, Ohio, submitted the lowest responsive and responsible bid to perform the Contractor’s obligations for the Project in the amount of \$785,659.24, which bid they recommend be accepted by the Commission; and

WHEREAS, the Director of Contracts Administration advises that bids for the were solicited on the basis of the same terms, conditions and specifications, that the bid of Aero-Mark, Inc. for the Project conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312, and 153.54 and that a performance bond with good and sufficient surety has been submitted by Aero-Mark, Inc.; 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 has reviewed the reports of the Chief Engineer, Deputy Chief Engineer and the Director of Contracts Administration and concurs with the recommendation to award the Project to Aero-Mark, Inc. as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of Aero-Mark, Inc. in the amount of \$785,659.24, to furnish and apply retro-reflective pavement markings on the Ohio Turnpike Mainline Roadway and Interchange Ramps under Project No. 46-2019, 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 Executive Director has the authority to approve such extra work or change orders under said contract 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. 14-2019 adopted March 18, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of APBN, Inc. to Repaint Six Bridges Under Project No. 40-19-01 for the Total Amount of \$1,769,770.00, and Approving the Assignment of TTL Associates, Inc. to Perform the Professional Services for Completing the Project

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law advertising its invitation to bid on a Contract for the Bridge Repainting of the Ohio Turnpike Ramp over Reynolds Road (U.S. 20) at Milepost 59.8, Key Street (C.R. 101) over the Ohio Turnpike at Milepost 60.8, the Ohio Turnpike over Glenwood Road (T.R. 110) at Milepost 66.0, the Ohio Turnpike over Cedar Creek at Milepost 68.0, the Ohio Turnpike over Cummings Road (T.R. 238) at Milepost 70.3 and the Ohio Turnpike over State Route 163 at Milepost 73.0, all located in Lucas and Wood Counties and designated as Project No. 40-19-01 (the “Project”); and

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

WHEREAS, the Chief Engineer and the Deputy Chief Engineer report that APBN, Inc., of Campbell, Ohio, submitted the lowest responsive and responsible bid to perform the Contractor’s obligations for the Project for the total amount of \$1,769,770.00, which they recommend that the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration advises that bids for the Project were solicited on the basis of the same terms and conditions and the same specifications, that the bid of APBN, Inc. for the Project conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312 and 153.54, and APBN, Inc. made a good faith effort to attain the participation of small and otherwise disadvantaged businesses in the Project; and

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

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer and the Director of Contracts Administration, and concurs with the recommendation that the Commission should approve the award of the Project to APBN, Inc. 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 APBN, Inc. in the total amount of \$1,769,770.00 for Project No. 40-19-01, is approved as the lowest responsive and responsible bid received and that 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 TTL Associates, Inc., of Toledo, Ohio, to perform all necessary construction administration and inspection services for the Project in accordance with the 2019-2020 Miscellaneous Professional Services Agreement; 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 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 and increase its costs.

(Resolution No. 15-2019 adopted March 18, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Gerken Paving, Inc. for the Mainline Repairs and Resurfacing Under Project No. 59-19-01 (REBID) for the Total Amount of \$12,155,771.49 and Approving the Assignment of Quality Control Inspection, Inc. and TTL Associates, Inc. to Perform Professional Services on the Project

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law advertising its invitation to bid on a Contract to repair and resurface the mainline roadway between Milepost 8.20 and Milepost 14.80 and to perform partial eastbound shoulder reconstruction between Milepost 2.87 and Milepost 8.20 in Williams County, Ohio, designated as Project No. 59-19-01 (REBID) (the “Project”); and

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

WHEREAS, the Chief Engineer and Deputy Chief Engineer report that Gerken Paving, Inc., of Napoleon, Ohio (“Gerken Paving”), submitted the lowest responsive and responsible bid to perform the Contractor’s obligations on the Project for the total amount of \$12,155,771.49, 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 the Project were solicited on the basis of the same terms and conditions and the same specifications, that selecting the bid of Gerken Paving for the Project conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Gerken Paving 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 the Project that will exceed \$150,000.00; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Chief Engineer and Deputy Chief Engineer and the Director of Contracts Administration and concurs with the recommendation that the Commission approve the award of the Project to Gerken Paving 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 Gerken Paving, Inc. in the total amount of \$12,155,771.49 for Project No. 59-19-01 (REBID) 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 Quality Control Inspection, Inc., of Bedford, Ohio, to perform the necessary construction inspection and administration services for the Project and TTL Associates, Inc., of Toledo, Ohio, to perform materials testing and inspection services both in accordance with the Miscellaneous Professional 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. 16-2019 adopted March 18, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Rejecting the Bid Received on Project No. 59-19-03 for Eastbound Mainline Pavement Repairs in Erie County

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law to advertise an invitation to bid on a contract to perform pavement repairs on the eastbound mainline roadway between Milepost 122.90 and Milepost 127.09 in Erie County, Ohio, designated as Project No. 59-19-03 (the “Project”); and

WHEREAS, the Commission received one bid to perform the Contractor’s obligations on the Project, and the Chief Engineer and Deputy Chief Engineer’s report analyzing the bid is before the Commission; and

WHEREAS, the Commission’s Chief Engineer and Deputy Chief Engineer report that the bid received is more than ten percent over the Engineer’s Estimate and recommend that the Commission reject the bid; and

WHEREAS, the Commission’s Director of Contracts Administration advises the Commission that the Commission’s discretion to select bids received in excess of ten percent of the Engineer’s Estimate for award is prohibited under the Bidding Documents for the Project pursuant to Sections 5537.02(A) and 153.12 of the Ohio Revised Code; and

WHEREAS, based on the reports submitted by the Chief Engineer, the Deputy Chief Engineer and the Director of Contracts Administration, the Executive Director concurs with their recommendation that the Commission should reject the lone bid on the Project; and

WHEREAS, the Commission has duly considered said recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid received in response to Project No. 59-19-03 is rejected.

(Resolution No. 17-2019 adopted March 18, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Duro-Last, Inc. to Furnish the Labor and Materials Necessary for Repairing the Roof of the Hiram Maintenance Building Under ODOT Cooperative Purchasing Program for \$275,632.01

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

WHEREAS, the Chief Engineer and Deputy Chief Engineer determined that repairing the roof of the Hiram Maintenance Building is necessary to preserve the physical condition of the facility; and

WHEREAS, the Chief Engineer and Deputy Chief Engineer recommend causing the replacement of the Hiram Maintenance Building roof under the ODOT Cooperative Purchasing Program as the most efficient means to deliver the necessary work; and

WHEREAS, the ODOT Cooperative Purchasing Program Contract No. 190-17 offers two different roofing manufacturers with the manufacturer of each obtaining the necessary design work, compiling competitive bids from multiple authorized installers, inspecting and approving the installation services and providing a warranty for the labor and materials supplied; and

WHEREAS, the Procurement Manager has determined that Duro-Last, Inc., of Saginaw, Michigan, offers the lowest price for supplying the labor and materials necessary to repair the roof of the Hiram Maintenance Building under ODOT Contract No. 190-17 in the base bid amount plus the Shop Area Skylights for \$275,632.01; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission’s Code of Bylaws because the expenditure required to make the roof repairs exceeds \$150,000.00; and

WHEREAS, the Executive Director reviewed the recommendation of the Chief Engineer and Deputy Chief Engineer and concurs that the Commission should approve the selection of Duro-Last, Inc. through the ODOT Cooperative Purchasing Program.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that making the repairs to the Hiram Maintenance Building through the ODOT Cooperative Purchasing Program, pursuant to Contract No. 190-17 under an agreement with Duro-Last, Inc. to furnish and install the roofing system, in the total amount of \$275,632.01, is approved; and

FURTHER RESOLVED that the Executive Director has the authority to approve such extra work or change orders under said contract that does not exceed the greater of the Executive Director’s contracting authority or ten percent of the approved contract amount, and authorize such extra work or change orders under said contract 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. 18-2019 adopted March 18, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Awarding a Contract to Allen Chase Enterprises, Inc. for Applying Herbicide Under Bid Invitation No. 4338 in the Total Not-to-Exceed Amount of \$171,216.00

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice for an Invitation to Bid on furnishing and applying herbicide on the right-of-way areas from Milepost 0.0 to 241.2 under Bid Invitation No. 4338; and

WHEREAS, the Commission received three bids in response to the Invitation, and the Commission’s Deputy Chief Engineer reviewed and analyzed the bids timely submitted, whose report concerning such analysis is before the Commission; and

WHEREAS, the Deputy Chief Engineer reports that Chase Allen Enterprises, Inc., of Oswego, New York (“Chase Allen Enterprises”), submitted the apparent low bid based on the estimated quantities in the amount of \$142,680.00, and proposes to furnish and apply the herbicide in accordance with the specifications, which provides for a twenty percent variance between the quantities estimated and the actual quantities applied that could result in the total cost of the service to reach \$171,216.00; and

WHEREAS, the Director of Contracts Administration advises that all bids were solicited on the basis of the same terms, conditions and specifications, and that Chase Allen Enterprises complied with the requirements of Sections 5537.07 and 9.312 of the Ohio Revised Code, and submitted a performance bond with good and sufficient surety; and

WHEREAS, the Deputy Chief Engineer reports that the bid of Chase Allen Enterprises conforms with the bid specifications in all material respects, has furnished similar services to other comparable entities responsible for right-of-way maintenance, and recommends that the Commission select the bid of Chase Allen Enterprises as the lowest responsible and responsive bid received under Invitation No. 4338, which may result in a total contract price of \$171,216.00 if the maximum delivery variance of twenty percent from estimated quantities is reached; and

WHEREAS, the amount of the bids received under Invitation No. 4338 involve expenditures that are likely to exceed \$150,000.00, and Commission action is prudent to execute the Contract in accordance with Article V, Section 1.00 of the Commission’s Code of Bylaws.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of Chase Allen Enterprises, Inc. under Invitation No. 4338 to furnish and apply the requirements for herbicide, which may result in a total contract price of \$171,216.00 if the maximum variance of twenty percent from the estimated quantities is achieved, is approved as the lowest responsive and responsible bid received, and that the Executive Director is authorized to cause a purchase order to issue on the basis of said bid.

(Resolution No. 19-2019, adopted March 18, 2019)

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 \$384,316.00

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”), under the authority of Resolution Nos. 44-2016 and 34-2017, 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 \$714,780.89, and the option to assign Jacobs Engineering to perform Task 4 - Strategic Plan Implementation Services; and

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

WHEREAS, the Commission exercised the option to assign Task 4 Implementation Services and approved additional fee proposals from Jacobs Engineering to perform partial Task 4 Services under Resolution Nos. 6-2018, 18-2018 and 54-2018 for General Toll System Modernization Support, Procurement Support Services, the Expansion of Toll Plaza 180 and Preliminary Engineering and Construction Document Preparation Services for the new and modernized Toll Plazas and adjacent roadways, as described in its January 11, 2018, January 16, 2018 and February 14, 2018 fee proposals, which increased the total not-to-exceed payable under the contract with Jacobs Engineering to \$3,833,161.94; and

WHEREAS, the Commission selected a Contractor to implement and maintain a Customer Service Center Software System in accordance with the Strategic Plan under Resolution No. 1-2019, and Jacobs Engineering submitted an additional fee proposal dated March 7, 2019 in the total not-to-exceed amount of \$384,316.00 to perform additional Task 4 Strategic Plan Implementation Support Services for the Commission to establish and migrate its operations to the new Customer Service Center Software System; and

WHEREAS, the Executive Director has reviewed the recommendation for the Fee Proposal submitted by the CFO/Comptroller and Director of Internal Audit and Internal Control, 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 March 7, 2019, 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 March 7, 2019, 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 \$384,316.00 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 March 7, 2019 and increase the total not-to-exceed amount payable under the agreement to \$4,217,477.94 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. 20-2019 adopted March 18, 2019)

Jacobs Engineering Services for the E-ZPass Customer Service Center (CSC) and Toll Collection System (TCS) Modernization Project

March 18, 2019

| | Not-to-Exceed | | | |
|---|---------------|-------------|-------------|-------------|
| | Amount | CSC | TCS | UTP |
| TCS and CSC Systems Modernization | | | | |
| Development of Strategic Plan (Tasks 1, 2, 3) | \$ 714,780.89 | Complete | Complete | Complete |
| Procurement of CSC, TCS and Unpaid Toll Services (Initial Optional Task 4) | \$ 695,510.00 | Complete | In Progress | Not Started |
| Task 4 Implementation Services for CSC (Subject to Commission Approval Today) | \$ 384,316.00 | In Progress | Not Started | Not Started |

Subtotal \$ 1,794,606.89

| | Not-to-Exceed | |
|--|-----------------|-------------|
| | Amount | Status |
| Task 4 Implementation Services for Design and Construction Administration | | |
| Construction Engineering and Design for Toll Plazas at MP 3.5, 49, 211 and 239 | \$ 1,639,848.00 | In Progress |
| Construction and Engineering Design for TP 180 Expansion | \$ 401,516.00 | In Progress |
| Construction Administration & Inspection Services for TP 180 Expansion | \$ 368,507.05 | In Progress |
| Construction Traffic Study | \$ 13,000.00 | Complete |

Subtotal \$ 2,422,871.05

Total Not-to-Exceed Amount \$ 4,217,477.94