

**MINUTES OF THE 685th MEETING OF THE
OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
MAY 17, 2021**

Chairman: Good morning. It is 10:00 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.

The Director of the Ohio Department of Transportation, Dr. Jack Marchbanks, is unable to attend today’s meeting. Dr. Marchbanks will be represented by Myron Pakush. Mr. Coviello is also unable to attend today’s meeting and is excused.

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: Ms. Eaton Johnson

Commissioner, Vickie Eaton Johnson: Here

Assistant Secretary-Treasurer: Mr. Pakush

Commissioner, ODOT Proxy, Myron Pakush: Here

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 685th 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 April 19, 2021, Commission Meeting? Call the roll, please.

MOTION: A motion to adopt the Minutes of April 19, 2021, Commission Meeting was made by Vice Chairman Paradiso, seconded by Ms. Johnson and approved by all Commission Members present.

Chairman: The April 19, 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 April 19, 2021:

1. Eight (8) Resolutions;
2. Draft Minutes of the April 19, 2021, Commission Meeting; and
3. Agenda for today's meeting.
- 4.

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

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

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.

Thursday, April 21, 2021 was *Administrative Professionals Day*. Thank you to all our team members who are in the administrative professional series.

In honor of Mother's Day, our communications team created a video message to talk about safety on the Ohio Turnpike from the perspective of a mother. Turnpike mothers from the Maintenance Department and the Highway Patrol were asked to share their thoughts about safety in work zones and on the highway in general. The video can be viewed on the Turnpike Commission's website.

Also, May 9-16, 2021 was the statewide campaign "*Light Ohio Blue*" to show support of all law enforcement personnel throughout the State of Ohio and for us our close partner, the Ohio State Highway Patrol.

The Office of Business Management (OBM) approved \$89,763.91 in Coronavirus Relief Funds to cover our COVID-19 costs for the first quarter of 2021. These costs are for actual dollars spent on personal protective equipment and fumigation.

We anticipate that the final system design for hardware and software for the new toll collection system will be completed in June 2021. The next step after the completion of the design is to complete the interface of the Toll Collection System with the back-office system, or the Customer Service Center. We anticipate that to be completed by July 2021. After that, we can begin testing and data migration.

The first of our four new open road tolling ("ORT") plazas to be completed will be the one at milepost 49 on the west side of the Turnpike. We will also test our new system at this plaza. Factory acceptance testing of the system will begin this year in July, and the construction will be completed by the end of 2021. We will also have weigh in motion scales near this plaza which will be tested in December 2021. These scales will give us the ability to weigh trucks as they are driving without stopping when going through the new ORT plaza.

Construction of the remaining three ORT plazas at mileposts 4, 211 and 239 are in various stages of progress.

- At TP4 and TP239, the mainline pavement and ORT is scheduled to be completed in 2023.
- At TP211, the mainline pavement and ORT is scheduled to be completed in 2022.
- At TP4 and TP211, the toll plaza infrastructure buildings are scheduled to be completed in 2022.
- For the existing toll plazas from TP52 through TP209, design will be completed in 2021 with construction scheduled to be completed by the end of 2022.
- Finally, the additional lanes at TP64 and TP152 have been designed. Construction for the lanes is anticipated to be completed by the end of the 2022 season.

Our new back-office system, the CSC went live over the President's Day weekend earlier this year. We have been working with our vendor to monitor the new system as well as address any glitches that come up with the new system. We anticipate Phase 1 acceptance of the CSC system sometime this summer.

HMS Host operates four out of the seven concessions at the Service Plazas and several contracts are pending extension or rebidding in the foreseeable future. HMS Host is in the process of being sold to Applegreen Ltd./Iris Buyer, LLC, a consortium of Applegreen Ltd. and Blackstone Infrastructure Partners. The transfer of the contracts to the new buyer once the sale is complete will require Commission approval. We are currently in the process of learning more about Applegreen Ltd., who also have substantial concessions with toll agencies in New York and Connecticut. We anticipate working with both HMS Host and Applegreen to facilitate this transition. The terms and commitments of our existing contracts with HMS Host will be maintained.

The transition to AVI FoodSystems from 7-Eleven at the Portage and Brady's Leap Service Plazas is scheduled to commence after the Memorial holiday with anticipation to be fully up and running by mid- June. We would like to thank 7-Eleven for being on-board to provide temporary services throughout the pandemic. We look forward to working with AVI FoodSystems.

I would like to congratulate Dana Brown, Patricia Sikorsky, and Corinne Purtee for reaching their career milestones. Dana is one of the leaders of our Service Plaza Department. Patricia retired earlier this month and Corinne and Dana plan to retire at the end of the month. I thank all three for their service to the Commission and wish them the best in their new careers.

For some time, the Commission has been involved in efforts relating to the fight against Human Trafficking in Ohio. This has been a multi-agency statewide initiative and we have been working with state and local agencies to bring awareness about this issue. Our Human Resources team is conducting training sessions with ODPS and ODOT for our field team members. Our field team members are the eyes and ears of the Turnpike and the objective of this training is to help people become more aware and perhaps be able to identify human trafficking.

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

Chairman: Any questions or comments for the Director?

Mr. Pakush: Mr. Chairman, Director Marchbanks requested I make an announcement to advise the Commission the Federal Highway Administration and we are very pleased they have release the CRRSAA dollars, which is the Federal Stimulus Program and those have been released to ODOT. The Turnpike's share of the money is \$405,000. Se, we are going to go ahead and start working with our CFO through ODOT the OTIC will begin on transferrin that money to the Turnpike.

Chairman: Thank you, Myron. Please convey to the Director the appreciation of our Commission and we thank them very much.

Any other questions or comments? Hearing none, we will move on to the report of the Chief Engineer, Tony Yacobucci.

Director Ahmed: That completes my report, Mr. Chairman. Thank you.

Chairman: Thank you. 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 seven resolutions for your consideration this morning.

The first resolution for your consideration seeks the Commission's authorization to award Contract No. 58-21-01. This represents a contract to construct a new mainline toll plaza facility, utility buildings, toll booths and canopies at Milepost 4.0 in Williams County, as part of the Commission's Toll Collection System Modernization Project. This work is included in the 2021 Capital Improvement Budget. On April 27, 2021, Procurement received three (3) bids in response to this Project. The apparent low bid was submitted by Action Contractors, LLC, ("Action"), of Bedford, Ohio, in the amount of \$9,564,014.00. Commission staff, with the assistance of our consultant, evaluated the unit bid prices and found them to be reasonable and the bid tabulation did not appear to contain any errors or anomalies. Action's bid is approximately 12% below the Engineer's Estimate of \$10,900,000 and is deemed to be a responsive and responsible bid. Based on a review of Action's Financial Statement and Experience Questionnaire it appears they have the capacity to perform this work. Action has not performed any projects for the Commission in the past, therefore additional due diligence was performed. Owners for whom Action has previously performed work were contacted, and all reported satisfactory performance. The CFO/Comptroller reviewed the Financial Statement of Action and advises that their financial condition is acceptable. In addition, the Office of Equity and Inclusion determined that Action has made a good faith effort to attain the 15% SBE goal. Therefore, it is recommended that the Commission award Contract No. 58-21-01 to Action Contractors, LLC, of Bedford, Ohio, in the amount of \$9,564,014.00. With your permission, may the General Counsel please read the title of the Resolution?

General Counsel: Resolution Approving the Selection of Action Contractors, LLC for Project No. 58-21-01 for the Total Amount of \$9,564,014.00.

Chairman: Any questions or comments?

Mrs. Barber: I appreciate all of the extra work that was put into this because when I started reading this resolution, I got a little concerned that there was such a disparity between the other two bids that were seasoned contractors. So, it looks like you crossed all of the t's and dotted all of the i's and I appreciate all of the extra work that was put in to examining this bid.

Chairman: Thank you. Any other comments? Hearing none, please call the roll.

MOTION: A motion to adopt *Resolution Approving the Selection of Action Contractors, LLC for Project No. 58-21-01 for the Total Amount of \$9,564,014.00* was made by Chairman Hruby, seconded Mr. Pakush, and approved by all Commission Members present. Resolution No. 24-2021.

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

Chief Engineer: The second resolution for your consideration seeks the Commission's authorization to award Construction Administration and Inspection Services for the Mainline Toll Plaza Facility, Utility Buildings, Toll Booths and Canopies at Milepost 4 for Project No. 58-21-01. On April 8, 2021, Procurement received two (2) Letters of Interest for the Request for Letters of Interest No. 2-2021 for Project Nos. 58-21-01, 58-21-02, and 58-22-01 for Construction Administration and Inspection Services. The LOI's were independently reviewed, evaluated, and scored by the LOI Evaluation Team in accordance with the LOI requirements. The LOI Evaluation Team reviewed the Letters of Interest and unanimously concluded that Hill International, Inc. ("Hill"), of Broadview Heights, Ohio, was the highest-ranking submittal. The Office of Equity and Inclusion confirmed that all Respondent's met or exceeded the 25% SBE goal as set by the Office of Equity and Inclusion. It was determined that due to the low number of responses that new Requests for Letters of Interest for Project Nos. 58-21-02 and 58-22-01 should be issued, separately, in hopes of receiving a greater number of responses and, thus, only award a contract for Project No. 58-21-01, which is being requested through this resolution. Fee negotiations commenced between Hill and our Engineering Staff, and on May 6, 2021, a final fee proposal was submitted by Hill to perform Construction Administration and Inspection Services on Project No. 58-21-01 for the New Mainline Toll Plaza Project in the total not-to-exceed amount of \$657,279. Project No. 58-21-01 is for the construction of a New Mainline Toll Plaza Facility including utility buildings, toll booths, canopies, and pedestrian bridge at Milepost 4 in Williams County, Ohio, and is part of the Commission's modernization of the Toll Collection System. The Project will be performed over the 2021 and 2022 construction seasons, and this work is included in the 2021 Capital Improvement Budget. Engineering staff has reviewed and negotiated the fee proposal and finds it reasonable for the scope to be performed. Please note that Hill has exceeded the 25% SBE goal as set by the Office of Equity and Inclusion and has included approximately 42% SBE participation within this contract. Therefore, we are requesting Commission authorization for the award of the Construction Administration and Inspection Services for the Mainline Toll Plaza Facility, Utility Buildings, Toll Booths and Canopies at Milepost 4 for Project No. 58-21-01 to Hill International, Inc. of Broadview Heights, Ohio, in the total not-to-exceed amount of \$657,279. With your permission, may the General Counsel please read the title of the resolution.

General Counsel: Resolution Approving the Selection of Hill International Inc. for Construction Administration and Inspection Services for Project No. 58-21-01 in the Total Amount of \$657,279.00.

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

MOTION: A motion to adopt *Resolution Approving the Selection of Hill International Inc. for Construction Administration and Inspection Services for Project No. 58-21-01 in the Total Amount of \$657,279.00* was made by Ms. Johnson, seconded Vice Chairman Paradiso, and approved by all Commission Members present. Resolution No. 25-2021.

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

Chief Engineer: The third and fourth resolutions for your consideration seek the Commission's authorization to award Project Nos. 99-21-02 and 99-21-03, under LOI 3-2021,

General Construction Administration and Inspection Services on various turnpike projects. On April 9, 2021, Procurement received five (5) Letters of Interest for Project Nos. 99-21-02 and 99-21-03. The LOI's were independently reviewed, evaluated, and scored by the LOI Evaluation Team in accordance with the LOI requirements. The LOI Evaluation Team reviewed the Letters of Interest and concluded that Quality Control Inspection, Inc. ("QCI"), of Garfield Heights, Ohio, and Mannik & Smith Group, Inc. ("MSG"), of Maumee, Ohio, were the highest-ranking submittals. Per the LOI, it was the Commission's intent to select separate consultants for each project. The Office of Equity and Inclusion confirmed that both QCI and MSG met or exceeded the 25% SBE goal as set by the Office of Equity and Inclusion. Considering key staff assignments, relevant project experience, and qualifications of subconsultants, it is the LOI Evaluation Team's recommendation that MSG be awarded Project No. 99-21-02 and QCI be awarded Project No. 99-21-03. The term of each agreement is for a one-year period and the total amount payable for all task orders of each contract shall not exceed \$500,000 for Project No. 99-21-02 and \$1,500,000 for Project No. 99-21-03. With your permission, may the General Counsel please read the title of the resolutions.

General Counsel: Resolution Authorizing the Selection of Mannik & Smith Group, Inc. for Construction Administration and Inspection Services for Project No. 99-21-02 in the Not-to-Exceed Amount of \$500,000.

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

MOTION: A motion to adopt *Resolution Authorizing the Selection of Mannik & Smith Group, Inc. for Construction Administration and Inspection Services for Project No. 99-21-02 in the Not-to-Exceed Amount of \$500,000* was made by Secretary-Treasurer Barber, seconded Mr. Pakush, and approved by all Commission Members present. Resolution No. 26-2021.

General Counsel: Resolution Authorizing the Selection of Quality Control Inspection, Inc. for Construction Administration and Inspection Services Under Project No. 99-21-03 in the Not-to-Exceed Amount of \$1,500,000.

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

MOTION: A motion to adopt *Resolution Authorizing the Selection of Quality Control Inspection, Inc. for Construction Administration and Inspection Services Under Project No. 99-21-03 in the Not-to-Exceed Amount of \$1,500,000* was made by Ms. Johnson, seconded Vice Chairman Paradiso, and approved by all Commission Members present. Resolution No. 27-2021.

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

Chief Engineer: The fifth, sixth, and seventh resolutions for your consideration seeks the Commission's authorization to award Project Nos. 99-21-04, 99-21-05, and 99-21-06, under LOI No. 6-2021, General Material Testing and Quality Control Services. On April 20, 2021, Procurement received two (2) Letters of Interest ("LOI") for Project No. 99-21-04, five (5) LOI's for Project No. 99-21-05, and four (4) LOI's for Project No. 99-21-06. Please note that Project No. 99-21-04 is for the services in the western region of the Turnpike, Project No. 99-21-05 is for the

services in the central region of the Turnpike, and Project No. 99-21-06 is for the services in the eastern region of the Turnpike. The LOI's were independently reviewed, evaluated, and scored by the LOI Evaluation Team in accordance with the LOI requirements. Per the LOI, it was the Commission's intent to select separate consultants for each project. The LOI Evaluation Team reviewed the Letters of Interest and concluded that TTL Associates, Inc. ("TTL"), of Toledo, Ohio, was the highest ranking for Project No.'s 99-21-04 and 99-21-05, ECS Midwest, LLC ("ECS"), of Brooklyn Heights, Ohio, was the highest ranking for Project No. 99-21-06 and second-highest ranking for Project No. 99-21-05, and Intertek/PSI ("PSI"), of Cleveland, Ohio, was the second-highest ranking for Project No. 99-21-06. The Office of Equity and Inclusion confirmed that TTL, ECS, and PSI met or exceeded the 25% SBE goal as set by the Office of Equity and Inclusion. Considering rankings, key staff assignments, relevant project experience, and qualifications of subconsultants, it is the LOI Evaluation Team's recommendation that TTL be awarded Project No. 99-21-04, ECS Midwest, Inc., of Brooklyn Heights, Ohio, be awarded Project No. 99-21-05, and Intertek PSI, of Cleveland, Ohio, be awarded Project No. 99-21-06. The term of each agreement is for a two-year period and the total amount payable for all task orders of each contract shall not exceed \$2,500,000 for Project Nos. 99-21-04 and 99-21-05, and \$2,000,000 for Project No. 99-21-06. With your permission, may the General Counsel please read the title of the resolutions.

General Counsel: Resolution Authorizing the Selection of TTL Associates Inc. for General Material Testing and Quality Control Services for Project No. 99-21-04 in the Not-to-Exceed Amount of \$2,500,000.

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

MOTION: A motion to adopt *Resolution Authorizing the Selection of TTL Associates Inc. for General Material Testing and Quality Control Services for Project No. 99-21-04 in the Not-to-Exceed Amount of \$2,500,000* was made by Mr. Pakush, seconded Secretary-Treasurer Barber, and approved by all Commission Members present. Resolution No. 28-2021.

General Counsel: Resolution Authorizing the Selection of ECS Midwest, LLC for General Material Testing and Quality Control Services for Project No. 99-21-05 in the Not-to-Exceed Amount of \$2,500,000.

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

MOTION: A motion to adopt *Resolution Authorizing the Selection of ECS Midwest, LLC for General Material Testing and Quality Control Services for Project No. 99-21-05 in the Not-to-Exceed Amount of \$2,500,000* was made by Chairman Hruby, seconded Ms. Johnson, and approved by all Commission Members present. Resolution No. 29-2021.

General Counsel: Resolution Authorizing the Selection of Intertek/PSI for General Material Testing and Quality Control Services for Project No. 99-21-06 in the Not-to-Exceed Amount of \$2,000,000.

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

MOTION: A motion to adopt *Resolution Authorizing the Selection of Intertek/PSI for General Material Testing and Quality Control Services for Project No. 99-21-06 in the Not-to-Exceed Amount of \$2,000,000* was made by Chairman Hruby, seconded Vice Chairman Paradiso, and approved by all Commission Members present. Resolution No. 30-2021.

Chairman: The resolutions pass unanimously. Anything further, Tony?

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

Chairman: I noticed on the reading of the last three resolutions that we had no one submitting their qualifications from the eastern region of the state, are there many companies there that are qualified to provide those services?

Chief Engineer: Mr. Chairman, actually the two that submitted on the western end of the state, two in the western, five in the central and four on the eastern end, the four on the eastern end, there aren't many companies, PSI and ACA Engineering are your two that do a lot of work on the eastern end. On the western end, TTL primarily is the only one, but PSI does have offices out that way. So, when you get to the east and the west, there are a minimal number of material testing firms available with certified labs.

Chairman: Thank you. We will now move on to the report of the Chief Technology Officer, Brian Kelley.

Chief Technology Officer: Good morning, Chairman Hruby and Commission Members.

This morning for your consideration I am presenting the Amendment to Extend the Contract for Toll Collection System Maintenance with TransCore through December 31, 2023.

In 2008, the Commission conducted a Request for Proposal ("RFP") process to select an integrator to furnish, install, and maintain a new Toll Collection System ("TCS") and Customer Service Center ("CSC"), which included an Automated Toll Payment Machine ("ATPM") subsystem. As a result of the RFP, the Commission determined TransCore, LP ("TransCore") to have submitted the best response, and the parties thereafter entered a certain "Form Contract for Toll Collection System and Customer Service Center" executed and delivered by said parties on May 12, 2008.

Under the authority of Resolution No. 3-2011, the Commission executed the First Addendum to the Original Contract under which TransCore, commencing June 1, 2011, began providing Maintenance and Repair Services for the TCS and CSC over a five-year period, with an option to renew for an additional five-year term.

As permitted by the First Addendum, the parties renewed the Maintenance and Repairs Services for the TCS and CSC for an additional five-year term, which is set to expire on May 31, 2021.

The Commission is in the process of modernizing its Toll Collection System, which includes the acquisition and installation of new toll collection equipment in all of the lanes at each toll plaza across the Ohio Turnpike, and the Commission requires the maintenance of the current TCS under TransCore until the full installation and “go live” of the new TCS equipment can be effectuated.

TransCore submitted a Proposal dated January 2021 for Extension of Toll Collection System Maintenance Contract, as well as a Maintenance Contract Transition Amounts Chart to provide continuation of such Maintenance and Repairs Services of the TCS (this does not include the CSC) until such time as the full transition to the new Toll Collection System.

The TransCore Proposal sets forth a matrix presented below of rates which are gradually reduced over time as the Commission approaches full integration of the new Toll Collection System, the greatest of which is two hundred eleven thousand two hundred seven dollars and twenty-five cents (\$211,207.25) per month, which is the same amount that we are currently paying. TransCore shall complete all of its services under the amended Master Contract no later than December 31, 2023.

The Proposal gives the Commission the right to terminate the Agreement and services at any time by giving thirty (30) calendar days prior written notice to TransCore. When the Commission terminates this Agreement, the Commission shall remit all fees, payments and reasonable to TransCore up to the termination date within 30 days of the Commission’s receipt of an invoice and satisfactory evidence of such fees and expenses. So, basically, we will terminate this agreement once the new toll collection system is fully live and operational.

The Evaluation Committee consisting of:

- Brian Kelley, Chief Technology Officer
- Laurie Davis, Director of Toll Operations
- Chriss Pogorelc, Chief Information Officer
- Tony Yacobucci, P.E., Chief Engineer
- Marty Seekely, CPA, Chief Financial Officer
- David Miller, CPA, CISA, Director of Internal Audit

all unanimously recommend that the Ohio Turnpike and Infrastructure Commission proceeds with the amendment to extend the Contract for Toll Collection System (but not the CSC), including the Automatic Toll Payment Machine (ATPM) subsystem, including monthly reimbursement to TransCore for overtime labor for after-hours response, and including monthly reimbursement for parts not in inventory in the total not-to-exceed amount of five million eight hundred seventy-two thousand nine hundred thirty-eight dollars (\$5,872,938.00). With the Commission’s approval, will the General Counsel please read the resolution.

General Counsel: Resolution Authorizing the Amendment to Extend the Contract for Toll Collection System Maintenance with TransCore in the Total Not-to-Exceed Amount of \$5,872,938.

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

MOTION: A motion to adopt *Resolution Authorizing the Amendment to Extend the Contract for Toll Collection System Maintenance with TransCore in the Total Not-to-Exceed Amount of \$5,872,938* was made by Chairman Hruby, seconded Myron Pakush, and approved by all Commission Members present. Resolution No. 31-2021.

Chairman: The resolutions pass unanimously. Anything further, Brian?

Chief Technology Officer: That concludes my report, Mr. Chairman.

Chairman: We will move on to the report of 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 April.

This first chart shows the monthly passenger car miles traveled on the Ohio Turnpike since the beginning of 2019. Passenger car vehicle miles traveled were up 183.2% from April of last year but down 9.9% from April of 2019.

Commercial traffic continued to increase and was up 36% from April of last year and up 12.5% from April of 2019.

The change in passenger car traffic combined with the toll rate increases caused passenger car toll revenues to increase 192.9% from April of last year and to decrease 5.4% from April of 2019.

The increase in commercial traffic combined with the toll rate increases caused commercial vehicle toll revenues to increase 36.1% from April of last year and 17.2% from April of 2019.

This chart shows year-to-date toll revenues through the month of April during each year over the past decade. Year-to-date total toll revenues were \$16 million or 19.5% above the amount from last year and \$6.5 million or 7.1% above the amount from 2019.

That completes my report, Mr. Chairman.

Chairman: Any questions or comments? Seems like we are on the way back to our numbers.

CFO/Comptroller/DED: Yes, the trends look pretty good if you look at the chart, we are growing from 2019, which is good.

Chairman: Let's hope it continues. We will move on to the report of our General Counsel, Jennifer Stueber.

General Counsel: No report, Mr. Chairman.

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. I have three items to share with you today.

On April 24, 2021, at approximately 0425 hours the Milan Post received a call of a reckless vehicle traveling east on the Ohio Turnpike in Lorain County a Trooper was dispatched. At approximately 0435, the Trooper located the vehicle near Milepost 152 and attempted to stop it. It failed to stop and a pursuit ensued. Speeds reached approximately 110 miles-per-hour. The vehicle attempted to exit Toll Plaza 152 and crashed into a guardrail. The driver and two passengers were not injured and were taken into custody without incident. All three were found to be juveniles from Michigan, and the rear seat passenger was found to be reported as a missing juvenile.

On May 13, 2021, Trooper Matt Dowler, Trooper Jim Baker and K9 Tango from the Criminal Patrol Unit on the Turnpike visited Medina Weekday School. They spoke about Tango and his duties with Criminal Patrol. They also shared some safety messages and what the role of a Trooper is.

During the week of May 3, 2021, Criminal Patrol units conducted the I-80 IMPACT detail with units from five other states including Nevada, Utah, Nebraska, Indiana and Pennsylvania. Ohio Troopers made a total of 1,767 stops with 7 OVI's, 30 seatbelt citations, 24 driving under suspension arrests, 30 criminal cases and 23 drug cases. Of those cases 34,143 grams of marijuana, 1,336 grams of marijuana/THC edibles, 100 grams of meth, 52 grams of cocaine and four weapons were seized.

That completes my report, Mr. Chairman.

Chairman: Wow, that is pretty impressive numbers, Staff Lieutenant. Thank you for your service, we appreciate it very much.

I would like to pause for a moment and acknowledge Armed Forces Day that was a few days ago. Thank you to all of our employees that are serving in some capacity in the military or have served recently in the military. We thank you for your service. Also, we are coming up on Police Memorial Week, which is a very important time for us to pause and reflect upon all of the wonderful men and women that serve us here. They are the frontline of our defense and we appreciate all of the work that our Local Police, State Highway Patrol, Federal Law Enforcement, County Law Enforcement, law enforcement at all levels, we thank them for their service and we acknowledge the remembrance of those who gave their lives while serving as police officers and law enforcement roles. Lastly, Memorial Day is coming up on May 31, 2021, we would acknowledge on behalf on the Commission all of those brave men and women, those heroes that gave their lives, the ultimate sacrifice in defense of our country and our very values.

The next meeting of the Ohio Turnpike and Infrastructure Commission will take place on June 21, 2021, at 10:00 a.m., via Microsoft Teams I believe, I am not sure that is going to be the case.

If there is no further business, I will accept a motion to adjourn the 685th Commission Meeting.

MOTION: A motion to adjourn the 685th Commission Meeting is made by Chairman Hruby, seconded by Secretary-Treasurer Barber, and unanimously approved by all Commission Members present.

Time of adjournment: 10:44 a.m.

Attendees for Record Keeping Purposes:

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

Other Attendees: Toby Fritz, Hill International; Curtis Roupe, TTL Associates; Nathan Podoll, Stantec; Vickie Wildeman, DLZ; Michael Burgess, Prime Engineering; Michael Kline, GPI; Chris Lopez, ECS Limited; Sarah Brown, HNTB; Edward Adamczyk, Arcadis-US; Michael Avellano, Woolpert; Walter Chisholm, TransCore; Edward Brisbin, TransCore; Doug Hedrick, GPI; Daniel Castrigano, GPI; Vincent Tisci, Action Contractor; Sean Tihal, Stantec; John Lorincz, AECOM; Bethany Pugh, PFM; GSI305; Ahmed Hamid, DGL, Ltd.; 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; Michael Brookbank, Ohio Turnpike; Andrew Cooksey, Ohio Turnpike.org; David Miller, Ohio Turnpike; Chris Matta, Ohio Turnpike; Debby Sideris, Ohio Turnpike; Aimee Lane, Ohio Turnpike; Lisa Mejac, Ohio Turnpike; Matt Cole, Ohio Turnpike; Chriss Pogorelc, Ohio Turnpike; William Davis, Ohio Turnpike; Chad Armstrong, Ohio Turnpike; Brian Kelley, Ohio Turnpike; Andrew Herberger, Ohio Turnpike; Brian Newbacher, Ohio Turnpike; and Adam Greenslade, Ohio Turnpike.

Approved as a correct record of the May 17, 2021 Meeting of the Ohio Turnpike and Infrastructure Commission

Sandra K. Barber, Secretary-Treasurer

EXHIBITS

1. Resolution No. 24-2021 – Resolution Approving the Selection of Action Contractors, LLC for Project No. 58-21-01 for the Total Amount of \$9,564,014.00
2. Resolution No. 25-2021 – Resolution Approving the Selection of Hill International Inc. for Construction Administration and Inspection Services for Project No. 58-21-01 in the Total Amount of \$657,279.00
3. Resolution No. 26-2021 – Resolution Authorizing the Selection of Mannik & Smith Group, Inc. for Construction Administration and Inspection Services for Project No. 99-21-02 in the Not-to-Exceed Amount of \$500,000
4. Resolution No. 27-2021 – Resolution Authorizing the Selection of Quality Control Inspection, Inc. for Construction Administration and Inspection Services Under Project No. 99-21-03 in the Not-to-Exceed Amount of \$1,500,000
5. Resolution No. 28-2021 – Resolution Authorizing the Selection of TTL Associates Inc. for General Material Testing and Quality Control Services for Project No. 99-21-04 in the Not-to-Exceed Amount of \$2,500,000
6. Resolution No. 29-2021 – Resolution Authorizing the Selection of ECS Midwest, LLC for General Material Testing and Quality Control Services for Project No. 99-21-05 in the Not-to-Exceed Amount of \$2,500,000
7. Resolution No. 30-2021 – Resolution Authorizing the Selection of Intertek/PSI for General Material Testing and Quality Control Services for Project No. 99-21-06 in the Not-to-Exceed Amount of \$2,000,000
8. Resolution No. 31-2021 – Resolution Authorizing the Amendment to Extend the Contract for Toll Collection System Maintenance with TransCore in the Total Not-to-Exceed Amount of \$5,872,938

TOLL MODERNIZATION PROJECT

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Action Contractors, LLC for Project No. 58-21-01 for the Total Amount of \$9,564,014.00

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; 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 that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” 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 a New Mainline Toll Plaza Facility, Utility Buildings, Toll Booths and Canopies, at Milepost 4, in Williams County, Ohio, designated as Project No. 58-21-01 (hereinafter the “Project”); and

WHEREAS, the Commission received three (3) 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 Action Contractors, LLC (“Action”), of Bedford, Ohio, submitted the apparent low bid on the Project in the total bid amount of \$9,564,014.00 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 Action conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Action submitted a performance bond with good and sufficient surety; and

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

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

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

WHEREAS, the Commission's General Counsel advises that it is in the best interest of the Commission to obtain builder's risk insurance for this Project and recommends that the Commission approve the purchase of such insurance for the Project; 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 Action Contractors, LLC for Project No. 58-21-01 in the amount of \$9,564,014.00 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a contract based on said bid; and

FURTHER RESOLVED, that the Executive Director and General Counsel are permitted to obtain builder's risk insurance for the Project, after obtaining competitive quotes, for the Project; and

FURTHER RESOLVED, that the Commission finds and determines that that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and that the work to be performed under the contract shall comply with the requirements of the "Director's Amended Order for Social Distancing, Facial Coverings and Non-Congregating," 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. 24-2021 adopted May 17, 2021)

TCS MODERNIZATION PROJECT

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Hill International Inc. for Construction Administration and Inspection Services for Project No. 58-21-01 in the Total Amount of \$657,279.00

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; 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 that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, on March 11, 2021, the Commission issued a notice seeking letters of interest for construction administration and inspection services for Project No. 58-21-01 - Mainline Toll Plaza Facility, Utility Buildings, Toll Booths & Canopies; Milepost 4, located in Williams County, Ohio (“Project No. 58-21-01”); Project No. 58-21-02 - Mainline Toll Plaza Facility; Utility Buildings, Toll Booths & Canopies; Milepost 211, located in Trumbull County, Ohio (“Project No. 58-21-02”); and Project No. 58-22-01 - Mainline Toll Plaza Renovation; Utility Building, Toll Booths & Canopy; Milepost 239, located in Mahoning County, Ohio (“Project No. 58-22-01”) (collectively the “Projects”); and

WHEREAS, on April 8, 2021, Letters of Interest were received from two firms expressing their readiness to serve as the Commission’s Engineering Consultant for construction administration and inspection services for the Projects; and

WHEREAS, due to the low number of responses, Commission staff plans to issue new Requests for Letters of Interest for Project Nos. 58-21-02 and 58-22-01, separately, in hopes of receiving a greater number of responses and, thus, is only recommending an award of a contract for Project No. 58-21-01 through this resolution; and

WHEREAS, on the basis of the proposals received, the Engineering staff concluded that Hill International, Inc. (“Hill”), of Broadview Heights, Ohio was the most qualified to perform the necessary services for Project No. 58-21-01; and

WHEREAS, Engineering staff conducted a Scope of Services meeting with Hill to confirm a mutual understanding of the services for the Projects consisting of Construction Administration and Inspection Services (the “Services”); and

WHEREAS, Hill submitted its fee proposal dated May 5, 2021, to perform the Services in the not-to-exceed amount of \$657,279.00 which fee proposal the Chief Engineer deemed reasonable and appropriate, and recommends that the Commission approve the award of the contract based on its technical proposal and fee proposal for Project No. 58-21-01; and

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

WHEREAS, the Executive Director has reviewed the recommendation of the Chief Engineer and concurs that the Commission should approve the selection of Hill International, Inc. to perform the Services for Project No. 58-21-01; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the selection of Hill International, Inc. is approved as the firm that is most qualified to perform the construction administration and inspection services necessary for Project No. 58-21-01 and that the Executive Director is authorized to execute a contract with Hill International, Inc. in the total amount of \$657,279.00; and

FURTHER RESOLVED, that the Commission rejects all proposals received for construction administration and inspection services on Project No. 58-21-02 and Project No. 58-22-01 and authorizes Commission staff to issue a new Request for Letters of Interest for construction administration and inspection services for each project; and

FURTHER RESOLVED, that the Commission finds and determines that that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and that the work to be performed under the contract shall comply with the requirements of the

“Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” 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. 25-2021 adopted May 17, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Selection of Mannik & Smith Group, Inc. for Construction Administration and Inspection Services for Project No. 99-21-02 in the Not-to-Exceed Amount of \$500,000

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; 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 that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, on March 19, 2021, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice of its Request for Letters of Interest (“LOI”) 3-2021 for General Construction Administration and Inspection Services for Various Turnpike Projects, referencing Project Nos. 99-21-02, 91-21-03, and 99-21-04; and

WHEREAS, on March 25, 2021 the Commission revised LOI 3-2021 to exclude Project No. 99-21-04 and omit references to “various turnpike projects”, among other modifications; and

WHEREAS, on April 9, 2021 Letters of Interest were received from five firms expressing their desire to serve as the Commission’s Engineering Consultant for construction administration and inspection services for the Projects; and

WHEREAS, an Evaluation Team consisting of Maintenance Operations Engineer II, Staff Engineer, and Roadway Engineer convened to independently review, evaluate, and score the

submissions in accordance with the LOI Evaluation Process and the Commission's Contracts Policy in order to rank the submissions; and

WHEREAS, on the basis of the Letters of Interest received, the Evaluation Team concluded that Mannik & Smith Group, Inc. ("MSG"), of Maumee, Ohio, is the most qualified firm to perform the necessary services for Project No. 99-21-02 (Milepost 0.0 to Milepost 80.0); and

WHEREAS, the Evaluation Team recommends that an agreement be established for performance of the services as set forth in LOI 3-2021 as it relates to Project No. 99-21-02, for a period that shall continue through the completion of all assignments, in the not-to-exceed amount of \$500,000 for all assignments issued therefrom; and

WHEREAS, the Commission's Staff Attorney has determined that the LOI process and the selection of MSG conform with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that the Letters of Interest were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer, and concurs that the Commission should approve the selection of MSG to perform Services for Project No. 99-21-02; 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 estimated in LOI 3-2021 for Project No. 99-21-02 to perform the required Construction Administration and Inspection Services is anticipated to exceed \$150,000.00;

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of Mannik & Smith Group, Inc, is approved as the most qualified firm to perform the required construction administration and inspection services under Project No. 99-21-02, and that the Executive Director is authorized to execute a contract with Mannik & Smith Group, Inc. in the not-to-exceed amount of \$500,000 for all assignments issued therefrom; and

FURTHER RESOLVED, that the Commission finds and determines that that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and that the work to be performed under the contract shall comply with the requirements of the "Director's Amended Order for Social Distancing, Facial Coverings and Non-Congregating," 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(s) or increase its costs.

(Resolution No. 26-2021 adopted May 17, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Selection of Quality Control Inspection, Inc. for Construction Administration and Inspection Services Under Project No. 99-21-03 in the Not-to-Exceed Amount of \$1,500,000

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; 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 that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, on March 19, 2021, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice of its Request for Letters of Interest (“LOI”) 3-2021 for General Construction Administration and Inspection Services for Various Turnpike Projects, referencing Project Nos. 99-21-02, 91-21-03, and 99-21-04; and

WHEREAS, on March 25, 2021 the Commission revised LOI 3-2021 to exclude Project No. 99-21-04 and omit references to “various turnpike projects”, among other modifications; and

WHEREAS, on April 9, 2021 Letters of Interest were received from five firms expressing their desire to serve as the Commission’s Engineering Consultant for construction administration and inspection services for the Projects; and

WHEREAS, an Evaluation Team consisting of Maintenance Operations Engineer II, Staff Engineer, and Roadway Engineer convened to independently review, evaluate, and score the

submissions in accordance with the LOI Evaluation Process and the Commission's Contracts Policy in order to rank the submissions; and

WHEREAS, on the basis of the Letters of Interest received, the Evaluation Team concluded that Quality Control Inspection, Inc. ("QCI"), of Garfield Heights, Ohio, is the most qualified firm to perform the necessary services for Project No. 99-21-03 (Milepost 80.0 to Milepost 160.0); and

WHEREAS, the Evaluation Team recommends that an agreement be established for performance of the services as set forth in LOI 3-2021 as it relates to Project No. 99-21-03, for a period that shall continue through the completion of all assignments, in the not-to-exceed amount of \$1,500,000 for all assignments issued therefrom; and

WHEREAS, the Commission's Staff Attorney has determined that the LOI process and the selection of QCI conform with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that the Letters of Interest were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer, and concurs that the Commission should approve the selection of QCI to perform Services for Project No. 99-21-03; 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 estimated in LOI 3-2021 to perform the required Construction Administration and Inspection Services is anticipated to exceed \$150,000.00;

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of Quality Control Inspection, Inc. is approved as the most qualified firm to perform the required construction administration and inspection services under Project No. 99-21-03, and that the Executive Director is authorized to execute a contract with Quality Control Inspection, Inc. in the not-to-exceed amount of \$1,500,000 for all assignments issued therefrom; and

FURTHER RESOLVED, that the Commission finds and determines that that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and that the work to be performed under the contract shall comply with the requirements of the "Director's Amended Order for Social Distancing, Facial Coverings and Non-Congregating," 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(s) or increase its costs.

(Resolution No. 27-2021 adopted May 17, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Selection of TTL Associates Inc. for General Material Testing and Quality Control Services for Project No. 99-21-04 in the Not-to-Exceed Amount of \$2,500,000

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; 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 that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, on March 30, 2021, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice of its Request for Letters of Interest (“LOI”) 6-2021 for General Material Testing and Quality Control Services, referencing Project Nos. 99-21-04, 91-21-05, and 99-21-06; and

WHEREAS, on April 20, 2021 Letters of Interest were received from six firms expressing their desire to serve as the Commission’s Engineering Consultant for General Material Testing and Quality Control Services for the Projects; and

WHEREAS, an Evaluation Team consisting of Major Projects Engineer, Bridge & Structures Engineer, and Roadway Engineer convened to independently review, evaluate, and score the submissions in accordance with the LOI Evaluation Process and the Commission’s Contracts Policy in order to rank the submissions; and

WHEREAS, on the basis of the Letters of Interest received, the Evaluation Team concluded that TTL Associates Inc. (“TTL”), of Toledo, Ohio, is the most qualified firm to perform the necessary services for Project No. 99-21-04 (Milepost 0.0 to Milepost 80.0 - Western Region); and

WHEREAS, the Evaluation Team recommends that an agreement be established for performance of the services as set forth in LOI 6-2021 as it relates to Project No. 99-21-04, for a period that shall continue through the completion of all assignments, in the not-to-exceed amount of \$2,500,000 for all assignments issued therefrom; and

WHEREAS, the Commission’s Staff Attorney has determined that the LOI process and the selection of TTL conform with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that the Letters of Interest were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

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

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer, and concurs that the Commission should approve the selection of TTL to perform Services for Project No. 99-21-04; 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 estimated in LOI 6-2021 for Project No. 99-21-04 to perform the required General Material Testing and Quality Control Services is anticipated to exceed \$150,000.00;

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of TTL Associates, Inc, is approved as the most qualified firm to perform the required general material testing and quality control services under Project No. 99-21-04, and that the Executive Director is authorized to execute a contract with TTL Associates, Inc. in the not-to-exceed amount of \$2,500,000 for all assignments issued therefrom; and

FURTHER RESOLVED, that the Commission finds and determines that that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” 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(s) or increase its costs.

(Resolution No. 28-2021 adopted May 17, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Selection of ECS Midwest, LLC for General Material Testing and Quality Control Services for Project No. 99-21-05 in the Not-to-Exceed Amount of \$2,500,000

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; 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 that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, on March 30, 2021, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice of its Request for Letters of Interest (“LOI”) 6-2021 for General Material Testing and Quality Control Services, referencing Project Nos. 99-21-04, 91-21-05, and 99-21-06; and

WHEREAS, on April 20, 2021 Letters of Interest were received from six firms expressing their desire to serve as the Commission’s Engineering Consultant for General Material Testing and Quality Control Services for the Projects; and

WHEREAS, an Evaluation Team consisting of Major Projects Engineer, Bridge & Structures Engineer, and Roadway Engineer convened to independently review, evaluate, and score the submissions in accordance with the LOI Evaluation Process and the Commission’s Contracts Policy in order to rank the submissions; and

WHEREAS, on the basis of the Letters of Interest received, the Evaluation Team concluded that ECS Midwest, LLC (“ECS”), of Brooklyn Heights, Ohio, is the most qualified firm to perform the necessary services for Project No. 99-21-05 (Milepost 80.0 to Milepost 160.0 - Central Region); and

WHEREAS, the Evaluation Team recommends that an agreement be established for performance of the services as set forth in LOI 6-2021 as it relates to Project No. 99-21-05, for a period that shall continue through the completion of all assignments, in the not-to-exceed amount of \$2,500,000 for all assignments issued therefrom; and

WHEREAS, the Commission’s Staff Attorney has determined that the LOI process and the selection of ECS conform with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that the Letters of Interest were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

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

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer, and concurs that the Commission should approve the selection of ECS to perform Services for Project No. 99-21-05; 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 estimated in LOI 6-2021 for Project No. 99-21-05 to perform the required General Material Testing and Quality Control Services is anticipated to exceed \$150,000.00;

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of ECS Midwest, LLC is approved as the most qualified firm to perform the required general material testing and quality control services under Project No. 99-21-05, and that the Executive Director is authorized to execute a contract with ECS Midwest, LLC in the not-to-exceed amount of \$2,500,000 for all assignments issued therefrom; and

FURTHER RESOLVED, that the Commission finds and determines that that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” 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(s) or increase its costs.

(Resolution No. 29-2021 adopted May 17, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Selection of Intertek/PSI for General Material Testing and Quality Control Services for Project No. 99-21-06 in the Not-to-Exceed Amount of \$2,000,000

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; 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 that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, on March 30, 2021, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice of its Request for Letters of Interest (“LOI”) 6-2021 for General Material Testing and Quality Control Services, referencing Project Nos. 99-21-04, 91-21-05, and 99-21-06; and

WHEREAS, on April 20, 2021 Letters of Interest were received from six firms expressing their desire to serve as the Commission’s Engineering Consultant for General Material Testing and Quality Control Services for the Projects; and

WHEREAS, an Evaluation Team consisting of Major Projects Engineer, Bridge & Structures Engineer, and Roadway Engineer convened to independently review, evaluate, and score the submissions in accordance with the LOI Evaluation Process and the Commission’s Contracts Policy in order to rank the submissions; and

WHEREAS, on the basis of the Letters of Interest received, the Evaluation Team concluded that Intertek/PSI, of Cleveland, Ohio (“Intertek/PSI”), is the most qualified firm to perform the necessary services for Project No. 99-21-06 (Milepost 160.0 to Milepost 241.25 - Eastern Region); and

WHEREAS, the Evaluation Team recommends that an agreement be established for performance of the services as set forth in LOI 6-2021 as it relates to Project No. 99-21-06, for a period that shall continue through the completion of all assignments, in the not-to-exceed amount of \$2,000,000 for all assignments issued therefrom; and

WHEREAS, the Commission’s Staff Attorney has determined that the LOI process and the selection of Intertek/PSI conform with the requirements of Ohio Revised Code Sections 153.65 to 153.71, that all legal requirements were performed and that the Letters of Interest were solicited on the basis of the same terms and conditions with respect to all respondents and potential respondents; and

WHEREAS, the Office of Equity and Inclusion Manager has found that Intertek/PSI 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 28% which meets and exceeds the SBE participation goal of 25% for the Project; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer, and concurs that the Commission should approve the selection of Intertek/PSI to perform Services for Project No. 99-21-06; 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 estimated in LOI 6-2021 for Project No. 99-21-06 to perform the required General Material Testing and Quality Control Services is anticipated to exceed \$150,000.00;

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of Intertek/PSI is approved as the most qualified firm to perform the required general material testing and quality control services under Project No. 99-21-06, and that the Executive Director is authorized to execute a contract with Intertek/PSI in the not-to-exceed amount of \$2,000,000 for all assignments issued therefrom; and

FURTHER RESOLVED, that the Commission finds and determines that that the contract approved pursuant to this Resolution is necessary for the Commission to continue its operations and that the work to be performed under the contract shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” 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(s) or increase its costs.

(Resolution No. 30-2021 adopted May 17, 2021)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Amendment to Extend the Contract for Toll Collection System Maintenance with TransCore in the Total Not-to-Exceed Amount of \$5,872,938

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, during the State of Emergency, the Commission continued operations as Essential Infrastructure and Essential Governmental Functions under orders issued by the Director of Health, specifically the “Director’s Stay Safe Ohio Order,” dated April 30, 2020, and the “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020; and

WHEREAS, on April 5, 2021, the Director of Health rescinded several health orders, including those under which the Commission was continuing its operations, and issued a new order titled “Director’s Order for Social Distancing, Facial Coverings and Non-Congregating” which was amended on April 9, 2021 and April 27, 2021 and contains requirements applicable to all Ohioans to prevent the spread of COVID-19, including requirements for wearing face coverings, social distancing, congregating, sanitation, large gatherings, signage (i.e., requiring masks), ventilation in buildings accessible to the public, procedures for confirmed cases, and more; and

WHEREAS, in 2008 and in conjunction with Project No. 64-08-01, the Commission conducted a Request for Proposal (“RFP”) process to select an integrator to furnish, install, and maintain a new Toll Collection System (“TCS”) and Customer Service Center (“CSC”), which included an Automated Toll Payment Machine (“ATPM”) subsystem; and

WHEREAS, as a result of the RFP, the Commission determined TransCore, LP (“TransCore”) to have submitted the best response, and the parties thereafter entered a certain “Form Contract for Toll Collection System and Customer Service Center” executed and delivered by said parties on May 12, 2008 (“Original Contract”); and

WHEREAS, the parties, under the authority of Resolution No. 3-2011, executed the First Addendum to the Original Contract under which TransCore, commencing June 1, 2011, began providing Maintenance and Repair Services for the TCS and CSC over a five-year period, with an option to renew for an additional five-year term; and

WHEREAS, the parties, under the authority of Resolution No. 35-2012, executed the Second Addendum to the Original Contract for TransCore to furnish, install, integrate, and warranty the ATPMs in accordance with the terms and conditions of the Original Contract; and

WHEREAS, by letter dated September 30 2016, the Commission terminated the Telecommunications System Maintenance Services portion of the Original Contract; and

WHEREAS, as permitted by the First Addendum, the parties renewed the Maintenance and Repairs Services for the TCS and CSC for an additional five-year term, which is set to expire on May 31, 2021; and

WHEREAS, the Original Contract as has been modified, amended and supplemented from time to time by the agreement of the parties is herein after referred to the “Master Contract;” and

WHEREAS, pursuant to Resolution 1-2019, the Commission entered into a certain Contract for Customer Service Center System Delivery and Maintenance dated February 20, 2019 (“2019 CSC Contract”) with TransCore, LP wherein TransCore has an obligation to deliver and maintain the Commission’s CSC; and

WHEREAS, the Commission is in the process of modernizing its Toll Collection System, which includes the acquisition and installation of new toll collection equipment in all of the lanes at each toll plaza across the Ohio Turnpike, and the Commission requires the maintenance of the current TCS until the full installation and “go live” of the new TCS equipment can be effectuated; and

WHEREAS, TransCore has submitted a Proposal dated January 2021, revised May 5, 2021 (the “Proposal”) for Extension of Toll Collection System Maintenance Contract, as well as a Maintenance Contract Transition Amounts Chart, to provide continuation of such Maintenance and Repairs Services of the TCS (but not the CSC) until such time as the full transition to the new Toll Collection System, and a copy of said Proposal is attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the Proposal sets forth a matrix of rates which are gradually reduced over time as the Commission approaches full integration of the new Toll Collection System, the greatest of which is \$211,207.25 per month; and

WHEREAS, TransCore shall complete all of its services under the amended Master Contract not later than December 31, 2023; and

WHEREAS, the Chief Technology Officer led a review of the Proposal, along with the Director of Toll Operations, the Chief Information Officer, the Chief Engineer, the Chief Financial Officer and the Director of Internal Audit (collectively, the “Evaluation Committee”), which jointly recommends, and the Executive Director agrees, that the Commission find and determine that the amendment to extend the Contract for Toll Collection System (but not the CSC) is necessary for the Commission to continue its operations and that all activities required to perform the contract described herein shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission’s Code of Bylaws because the expenditure required to extend the Maintenance Contract exceeds \$150,000.00.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the amendment to extend the Contract for Toll Collection System and Customer Service Center, including the ATPM subsystem, monthly reimbursement for overtime labor for after-hours responses and monthly reimbursement for parts not in inventory, in the total not to exceed amount of \$5,872,938, in substantially the same terms and conditions as set forth in the Proposal attached hereto and incorporated herein as Exhibit A, including any further changes to the Proposal that are in the best interest of the Commission as may be determined by the Executive Director, is approved; and

FURTHER RESOLVED, that the Commission finds and determines that all activities related to the amendment to extend the Contract for Toll Collection System and Customer Service Center, as authorized above, shall comply with the requirements of the “Director’s Amended Order for Social Distancing, Facial Coverings and Non-Congregating,” as may be amended from time to time, unless or until such order is lifted entirely.

(Resolution No. 31-2021 adopted May 17, 2021)