

**MINUTES OF THE 662nd MEETING OF THE
OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
MAY 20, 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. Coviello advised that he 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: Vice Chairman Paradiso

Vice Chairman, Timothy Paradiso: Here

Assistant Secretary-Treasurer: Ms. Johnson

Commissioner, Vickie Eaton Johnson: Here

Assistant Secretary-Treasurer: Mr. Peterson

Secretary-Treasurer, Michael Peterson: Here

Assistant Secretary-Treasurer: Mr. Marchbanks

Commissioner, ODOT Director, Jack Marchbanks, Ph.D.: Here

Assistant Secretary-Treasurer: Mr. Kauffman

Office of Budget and Management, Kurt Kauffman: Here

Assistant Secretary-Treasurer: Senator McColley

Ohio Senator, Rob McColley: Here

Assistant Secretary-Treasurer: Representative Greenspan

Ohio House Representative, Dave Greenspan: Here

Chairman: We have a quorum. This is the 662nd 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 April 15, 2019, Commission Meeting? Any questions, comments, or additions? Hearing none, please call the roll.

MOTION: A motion to adopt the Minutes of April 15, 2019, Commission Meeting was made by Ms. Johnson and seconded by Mr. Peterson. All Commission Members present voted to approve the Minutes.

Chairman: The minutes are adopted. We will move on to the report of the Secretary-Treasurer, Mr. Peterson.

Secretary-Treasurer: The following items have been provided to the Members since the last scheduled meeting of the Commission on April 15, 2019:

1. Four Resolutions;
2. Draft Minutes of the April 15, 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 Crash Summary Reports, December 2018 and January, February, March and April 2019;
2. Traffic and Revenue Report, April 2019;
3. Total Revenue by Month and Year, April 2019;
4. Investment Report, April 2019; and
5. Financial Statement, April 2019.

That concludes my report, Mr. Chairman.

Chairman: Thank you, Mr. Peterson. Before we move on to the report of our Executive Director, I want to make mention of that fact of how proud I was and I am sure my fellow Commission Members were of their *Light Ohio Blue* program recognizing our Ohio State Highway Patrol and the law enforcement community. It is the time of year when we recognize

law enforcement throughout the country. It is a time when we remember those gave their lives, those who sacrificed themselves on the streets protecting our safety at home. As a former police officer, it is always so very nice to see that people recognize that and I want to commend our Director and the staff for the wonderful job they did in lighting up our facilities blue and recognizing the law enforcement community, especially our Ohio State Highway Patrol. Thank you, Ferzan, very much on behalf of the Commission and if you would please do your report.

Executive Director, Ferzan Ahmed: Mr. Chairman, thank you for your kind words. I am pleased to report on a few significant items since last month's Commission Meeting.

In previous meetings, we have talked about our Customer Service Center modernization project. We have had several workshops with TransCore, who is our integrator for the project, to refine the scope and requirements. I think that project is going very well, and we are aiming for a May/June 2020 deployment. Dave Miller will be providing a brief update on that shortly.

Drive Ohio visited the Commission on April 24, 2019 to look at our DSRC project. It turns out that we are the leaders in our state and beyond. Great foresight by my predecessor and a great job by Travis Bonnett from our Engineering Department in managing the project. This is what we like to call a "Proof of Concept" project, which means by deploying the technology on the road and in our vehicles, we have learned what works and what results to expect.

I believe that since we now have knowledge of how these systems work, our next step should be in partnership with an automaker for implementing a commercially viable solution. We have started conversations with an automaker, and as we make progress, I will keep the Commission Members apprised.

I want to thank Brian Kelley for representing the Commission at an IT conference in Columbus on April 26, 2019. He was one of the featured speakers and spoke very eloquently about mobility and technology.

On April 29, 2019, I had the honor of presenting an update on the Commission's initiatives to the Eastgate Regional Council of Governments. They are great partners to us in the Youngstown area.

The *Light Ohio Blue* Campaign ran from May 8 through May 16, 2019. In solidarity with our partners in law enforcement, and here at the Commission with the Ohio State Highway Patrol, Commission employees dressed in blue and our buildings were lit in blue. We thank our partners for the wonderful service they provide at great risk to themselves.

On May 8 and 9, 2019, members of the Commission met with our colleagues from the Pennsylvania Turnpike and the Indiana Toll Road to exchange ideas and share best practices. It was hosted by Pennsylvania, and they were gracious hosts.

Last year, the Commission launched a distracted driving awareness campaign. This year, we are continuing the campaign and we made an introductory video with high school students from Fairview Park High School.

Our Boston facility won the Annual 2018 Maintenance Safety Award/Luncheon. Staff members from the Administration building joined employees of the Boston Maintenance group for lunch and awards this past Friday, May 17, 2019, at Cozumel Restaurant in Richfield to congratulate them on their outstanding safety performance throughout 2018. The Boston maintenance building was managed by Foreman Ricardo Legrier until the fall of 2018 when he transferred to the Hiram maintenance building. The building is now under the direction of Gary Norris. Over the past two years, the Boston maintenance building has led the pack and has set safety standards for all other maintenance facilities. The Boston maintenance building has received multiple safety awards since 2017 including, two quarterly awards (Q2-2017 & Q4-2018) and the 2018 annual award. In 2018, the Boston maintenance building only had one accident and did not experience any injuries.

Last, but not least, I would like to extend a warm welcome to our new members:

- Samantha Mostek, whose first day is today, as the Facilities Engineer;
- Dominic Marotta, who graduated from Cleveland State University, as a Staff Engineer;
- Vinod ‘Vinny’ Gupta, who started May 6, 2019, as the Manager of Strategic Initiatives; and
- Michelle Marquard, who started April 29, 2019, as my Executive Assistant.

I would also like to extend a warm welcome to our summer interns. These individuals will be on-board from May until August:

- University of Akron, civil engineering students: Kara Ross and Liam Mathews.

Mr. Chairman, with your permission, I will ask Dave Miller to provide us with a brief update.

Director of Audit and Internal Control David Miller: Good morning, Mr. Chairman and Commission Members, this will be a very brief overview, but as we have discussed in previous meetings, we want to make sure we keep the entire Commission apprised of the progress of this very important project that we have going on and that is the attention of many key staff people at the Commission.

The work on the toll collection system request for proposals continues. We are working with our consultants from Jacobs Engineering to prepare that document. It is nearing completion, and we are hoping for a release within the next thirty days. There is still a lot of refinement going on with that document and as you can understand, it is a very complex one in making sure that we get that right and that we send the appropriate document to potential vendors that keeps questions to a minimum and hopefully is very clear and concise. So, lots of progress on that, still working on it. In recent weeks, the emphasis has been on the implementation of our Customer Service Center. Earlier this month, we had an onsite workshop between OTIC personnel, as well as the

personnel from TransCore, the provider of that new system. The subject of that workshop was primarily on the accounting and finance end where we reviewed requirements that we have for reporting of the new systems, as well as how the back office accounting, general ledger accounts, and things like that, on how they will fit together and work as we transition from the legacy system to the new system. Development of the new CSC website is underway by TransCore. I am advised that they are making excellent progress on that and we are in the process right now of scheduling the next workshop, which will probably be in early June. I haven't settled on that date yet. They promise a prototype that we are actually going to be able to see, feel and try out. Turnpike personnel will be involved in further refining that website tool that our customers will use in the future. Also, at the workshop, we expect to be making some decisions and having a lot of conversation about the interactive voice response system or IVR, that is the telephone tool that our customers will use to call into the *E-ZPass*[®] Customer Service Center in the future. So, aspects of the project moving forward, as you will recall we've talked about the need to obtain unpaid toll processing services for the future state of our modernized systems that also is something that will be procured via RFP and that we expect to be starting development of that RFP sometime here in the summer.

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

Chairman: Any questions? Thank you, David.

Executive Director Ahmed: Mr. Chairman, the workshops that David mentioned, these workshops are attended by a lot of different people from the Commission to make sure that we look at every aspect. That concludes my report, Mr. Chairman. I would be happy to answer any questions.

Chairman: Thank you. Are there any questions for Executive Director, Ahmed? We will move on to the report of the Chief Engineer, Tony Yacobucci.

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

The first resolution for your consideration is seeking authorization for the Executive Director to participate in the Ohio Department of Transportation Cooperative Purchasing Program for the procurement of sodium chloride (rock salt) for the 2019/2020 Snow and Ice Season. In years past, the Commission solicited bids for the furnishing and delivery of sodium chloride at various locations along the Ohio Turnpike. Commission staff has observed that the pricing for rock salt has been higher than the pricing bid by these same salt providers to ODOT and, for the last six Snow and Ice Seasons, the Commission authorized the purchase of rock salt through the ODOT Cooperative Purchasing Program. We are once again recommending that all of the Commission's rock salt be purchased through the ODOT Cooperative Purchasing Program for the 2019/2020 Snow and Ice Season because we believe the best pricing will be available under that program due to consolidated quantities. We are requesting Commission approval for an estimated 55,900 tons of rock salt for winter use at fourteen delivery locations across the Turnpike, for submittal to ODOT and inclusion in that agency's bid invitation for the 2019/2020 Snow and Ice Season. The Cooperative Purchasing Program contract requires the Commission to purchase a

minimum of 90% of the winter use bid quantity and provides the option to also purchase a maximum of 110% of the winter use bid quantity. Since these expenditures will exceed \$150,000.00, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, we are requesting the Commission to authorize the Executive Director to participate in the Ohio Department of Transportation Cooperative Purchasing Program for the procurement of Sodium Chloride (rock salt) for the 2019/2020 Snow and Ice Season, for an estimated amount of 55,900 tons at an estimated cost of \$4,052,295.00. With your permission, may the General Counsel please read the title of the resolution?

General Counsel: Resolution Authorizing Participation in the ODOT Cooperative Purchasing Program Contract 018-20 for Road Salt During the 2019-2020 Winter Season in the Total Estimated Amount of \$4,052,295.00.

Chairman: Any questions or comments?

Mr. Marchbanks: Mr. Chairman and Mr. Yacobucci, I agree with you that working together we can hold the line in pricing, but I would just like to ask you in any of your observations from what we have seen with our own team a lot of volatility depending on regional rock salt price. Fortunately, northeastern Ohio seems to be faring better than the south, but not so much in Columbiana County and over in the Mahoning Valley. Do you have any observations or any ideas as to why this is happening? We are scratching our heads about the volatility. Have you heard anything that could assist us, so that we get the best price for all of our customers?

Chief Engineer: Mr. Chairman and Commission Member Marchbanks, again the partnership has been great. We appreciate everything that ODOT does for us. When we bid the salt on our own, obviously, our prices were a little bit higher as we noticed and then we switched over to the ODOT contract. With respect to your question about it being very volatile, it is very volatile and a lot of it is very dependent on a previous year's winter. One of the things that I will say is obviously this past winter has been an average winter, so we didn't expect the prices to increase dramatically, but we were expecting the prices to increase slightly from what they were in the past primarily due to the fact that a lot of these salt companies, five of which actually bid in the State of Ohio, were having issues with getting us the salt in a timely manner, so there were a lot of liquidated damages assessed to these organizations. Secondly, with respect to the average winter here it was not average as we move south, so as you look into the North Carolina and the areas just south of us, they had a worse than average winter and, therefore, salt was being deployed down to those areas. That is what I see as a reason for the increased prices, increasing more than what we anticipated.

Chairman: Tony, refresh my memory, what did we pay per ton last year?

Chief Engineer: Mr. Chairman, we paid about \$59.10 a ton last year. We are about \$72.49 a ton is anticipated for this year. It's about a 23% increase. We estimated about \$65.00 a ton or about a 11.5% increase.

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

MOTION: A motion to adopt the *Resolution Authorizing Participation in the ODOT Cooperative Purchasing Program Contract 018-20 for Road Salt During the 2019-2020 Winter Season in the Total Estimated Amount of \$4,052,295.00*, was made by Vice Chairman Paradiso, seconded by Mr. Peterson, and approved by all Commission Members present. Resolution No. 26-2019.

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

Chief Engineer: The next resolution for your consideration seeks authorization to award Contract No. 59-19-02 for the Repairs and Resurfacing of the Eastbound and Westbound Mainline Roadway between Milepost 205.2 and Milepost 218.5 in Portage and Trumbull Counties. This work is included in the 2019 Capital Improvement Budget. On May 3, 2019, Procurement received two (2) bids in response to this Project. The apparent low bid was submitted by The Shelly Company – Northeast Division (“Shelly”), of Twinsburg, Ohio, in the amount of \$6,739,072.00. Commission staff evaluated the unit bid prices and found them to be reasonable and the bid tabulation did not appear to contain any errors or anomalies. Shelly’s bid is approximately two percent (2%) above the Engineer’s Estimate of \$6,600,000.00 and is deemed to be a responsive and responsible bid. Based on a review of Shelly’s Financial Statement and Experience Questionnaire it appears they have the capacity to perform this work. They have previously performed similar projects for the Commission in the past with favorable results. In addition, Shelly has committed to meet or exceed the 10% SBE goal as set by the Office of Equity and Inclusion. This resolution also contains provisions to assign ms consultants, inc., of Youngstown, Ohio, to perform construction administration and inspection services, and to assign Professional Service Industries, Inc., of Cleveland, Ohio, to perform material testing services. With your permission, may the General Counsel please read the title of the resolution?

General Counsel: Resolution Approving the Selection of The Shelly Company to Perform the Mainline Repairs and Resurfacing Under Project No. 59-19-02 for the Total Amount of \$6,739,072.00 and Approving the Assignment of ms consultants, inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project.

Chairman: Any questions or comments?

Vice Chairman Paradiso: Tony, I am curious about the project. I am really interested in it. This is May, we are letting this job out now and it will be done before Thanksgiving, right? It is all lanes, it is all six lanes, berms, and thirteen miles? This seems to be a big resurfacing project. Please talk through the timing and the disruption of traffic.

Chief Engineer: Mr. Chairman and Vice Chairman Paradiso, let me clarify. First of all, it is just the third lane and left shoulder. We are not doing all six lanes, we are doing basically two lanes, one in each direction and the left shoulder. It is a three and a half inch mill and fill of the third lane and a two inch mill and fill of the left shoulder, so we will maintain two lanes of traffic in each direction in the right and center lanes, and basically close that interior lane. So, while it is a longer project and it is within the timeframe that we find reasonable because we aren’t doing all six lanes. Last year we did all six lanes and it was the entire season from April to

November, but because we are only doing two lanes and there are no full depth repairs on this either so it is pretty much just a mill and fill.

Vice Chairman Paradiso: Have we brought in barrels and not barriers and such.

Chief Engineer: Correct, it will just be barrels in lieu of barrier.

Vice Chairman Paradiso: We are going to do all thirteen miles at one time?

Chief Engineer: Actually, with this project it is divided up into two sections, so they will pave half of it at one point, then they will flip and pave the other half. We didn't want that thirteen mile zone running the entire time.

Mr. Marchbanks: Mr. Chairman and Mr. Yacobucci, you can get away with that mill and fill only on the shoulder and the third lane. Is that the newer lane that was put in in the late 1990's or early 2000's?

Chief Engineer: Mr. Chairman and Commission Member Marchbanks, yes. It is full depth asphalt and, therefore, we don't have the full depth replacement, of the concrete underneath, and asphalt allows for a better riding surface in the end also.

Mr. Marchbanks: It is good that you design something that actually holds up.

Chairman: Anything else? Please call the roll.

MOTION: A motion to adopt the *Resolution Approving the Selection of The Shelly Company to Perform the Mainline Repairs and Resurfacing Under Project No. 59-19-02 for the Total Amount of \$6,739,072.00 and Approving the Assignment of ms consultants, inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project*, was made by Vice Chairman Paradiso, seconded by Mr. Marchbanks, and approved by all Commission Members present. Resolution No. 27-2019.

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

Chief Engineer: The third resolution for your consideration seeks authorization of continuing expenditures for the Contract with Jacobs Engineering Group ("Jacobs"), of Cincinnati, Ohio, for the Modernization of the Toll Collection System. Under Resolution No. 44-2016, the Commission awarded a Contract to Jacobs to perform the services necessary to create a Strategic Plan for the Toll Collection System and Customer Service Center. The Strategic Plan was adopted by the Commission through Resolution No. 57-2017. Subsequently, the Commission exercised the option to assign Task 4 Implementation Services under Resolution No. 18-2018, which included three separate design projects as follows: (1) Project No. 71-18-03, which includes Task 1 Preliminary Engineering and a portion of Task 2 Final Design and Construction Document Preparation Services for the roadway portion of the new Toll Plaza located at Milepost 211 and the adjacent Mainline Pavement Reconstruction; (2) Project No. 71-18-04, which includes Task 1 Preliminary Engineering and a portion of Task 2 Final Design and Construction Document

Preparation Services for the roadway portion of the reconfigured Eastgate Toll Plaza located at Milepost 239 and the adjacent Mainline Pavement Reconstruction; and (3) Project No. 71-18-05, which includes Task 1 Preliminary Engineering and a portion of Task 2 Final Design and Construction Document Preparation Services for modernizing the existing Eastgate Toll Plaza building at Milepost 239 and the three new toll collection facilities located at Mileposts 3.5, 49 and 211. Jacobs has submitted a fee proposal dated May 7, 2019, in the not-to-exceed amount of \$1,080,834.00, for the performance of additional Task 2 Final Design and Construction Document Preparation Services for Project No.'s 71-18-03 and 71-18-04, which is for the final design of the pavement replacement and the new entrance and exit ramps within the proposed Toll Plaza 211 and Eastgate Toll Plaza constituting the two easternmost toll plazas of the Modernized Toll Collection System. The Engineering staff has reviewed Jacob's proposal and finds it reasonable for the scope to be performed. Since these additional expenditures will both increase the cost of the contract in excess of the Executive Director's contracting authority and increase the total cost in excess of ten percent of the previous Commission authorizations, it is required under Article V, Section 1.00 of the Commission's Code of Bylaws that the Commission must authorize such expenditures. With your permission, may the 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 an Amount Not-to-Exceed \$1,080,834.00 for a Total Aggregate Amount of \$5,298,311.94.

Chairman: Any 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 an Amount Not-to-Exceed \$1,080,834.00 for a Total Aggregate Amount of \$5,298,311.94*, was made by Chairman Hruby, seconded by Vice Chairman Paradiso, and approved by all Commission Members present. Resolution No. 28-2019.

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

Chief Engineer: The final resolution for your consideration seeks authorization to award Project No. 71-18-09 for Engineering Services relating to the repair and rehabilitation of the Mainline Bridges over Riverview Road and the Cuyahoga River at Milepost 176.9 in Summit County. On June 1, 2018, Procurement received six Letters of Interest for Project No. 71-18-09, from which four firms were deemed most qualified and invited to submit technical proposals. Engineering staff reviewed the technical proposals and concluded that AECOM Technical Services, Inc. ("AECOM"), of Akron, Ohio, was most qualified to perform the services. Fee negotiations commenced between AECOM and our Engineering staff, and on May 1, 2019, a final fee proposal was submitted in the amount of \$289,569.00 for Phase I services. The services for Phase I include the Site Inspection, Engineering Report, Design and Plan Preparation for the repair and rehabilitation of these structures. Therefore, we are requesting Commission authorization for the award of Project No. 71-18-09 to AECOM Technical Services, Inc. of Akron, Ohio for Phase

I of this Project in the amount of \$289,569.00. With your permission, may the General Counsel please read the title of the resolution.

General Counsel: Resolution Approving the Selection of AECOM Technical Services, Inc. to Perform the Engineering and Construction Administration and Inspection Services and Authorizing the Chief Engineer to Execute an Agreement to Obtain the Preliminary Design Services for a Fee Not-To-Exceed \$289,569.00 (Project No. 71-18-09).

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

MOTION: A motion to adopt the *Resolution Approving the Selection of AECOM Technical Services, Inc. to Perform the Engineering and Construction Administration and Inspection Services and Authorizing the Chief Engineer to Execute an Agreement to Obtain the Preliminary Design Services for a Fee Not-To-Exceed \$289,569.00 (Project No. 71-18-09)*, was made by Mr. Peterson, seconded by Mr. Marchbanks, and approved by all Commission Members present. Resolution No. 29-2019.

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

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

CFO/Comptroller/DED: Thank you, Mr. Chairman, I have a brief update on traffic and revenue for the month of April 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 1.4% in April.

Commercial traffic was 1.0% higher than last year in April as the economy continues to moderate from its strong growth over the last few years.

The decrease in passenger car traffic more than offset the effect of the toll rate increase and as a result passenger car toll revenues decreased 0.4% in April.

The increase in commercial traffic combined with the toll rate increase on January 1 caused commercial vehicle toll revenues to increase 3.2% in April.

This chart shows year to date toll revenues through the month of April during each year over the past decade. Year-to-date toll revenues were \$811,000.00 or 0.9% above the amount from last year.

That completes my report, Mr. Chairman.

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

General Counsel, Jennifer Stueber: No report, Mr. Chairman.

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

Staff Lieutenant Hughes: Good morning, Mr. Chairman and Commission Members. I have three traffic stops that I would like to talk about this morning.

The first traffic stop occurred on April 17, 2019, in Mahoning County. A vehicle was stopped for a marked lanes violation. Upon stopping, one of the passengers fled on foot. The driver was taken into custody and subsequently arrested for driving under the influence of drugs. She was in possession of a loaded 9 mm pistol, along with eighty-three grams of methamphetamine.

The second traffic stop occurred last week in Portage County. A vehicle was stopped for a traffic violation and marijuana was observed in plain view. A further search revealed over 105 grams heroin that one of the passengers was concealing upon their person. The street value of that heroin was just over \$18,000.00.

The last traffic stop also occurred last week in Sandusky County. A vehicle was stopped for speeding. During a probable cause search ten credit cards and two gift cards were located concealed underneath the dash. The cards were scanned and several of the cards were found to be fraudulent. All three occupants were found to be a part of a larger identity theft ring from the Detroit. All three were incarcerated in the Sandusky Count Jail.

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

Chairman: Any questions?

Representative Greenspan: Thank you for what you do. These stops, were these Ohio plates or were they out-of-state plates? Do you know if they were just passing through?

Staff Lieutenant Hughes: I can go back and look. A lot of times, we look at more so the destination. I don't know the actual license plate on the car for the first one, but the female driver was from Pennsylvania. The other one was a Maryland registration. It does not say on the last one.

Senator McColley: Thank you, Mr. Chairman. Approximately, how many unit doses of each of those drugs, how many doses of heroin and methamphetamine does the represent?

Staff Lieutenant Hughes: In my experience, I can speak based solely upon that, a lot of the smaller transactions when addicts go to buy or use right then, they are buying a gram or less than a gram. When you are talking about 83 grams of methamphetamine, you know that is \$7,000.00 to that drug dealer itself and essentially 83 transactions with that methamphetamine stop. When you talk about the heroin, obviously the users use in various increments. So, a seasoned addict will use a lot more than someone else. When you talk about 105 grams of heroin,

I view that has 105 opportunities for someone to overdose or use too much. It is hard to quantify it, but based on what I have seen and my experience, is that a gram is usually what people were buying for immediate use then, but how much they use throughout the day varies with each individual.

Senator McColley: Even a seasoned user, how much heroin do you think they would be able to use in a single dose?

Staff Lieutenant Hughes: I won't speak to the amount. I would say more so maybe the frequency. So, the newer addict, which they call it medicating, they may medicate once or twice a day. That's where I talk about that one to two gram total usage. Whereas, a seasoned addict who needs it more may medicate upwards of six, seven, eight times a day. So, again, it is just where they are at in the use of that drug and what they need to combat that sickness.

Senator McColley: In your opinion, were both of these people, I guess what you would call in your experience, bona fide traffickers of these drugs?

Staff Lieutenant Hughes: Yes. We are well aware of the dangers of heroin itself, but now we are talking nearly \$20,000.00 worth for just over 100 grams of heroin. Yes, that is extremely significant. That is well above the trafficking threshold. Actually, it is a Felony of the First Degree.

Mr. Peterson: First of all, when folks are charged with drug abuse, sometimes that is because of the quantity, not because they are users, correct? Sometimes, based on our laws, you get a trafficking and then there is a drug abuse based on the quantity that they have. It doesn't mean that they are users, it just means that they didn't have enough for trafficking charges, correct?

Staff Lieutenant Hughes: That is correct.

Mr. Peterson: Lieutenant, the other thing I want to say is I want to make sure communicate to your men and women how much we appreciate what they do. I know this time of the month is Police Memorial month, and I wear a bracelet for Brian Roshong, who was shot and killed in 1996, working the assignment that I worked. I know the impact to the families with what you all do and the risk you all take. Every one of these stops could have just as easily ended up in a very deadly situation. Please let them know how much we really appreciate what they do and the risk they take.

Staff Lieutenant Hughes: Mr. Chairman and Commission Member Peterson, I sure will. I appreciate the kind words. We truly appreciate the Commission's *Light Ohio Blue* campaign. It meant a lot to us. I means a lot to take it one step further. We simply asked as part of the campaign to put a blue light bulb in whereas the Turnpike took it many steps further and installed them at every plaza along the way and it was a sure sign for us on the support that we have here at the Turnpike. Thank you, again.

Chairman: You are very welcome. Thank you again for your very good work. One comment, Senator McColley, one of the biggest problems with the heroin epidemic is someone

goes into treatment and they are using maybe 10, 12, 15 times a day, they come down, they go through their rehabilitation time, and when they get out they think right away they can do 3, 4, 5 or 6 doses and they overdose and they die. That is why you have so many 40-year old and 30 year-old deaths in people who come out of treatment and shoot up as they were when they left it. That's the tragedy of the whole thing, people just don't seem to understand that. I am not saying that a drug user should be more educated, I am just saying that is the problem with this epidemic. Someone carrying that amount isn't carrying it just for their own sake, they are carrying it to sell it, move it and feed their own habit, of course. Again, thank you for everything that you do and we do appreciate it.

We are going to go into Executive Session. I will be making a motion. After which we may take action, we may not.

Therefore, I move that we hold an executive session to discuss litigation matters under the provisions of Ohio Revised Code Section 121.22(G)(3). At the end of such Executive Session, the Commission shall resume its open meeting.

MOTION: A motion to adjourn into Executive Session was made by Chairman Hruby, seconded by Ms. Johnson, and approved by all Commission Members present.

Chairman: We are in Executive Session.

Time: 10:40 a.m.

Chairman: I move that we conclude the Executive Session pursuant to the provisions of Ohio Revised Code Section 121.22(G)(3).

MOTION: A motion to conclude the Executive Session was made by Chairman Hruby, seconded by Mr. Peterson, and approved by all Commission Members present.

Time of adjournment of Executive Session: 11:09 a.m.

Chairman: We are adjourned from Executive Session and will continue with our open meeting.

The next meeting will be held on June 17, 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 Chairman Hruby, seconded by Vice Chairman Paradiso and unanimously approved by all Commission Members present.

Time of adjournment: 11:10 a.m.

Attendees for Record Keeping Purposes:

Stefan Holmes, FNB; Mark Welling, Hill International; Michael Burgess, Prime AE; Kevin Westover, Huntington; Allen Biehl, TranSystems; Preston Yuzma, IUOE 18; Jason Watson, MSG; Bethany Pugh, PFM; Maureen Shildwachter, HNB; Andrew LaVine, GHD; Don Shaner, DLZ; Hallie Jones Capers, G. Stephens; Adrian Bines, GSI; Alex Pitts, GSI; Scott Buchanan, AECOM; Jake Siesel, IUOE 18; Ferzan M. Ahmed, P.E., Ohio Turnpike; Anthony Yacobucci, Ohio Turnpike; Martin Seekely, Ohio Turnpike; Jennifer Stueber, Ohio Turnpike; Matt Cole, Ohio Turnpike; Michelle Marquard, 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; Samantha Mostek, Ohio Turnpike; Liam Mathews, Ohio Turnpike; Kara Ross, Ohio Turnpike; Dominic Marotta, Ohio Turnpike; Brian Newbacher, 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. 26-2019 – Resolution Authorizing Participation in the ODOT Cooperative Purchasing Program Contract 018-20 for Road Salt During the 2019-2020 Winter Season in the Total Estimated Amount of \$4,052,295.00;
2. Resolution No. 27-2019 – Resolution Approving the Selection of The Shelly Company to Perform the Mainline Repairs and Resurfacing Under Project No. 59-19-02 for the Total Amount of \$6,739,072.00 and Approving the Assignment of ms consultants, inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project;
3. Resolution No. 28-2019 – Resolution Authorizing Jacobs Engineering to Perform Additional Task 4 Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in an Amount Not-to-Exceed \$1,080,834.00 for a Total Aggregate Amount of \$5,298,311.94; and
4. Resolution No. 29-2019 – Resolution Approving the Selection of AECOM Technical Services, Inc. to Perform the Engineering and Construction Administration and Inspection Services and Authorizing the Chief Engineer to Execute an Agreement to Obtain the Preliminary Design Services for a Fee Not-To-Exceed \$289,569.00 (Project No. 71-18-09).

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing Participation in the ODOT Cooperative Purchasing Program Contract 018-20 for Road Salt During the 2019-2020 Winter Season in the Total Estimated Amount of \$4,052,295.00

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 Section 5513.01(B) of the Ohio Revised Code; and

WHEREAS, Commission staff has determined that the volume pricing ODOT is able to obtain from salt suppliers is significantly less than the bids the Commission obtains for fulfilling its salt requirements itself; and

WHEREAS, the Commission’s Deputy Chief Engineer, has recommended the following quantities of rock salt be submitted to ODOT for inclusion in the bid invitation for the 2019-2020 Winter Season under the ODOT Cooperative Purchasing Program for the counties where the following Delivery Locations are located:

<u>Delivery Location</u>	<u>Estimated Tons for Winter Use</u>
Kunkle MB (Williams Co.)	3,600
Swanton MB (Fulton Co.)	3,500
TP 59 (Lucas Co.)	400
Elmore MB (Ottawa Co.)	3,100
River Road (Sandusky Co.)	900
Castalia MB (Erie Co.)	4,400
Humm Road (Erie Co.)	2,300
Amherst MB (Lorain Co.)	7,900
TP 161 (Cuyahoga Co.)	3,800
Boston MB (Summit Co.)	9,100
TP 187 (Portage Co.)	3,900
Hiram MB (Portage Co.)	5,000
TP 218 (Mahoning Co.)	4,000
Canfield MB (Mahoning Co.)	4,000
TOTAL TONNAGE:	55,900

WHEREAS, the ODOT Winter Use Contract will require the Commission to accept at least 90% of its estimated quantities, but allows for the Commission to purchase up to 110% of its estimated amount at the fixed contract price throughout the 2019-2020 Winter Season; and

WHEREAS, the Director of Contracts Administration advises that, in accordance with Section 5513.01(B) of the Ohio Revised Code, the Commission is eligible to participate in contracts into which the Director of Transportation has entered for the purchase of machinery,

materials, supplies, or other articles, provided that the Commission shall file with the Director a certified copy of the resolution authorization to participate in such contracts and agreeing to be bound by such terms and conditions as the Director prescribes; and

WHEREAS, the Chief Engineer and the Executive Director recommend that the Commission authorize participation in the ODOT Cooperative Purchasing contract(s) for sodium chloride in the counties specified for the above-referenced delivery locations; and

WHEREAS, the Commission has considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the Ohio Turnpike and Infrastructure Commission hereby agrees to participate in the Ohio Department of Transportation Annual Winter Road Salt Bid (Invitation No. 018-20) in accordance with Section 5513.01(B) of the Revised Code, and that the Executive Director is authorized to take any and all actions necessary in the name of the Ohio Turnpike and Infrastructure Commission concerning its participation in the ODOT Contract for Road Salt during the winter of 2019-2020 (“Winter Road Salt Contract”); and

FURTHER RESOLVED that the Commission hereby requests, as part of ODOT’s agreement to participate in the Winter Road Salt Contract, a total of 55,900 tons of Sodium Chloride (Road Salt) that the Commission agrees to purchase from its awarded salt supplier for each of the above-specified Delivery Locations in the subtotal quantities provided as the Estimated Winter Use at the bid price per ton awarded by the Director of Transportation, and the Commission agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier(s) during the Contract term; and

FURTHER RESOLVED that the Commission hereby agrees to be bound by all terms and conditions established under the Winter Road Salt Contract resulting from Bid Number 018-20 and acknowledges that upon award of the Contract by the Director of Transportation it shall be bound by all such terms and conditions included in the contract and that upon the signing of the Winter Road Salt Contract by the Director of Transportation, the agreement shall effectively form a contract between the awarded salt supplier(s) and the Commission; and

FURTHER RESOLVED that the Commission hereby agrees to place orders under the Winter Road Salt Contract directly with the awarded salt supplier(s) and make payments directly to the awarded salt supplier(s) on a 30 day net basis for all road salt received under the Winter Road Salt Contract, and the Commission agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the Winter Road Salt Contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Commission’s participation in the Winter Road Salt Contract; and

FURTHER RESOLVED the total amount to purchase 100% of the Commission’s estimated requirements will cost \$4,052,295.00 based on the primary results of the ODOT bidding process; and

FURTHER RESOLVED that the Commission authorizes and instructs the Executive Director to take all necessary actions to cause the Commission to participate in the ODOT Cooperative Purchasing Contract(s) for the purchase of road salt resulting from Bid Invitation No. 018-20; and

FURTHER RESOLVED that the Executive Director is authorized to submit a certified copy of this Resolution to the Director of Transportation providing the Commission's authorization and commitment to participate in the ODOT Cooperative Purchasing Contract(s) for the purchase of road salt resulting from Bid Invitation No. 018-20 in the quantities and at the delivery sites as referenced above.

(Resolution No. 26-2019 adopted May 20, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of The Shelly Company to Perform the Mainline Repairs and Resurfacing Under Project No. 59-19-02 for the Total Amount of \$6,739,072.00 and Approving the Assignment of ms consultants, inc. and Professional Service Industries, Inc. to Perform Professional Services on the Project

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law advertising its invitation to bid on a Contract to repair and resurface the mainline roadway between Milepost 205.2 and Milepost 218.5 in Portage and Trumbull Counties, Ohio, designated as Project No. 59-19-02 (the “Project”); and

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

WHEREAS, the Chief Engineer and Deputy Chief Engineer report that The Shelly Company, of Twinsburg, Ohio (“Shelly Company”), submitted the lowest responsive and responsible bid to perform the Contractor’s obligations on the Project for the total amount of \$6,739,072.00, 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 Shelly Company conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Shelly Company 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 Shelly Company as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendation.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bid of The Shelly Company in the total amount of \$6,739,072.00 for Project No. 59-19-02 is approved as the

lowest responsive and responsible bid received, and the Executive Director is authorized to execute a Contract on the basis of said bid; and

FURTHER RESOLVED that the Commission approves the Executive Director and the Chief Engineer assigning ms consultants, inc., to perform the necessary construction inspection and administration services for the Project and Professional Service Industries, Inc., of Cleveland, 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. 27-2019 adopted May 20, 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 an Amount Not-to-Exceed \$1,080,834.00 for a Total Aggregate Amount of \$5,298,311.94

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, 54-2018 and 20-2019 for General Toll System Modernization Support, Procurement Support Services, the Expansion of Toll Plaza 180, Preliminary Engineering and Construction Document Preparation Services for the new and modernized Toll Plazas and adjacent roadways and Customer Service Center System Implementation Services, as described in its January 11, 2018, January 16, 2018 and February 14, 2018 and March 7, 2019 fee proposals, which increased the total not-to-exceed payable under the contract with Jacobs Engineering to \$4,217,477.94; and

WHEREAS, Jacobs Engineering submitted an additional fee proposal dated May 7, 2019 in the total not-to-exceed amount of \$1,080,834.00 to perform additional Task 4 Strategic Plan Implementation Support Services for the Final Design and Construction Document Preparation Services for the new and modernized Toll Plazas at Milepost 211 and Milepost 239 and the replacement of the adjacent mainline pavement; and

WHEREAS, the Executive Director has reviewed the recommendations for the Fee Proposal submitted by the Chief Engineer, and concurs that the Commission should approve and authorize obtaining the additional Task 4 Services from Jacobs Engineering as described in the Fee Proposal dated May 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 May 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 \$1,080,834.00 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 May 7, 2019 and increase the total not-to-exceed amount payable under the agreement to \$5,298,311.94 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. 28-2019 adopted May 20, 2019)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of AECOM Technical Services, Inc. to Perform the Engineering and Construction Administration and Inspection Services and Authorizing the Chief Engineer to Execute an Agreement to Obtain the Preliminary Design Services for a Fee Not-To-Exceed \$289,569.00 (Project No. 71-18-09)

WHEREAS, on May 16, 2018, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice seeking letters of interest in responding to its Request for Proposals (“RFP”) for Project No. 71-18-09 seeking Engineering and Construction Administration and Inspection Services relating to the Bridge Repairs and Rehabilitation of the Mainline Bridges at Milepost 176.9 over Riverview Road and the Cuyahoga River in Summit County (“Project No. 71-18-09”); and

WHEREAS, on June 1, 2018, Letters of Interest were received from six firms expressing their readiness to serve as the Commission’s Engineering Consultant for Project No. 71-18-09, four of which were deemed most qualified and invited to submit proposals in response to the RFP, which were due on August 24, 2018; and

WHEREAS, on the basis of the proposals received, the Engineering staff concluded that AECOM Technical Services, Inc., of Akron, Ohio (“AECOM”), is the most qualified firm to perform the necessary services for Project No. 71-18-09, and conducted a Scope of Services meeting to confirm a mutual understanding of the Phase I Services for the Project consisting of Site Inspection, Engineering Report, Design and Plan Preparation Services (“Phase I Services”); and

WHEREAS, the Executive Director has recused himself from this matter as described in a memorandum dated April 17, 2019, and the Chief Engineer has the authority, responsibility, oversight and administration of the consultant selection process and any resulting contract for Project No. 71-18-09 in accordance with Resolution No. 8-2019, adopted February 25, 2019; and

WHEREAS, AECOM submitted its fee proposal dated May 1, 2019, to perform the Phase I Services in the not-to-exceed amount of \$289,569.00 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 for Project No. 71-18-09 and fee proposal for Phase I Services; and

WHEREAS, the Director of Contracts Administration advises that the RFP process and the selection of AECOM conformed 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 that the recommended firm made a good faith effort to achieve the Business Inclusion Program participation goals; 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 AECOM Technical Services, Inc. (“AECOM”), is approved and ratified as the most qualified firm to perform the professional engineering design and construction administration and inspection services necessary for Project No. 71-18-09, and that the Chief Engineer is authorized to execute a Contract with AECOM on the basis of the Commission’s Request for Proposals and AECOM’s technical response and fee proposal for Phase I Services in the not-to-exceed amount of \$289,569.00; and

FURTHER RESOLVED that the Chief Engineer has the authority under Resolution No. 8-2019 to amend the contract to perform additional Phase I and Phase II services necessary for Project No. 71-18-09 that does not exceed the greater of \$150,000.00 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. 29-2019 adopted May 20, 2019)