

**MINUTES OF THE 633<sup>rd</sup> MEETING OF THE  
OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION  
OCTOBER 17, 2016**

**Chairman:** Good morning. Will you 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.

This is the 633<sup>rd</sup> 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 our Members and updated drafts are in the Members' folders. Resolutions will be explained during the appropriate reports. Will the Assistant Secretary-Treasurer please call the roll?

**Assistant Secretary-Treasurer:** Chairman Hruby

**Chairman Hruby:** Here

**Assistant Secretary-Treasurer:** Vice Chairman Paradiso

**Vice Chairman Paradiso:** Here

**Assistant Secretary-Treasurer:** Commissioner Barber

**Secretary-Treasurer Barber:** Here

**Assistant Secretary-Treasurer:** Commissioner Dixon

**Mr. Dixon:** Here

**Assistant Secretary-Treasurer:** Commissioner Peterson

**Mr. Peterson:** Here

**Assistant Secretary-Treasurer:** Commissioner Gasior

**Mr. Gasior:** Here

**Assistant Secretary-Treasurer:** Mr. McAuliffe

**Mr. McAuliffe:** Here

**Assistant Secretary-Treasurer:** Mr. Kauffman

**Mr. Kauffman:** Here

**Assistant Secretary-Treasurer:** Senator LaRose

**Senator LaRose:** Here

**Assistant Secretary-Treasurer:** Representative Dovilla

**Representative Dovilla:** Here

**Chairman Hruby:** May I have a motion to adopt the Minutes of the October 17, 2016,

Commission Meeting?

**MOTION:** A motion to adopt the Minutes of the October 17, 2016, Commission Meeting was made by Mr. Paradiso and seconded by Chairman Hruby. All Commission Members present voted to approve the Minutes.

**Chairman:** We will move on to the report of our Secretary-Treasurer, Mrs. Barber.

**Secretary-Treasurer:** Thank you, Mr. Chairman. The following items have been sent to the Members since the last scheduled meeting of the Commission on September 19, 2016:

1. Three Resolutions;
2. Draft Minutes of the September 19, 2016, Commission Meeting; and
3. Agenda for today's meeting.

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

1. Traffic Crash Summary Report, September 2016;
2. Traffic and Revenue Report, September 2016;
3. Total Revenue by Month and Year, September 2016;
4. Investment Report, September 2016; and
5. Various News Articles.

**Chairman:** Thank you. Any questions for Mrs. Barber? We will now move on to the report of the Executive Director, Mr. Cole.

**Director Cole:** Thank you, Mr. Chairman. I do not have any report today. The only item I wanted to bring up is we distributed to the Commission Members a tentative schedule for

the 2017 meetings. I want to make sure everyone had a chance to review that, so we can publish that meeting schedule for the year. The biggest thing was the January and February meetings and moving them to the Tuesday after the holiday, the third week or moving it to the fourth Monday. Did anyone have a specific conflict or preference on that? If not, then I think we will move both the meetings to the fourth Monday of each month. That will give us more time to get some of our construction bids for next year done in time. Thank you.

**Chairman:** Thank you, Mr. Director. Anything else? Questions for the Director? Hearing none, we will move on to the report of our Chief Engineer, Tony Yacobucci.

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

The first resolution for your consideration is to award Contract No. 45-17-01 for the Sign Structure Repair and Replacement of various signs at Mileposts 3.75 and 53.0, as well as signs between Milepost 237.2 and Milepost 240.65 in Williams, Lucas and Mahoning Counties. This work will be included in the 2017 Capital Improvement Budget. On September 30, 2016, two bids were received via Bid Express, and the apparent low bid was submitted by M. P. Dory Company, of Columbus, Ohio, in the amount of \$329,375.00. The bid submitted by M. P. Dory is approximately 15.5 percent below the Engineer's Estimate. Engineering staff reviewed the bid tabulations and concluded that M. P. Dory's bid is the lowest responsive and responsible bid. M. P. Dory has successfully performed similar work for the Commission in the past and, based on a review of their current projects under contract and previous year's work volume, it appears they have the sufficient capacity to perform the work for this project. It is recommended that Contract No. 45-17-01 be awarded to M. P. Dory Company of Columbus, Ohio in the amount of \$329,375.00. With your permission, may the General Counsel please read the title of the Resolution.

**Chairman:** Please read the Resolved.

**General Counsel:** Resolution Approving the Selection of M. P. Dory Company to Repair and Replace Various Sign Structures in the amount of \$329,375.00 under Contract No. 45-17-01 in Williams, Lucas and Mahoning Counties.

**Chairman:** Any questions or comments?

**Mrs. Barber:** Yes, Mr. Chairman, I have a question. That is a lot of money. How long do these signs last? What is the lifetime of some of these signs? I know they are exposed to the winter weather and hot sun.

**Chief Engineer:** Mr. Chairman and Commission Member Barber, the life cycle is about thirty to forty years and that is about where we are at with these. All of the signs in the third lane section were replaced during our third lane addition, but all of the signs in the ends where we only have two lanes were not. So, we have started a sign replacement program this year that will go on for the next ten years in order to replace all of our overhead signs, the cantilevers and the trusses.

**Chairman:** These are the structures, correct.

**Chief Engineer:** Yes, correct.

**Director Cole:** Mr. Chairman, just to clarify, we may have to replace signs themselves because of retro-reflectivity and making sure they are in good shape, but the structures themselves last a long time.

**Chairman:** Any other questions or comments? Hearing none. Please call the roll.

**MOTION:** A motion to adopt the *Resolution Approving the Selection of M. P. Dory Company to Repair and Replace Various Sign Structures in the amount of \$329,375.00 under Contract No. 45-17-01 in Williams, Lucas and Mahoning Counties*, was made by Mr. Hrubby, seconded by Mrs. Barber, and unanimously approved by all Commission Members present. Resolution No. 60-2016 is attached hereto as an Exhibit.

**Chairman:** Please continue, Tony.

**Chief Engineer:** The second Resolution for your consideration is for the authorization to award contracts to perform cleaning services at thirty-one Toll Plazas and three Ohio State Highway Patrol (OSHP) offices located along the Ohio Turnpike. Bids for this work were secured through Bid Invitation No. 4280, and these facilities were organized into three groups for this Bid Invitation. Group I consisted of Toll Plazas 2 through 91 and the OSHP Post 89 located at our Swanton Maintenance Facility; Group II consisted of Toll Plazas 110 through 173 and the OSHP Post 90 at Toll Plaza 118; and Group III consisted of Toll Plazas 187 through 239 and the OSHP Post 91 at our Hiram Maintenance Facility. Bidders were given the option to bid on any combination of the Groups or all Groups, and were to provide a base monthly bid, as well as an hourly rate for additional services beyond the Contract requirements. Proposals were received from two separate companies on September 30, 2016. The Proposals were evaluated by the Director of Toll Operations, who reported that the following companies submitted the lowest responsive and responsible bids for Groups I, II, and II as follows:

Group	Company	Monthly Cost	Annual Fee	Hourly Rate
I	Any Domestic Work, Inc.	\$5,515.00	\$66,180.00	\$18.00
II	Any Domestic Work, Inc.	\$5,092.00	\$61,104.00	\$18.00
III	Daisy Fresh Cleaning Serv.	\$4,680.00	\$56,160.00	\$18.00

The total annual award amount is \$183,444.00, which is about seventeen percent (17%) below the Commission estimated cost of \$220,000.00. Based upon these results, it is recommended to award Groups I and II to Any Domestic Work, Inc., of Parma, Ohio, and Group III to Daisy Fresh Cleaning Services, LLC, of Oakwood Village, Ohio. The term of the contracts shall be for a period of one year, with two (2) one-year options to renew. It should be noted that

ADW is a certified DBE/FBE company, and Daisy Fresh is a certified SBE/MBE company. With your permission, may the General Counsel please read the title of the Resolution.

**General Counsel:** Resolution Approving the Selection of Any Domestic Work, Inc. and Daisy Fresh Cleaning Services, LLC to Perform Cleaning Services at all the Commission's Toll Plazas and OSHP Posts 89, 90 and 91 for a period of one year with two, one year options to renew under Invitation No. 4280 in the Total Estimated Amount of \$183,444.00.

**Chairman:** Any questions or comments?

**Mr. Dixon:** Give me the letters again, the identification of the organizations.

**Chief Engineer:** Mr. Chairman and Commission Member Dixon, ADW is a certified DBE/FBE and Daisy Fresh is a certified SBE/MBE.

**Mr. Dixon:** Okay. FBE is female, so that does that automatically qualify? DBE is just your economic position.

**Chief Engineer:** Mr. Chairman and Commission Member Dixon, I would like Mr. Musson, our Director of Contracts, to clarify this better for you.

**Mark Musson:** The FBE is a legacy certification of our prior system. As we are transitioning to the SBE designation some of these are carrying over. Just to give you an idea of the ownership structure of these companies, we are providing you with the original certification with the new certification of DBE, as well.

**Mr. Dixon:** SBE stands what?

**Mark Musson:** Small Business Enterprise.

**Mr. Dixon:** So, this is a small business/female organization.

**Mark Musson:** Correct.

**Mr. Dixon:** Not necessarily a small business/female minority organization?

**Mark Musson:** Correct.

**Mr. Dixon:** And the other one is what?

**Chief Engineer:** ADW was a DBE/FBE – disadvantaged and female and Daisy Fresh was a small business and a minority business.

**Mr. Dixon:** Thank you.

**Chairman:** Any other questions. Hearing none. Please call the roll.

**MOTION:** A motion to adopt the *Resolution Approving the Selection of Any Domestic Work, Inc. and Daisy Fresh Cleaning Services, LLC to Perform Cleaning Services at all the Commission's Toll Plazas and OSHP Posts 89, 90 and 91 for a period of one year with two, one year options to renew under Invitation No. 4280 in the Total Estimated Amount of \$183,444.00*, was made by Mrs. Barber, seconded by Mr. Hruby, and unanimously approved by all Commission Members present. Resolution No. 61-2016 is attached hereto as an Exhibit.

**Chairman:** Anything further, Tony?

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

**Chairman:** Thank you very much. Good job as always. We will move on to the report of our CFO/Comptroller, Marty Seekely.

**CFO/Comptroller/DED:** Thank you Mr. Chairman. I have an update on our traffic and revenue the month of September.

This first chart shows the monthly passenger car miles traveled on the Ohio Turnpike over the past 2 years. Passenger car vehicle miles traveled were 2.6% higher than last year in September. Commercial traffic was 0.9% lower than last year in September.

This chart shows the total vehicle miles traveled through the month of September during each year over the past decade. Total vehicle miles traveled for the first nine months of this year were 1.6% higher than the amount from last year. If you subtract February 29th from this year's total, total vehicle miles traveled are up 1.3% over last year.

The 2.6% increase in traffic combined with the toll rate increase on January 1 of this year caused passenger car toll revenue to increase 5.2% in September from the corresponding month last year.

The slight decrease in Commercial traffic combined with the toll rate increase resulted in Commercial vehicle toll revenues increasing 1.6% in September.

This chart shows the year-to-date toll revenues through the month of September during each year over the past decade. Toll revenues through September were \$6.6 million or 3.1% above the amount from last year. If you subtract February 29th from this year's total, total toll revenues are up \$6.0 million or 2.8% over last year.

That completes my report Mr. Chairman. I would now like to introduce Dave Miller, our Director of Internal Audit, who will present the resolution for our Independent Public Accounting Firm.

**Chairman:** Any questions on the report this far? Hearing none, please go ahead Mr. Miller.

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

After a total of twelve consecutive annual audits, the Commission's contract for independent public accounting services with Ciuni & Panichi, Inc. expired with the completion of the fiscal 2015 audit.

On September 9, 2016, the Ohio Auditor of State issued a Request for Quote – or, "RFQ" - for independent public accounting services for the Commission for the period January 1, 2016 through December 31, 2020. This RFQ was sent to the Auditor of State's registered accounting firms that responded to an online notice for the work, as well as additional firms requested by the Commission. In total, fourteen firms received the RFQ.

Following a pre-quote conference call and a period for responses to questions, on September 27<sup>th</sup>, the Ohio Auditor of State sent RFQ submissions from eight accounting firms for Commission evaluation. These eight firms included:

- Charles Harris & Associates;
- Clark, Schaefer, Hackett;
- Perry & Associates;
- Plante Moran;
- Rea & Associates;
- RSM;
- Skoda Minotti; and
- Schneider Downs & Co.

An Evaluation Team consisting of CFO/Comptroller, Marty Seekely, Senior Accountant, Joanne Bartinelli, Senior Internal Auditor, Denise Urbansky, and I, independently reviewed each submission. The Evaluation Team subsequently met as a group on September 30, 2016 to discuss the merits of each submission and assign final scores on a consensus basis.

Quote submissions were scored on the basis of technical merit and cost, with each of these factors being given equal weight.

The top-ranked firm resulting from this evaluation process was Plante Moran and the number two ranked firm was Rea & Associates. The names of these two top-ranked firms were submitted to the Auditor of State for final selection in accordance with their procedures.

On October 7, 2016, the Auditor of State acknowledged their concurrence with the Commission's top-ranked firm, Plante Moran, with an all-inclusive maximum fixed fee of \$443,000 for the five years of services. The fee for the 2016 fiscal audit is capped at \$86,000, which is \$12,500 or approximately 13% less than the fees paid for the audit of fiscal 2015.

It is also planned that Auditor of State personnel will conduct certain agreed-upon procedures as part of the 2016 fiscal audit. These procedures will focus on three areas: debt, personnel and payroll, and state infrastructure projects. The Auditor of State has estimated 120 hours for the performance of these procedures and the results will be shared with Plante Moran.

As such, it is the recommendation of the Evaluation Team that the Commission approve the contract with the independent public accounting firm of Plante Moran in the amount of \$443,000 for the audits of fiscal years 2016 through 2020, as well as the agreed upon procedures to be performed by the Auditor of State in connection with fiscal 2016.

With your permission, Mr. Chairman, may the General Counsel please read the Title of the Resolution?

**General Counsel:** Resolution Approving Contract with the Independent Public Accounting Firm of Plante Moran to Perform Auditing Services for a Five Year Period in the Total Estimated Amount of \$443,000.00 and Approving Certain Agreed Upon Procedures to be Performed by the Ohio Auditor of State.

**Chairman:** Any questions or comments?

**Mr. Dixon:** So, we have the outside accounting auditor doing some work and the state is going to do some work?

**Mr. Miller:** That is correct.

**Mr. Dixon:** That is kind of unusual for me, I have never seen that before. Who did our last five years? Did the state do our last five years?

**Mr. Miller:** No, Mr. Chairman and Commission Member Dixon. The Auditor of State has never conducted the annual fiscal audit of the Ohio Turnpike.

**Mr. Dixon:** At RTA it is a little different. The state does it for three years, then we have someone from the outside do it. There are no requirements that the state does our audits here, is that correct?

**Director Cole:** Mr. Chairman and Commission Member Dixon, our audit is guided under the law, under Ohio statute, but also our Master Trust Agreement requires that our audit is done by an independent accounting firm. So, shortly after I was named Director, I had contact with the Auditor of State's Office and they talked about changes due to the jobs and infrastructure plan, our debt with ODOT, that they had an interest in reviewing some of that part of our operation and so over the last year we have discussed whether or not the Auditor of State could perform our audit or it should continue to be performed under the Master Trust Agreement requirements by an independent accounting firm and the agreement we reached with the Auditor of State is they would perform the specific agreed upon procedures, in addition to our regular financial audit, but they agree that our audit should be completed by an independent accounting firm.

**Mr. Dixon:** So, this isn't the result of any irregularities? This is just inquiries and again, making sure we are doing what we are supposed to be doing.

**Director Cole:** Absolutely. We welcome those agreed upon procedures to give both the credit rating agencies, the bond market and anyone else that extra assurance, but to make sure

that we have that assurance and that there is nothing political about our financial statement audit. That is why the requirement is in the Master Trust Agreement that it is done by an independent accounting firm and not by a government body. In fact, all of the major toll authorities with any significant debt in the country, all of them, are audited by independent accounting firms. None of them are audited by a government body.

**Mr. Dixon:** I think that is a great move. Thank you.

**Director Cole:** One other clarification, the Exhibit A we have printed here is missing the end of the payroll and personnel portion and the infrastructure projects, so I think it is supposed to be a two page copy and I would just like to make sure we forward that electronically or find out which version was forwarded to the Commission Members and if not, can we provide a copy now that has all of the agreed upon procedures, just so that is a matter of the record and everyone understands specifically what those are. We have details beyond what Mr. Miller covered, just to outline exactly what it is the Auditor of State will be doing in addition to the full financial audit. It looks just like you see there on the front page of Exhibit A, I just think there is supposed to be a backside to that page.

**Chairman:** What was the cost? I didn't see it in the notes. What was the cost last year as opposed to what it is costing us this year?

**Mr. Miller:** Last year, the exact cost was \$98,500.00 for Ciuni and Panichi, so this year is actually a savings and the number of total hours is fairly similar.

**Chairman:** So, we are getting a lower cost, is that right?

**Mr. Miller:** Yes, we are.

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

**MOTION:** A motion to adopt the *Resolution Approving Contract with the Independent Public Accounting Firm of Plante Moran to Perform Auditing Services for a Five Year Period in the Total Estimated Amount of \$443,000.00 and Approving Certain Agreed Upon Procedures to be Performed by the Ohio Auditor of State*, was made by Mr. Hruby, seconded by Mr. Paradiso, and unanimously approved by all Commission Members present. Resolution No. 62-2016 is attached hereto as an Exhibit.

**Chairman:** Thank you. The resolution passes unanimously. We are moving on to the report of the General Counsel, Jennifer Stueber.

**General Counsel:** No report, Mr. Chairman.

**Chairman:** Thank you. Report of the Ohio State Highway Patrol, S/Lt. Weirtz.

**S/Lt. Weirtz:** Good morning, Mr. Chairman and Commission Members. Today, I am going to report on two fatal crashes that occurred since our last Commission Meeting.

The first was on September 20, 2016, at approximately 10:14 a.m., the Milan Post handled a single vehicle fatality involving a motorcycle. It involved a 56-year old male from Pennsylvania, who was on his 2008 Kawasaki motorcycle heading westbound on the Turnpike. He drove off the right side of the roadway striking a guardrail and he was deceased at the scene. That crash still remains under investigation as to whether he was impaired at the time of the crash.

The second fatal crash was on October 9, 2016. The Milan Post handled this crash. It involved a single motorcycle. At 7:01 p.m., in Lorain County, a 62-year old male from Lorain was westbound and passed a commercial vehicle in a closed construction lane. When he attempted to reenter the travel lane, he struck a construction barrel and lost control of his 2003 Harley Davidson motorcycle and he was deceased at the scene. That crash also remains under investigation as to whether he was impaired or not.

Next, I would like to highlight several of our recent criminal patrol seizures. The first one was on September 14, 2016, during a U.S. Border Patrol cooperative operation. Trooper Malone and Agent Seifert stopped a 2016 Nissan Frontier bearing a California registration for a marked lane violation. Criminal indicators were detected and Trooper Black and Agent Moen were called to the scene, along with Border Patrol Agent Baron, with his, K-9 Jerry. After a positive K-9 indication, a probable cause search revealed two blocks of marijuana, which weighed in at seven pounds concealed inside a body pillow. The vehicle and three suspects were taken to the Bowling Green Post for further investigation. The driver was charged with possession and trafficking marijuana, which are third degree felonies. He was incarcerated in the Wood County jail.

The second case was on October 6, 2016. Trooper Lamb stopped a 2005 Honda CRV/SUV for an unsafe vehicle violation in Cuyahoga County. While speaking with the occupants, the odor of raw marijuana was detected. A probable cause search revealed one pound of marijuana, three syringes, and a spoon. The driver was charged with trafficking in marijuana, which is an F-4 and an F-5 felony for possession of marijuana. He was incarcerated at the Summit County jail.

The next case was on October 10, 2016. Trooper Trader, who is now Sergeant Trader and Sergeant Laughlin, stopped a 2008 Chrysler 300 bearing a Virginia registration in Summit County for a marked lanes violation. Trooper Caraway responded to the scene to assist. A probable cause search was conducted and revealed four kilos of cocaine in the vehicle's trunk. The driver was charged with a felony of the first degree, which is aggravated trafficking in cocaine and a felony of the first degree for aggravated possession of cocaine and incarcerated at the Summit County jail.

The third case I wanted to mention was on September 20, 2016. Trooper Manley stopped a vehicle for multiple moving violations in Sandusky County. During contact, the suspect surrendered a box of prescription pills that are unavailable in the United States. A probable cause search produced 561 boxes of prescription medication, some of which are unapproved by the FDA for use or import into the United States. The suspect and vehicle were transported to the Fremont Post for further investigation. The driver was charged with possessing unapproved drugs, which is a felony of the fifth degree and incarcerated at the Sandusky County Jail.

Lastly, but certainly not least, I would like to report on a retirement. It is from one of our K-9, who has served the last six years, his entire career. This is K-9 Argo. He served his entire career on the Ohio Turnpike since he was assigned to Trooper Mike Trader. In his first year with the Turnpike with Trooper Trader, he was responsible for the seizure of more than \$8 million in drugs and currency. During his entire six year career, he was responsible for more than \$35 million in drugs and currency, including thirteen pounds of heroin, which I believe on record is the largest seizure of heroin in the state of Ohio. He is also credited for the first bite apprehension in OSHP history and he is credited with the most bite apprehensions in OSHP history. I would like to have had him here today, but I think he would have added to that bite apprehension record if he was here. Argo will certainly be missed. He has served OSHP, the Ohio Turnpike and the citizens of Ohio well. He is now enjoying full retirement as a house pet with a member of the Trader family.

That concludes my report, Mr. Chairman.

**Chairman:** Wonderful. Great report, as always. Thank you and we appreciate all the good things that you do for us.

Any other questions or comments?

**Mr. Peterson:** I have something for the Lieutenant. First, I want to say to you and your team that it is impressive when you can do a drug interdiction when cars are going 70 MPH. Very impressive. The arrests that you have, are they individual Troopers or was it part of a drug interdiction program?

**S/Lt. Weirtz:** One of those mentioned, Trooper Lamb, he was an individual Trooper out working on his own and the other one, Sergeant Laughlin, those are just individual cold stops. They were not working with a team at the time. The other two stops I mentioned, I believe, they were working with criminal patrol teams and Border Patrol.

**Mr. Peterson:** Thank you.

**Chairman:** Any further questions or comments?

**Mr. Dixon:** I think with the addition of our new members, I think we need to have a half hour, maybe forty-five-minute presentation from the staff just to provide an update for the new members and some of the older members to talk about what we have done, and the things you plan to do, Randy, about certain things that are out there. I think that may be a good idea at this time, Mr. Chairman.

**Mr. Chairman:** Good idea. Thank you, Mr. Dixon. Any other further questions or comments?

Our next meeting will be on Monday, November 21, 2016 at 10:00 a.m. The two personal notes are, please vote. It is a very, very important election as always. Every time we have an election, it is important that our people get out and become part of the decision-making process, rather than letting someone else make up what your government is going to be in the future.

Secondly, go TRIBE! This is a wonderful opportunity for the City of Cleveland and for this region and we just wish the Cleveland Indians the continued success that they have had thus far, and what a Cinderella story it would be see the Chicago Cubs vs. Cleveland Indians, just amazing.

Without anything we stand with a motion for adjournment.

**MOTION:** A motion to adjourn is made by Chairman Hruby, seconded by Mr. Paradiso and unanimously approved by all Commission Members present.

Time of adjournment: 10:31 a.m.

**Attendees for Record Keeping Purposes:**

Mike Burgess, Prime; Jennifer Townley, ODOT; Jim Gates, ODOT; Tim McDonald, ODOT; Bethany Pugh, PFM; Brian Regueiro, PFM; Hamid Homae, KS Associates; Beth Fulton, TRC; Preston Yuzma, IUOE 18; Jacob Siesel, IUOE Local 18; Scott Buchanan, AECOM; Todd Majidzadeh, Resource International; Jon Lorincz, OHM Advisors; Dave ray, JMT; Zoltan Szabo, Mott MacDonald; T. Madden, PFM; Jennifer Stueber, Ohio Turnpike; Anthony Yacobucci, Ohio Turnpike; Martin Seekely, Ohio Turnpike; Sharon Isaac, Ohio Turnpike; Matt Cole, Ohio Turnpike; Debra Klooz, Ohio Turnpike; Jennifer Diaz, Ohio Turnpike; Mark Musson, Ohio Turnpike; Chris Matta, Ohio Turnpike; Joseph Mannion, Ohio Turnpike; Dennis Albrecht, Ohio Turnpike; David Miller, Ohio Turnpike; Adam Greenslade, Ohio Turnpike; William Keaton, Ohio Turnpike; and Brian Newbacher, Ohio Turnpike.

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

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Sandra K. Barber, Secretary-Treasurer

# **EXHIBITS**

1. Resolution Approving the Selection of M. P. Dory Company to Repair and Replace Various Sign Structures in the amount of \$329,375.00 under Contract No. 45-17-01 in Williams, Lucas and Mahoning Counties;
2. Resolution Approving the Selection of Any Domestic Work, Inc. and Daisy Fresh Cleaning Services, LLC to Perform Cleaning Services at all the Commission's Toll Plazas and OSHP Posts 89, 90 and 91 for a period of one year with two, one year options to renew under Invitation No. 4280 in the Total Estimated Amount of \$183,444.00; and
3. Resolution Approving Contract with the Independent Public Accounting Firm of Plante Moran to Perform Auditing Services for a Five Year Period in the Total Estimated Amount of \$443,000.00 and Approving Certain Agreed Upon Procedures to be Performed by the Ohio Auditor of State.

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

### **Resolution Approving the Selection of M. P. Dory Company to Repair and Replace Various Sign Structures in the amount of \$329,375.00 under Contract No. 45-17-01 in Williams, Lucas and Mahoning Counties**

WHEREAS, the Commission published notice in accordance with law advertising its invitation to bid upon a Contract for the Sign Structure Repair and Replacement Project at Milepost 3.75, 53.00 and Milepost 237.20 to Milepost 240.65 in Williams, Lucas and Mahoning Counties, Ohio, designated as **Contract No. 45-17-01** (the “Project”); and

WHEREAS, the Commission received two bids via Bid Express to perform the Contractor’s obligations on the Project, and the Assistant Chief Engineer and the Chief Engineer reviewed and evaluated the bids received, and whose report concerning such analysis is before the Commission; and

WHEREAS, Commission action is necessary to approve Contract No. 45-17-01 in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount of the bids received require an expenditure that will exceed \$150,000.00; and

WHEREAS, the Assistant Chief Engineer and Chief Engineer report that **M. P. Dory Company**, of **Columbus, Ohio** submitted the lowest responsive and responsible bid to perform the Contractor’s obligations under Contract No. 45-17-01 in the amount of **\$329,375.00**, which they recommend the Commission accept and approve authorization for the Executive Director to select; and

WHEREAS, the Director of Contracts Administration advises that bids for Contract No. 45-17-01 were solicited on the basis of the same terms, conditions and specifications, that the bid of M. P. Dory Company for Contract No. 45-17-01 conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312 and 153.54, and that M. P. Dory Company submitted a bid guarantee and performance bond with good and sufficient surety; and

WHEREAS, the Commission’s Executive Director has reviewed the reports of the Assistant Chief Engineer, Chief Engineer and the Director of Contracts Administration and, predicated upon such analysis, has made his recommendation to the Commission to approve authorization for the Executive Director to execute Contract No. 45-17-01 with the lowest responsive and responsible bidder, M. P. Dory Company; 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 **M. P. Dory Company** of **Columbus, Ohio**, in the amount of **\$329,375.00** for Contract No. 45-17-01 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a Contract on the basis of said bid; and

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

**(Resolution No. 60-2016 adopted October 17, 2016)**

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of Any Domestic Work, Inc. and Daisy Fresh Cleaning Services, LLC to Perform Cleaning Services at all the Commission’s Toll Plazas and OSHP Posts 89, 90 and 91 for a period of one year with two, one year options to renew under Invitation No. 4280 in the Total Estimated Amount of \$183,444.00**

WHEREAS, the Commission duly advertised for bids under Invitation No. 4280 for the furnishing of all services and materials for cleaning all of the Commission’s thirty-one Toll Plazas and Ohio State Highway Patrol Posts 89, 90 and 91 for an initial period of one year with the option to renew for two possible one-year renewal terms; and

WHEREAS, this Invitation was divided into the following Groups: Group I (Interchanges 2 through 91 and the Swanton Patrol Post 89), Group II (Interchanges 110 through 173 and the Milan Patrol Post 90), and Group III (Interchanges 180 through 239 and the Hiram Patrol Post 91), and bidders were given the option to submit bids for any or all Groups; and

WHEREAS, expenditures by the Commission under Invitation No. 4280 will exceed \$150,000.00, and, therefore, in accordance with Article V, Section 1.00 of the Commission’s Code of Bylaws, Commission action is necessary for the award of such Contracts; and

WHEREAS, the Director of Toll Operations has reported that the following companies submitted the lowest responsive and responsible bids for Groups I, II and III as follows:

<u>Group</u>	<u>Company</u>	<u>Monthly Fee</u>	<u>Annual Fee</u>	<u>Hourly Rate*</u>
I	Any Domestic Work, Inc. Parma, Ohio	\$5,515.00	\$ 66,180.00	\$18.00
II	Any Domestic Work, Inc Parma, Ohio	\$5,092.00	\$ 61,104.00	\$18.00
III	Daisy Fresh Cleaning Services, LLC Oakwood Village, Ohio	\$4,680.00	<u>\$ 56,160.00</u>	\$18.00
	<b>Total Award</b>		<b>\$183,444.00</b>	

\*The hourly rate includes services and supplies for requested services beyond the specified scope

WHEREAS, the Commission’s Director of Contracts Administration advises that the bids for Invitation No. 4280 were solicited on the basis of the same terms, conditions and specifications with respect to all bidders, that the bids of Any Domestic Work, Inc. and Daisy Fresh Cleaning Services, LLC conform to the requirements of Ohio Revised Code Sections 5537.07 and 9.312; and

WHEREAS, the Executive Director has reviewed the reports of the Director of Toll Operations and the Director of Contracts Administration and, predicated upon such analysis, has made his recommendation to the Commission that Contracts be awarded to Any Domestic Work,

Inc. as the lowest responsive and responsible bidder for Group I and Group II, Daisy Fresh Cleaning Services, LLC as the lowest responsive and responsible bidder for Group III.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the bids received under Invitation No. 4280 from Any Domestic Work, Inc. of Parma, Ohio for Group I and Group II and from Daisy Fresh Cleaning Services for Group III are approved as the lowest responsive and responsible bids received for the respective groups, and that the Executive Director is authorized to execute contracts on the basis of said bids with the option to renew each contract for two additional one year periods.

**(Resolution No. 61-2016 adopted October 17, 2016)**

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

### Resolution Approving Contract with the Independent Public Accounting Firm of Plante Moran to Perform Auditing Services for a Five Year Period in the Total Estimated Amount of \$443,000.00 and Approving Certain Agreed Upon Procedures to be Performed by the Ohio Auditor of State

WHEREAS, a Request for Quotations (“RFQ”) from Independent Public Accounting Firms to perform Auditing Services for fiscal years 2016 through 2020 was issued through the Auditor of State’s Office on September 9, 2016, which was augmented by the Agreed-Upon Procedures, attached and incorporated as Exhibit A, that Auditor of State will perform itself; and

WHEREAS, on September 26, 2016, eight independent accounting firms submitted responses to the RFQ through the offices of the Auditor of State; and

WHEREAS, an Evaluation Team consisting of the Commission’s Director of Audit and Internal Control, Dave Miller, the CFO/Comptroller, Martin Seekely, Senior Internal Auditor, Denise Urbansky, and Accountant, Joanne Bartinelli, reviewed and evaluated the proposals and provided its recommendations to the Auditor of State for a final selection; and

WHEREAS, by letter dated October 7, 2016, the Auditor of State, David Yost, acting through Kristen L. Martin, gave notice to the Commission that **Plante Moran, of Columbus, Ohio** was selected as the independent public accounting firm to perform the auditing services of the Commission for fiscal years 2016 through 2020; and

WHEREAS, the Commission’s Director of Contracts Administration advises that the approval of a Contract for Independent Public Accounting Services conforms with Sections 117.11, 115.56 and 117.46 of the Ohio Revised Code and Section 5.15 of the Master Trust Agreement, which requires an independent certified public accountant approved by the Auditor of the State to perform audits of the Commission’s books and accounts; and

WHEREAS, the Director of Contracts Administration further advises that, because expenditures incurred by the Commission for this Contract over the course of the five (5) fiscal years will exceed \$150,000.00, in accordance with Article V, Section 1.00 of the Commission’s Code of Bylaws, Commission approval of this Contract award by the Auditor of State is necessary; and

WHEREAS, the Commission has received the aforesaid recommendations and concurs in such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that award of a contract to the independent public accounting firm of Plante Moran from Columbus, Ohio, to perform a financial audit of the books and accounts for the year-end financial statements from 2016 through 2020 is approved, and the Executive Director is authorized to enter into a Contract on behalf of

the Commission with the Auditor of State and Plante Moran to perform the auditing services in accordance with the response to the Request for Quotations, response submitted by Plante Moran, and the Agreed Upon Audit Procedures attached as Exhibit A.

**(Resolution No. 62-2016 adopted October 17, 2016)**