

**MINUTES OF THE 701st MEETING OF THE
OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
OCTOBER 17, 2022**

Chairman: Good morning. It is 10:00 a.m. 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.

Dr. Marchbanks, of the Ohio Department of Transportation, is unable to attend today's meeting, so Myron Pakush is here representing the Ohio Department of Transportation.

Will the Assistant Secretary-Treasurer, Ferzan M. Ahmed, P.E., please call the roll?

Assistant Secretary-Treasurer: Chairman Hruby

Chairman, Jerry Hruby: Here

Assistant Secretary-Treasurer: Vice Chairman Paradiso

Vice Chairman, Timothy Paradiso: Here

Assistant Secretary-Treasurer: Secretary-Treasurer Barber

Secretary-Treasurer, Sandra Barber: Here

Assistant Secretary-Treasurer: Mr. Coviello

Commissioner, Guy Coviello: Here

Assistant Secretary-Treasurer: Mr. Pakush

Commissioner, ODOT Proxy, Myron Pakush: Here

Assistant Secretary-Treasurer: Mr. Kennedy

Office of Budget and Management, James Kennedy: Here

Assistant Secretary-Treasurer: Senator Reineke

Senator Bill Reineke: Here

Chairman, if Representative Haraz Ghanbari joins us, I will mark him present.

Chairman: This is the 701st Meeting of the Ohio Turnpike and Infrastructure Commission. We are here today at the Commission's Administration Building.

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

May I have a motion to adopt the Minutes of the September 19, 2022, Commission Meeting? Any corrections, additions, or questions regarding the Minutes? Hearing none, please call the roll.

MOTION: A motion to adopt the Minutes of the September 19, 2022, Commission Meeting was made by Mr. Coviello, seconded by Mr. Pakush and approved by all Commission Members present, with the exception of Vice Chairman Paradiso who abstained.

Chairman: The September 19, 2022, Commission Meeting Minutes are adopted. We will move on with the report of the Secretary-Treasurer, Mrs. Barber.

Secretary-Treasurer: The following items have been provided to the Members since the last scheduled meeting of the Commission on September 19, 2022:

1. Four (4) Resolutions;
2. Draft Minutes of the October 17, 2022, Commission Meeting; and
3. Agenda for today's meeting.

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

1. Traffic Crash Summary Report, September 2022;
2. Traffic and Revenue Report, September 2022;
3. Total Revenue by Month and Year, September 2022;
4. Investment Report, September 2022; and
5. Financial Statements, September 2022.

That completes my report, Mr. Chairman.

Chairman: Thank you. Any questions or comments for Mrs. Barber? Hearing none, we will move on to the report of the Executive Director, Ferzan Ahmed.

Director Ahmed: Thank you, Mr. Chairman. Good morning, Commission Members, and audience. I am excited to share that the Ohio Turnpike and the Ohio Department of

Transportation received the “Diversity, Equity, and Inclusion Award” at the IBTTA Annual Conference held in Austin in September. Matt Cole and Julie Meyer, Ohio Department of Transportation Project Manager, accepted the award for the Opportunity Corridor Project in Cleveland. This resulted in a positive environmental and economic impact on historically disadvantaged communities.

They Opportunity Corridor Project included the construction of a 3.1-mile boulevard in Cleveland from East 55th Street at I-77/I-490 to East 105th Street. This area used to be known as the “Forgotten Triangle.”

Because the Opportunity Corridor Project was funded primarily by OTIC, with no federal funding for construction, high diversity and inclusion goals for contractors were established. These goals were exceeded by using innovative contracting methods. In addition to the requirement that a large volume of work be done by minority contractors, it was also required that local residents be provided with employment and career training opportunities.

This is our second award at an IBTTA annual meeting. Last year, we won the “Toll Excellence Award for our Operational Metrics.”

On Thursday September 29th, we hosted several people from the Ohio Department of Transportation’s Central Office, IT, Facilities and Tech Services personnel. The meeting was put together jointly by the Ohio Department of Transportation CIO, Charles Ash, Turnpike CIO, Chriss Pogorelc, and our Toll Collections System Manager, Brian Kelley. The group toured several Turnpike facilities and used the day to foster relationships and collaboration between the agencies’ various involved teams. A Turnpike visit to the Ohio Department of Transportation’s Central Office is being scheduled for the near future.

On October 4th, the Engineering and Contracts Department hosted an open house for contractors interested in the next round of our pavement replacement projects. These are large projects that last several years, and we felt that before embarking on the next group of pavement replacement projects there should be an open house to share information with the various companies interested in doing business with us. Mike Brookbank and Anne Powell spoke to the entire group regarding the overall program, and what to expect. The event was very well attended.

Commission Members, if you will reference this chart that is in your folder, I would like to share an update with you related to the modifications for the TCS design projects. As you know, the new system started with a strategic plan in 2016. From that plan there were several projects related to software, hardware, and various aspects of engineering from project management to design. Over the years, we have brought many resolutions to the Commission for various phases under each contract. About a year ago, we presented an update to the Commission in the form of a chart that showed the project scopes, schedules, and budgets. A spreadsheet for each Commission Member has been distributed. I will briefly chat about each project on the sheet and after that the Chief Engineer, Chris Matta, and I will be happy to answer questions or meet in person to discuss.

The first line is for Jacobs Engineering. That was the original contract, the original consultant that did the study for us and their work started in 2016 and the last resolution was brought to the Commission in August of 2022. We do not anticipate anymore resolutions, anymore work with that project. They are about 95% done with their work.

The second contract is with Stantec. It is an active project. So, in 2019, we hired Stantec to be the owners' representatives, so they are the ones who are actually helping us manage all of these different projects as our representative helping us write scopes for future projects, review the submittals as they come in, and manage the design. They also provide onsite project management support for us here. The last resolution that we brought before you was in October of 2021. There is one resolution today I believe on that, that the Chief Engineer will explain. Based on how the project is going we anticipate that to be the last resolution on this project.

The third line is Conduent. Conduent is the actual integrator. That is the actual toll collection system, the hardware that is being installed outside, all of the way from Indiana to Pennsylvania. So, we have brought two resolutions before the Commission and those resolutions are for completing the design and installation at some point, perhaps next year, we will bring another resolution before the Commission which will be for twelve years of maintenance for the new toll collection system. Conduent is about 40% done. It is very hard for us to estimate exactly how much work they have completed because the way this contract is set up, we pay them based on deliverables. So, when a deliverable is completely done, they will get payment. A deliverable might be 80% done, but since we haven't paid them for it, we are not in a position to say how much of this work is done. So, that number is a little tricky for Conduent.

The next one is Arcadis. So, as Conduent is installing the toll collection system, as you know we have built four new open road tolling plazas, but all the other toll plazas have to be revamped so that the new equipment can be installed in those toll plazas. That work has been designed by Arcadis and Arcadis is also managing some of the construction on some of those projects. So far, we have brought eight resolutions going all the way back to 2019 and I believe that, Chris, we anticipate one more resolution at some point for Arcadis?

Chief Engineer: Yes, there's a project that is under design now and we will see how that plays out when it goes to construction.

Director Ahmed: Thank you. We think that Arcadis is about 85% done with all the work that they are required to do for us under their contract.

Then the final line there is TransCore. TransCore is, of course, the firm that is giving us our back office system and the back office system is essentially how we collect the tolls, how we process *E-ZPass*[®] transactions, and the credit card transactions. Their work includes design of the new system, which was done and completed, integration of this new design with the new toll collection system, which is now being done and then once the integration is done, then the third phase of their project will be maintenance for the next several years, so we do anticipate coming back before the Commission for the maintenance portion of that contract.

The last three lines at the bottom are other projects involved with the toll collection system. There is an image review service and print house services. Both of those have already been approved by the Commission, in terms of projects.

The last one is the collection services and I believe we are going to do collection services with the Attorney General's Office. It is more efficient, plus we feel that if collections have to be pursued a phone call from the Attorney General versus a phone call from a firm would carry more weight.

So, this is where we are with the toll collection system and the various resolutions. If you would like to discuss any of these, we can discuss them now. But, as I said if you would like to sit with us and discuss in detail, we would be happy to do that based on your schedule and your preference.

Chairman: Any questions or comments?

Vice Chairman: Do we have a date picked?

Director Ahmed: For a "Go Live?"

Vice Chairman: Yes, a "Go Live?"

Director Ahmed: We are still looking at June. It is very complicated, Vice Chairman Paradiso, at this point we are still hopeful that June is the date. Mr. Chairman and Vice Chairman Paradiso, you are right. Something that big would require a ribbon cutting. It will certainly be something that we can all celebrate.

Chairman: Anything else?

Secretary-Treasurer: Thank you for this report.

Director Ahmed: You are very welcome.

As I move to share updates regarding our employees. First, I would like to recognize and congratulate the Hiram Trades Division made up of electricians, plumbers, and carpenters. Their efforts in keeping a keen eye on safety paid off with the lowest number of incidents in 2021. They were recognized with the "2021 Annual Safety Award" during a luncheon last Thursday, which Chris Matta and I attended, at the Hiram Maintenance Building.

In other team news, I would like to congratulate the employees recently promoted. In the Maintenance Department, Matthew Timms was promoted to Division Chief Mechanic. In Service Plaza Operations, Stefan Kondelka was promoted to Western Division Manager. In Toll Operations both John Powers and Mark Mara have been promoted to Toll Plaza Supervisors.

Now, I offer a warm welcome to our new team members. In the Maintenance Department we have Robert Spence. In the Toll Operations Department, we have two new part-time toll

collectors Richard Romaniszyn and Dena Walker. In Finance, Joe Gardner has joined us as our new Comptroller, and in Engineering, Daniel Rodriguez has joined us as our new Planning and Design Engineer. Welcome and best wishes to all our new team members.

I will close my report wishing our retirees a happy and long retirement. They are Linda Lemak from the Hiram Maintenance Department and Pamela McCormick, Keefa Parker and Diane Libbey from Toll Operations. Pamela has served here for 44 years and 10 months. We honor employees retiring with more than 35 years of service with a resolution from the Commission. May the General Counsel read the title of the resolution.

General Counsel: Resolution Honoring the Distinguished Service of Pamela McCormick.

Chairman: On behalf of all of us up here, thank you very much for your incredible service. That is a long time to be an employee. That shows your dedication and shows that you work well with others. So, thank you very much. Please call the roll.

MOTION: A motion to adopt a *Resolution Honoring the Distinguished Service of Pamela McCormick* was made by Chairman Hruby, seconded by Mr. Coviello, and approved by all Commission Members present. Resolution No. 75-2022.

Chairman: The resolution passes unanimously. Anything further?

Director Ahmed: That completes my report.

Chairman: Thank you. Congratulations to those that have been promoted and thank you again for the service of all of you that have chosen to retire. We wish you the very best and a long life.

We will move on to the report of the Chief Engineer, Chris Matta.

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

The first resolution for your consideration seeks the Commission's authorization for the purchase of corrosion-inhibiting, liquid de-icing/anti-icing material under the Ohio Department of Transportation's ("ODOT's") Cooperative Purchasing Program Contract Number 124-23. This would be used at all of our maintenance sections during the 2022/2023 snow and ice season for pre-treating bridge decks and pre-wetting the road salt. The liquid de-icing/anti-icing material to be purchased is Meltdown Apex-C from EnviroTech Services, LLC, of Greeley, Colorado. Based on an estimated usage of 428,000 gallons, the anticipated expenditures for the product would be \$590,000. Since the expenditures will exceed \$150,000.00, and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission authorization is required. Therefore, it is recommended that the Commission approve the purchase of Meltdown Apex-C through ODOT's Cooperative Purchasing Program Agreement with EnviroTech Services,

Inc., of Greeley, Colorado, in the amount of \$590,000.00. With your permission, may the General Counsel please read the title of the resolution.

General Counsel: Resolution Authorizing the Purchase of Meltdown Apex-C from EnviroTech Services, Inc. Under the ODOT Cooperative Purchasing Program in the Total Estimated Amount of \$590,000.00.

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

MOTION: A motion to adopt a *Resolution Authorizing the Purchase of Meltdown Apex-C from EnviroTech Services, Inc. Under the ODOT Cooperative Purchasing Program in the Total Estimated Amount of \$590,000.00* was made by Vice Chairman Paradiso, seconded by Chairman, and approved by all Commission Members present. Resolution No. 76-2022.

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

Chief Engineer: My second and final resolution for your consideration seeks the Commission's authorization to modify the Agreement for Project No. 71-19-10 with Stantec Consulting Services, Inc. ("Stantec"), of Cleveland, Ohio, relating to the Project Management Services for modernizing the Ohio Turnpike's Toll Collection System and implementing the Strategic Plan, as adopted by the Commission under Resolution No. 57-2017. The Commission, under Resolution No. 48-2019, awarded a Contract to Stantec and authorized an agreement for Stantec to provide Project Management Services under Project No. 71-19-10. On October 5, 2022, Stantec provided a proposal in the amount of \$315,000 for providing Task 7 – Year 4 Onsite Project Management Services to assist Commission staff with the installation of the new toll collection system, and the integration of the Customer Service Center and Unpaid Toll Processing Systems. The additional costs to obtain the necessary Task 7 Services for Project No. 71-19-10 will both increase the cost of the contract in excess of the Executive Director's contracting authority and exceed 10% of the original contract amount, therefore requiring Commission authorization of the contract modification. Therefore, we are requesting Commission authorization to amend the Agreement for Project No. 71-19-10 with Stantec Consulting Services, Inc. of Cleveland, Ohio in the not-to-exceed amount of \$315,000 for Task 7 Services, increasing the Total Not-To-Exceed Amount to \$4,121,500. With your permission, may the General Counsel please read the title of the resolution.

General Counsel: Resolution Authorizing Stantec Consulting Services, I to Perform Toll Collection System Project Management Services – Task 7 – Year 4 On-Site Services Under Project No. 71-19-10 in the Increased Not-To-Exceed Amount of \$4,121,500.00.

Chairman: Any questions?

Vice Chairman: It is interesting, Task 7, again I am very confident that the vendor is doing a great job. Task 7, it seems like it is an open checkbook, right? We don't have competition, you know these guys are already here, we are already married, right? Did we consider that when we let the bid out in 2019? How does this work and if we are going to have future contracts like this, I think, is suggested that it would be the last revision, but it

feels like we do not have any choice and was that anticipated, is that normally how this would work?

Chief Engineer: Mr. Chairman and Vice Chairman Paradiso, back when we led this project back in 2019, right, there was some unknowns obviously with the toll collection and customer service upgrades, but we did have our guiding plan from Jacobs that we followed and we knew some of the tasks that this company would have had to incur. That is why they are written as task order type contracts to help prod us along, but it also gives us a chance to step back, sit down with the consultant and insure the services we are getting are what we need. I guess I wouldn't call it an "open checkbook" because we do the checks and balances on that every year when we come back to them, but for like this task it is the fourth year of onsite services, we knew back then that we are hopefully going to be going live probably a little bit earlier than where are actually going to be now, but it is the home stretch.

Chairman: What checks and balances do you employ on them?

Chief Engineer: Mr. Chairman, myself and a few of the other managers and Director Miller take a look at the services they provide for us the past year, how successful they were and then when we get their proposal for this Task 7, we check the number of hours that they are going to need to for that year and the rates, or course.

Secretary-Treasurer: I understand what Vice Chairman I was asking but I'm guessing that the thought in this by changing vendors in the midst of this immense project, you needed the continuity of one vendor who understood the project from the beginning rather than changing vendors. Is that right?

Chief Engineer: Chairman Hruby and Secretary-Treasurer Barber, that is right. I mean, we don't look at it as, oh, it is a comfort level with these vendors just because we have been working with them over the years, they have to be able to do the work for us, they do an intimate knowledge, the institutional knowledge of the projects, so there is definitely efficiencies to be gained from it. But, if they are not towing a line for us, then we will definitely reconsider and go back out.

Director Ahmed: Mr. Chairman, Vice Chairman Paradiso, and Secretary-Treasurer Barber, one of things that we look at is the scope of the project. When we are initially planning to put out a project, we know exactly what the scope of that project will be. We know that we want them to take us from here to here. Now, getting from Point A to Point B sometimes is divided into many different steps and as those steps become tasks that is when we bring them before you. So, it is the scope that guides. We want them to finish the work that they started for us.

Mr. Pakush: Mr. Chairman, I would add to that also. At ODOT, we do similar type contracts with our consultants, we call them Part A and Part B. Part A is more of a study type part of it that reviews what is needed, whether it is a bridge project, a bridge type study, and then we will authorize a Part B for design work based on that study. As ODOT does, I'm sure staff does here also they scrutinize the number of hours that are associated with what the work

is needed in the scope that the Executive Director mentioned. So, it is a very scrutinized negotiated number of hours of the various people, project managers, engineers, staff, etc., that they are assigned to it and they go back and forth, so the dollars that they are requesting isn't just an open ended, it is a very negotiated type number of services so that it is very rigid, so it is not, although it looks like they are the only ones that get it, it is a negotiated number of hours and all of our consultants have to go through a negotiation process, not an open bid process.

Director Ahmed: Thank you for the explanation, Mr. Pakush. Mr. Chairman, Vice Chairman Paradiso and Secretary-Treasurer Barber, as Mr. Pakush indicated when we ask for a proposal, we don't agree with the first proposal that comes in. Our project managers and Chris himself are very experienced. There is a lot of back and forth where we disagree and they might come back. Once we agree with it, then that's what we hold them accountable for. We get an invoice every month for the work that they have done and then that becomes that second set of checks and balances where they submitted the invoice and we are verifying that they have actually done the work for which they have submitted that invoice.

Mr. Coviello: Mr. Chairman, back in, I guess, what would be 2016, was there an estimate for the total outlay and where are we? Where are we headed compared to what the original estimate was?

Chief Engineer: Mr. Chairman and Commission Member Coviello, there is different parts to it. I guess to give you firm numbers, I would have to go back and take a look at them. There was an initial, I think, capital investment number that was given. We have those outlaid in a pretty sizeable spreadsheet, I will say, that goes over and breaks them down whether they are capital investments of where we thought. I think there was a number put out there in 2016. I think it was revised in 2019 and then we just took another look at it and recapped it. I would be happy to put that together and provide it to you. It is broken down like this sheet you have here is what we consider a consultant type contract, three of the five are definitely consultant type contracts, two of them, Conduent and TransCore, but as you may have noted, I think it was through some articles lately in some local papers that we have over, I think, 22 or 24 construction type contracts associated with this as well. So, we have compiled all those into one gigantic spreadsheet to try and keep tabs on where we are at with everything right now, how they vary from the previous estimates, and identifying why.

Mr. Coviello: Mr. Chairman, if we could maybe next meeting, I don't think I want to see tons of stuff, but what did we think it was going to cost and what it is actually costing.

Chairman: Will you put together such a summary for us.

Director Ahmed: Certainly, Mr. Chairman, we will put that together for next month.

Chairman: Very good.

Mr. Coviello: Mr. Chairman, one more question for the Director, didn't during COVID we make some decisions to break this up into phases because of COVID?

Director Ahmed: Mr. Chairman and Commission Member Coviello, yes that is the third project on this spreadsheet. Initially, we were planning to come to the Commission for the entire amount which is \$56.7 million plus the \$45.2 million as one project which would have authorized us to pursue design installation and maintenance, but because of COVID and some uncertainties when it comes to a cash outlay, this was divided up into pieces. So, the actual design portion was also divided up into two phases and then the maintenance was pulled out as a separate phase. The initial resolution that we had was in June of 2020 for half of the design work and then we came back before the Commission in November 2021 for the rest of the design work, so we are good for design and just before we flip the switch, we would like to come back to the Commission for the maintenance portion of this project.

Mr. Coviello: So, we wouldn't really be having a lot of these conversations if we had moved forward that way we originally planned, but COVID derailed those original plans?

Director Ahmed: Mr. Chairman and Commission Member Coviello, you are right. At least for the Conduent project, we would not because we would have had one resolution for everything.

Chairman: Thank you. Anything further? Hearing none, please call the roll.

MOTION: A motion to adopt a *Resolution Authorizing Stantec Consulting Services, Inc. to Perform Toll Collection System Project Management Services – Task 7 – Year 4 On-Site Services Under Project No. 71-19-10 in the Increased Not-To-Exceed Amount of \$4,121,500.00* was made by Secretary-Treasurer Barber, seconded by Mr. Pakush, and approved by all Commission Members present. Resolution No. 77-2022.

Chairman: The resolution passes unanimously. Anything further, Chris.

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

Chairman: Thank you. We will now move on to the report of the Western District Toll Plaza Supervisor, Jayne Ferreira.

Western District Toll Plaza Supervisor: Good morning, Mr. Chairman and Commission Members. I have one resolution for your consideration this morning.

The resolution for your consideration seeks authorization to award Contract #4420 for the furnishing of all services and material for the cleaning of the Commission's Group II Toll Plazas and Ohio State Highway Patrol Post 90 for the remainder of this year, a full year for 2023, with the option to renew for two possible one-year renewal terms.

This invitation was for the following:

Group II Toll Plazas 110 through 173 and the Milan OSP Post 90

The following company submitted the lowest responsive bid for Group II:

Any Domestic Work, Inc. ("ADW")
Monthly Fee of \$7,215.00
With an estimated total amount of \$280,830.00

ADW is currently providing services to the Group II facilities under a temporary contract due to the early termination of the previous provider. Their performance thus far have been satisfactory.

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. to Perform Cleaning Services at Certain Toll Plazas and Ohio State Highway Patrol Post 90 in the Total Estimated Amount of \$280,830.00.

Chairman: You have an hourly rate of \$13 something.

Western District Toll Plaza Supervisor: We have a starting minimum wage of \$12.50. It is their minimum wage.

Chairman: That is what they are paying?

Western District Toll Plaza Supervisor: Yes.

Chairman: Anyone else? Hearing none, please call the roll.

MOTION: A motion to adopt a *Resolution Approving the Selection of Any Domestic Work, Paradiso to Perform Cleaning Services at Certain Toll Plazas and Ohio State Highway Patrol Post 90 in the Total Estimated Amount of \$280,830.00* was made by Secretary-Treasurer Barber, seconded by Vice Chairman Paradiso, and approved by all Commission Members present. Resolution No. 78-2022.

Chairman: The resolution passes unanimously. Anything further?

Western District Toll Plaza Supervisor: No, Mr. Chairman that completes my report.

Chairman: Thank you, Jayne. We appreciate your report. We will now move on to the report of the Chief Financial Officer, Lisa Mejac.

Chief Financial Officer: Thank you, Mr. Chairman. I have a brief update on our traffic and revenue for the month of September.

This first chart shows the monthly passenger car miles traveled on the Ohio Turnpike since the beginning of 2019. Passenger car vehicle miles traveled were down 1.0% from September of last year and up 2.2% from September of 2019.

Commercial traffic decreased in September and was slightly down by 0.2% from September of last year. It was up 19.1% from September of 2019. There was one more weekday this year than there was in 2019.

The change in passenger car traffic caused passenger car toll revenues to decrease 0.6% from September of last year and increase 6.3% from September of 2019.

The decrease in commercial traffic combined with the toll rate increases caused commercial vehicle toll revenues to increase 1.9% from September of last year and 27.7% from September of 2019.

This chart shows year-to-date toll revenues through the month of September during each year over the past decade. Year-to-date total toll revenues were approximately \$10.7 million or 4.2% above the amount from last year and approximately \$33.6 million or 14.6% above the amount from 2019.

That completes my report, Mr. Chairman.

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

General Counsel: Good morning, Mr. Chairman and Commission Members.

Last month following the Commission meeting, we held a Workshop to discuss changes to the Ohio Administrative Code relative to the new toll collection system.

Based on comments from last month, as well as working with our outside consultants, we are finishing drafting the work rules. Should there be any changes from what we presented last month we will bring those to your attention. Currently, we are looking at all the rules through both the legal and financial lens to ensure legal compliance and to meet the Turnpike's financial needs.

We will be making our final recommendation of the rules to Executive Director Ahmed in the coming weeks, and then we will bring that to the Commission.

Additionally, we are completing changes to the Contracts Policy. As discussed at prior meetings, we will update the Buy Ohio/Buy America portion of the Contracts Policy. Director Aimee Lane provided proposed updates, which we reviewed with other Directors.

The policy in its current form only provides that Price Inquiries over \$10,000 and Bid Invitations are subject to the Buy American, Buy Ohio Policy, per prior Resolution No. 30-2012.

The change to the policy will not change that prior resolution adopting a Model System of Preferences for the purchases of supplies, goods, equipment or services.

However, the Commission has expressed its commitment to keeping the Commission's contracting dollars in the State of Ohio to the maximum extent allowable by law and as practical. In an effort to meet this commitment, the Commission will include the following criteria in the evaluation of proposals submitted in response to RFPs for contracts at service plazas, RFPs for professional or personal services contracts, and RFQs, LOIs and RFPs for design professional services.

We believe that making these changes will help keep those dollars within Ohio and address this Commission's goals.

That concludes my report.

Chairman: Any questions? Thank you very much for the update, we appreciate it. We will now move on to the report of the Ohio State Highway Patrol, Staff Lieutenant Richard Reeder.

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

Unfortunately, I have yet another fatal crash to report on for the month. On September 24, 2022, at approximately 1314 hours a 2020 Subaru Outback was traveling southeast on I-76 portion of the Ohio Turnpike at milepost 233.4 in Mahoning County. The driver of the Subaru lost control and drove off the left side of the roadway and across the grass median into westbound traffic and struck the left rear tires of a tractor trailer on a commercial vehicle. The driver of the Subaru was pronounced deceased at the scene of the crash. Her passenger and daughter suffered minor injuries and the driver of the commercial vehicle also suffered minor injuries.

On Sunday September 18, 2022, at approximately 1302 hours, Trooper Lash along with other units from the Milan Post were dispatched to an assault that was taking place on the Ohio Turnpike. The vehicle in question pulled over partially still in the roadway near milepost 113. Both occupants left the vehicle and began to walk away from it. Trooper Lash was able to locate one of the occupants walking down a hillside to get to a roadway below. He made contact with the male and while walking him back up to the Turnpike, the male began to become uncooperative. The suspect grabbed a handful of rocks and took an aggressive stance towards Trooper Lash and failed to comply with any of his orders. Trooper Lash deployed his taser effectively and the suspect was taken into custody without any further incident. He was transported to a local hospital where he was cleared then incarcerated at the Erie County Jail.

This slide shows our favorite Pilot, Trooper Brian Dale. He did a PSA with us a couple of years ago. He works with us primarily on the Turnpike. He really concentrates on the Milan and Swanton Posts. What I wanted to do was talk about some of the year-to-date totals we have from aviation enforcement. Again, this is year-to-date, so the first three quarters of the year, we've written 564 enforcements and 508 of those were 90+ miles per hour. The really alarming number is the one next to it, the 151 enforcements were 100+ miles per hour. Just crazy speeds. We do

what we can to stop this stuff, we practice high visibility enforcement, we are out there on the roadways, you see us in the crossovers shooting lasers and stuff like that, but these extremely high speeds that I keep reporting, we are able to get those with the assistance of aviation. Interestingly enough, on Saturday, Trooper Dale sent me a text and said, “hey really good day today.” He had worked with the Milan units for two hours and as you know that is in the Cedar Point area. There is quite a bit of traffic going to Cedar Point for HalloWeekends and in the two hours they had written like 21 or 24 tickets, but the alarming thing was 14 of those were 100+ miles per hour, with a top speed of 125 miles per hour. So, again we are going to continue to do everything we can. That plane is really useful for us up here to get those extremely aggressive speeds. At the end of the year, we will update our totals and I will report back again what we did with aviation. Unfortunately, we call aviation a lot but they are so busy around the state with other calls that take priority over speed enforcement, but we will continue to do everything we can to get them up here to help us with those.

Lastly, I wanted to thank Representative Ghanbari, who is not here, but I will thank him anyway, he has come out to two different crash scenes and he as gotten some really nice aerial photos us that we add to our reports. So, he is utilizing that drone. Again, to thank him because those aerial photos are nice, big pictures with the whole scene, where our pictures from the ground you just kind of capture different spots. So, it is helpful and useful with our investigations.

Any questions?

Chairman: Any questions or comments? Does the Ohio State Highway Patrol have a drone?

Staff Lieutenant Reeder: We do and what we are trying to do and it is slow because they are trying to buy U.S. made drones. We are really looking forward to using them for the mapping and crash scenes, especially up here on the Ohio Turnpike. They have found that they have been very useful, but again it is a slow movement because they want to buy U.S. made products.

Chairman: Thank you very much. We appreciate your good work and pass that on to your men and women. Anything other questions or comments?

The next meeting of the Ohio Turnpike and Infrastructure Commission will be held on November 21, 2022, at 10:00 a.m. here at the Commission’s Administration Building located in Berea, Ohio.

If there is no further business, I will accept a motion to adjourn the 701st Commission Meeting.

MOTION: A motion to adjourn the 701st Commission Meeting is made by Secretary-Treasurer Barber, seconded by Mr. Pakush, and unanimously approved by all Commission Members present.

Time of adjournment: 10:44 a.m.

Attendees for Record Keeping Purposes:

Commission Members: Chairman Jerry Hruby; Vice Chairman Tim Paradiso; Secretary-Treasurer Sandra Barber; Commission Member Guy Coviello; Commission Member Myron Pakush; Office of Budget and Management Representative James Kennedy; and Senator Bill Reineke.

Other Attendees: Hamid Homae, TBD Advisors; Maureen Shildwachter, Huntington; Jon Lorincz, AECOM; Art Rometo, GAI Consultants; Jacob Siesel, IUOE Local 18; Adam Adamczyk, Arcadis; Michael Burgess, Prime AE; and Bethany Pugh, PFM;

Ohio Turnpike and Infrastructure Commission Personnel: Ferzan M. Ahmed, P.E., Ohio Turnpike; Staff Lieutenant Richard Reeder, Ohio State Highway Patrol; Jennifer Monty Rieker, Ohio Turnpike; Heather Veljkovic, Ohio Turnpike; Chris Matta, Ohio Turnpike; Jayne Ferreira, Ohio Turnpike; Jennifer Diaz, Ohio Turnpike; Aimee Lane, Ohio Turnpike; Sue Coleman, Ohio Turnpike; Lisa Mejac, Ohio Turnpike; Matt Cole, Ohio Turnpike; Chriss Pogorelc, Ohio Turnpike; Chuck Cyril, Ohio Turnpike; Valerie Reed, Ohio Turnpike; Jackie Dohoda Herberger, Ohio Turnpike; Lisa Drozdowski, Ohio Turnpike; Joseph Mannion, Ohio Turnpike; Daniel Rodriguez, Ohio Turnpike; Joseph Gardner, Ohio Turnpike; David Miller, Ohio Turnpike; and Adam Greenslade, Ohio Turnpike.

EXHIBITS

- Resolution No. 75-2022 – Resolution Honoring the Distinguished Service of Pamela McCormick
- Resolution No. 76-2022 – Resolution Authorizing the Purchase of Meltdown Apex-C from EnviroTech Services, Inc. Under the ODOT Cooperative Purchasing Program in the Total Estimated Amount of \$590,000.00
- Resolution No. 77-2022 – Resolution Authorizing Stantec Consulting Services, Inc. to Perform Toll Collection System Project Management Services – Task 7 – Year 4 On-Site Services Under Project No. 71-19-10 in the Increased Not-To-Exceed Amount of \$4,121,500.00
- Resolution No. 78-2022 – Resolution Approving the Selection of Any Domestic Work, Inc. to Perform Cleaning Services at Certain Toll Plazas and Ohio State Highway Patrol Post 90 in the Total Estimated Amount of \$280,830.00
-

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Honoring the Distinguished Service of Pamela McCormick

WHEREAS, on November 27, 1977, Pamela McCormick began her service with the Ohio Turnpike and Infrastructure Commission (“Commission”) as a Full-Time Toll Collector; and

WHEREAS, Mrs. McCormick has been a highly regarded employee whose time with the Commission has served Ohio Turnpike motorists well; and

WHEREAS, the Commission wishes to formally acknowledge Mrs. McCormick’s distinguished service to the Commission and the traveling public; and

WHEREAS, the members and staff of the Commission wish to give formal and public recognition for the honorable, exceptionally dedicated, and effective service of Pamela McCormick.

NOW, THEREFORE, BE IT

RESOLVED, that the Ohio Turnpike and Infrastructure Commission hereby acknowledges and expresses its gratitude to Mrs. McCormick for her forty-four years and ten months of dedicated service, and the Commission also considers that the people of the State of Ohio have been fortunate in receiving the unselfish services that she rendered; and

FURTHER RESOLVED, that the Commission extends its best wishes to Mrs. McCormick, her family, and desires that Mrs. McCormick have much success and well-being in all matters and activities that she shall undertake in the future; and

FURTHER RESOLVED, that the Assistant Secretary-Treasurer be, and hereby he is, directed to send a certified copy of this Resolution to Mrs. McCormick.

(Resolution No. 75-2022 adopted October 17, 2022)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing the Purchase of Meltdown Apex-C from EnviroTech Services, Inc. Under the ODOT Cooperative Purchasing Program in the Total Estimated Amount of \$590,000.00

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

WHEREAS, the Chief Engineer, Maintenance Operations Engineer and Staff Engineer have determined that the purchase of liquid deicer is necessary for snow and ice removal during the 2022-2023 winter season; and

WHEREAS, the Chief Engineer, Maintenance Operations Engineer and Staff Engineer have recommended that Meltdown Apex-C provides excellent melting performance at lower temperatures and have further recommended purchasing the liquid deicer for delivery to all maintenance sections in loads of 4,000 to 4,300 gallons per load, totaling an accumulated 428,000 gallons, at the following locations and unit prices:

Kunkle, Swanton, T.P. 59, Elmore, River Road - at \$1.32 per gallon;

Castalia, Humm Road, Amherst - at \$1.33 per gallon;

Boston, T.P. 187, Hiram, T.P. 218, Canfield - at \$1.41 per gallon;

T.P. 161 - at \$1.32 per gallon; and

WHEREAS, Meltdown Apex-C is available through the ODOT Cooperative Purchasing Program under ODOT Contract Number 124-23 from EnviroTech Services, Inc., of Greeley, Colorado, as described in the pricing dated August 8, 2022, and listed above, for the total estimated cost of \$590,000.00; and

WHEREAS, the Chief Engineer, Maintenance Operations Engineer and Staff Engineer recommend that the Commission purchase the Meltdown Apex-C from EnviroTech Services, Inc. under the ODOT Cooperative Purchasing Program, which recommendation the Executive Director has reviewed and approved; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission’s Code of Bylaws because the expenditure required to purchase Meltdown Apex-C exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendation and approval.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the purchase of Meltdown Apex-C from EnviroTech Services, Inc., through the ODOT Cooperative Purchasing Program under ODOT Contract Number 124-23, as described in the pricing dated August 8, 2022, in the total estimated amount of \$590,000.00, is approved and the Department of Contracts Administration is authorized and directed to issue a purchase order for this purpose.

(Resolution No. 76-2022 adopted October 17, 2022)

TCS MODERNIZATION PROJECT

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing Stantec Consulting Services, Inc. to Perform Toll Collection System Project Management Services – Task 7 – Year 4 On-Site Services Under Project No. 71-19-10 in the Increased Not-To-Exceed Amount of \$4,121,500.00

WHEREAS, the Commission selected Stantec Consulting Services, Inc. (“Stantec”) to perform project management services for the Toll Collection System Modernization (the “TCS Project”), designated as Project No. 71-19-10, pursuant to the adopted resolutions, on the dates noted and for the scope of work identified below:

SERVICES/FEES APPROVED TO DATE

RESOLUTION	DATE ADOPTED	SCOPE OF SERVICES	AMOUNT
48-2019	October 21, 2019	Task 1 and Task 2 services, including Task 2 Modification for legal research/tasks on various TCS/CSC topics	\$500,000.00
38-2020	May 18, 2020	Task 3 services, including oversight of the development, implementation, testing, installation and integration of the TCS Project over a 3 year period	\$1,955,000.00
65-2020	October 19, 2020	Task 4 – Year 2 Onsite Services	\$322,500.00
36-2021	June 21, 2021	Task 5 – support services for integration of the TCS with the Customer Service Center (“CSC”) and Unpaid Toll Processing system	\$749,000.00
60-2021	October 5, 2021	Task 6 – on-site project management services for the TCS Project	\$280,000.00
		TOTAL AMOUNT TO DATE:	\$3,806,500.00

PROPOSED SERVICES/FEES

RESOLUTION	DATE ADOPTED	SCOPE OF SERVICES	AMOUNT
<i>Proposed</i>	<i>Proposed</i>	Task 7 – extension of on-site project management services for TCS Project	\$315,000.00
		TOTAL AMOUNT WITH TASK 7:	\$4,121,500.00

WHEREAS, the Chief Engineer and Director of Audit and Internal Control determined that the next phase of services for the Project is Task 7; and

WHEREAS, Stantec has submitted a fee proposal dated October 5, 2022, to provide for the extension of project management services on-site at the Commission’s headquarters for the TCS Project (“Task 7 Services”) for the period of November 1, 2022, through October 31, 2023, in the not-to-exceed amount of \$315,000.00, which amount the Chief Engineer and Director of Audit and Internal Control have deemed to be reasonable and necessary; and

WHEREAS, the amount set forth in the fee proposal from Stantec, dated October 5, 2022, to perform the Task 7 Services will increase the contract by an amount that exceeds the Executive

Director's contracting authority under Article V, Section 1.00 of the Commission's Code of Bylaws, and Commission approval is necessary to authorize the Executive Director to issue an assignment letter to Stantec for Task 7 Services incorporating the Task 7 scope of services and approved fee proposals; and

WHEREAS, the Chief Engineer and Director of Audit and Internal Control recommend, and the Executive Director has reviewed the recommendation submitted by the Chief Engineer and Director of Audit and Internal Control and approves the recommendation to authorize Stantec to perform Task 7 under Project No. 71-19-10; and

WHEREAS, the Commission has duly considered such recommendation.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the proposal from Stantec dated October 5, 2022 to perform Task 7, specifically the services described in the recitals, under Project No. 71-19-10 in the not-to-exceed amount of \$315,000.00 is approved, and the Executive Director is authorized to issue an assignment letter to Stantec to perform such project management services in accordance with the terms and conditions of the existing Agreement and Stantec's fee proposal dated October 5, 2021, resulting in the aggregate not-to-exceed amount of \$4,121,500.00 for Tasks 1, 2, 3, 4, 5, 6 and 7.

(Resolution No. 77-2022 adopted October 17, 2022)

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Approving the Selection of Any Domestic Work, Inc. to Perform Cleaning Services at Certain Toll Plazas and Ohio State Highway Patrol Post 90 in the Total Estimated Amount of \$280,830.00

WHEREAS, pursuant to Resolution No. 73-2019, adopted December 16, 2019, the Ohio Turnpike and Infrastructure Commission (“Commission”) approved the selection of A.P. Cleaning Company, LLC under Bid Invitation No. 4354 to perform cleaning services at certain Toll Plazas and Ohio State Highway Patrol Posts, specifically Interchanges 110 through 173 and the Milan Patrol Post 90 for an initial term of one year, commencing January 1, 2020, with the option to renew for two possible on-year renewal terms; and

WHEREAS, the Commission and A.P. Cleaning Company, LLC amicably agreed to terminate A.P. Cleaning Company LLC’s contract earlier this year and the Commission entered into temporary contracts with two companies to perform the required services until new contracts could be awarded through a new Bid Invitation; and

WHEREAS, the Commission duly advertised for bids under Invitation No. 4420 for the furnishing of all services and materials for cleaning certain Commission Toll Plazas and Ohio State Highway Patrol Posts for an initial term including the remainder of 2022 and 2023, with the option to renew for two possible one-year renewal terms; and

WHEREAS, the Commission received one bid in response to perform cleaning services at certain Toll Plazas and Ohio State Highway Patrol Posts, specifically Interchanges 110 through 173 and the Milan Patrol Post 90 from Any Domestic Work, Inc. (“ADW”), of Parma, Ohio; and

WHEREAS, the Eastern District Toll Supervisor and the Western District Toll Supervisor have reported that the following company submitted the lowest responsive and responsible bid as follows:

<u>Company</u>	<u>Monthly Fee</u>	<u>Hourly Rate*</u>
Any Domestic Work, Inc.	\$7,215.00	\$18.00

Total Award \$280,830.00

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

WHEREAS, the estimated cost of the Contract for the remainder of 2022 is \$14,430.00; and the cost for each 1-year option to renew is \$88,800.00; the combined cost over a possible three-plus year term is \$280,830.00, subject to possible adjustments as provided for in the Bid Invitation and form contract; and

WHEREAS, the Director of Contracts Administration has determined that all bids were solicited on the basis of the same terms, conditions and specifications, and that ADW complied

with the requirements of Section 5537.07 and 9.312 of the Ohio Revised Code, and submitted a performance bond with good and sufficient surety; and

WHEREAS, the Office of Equity and Inclusion Manager has determined that ADW with respect to its bid for services has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the contracts and that 5% SBE participation will be performed by Pristine Chemical LLC, a Commission certified vendor; and

WHEREAS, the Executive Director has reviewed the bid award recommendation of the Eastern District Toll Supervisor and the Western District Toll Supervisor and recommends that a Contract be awarded to ADW as the lowest responsive and responsible bidder for under Invitation No. 4420; and

WHEREAS, expenditures by the Commission under Invitation No. 4420 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 Contract to ADW; and

WHEREAS, the Commission has duly considered such recommendation.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid received under Invitation No. 4420 from Any Domestic Work, Inc. of Parma, Ohio, is approved as the lowest responsive and responsible bids received to perform cleaning services at certain Toll Plazas and Ohio State Highway Patrol Posts, specifically Interchanges 110 through 173 and the Milan Patrol Post 90, and that the Executive Director is authorized to enter into a contract on the basis of said bid for an initial term including the remainder of 2022 and 2023, with the option to renew for two possible one-year renewal terms, at the estimated cost of \$14,430.00 for the remainder of 2022, and the estimated cost for each 1-year renewal term of \$88,800.00 for an estimated total amount of \$280,830.00 for the entire contract term, subject to possible rate adjustments as provided for under Invitation No. 4420 and the form contract.

(Resolution No. 78-2022 adopted October 17, 2022)