

**MINUTES OF THE 708th OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
MAY 15, 2023**

This regular meeting of the Ohio Turnpike and Infrastructure Commission was **CALLED TO ORDER** on May 15, 2023, at 10:00 a.m., located at 682 Prospect Street, Berea, Ohio 44017.

Following the **PLEDGE OF ALLEGIANCE**, members of the Ohio Turnpike and Infrastructure Commission answered to **ROLL CALL** as follows:

ROLL CALL:

Members Present:

- Chairman, Jerry N. Hruby;
- Vice Chairman, Timothy J. Paradiso;
- Secretary-Treasurer, Sandra K. Barber;
- Commission Member, Guy C. Coviello;
- Ohio Department of Transportation (ODOT) Member Ex-Officio, through its director's designee, Myron Pakush;
- Office of Budget and Management Member (OBM) Ex-Officio, through its director's designee, Michael Babin; and
- Senator Bill Reineke.

Members Excused:

- Ohio House Member Haraz N. Ghanbari

Ohio Turnpike and Infrastructure Commission Employees Present:

- Assistant Secretary-Treasurer and Executive Director, Ferzan M. Ahmed, P.E.;
- Chief Engineer, Chris Matta;
- Interim Director of Administration, Lisa Zamiska;
- General Counsel, Jennifer Monty Rieker;
- Chief Financial Officer, Lisa M. Mejac;
- Director of Audit and Internal Control, David Miller;
- Director of Toll Operations, Laurie Davis;
- OEI Contracts Coordinator, Stacey Verespe;
- Toll Collections System Manager, Brian Kelley;
- Deputy General Counsel, Heather A. Veljkovic;
- Director of Contracts Administration, Aimee W. Lane;
- Comptroller, Joseph Gardner;
- Chief Information Officer, Chriss Pogorelc;
- Western Division Service Plaza Manager, Stefan Kondelka;
- Construction Engineer, Anne Powell;

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- Design and Planning Engineer, Daniel Rodriguez;
- Paralegal, Suzanne Coleman;
- Interim Director of Marketing and Communications, Chuck Cyrill;
- Chief Inspector, Joseph Mannion;
- Legal Administrative Assistant, Jennifer Diaz;
- Maintenance Operations Engineer, Bryan Emery;
- Construction Contract Auditor, Kevin Kalal;
- Bridge Engineer, Ginger Cox;
- Director of Service Plaza Operations, Andrew Herberger;
- Assistant Comptroller, Jacquelyn Dohoda-Herberger;
- Ohio State Highway Patrol Staff Lieutenant, Richard Reeder;
- Patrol Secretary, Kristin Obermeyer; and
- Marketing and Communications Specialist I, Zakk Sheehan.

Others Present:

- Michael Burgess, Consultant;
- Camille Silvi, AECOM;
- Iris McClish, BBC Research;
- Mike Woodring, AECOM;
- Andrew Domenelli, NWOSS;
- Greg Vanik, NWOSS;
- Maureen Shildwachter, Huntington;
- Hamid Homae, TBD Advising;
- Mary Coldram, Cosmos Technologies;
- Kevin Westover, Huntington; and
- Todd Cooper, Hill International.

MINUTES OF THE APRIL 17, 2023 REGULAR COMMISSION MEETING:

Motion: Commission Member Coviello

Seconded: Secretary-Treasurer Barber

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None

MINUTES ADOPTED: 5-AYES, 0-NAYS.

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REPORTS:

- Report of the Secretary-Treasurer, Sandra K. Barber.

ADMINISTRATIVE REPORTS:

- Executive Director, Ferzan M. Ahmed, P.E.

Executive Director Ahmed reported recognized Administrative Assistants' Day Public Service Recognition Week, and Light Ohio Blue Week. Additionally Executive Director Ahmed advised the Commission on Project Dawn, through which the Ohio Turnpike and Infrastructure Commission is providing access to lifesaving naloxone nasal spray at all 14 service plazas across the 241-mile toll road. Naloxone, also known by its brand name Narcan, is a medication that can reverse an overdose caused by opioid drugs, such as heroin, illicit fentanyl, and prescription pain medications. Executive Director Ahmed also provided an update on the TCS project and discussed an emergency engineering project due to a joint failure. Finally, Executive Director Ahmed recognized new hire Kevin Kalach (Engineering) and retirees, Ray Downing and Gina Hospson (both in Toll Operations).

RESOLUTION:

Resolution Reauthorizing the Ohio Turnpike and Infrastructure Commission's Business Inclusion Program for a Six Year Period.

Motion to Table Resolution: Chairman Hruby

Second: Secretary-Treasurer Barber

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION WAS TABLED: 5-AYES, 0-NAYS.

Iris McClish of BBC Research and Consulting presented about proposed changes to the Commission's SBE program. Chairman Hruby asked questions regarding the cost of the consultant. Vice-Chairman Paradiso asked whether the addition of a sheltered market would result in the Commission paying more money for construction projects. He also questioned the impact on other vendors. Commission Member Barber asked whether there is a state certifying agency for the various designations, while Chairman Hruby asked if other state agencies have similar programs. Based on the numerous questions, there was discussion about tabling the resolution.

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CHIEF ENGINEER'S REPORT

RESOLUTION:

Resolution Authorizing a Modification to the Contract with Prime AE Group, Inc. for Architectural and Engineering Services During Construction for Project Nos. 58-21-01, 58-21-02 and 58-22-01 for an Aggregate Not-to-Exceed Amount of \$823,415.33.

Motion: ODOT Member Ex-Officio, through its director's designee Pakush
Seconded: Commission Member Coviello

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 5-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 42-2023](#)

RESOLUTION:

Resolution Approving the Selection of Alan Stone Co., Inc. for Project No. 70-23-01 for the Total Amount of \$1,432,180.10.

Motion: Secretary-Treasurer Barber
Seconded: Vice Chairman Paradiso

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 5-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 43-2023](#)

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RESOLUTION:

Resolution Approving the Selection of The Aero-Mark Company, LLC to Furnish and Apply Retro-Reflective Pavement Markings Under Project No. 46-2023 for the Total Amount of \$1,276,000.00.

Motion: ODOT Member Ex-Officio, through its director's designee Pakush
Seconded: Commission Member Coviello

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 5-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 44-2023](#)

RESOLUTION:

Resolution Approving the Selection of Hill International, Inc. for Program Management Services for the Pavement Replacement Program Under Project No. 71-23-01 in the Not-To-Exceed Amount of \$1,455,988.00.

Motion: Commission Member Coviello
Seconded: Secretary-Treasurer Barber

Mr. Pakush asked if Hill International, Inc. serves as the Owners' Representative for the Commission, will they or any of its sub consultants be eligible on the future design build projects. Commission Member Coviello asked how many miles will need to be replaced and the last time of replacement. Daniel Rodriguez, Design and Planning Engineer responded that these are the original concrete bases.

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 5-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 45-2023](#)

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REPORT OF THE DIRECTOR OF SERVICE PLAZA OPERATIONS

RESOLUTION:

Resolution Approving the Selection of Innovative Vending Solutions, LLC for Massage Chair Concession Operations at the Commission's 14 Service Plazas.

Motion: Secretary-Treasurer Barber

Seconded: Vice Chairman Paradiso

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 5-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 46-2023](#)

REPORT OF CHIEF INFORMATION OFFICER

RESOLUTION:

Resolution Authorizing the Purchase of a Maintenance Building Camera System from Northwestern Ohio Security Systems Inc. in the Total Amount of \$460,084.13.

Motion: Vice Chairman Paradiso

Seconded: Commission Member Coviello

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 5-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 47-2023](#)

REPORT OF CHIEF FINANCIAL OFFICER

- 2023 Traffic and Revenue
- Reports reviewed and submitted (attached)

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REPORT OF THE GENERAL COUNSEL

RESOLUTION:

Resolution Authorizing the Execution of a Service Level Agreement with the Attorney General of Ohio, Collections Enforcement Section

Motion: Chairman Hruby

Seconded: ODOT Member Ex-Officio, through its director's designee Pakush

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

RESOLUTION ADOPTED: 5-AYES, 0-NAYS.

RESOLUTION NO.: [Resolution No. 48-2023](#)

REPORT OF OHIO STATE HIGHWAY PATROL

Staff Lieutenant Reeder provided an update on a traffic stop where a probable cause search of the vehicle revealed a small amount of marijuana, numerous money orders, cash app cards, SD cards, two fraudulent identifications, Venmo information for subjects not in the vehicle, two laptops, nine cell phones and five fraudulent/stolen credit cards. The six suspects, all from the Washington D.C. area, were transported to the Swanton Post for further investigation; however, they refused to cooperate. The suspects were released pending further investigation and direct indictment.

Additionally, Staff Lieutenant Reeder reported on a traffic stop where an odor of marijuana was detected coming from the vehicle, the driver and only occupant was requested out of the vehicle for further investigation. The driver, from Montgomery, New York claimed ownership of it and was given a summons to appear in court after the evidence was processed by the OSHP crime lab.

Finally, Staff Lieutenant Reeder reported that Sgt. Chris Fitzgerald of the Swanton Post and Trooper Cindy Wilt of the Milan Post responded to the Wyandot Service Plaza for a report of a young female child that was located in the restroom alone by another patron. The child was then reunited with her family.

COMMENTS:

Chairman Hruby: The next Meeting shall be held on Tuesday, June 20, 2023, at 10:00 a.m., here at the Commission's Administration Building located in Berea, Ohio.

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If there is no further business, I will accept a motion to adjourn the 708th Commission Meeting.

Motion: Secretary-Treasurer Barber

Seconded: Chairman Hruby

Ayes: Chairman Hruby, Vice Chairman Paradiso, Secretary-Treasurer Barber, Commission Member Coviello, and ODOT Member Ex-Officio, through its director's designee Pakush.

Nays: None.

MOTION CARRIED: 5-AYES, 0-NAYS

MEETING ADJOURNED: 11:52 a.m.

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EXHIBITS

- Resolution No. 42-2023 – Resolution Authorizing a Modification to the Contract with Prime AE Group, Inc. for Architectural and Engineering Services During Construction for Project Nos. 58-21-01, 58-21-02 and 58-22-01 for an Aggregate Not-to-Exceed Amount of \$823,415.33.
- Resolution No. 43-2023 – Resolution Approving the Selection of Alan Stone Co., Inc. for Project No. 70-23-01 for the Total Amount of \$1,432,180.10.
- Resolution No. 44-2023 – Resolution Approving the Selection of The Aero-Mark Company, LLC to Furnish and Apply Retro-Reflective Pavement Markings Under Project No. 46-2023 for the Total Amount of \$1,276,000.00.
- Resolution No. 45-2023 – Resolution Approving the Selection of Hill International, Inc. for Program Management Services for the Pavement Replacement Program Under Project No. 71-23-01 in the Not-To-Exceed Amount of \$1,455,988.00.
- Resolution No. 46-2023 – Resolution Approving the Selection of Innovative Vending Solutions, LLC for Massage Chair Concession Operations at the Commission’s 14 Service Plazas.
- Resolution No. 47-2023 – Resolution Authorizing the Purchase of a Maintenance Building Camera System from Northwestern Ohio Security Systems Inc. in the Total Amount of \$460,084.13.
- Resolution No. 48-2023 – Resolution Authorizing the Execution of a Service Level Agreement with the Attorney General of Ohio, Collections Enforcement Section.
- April 2023 Traffic and Revenue Report

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TCS MODERNIZATION PROJECT

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**Resolution Authorizing a Modification to the Contract with Prime AE Group, Inc. for
Architectural and Engineering Services During Construction for Project Nos. 58-21-01, 58-
21-02 and 58-22-01 for an Aggregate Not-to-Exceed Amount of \$823,415.33**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) selected Prime AE Group, Inc. (“Prime”), to perform architectural and engineering services during construction for the following projects: (1) Project No. 58-21-01 - Mainline Toll Plaza Facility, Utility Buildings, Toll Booths & Canopies; Milepost 4, located in Williams County, Ohio; (2) Project No. 58-21-02 - Mainline Toll Plaza Facility; Utility Buildings, Toll Booths & Canopies; Milepost 211, located in Trumbull County, Ohio; and (3) Project No. 58-22-01 - Mainline Toll Plaza Renovation; Utility Building, Toll Booths & Canopy; Milepost 239, located in Mahoning County, Ohio, pursuant to Resolution No. 59-2021 adopted October 18, 2021, and for the scope of work identified below:

SERVICES/FEEES APPROVED TO DATE

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	AMOUNT
Original Contract	Architectural/Engineering Services During Construction for Project No. 58-21-01	October 5, 2021	Resolution No. 59-2021	\$316,483.08
Original Contract	Architectural/Engineering Services During Construction for Project No. 58-21-02	October 5, 2021	Resolution No. 59-2021	\$330,427.14

TOTAL AMOUNT TO DATE: \$646,910.22

PROPOSED SERVICES/FEEES

CONTRACT	SERVICES	FEE PROPOSAL	APPROVAL	AMOUNT
<i>First Modification</i>	Architectural/Engineering Services During Construction for Project No. 58-22-01	April 24, 2023	<i>Proposed</i>	\$176,505.11

TOTAL AMOUNT WITH MODIFICATION: \$823,415.33

WHEREAS, the parties entered into a Contract for Professional Services for a Construction Project for Project Nos. 58-21-01, 58-21-02 and 58-22-01 (the “Contract”), dated November 3, 2021; and

WHEREAS, the parties contemplated modifying the Contract at such time as Architectural and Engineering Services During Construction would be needed for Project No. 58-22-01; and

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WHEREAS, Prime submitted a revised fee proposal dated April 24, 2023, in the amount of \$176,505.11 to perform the Architectural and Engineering Services During Construction for Project No. 58-22-01 which fee proposal the Chief Engineer deemed reasonable and necessary; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Engineer and approves the recommendation to authorize Prime to perform the additional services under Project No. 58-22-01; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission's Code of Bylaws because the proposed Contract modification exceeds the greater of \$150,000 or 10% of the original contract amount; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the proposal from Prime AE Group, Inc. dated April 24, 2023 to perform the Architectural and Engineering Services During Construction, specifically described in the recitals, under Project No. 58-22-01 in the amount of \$176,505.11 is accepted and approved, and the Executive Director is authorized to amend the Contract with Prime AE Group, Inc. to perform such additional services in accordance with the terms and conditions of the existing Contract and Prime AE Group, Inc.'s revised fee proposal dated April 24, 2023, in the aggregate not-to-exceed amount of \$823,415.33.

(Resolution No. 42-2023 adopted May 15, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of Alan Stone Co., Inc. for
Project No. 70-23-01 for the Total Amount of \$1,432,180.10**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published a notice in accordance with law to advertise an invitation to bid on a contract for Eastbound Slope Repair at Milepost 63.6 in Perrysburg Township, Wood County, Ohio, and designated as Project No. 70-23-01 (hereinafter the “Project”); and

WHEREAS, the Commission received two (2) bids to perform the Contractor’s obligations on the Project, as follows:

	Alan Stone Co., Inc.	Suburban Maintenance & Construction, Inc.
Bid Amount	\$1,432,180.10	\$1,796,125.50

WHEREAS, both bids were in excess of ten percent (10%) above the Engineer’s estimate and, pursuant to Article V of the Instructions to Bidders, the Commission may convene a Construction Contracts Award Committee (“CCAC”) to determine if the bid prices are within reasonable conformance with the Engineer’s estimate and a bid price may be accepted by the Commission upon a recommendation by the Committee; and

WHEREAS, the CCAC met on April 21, 2023, and after considering the Commission consultant’s evaluation memorandum, information provided by the Commission’s Engineering staff, the CCAC determined that the apparent low bid submitted by Alan Stone Co., Inc., of Vincent, Ohio, should be accepted for the reasons set forth in the CCAC memo dated April 25, 2023, which is before the Commission and summarized below:

- The Project was advertised on March 27, 2023, and the Commission received two bids;
- The range of bids submitted was \$1,432,180.10 to \$1,796,625.50. This represents a 25.4% (\$364,445.40) difference between the bidders submitted pricing;
- A delay in the award of this Project would likely negatively impact the completion timeframe of the project. Rebidding the project would result in the project not being awarded until the August 21, 2023, Commission Meeting, which would make the contract execution in the early-September 2023 timeframe. This would result in work being pushed to the 2024 season. The Commission would possibly incur increased labor and material costs for the 2024 work. Due to the condition of the slope and the effect on the stability of the roadway pavement, it is imperative this work be completed this year;
- The items with the largest disparities were Mobilization and Maintenance of Traffic. The Engineer’s estimate for Mobilization and Maintenance of Traffic, lump sum items, was \$20,000.00 and \$50,000.00, respectively. Alan Stone Co.,

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Inc.'s bid was \$75,000.00 and \$200,000.00, respectively. The Maintenance of Traffic estimate did not account for setting portable concrete barrier, and the Mobilization of Traffic estimate was too low for the scale of this Project;

- No items can be removed from the scope and still accomplish the intent and requirements of the Project and the pricing and availability of construction labor and materials is not expected to decrease in the foreseeable future;
- Changing the contract period would not benefit the pricing received for the Project or the schedule;
- Awarding this Project to Alan Stone Co., Inc. will not adversely affect the Commission's Capital Program or financial condition;
- The bidder has committed to exceed the SBE goal for the Project; and
- The apparent low bid appears balanced and the bidder's references gave favorable recommendations; and
- The bidder appears to have the capacity to perform the Project.

WHEREAS, the CCAC reports that Alan Stone Co., Inc. submitted the apparent low bid on the Project in the total bid amount of \$1,432,180.10 which it recommends the Commission accept and approve authorization for the Executive Director to award; and

WHEREAS, the Director of Contracts Administration determined that bids for the Project were solicited on the basis of the same terms and conditions and the same specifications, that selecting the bid of Alan Stone Co., Inc. conforms to the requirements of Ohio Revised Code Sections 153.54, 5537.07 and 9.312, and Alan Stone Co., Inc. submitted a performance bond with good and sufficient surety; and

WHEREAS, the Office of Equity and Inclusion has found that Alan Stone Co., Inc. has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 10.65% which exceeds the 5% SBE participation goal for the Project; and

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

WHEREAS, the CCAC recommends the Commission select Alan Stone Co., Inc. as the lowest responsive and responsible bidder for the Project; and

WHEREAS, the Commission's Executive Director concurs with the CCAC's recommendation that the Commission approve the award of the Project to Alan Stone Co., Inc. as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

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RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid of Alan Stone Co., Inc. for Project No. 70-23-01, in the amount of \$1,432,180.10 is approved as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a contract based on said bid.

(Resolution No. 43-2023 adopted May 15, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of The Aero-Mark Company, LLC to Furnish and
Apply Retro-Reflective Pavement Markings Under Project No. 46-2023 for the Total
Amount of \$1,276,000.00**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice, in accordance with law, advertising an Invitation for Bids upon a Contract to furnish and apply Retro-Reflective Pavement Markings on the Ohio Turnpike Mainline Roadway and Interchange Ramps from Milepost 0.0 to 241.2, designated as Project No. 46-2023 (the “Project”); and

WHEREAS, the Commission received two bids to perform the obligations of the Contractor for the Project, and the Commission’s Chief Engineer has reviewed and analyzed the bids received, which report on the review and analysis was presented for the Commission’s consideration; and

WHEREAS, the Chief Engineer reports that The Aero-Mark Company, LLC, of Streetsboro, Ohio, submitted the lowest responsive and responsible bid to perform the Contractor’s obligations under Project No. 46-2023 in the amount of \$1,276,000.00, which bid he recommends be accepted by the Commission; and

WHEREAS, the Director of Contracts Administration advises that bids for Project No. 46-2023 were solicited on the basis of the same terms, conditions and specifications, that the bid of The Aero-Mark Company, LLC for Project No. 46-2023 conforms to the requirements of Ohio Revised Code Sections 5537.07, 9.312, and 153.54 and that a performance bond with good and sufficient surety has been submitted by The Aero-Mark Company, LLC; and

WHEREAS, the Office of Equity and Inclusion waived the program requirements due to a lack of subcontracting opportunities and the availability of certified firms; and

WHEREAS, Commission action is necessary to approve the contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because expenditures under the contract for Project No. 46-2023 will exceed \$150,000.00; and

WHEREAS, the Executive Director has reviewed the report of the Chief Engineer and concurs with the recommendation to award Project No. 46-2023 to The Aero-Mark Company, LLC as the lowest responsive and responsible bidder; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

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RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the bid of The Aero-Mark Company, LLC in the amount of \$1,276,000.00, to furnish and apply retro-reflective pavement markings on the Ohio Turnpike Mainline Roadway and Interchange Ramps under Project No. 46-2023, is selected as the lowest responsive and responsible bid received and the Executive Director is authorized to execute a contract on the basis of said bid.

(Resolution No. 44-2023 adopted May 15, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of Hill International, Inc. for Program Management
Services for the Pavement Replacement Program Under
Project No. 71-23-01 in the Not-To-Exceed Amount of \$1,455,988.00**

WHEREAS, on December 7, 2022, the Ohio Turnpike and Infrastructure Commission (“Commission”) issued Request for Letters of Interest No. 20-2022 seeking letters of interest for Program Management Services for the Pavement Replacement Program, designated as Project No. 71-23-01 (the “Project”); and

WHEREAS, the Pavement Replacement Program is a long-term program to complete pavement reconstruction of the entire turnpike, which has been implemented in consecutive stages, each running approximately 8-10 years:

- The most recent Pavement Replacement Program ran from 2013 to 2023.
- The individual pavement replacement projects under the Pavement Replacement Program involve the reconstruction of the Mainline Pavement at various locations along the Ohio Turnpike.
- Each project under the Pavement Replacement Program will encompass multi-lane sections of pavement that are approximately five (5) miles long in both the eastbound and westbound directions.
- The Commission’s objective under the Pavement Replacement Program is to continuously design, bid, and commence construction on at least two (2) pavement replacement projects per year, resulting in four (4) projects being under construction at any given time.
- The contract for Program Management Services will become effective upon execution and have a term of approximately eight (8) years, terminating on December 31, 2030, except that the consultant will be required to complete any Program Management Services on any pavement replacement construction project that has a completion date after December 31, 2030.

WHEREAS, on January 18, 2023, Letters of Interest were received from one (1) firm expressing its readiness to serve as the Commission’s engineering consultant for the Project; and

WHEREAS, on the basis of the proposal received, in accordance with the Commission’s Standard Operating Procedure for Professional Design Consultant Selection Process, the Engineering staff concluded that Hill International, Inc. (“Hill”), is qualified to perform the necessary services for the Project and conducted a Scope of Services meeting to confirm a mutual understanding of the Program Management Services for the Project consisting of General Program Management and Miscellaneous Tasks, Engineering and Design, Geotechnical, Construction Oversight and Scheduling (“Program Management Services”); and

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WHEREAS, Hill submitted a fee proposal dated April 26, 2023, to perform the Program Management Services for the years 2023 and 2024 in the not-to-exceed amount of \$1,455,988.00 which fee proposal the Chief Engineer deemed reasonable and appropriate, and recommends that the Commission approve the award of the contract to Hill based on its technical proposal for the Project; and

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

WHEREAS, the Office of Equity and Inclusion determined that Hill has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment of 15% which meets the SBE participation goal of 10% for the Project; and

WHEREAS, the Executive Director has reviewed the recommendation of the Chief Engineer and concurs that the Commission should approve the selection of Hill to perform Program Management Services for the Project; and

WHEREAS, this Resolution seeks authorization of Program Management Services in the not-to-exceed amount of \$1,455,988.00 for years 2023 and 2024, and Commission staff will modify the contract in accordance with the Commission's contracts policy to include additional services for future years at the time they are necessary for successful completion of the Project, including presenting a resolution to the Commission; and

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

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the selection of Hill International, Inc. is approved as the most qualified firm to perform the Program Management Services for the Pavement Replacement Program for Project No. 71-23-01, and that the Executive Director is authorized to execute a contract with Hill International, Inc. for Program Management Services in the not-to-exceed amount of \$1,455,988.00 and for a term commencing upon execution of the contract and terminating on December 31, 2030, except that Hill International, Inc. shall be required to complete any Program Management Services on any pavement replacement project with a completion date after December 31, 2030.

(Resolution No. 45-2023 adopted May 15, 2023)

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MAY 15, 2023**

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Approving the Selection of Innovative Vending Solutions, LLC
for Massage Chair Concession Operations at the Commission’s 14 Service Plazas**

WHEREAS, on February 13, 2023, in conformance with the requirements of Ohio Revised Code Section 5537.13, the Ohio Turnpike and Infrastructure Commission (“Commission”) published notice of its Request for Proposals (“RFP”) for Massage Chair Concession Operations at the Commission’s 14 Service Plazas; and

WHEREAS, on March 31, 2023, the Commission received two (2) Proposals for the operation of Massage Chair Concession Operations from Innovative Vending Solutions, LLC, an Ohio domestic limited liability company, and Smarte Carte Inc., of White Bear Lake, Minnesota; and

WHEREAS, an Evaluation Team consisting of staff from the Service Plaza Operations Department reviewed the technical proposal submitted and concluded that the best proposal in terms of branding, financial and operational capabilities was submitted by Innovating Vending Solutions, LLC and further indicated in the evaluation summary that Innovative Vending Solutions, LLC has significant experience, expertise and resources in operating Massage Chair Concession Operations; and

WHEREAS, the Revenue Sharing Proposals were then unsealed; and

WHEREAS, Innovative Vending Solutions, LLC submitted the best proposal in terms of service and price, with the overall Proposal summarized as follows:

WEIGHTED SCORING - PERCENTAGE BASED TECHNICAL PERFORMANCE INDEX					
Bidder	Weighted Tech Score	%	Revenue Proposal Score	Total Score	Rank
Smarte Carte	55.20	20.00%	16.0	71.2	
IVS	58.04	50.00%	40.0	98.0	*1

The Innovative Vending Solutions, LLC proposal provides for 50% revenue sharing for Massage Chair Concession; and

WHEREAS, the Commission’s Director of Contracts Administration has determined that the Innovative Vending Solutions, LLC proposal conforms to the requirements of Ohio Revised Code Sections 5537.07 and 5537.13, proposals were solicited on the basis of the same terms and conditions with respect to the respondents and potential respondents, and the Commission may legally accept said company’s proposal; and

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WHEREAS, the Office of Equity and Inclusion waived the program requirements for this contract due to a lack of subcontracting opportunities and the availability of certified firms; and

WHEREAS, the Executive Director has reviewed the recommendation of the Evaluation Team and, predicated upon their analysis, has made his recommendation to the Commission that Innovative Vending Solutions, LLC be awarded the contract for Massage Chair Concession Operations at the Commission's 14 Service Plazas; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, that the Proposal submitted by Innovative Vending Solutions, LLC, of Clayton, New Jersey, for the performance of Massage Chair Concession Operations at the Commission's 14 Service Plazas is hereby accepted as the best proposal in terms of service and price, and the Executive Director and/or General Counsel are directed to: 1) execute a contract with Innovative Vending Solutions, LLC for an initial term of three (3) years, 2) renew said contract for up to two (2) additional, two-year periods if determined by the Executive Director to be in the best interest of the Commission, and 3) take any and all action necessary to properly carry out the terms of said contract.

(Resolution No. 46-2023 adopted May 15, 2023)

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OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Authorizing the Purchase of a Maintenance Building Camera System from
Northwestern Ohio Security Systems Inc. in the Total Amount of \$460,084.13**

WHEREAS, the Executive Director of the Ohio Turnpike and Infrastructure Commission (“Commission”) is authorized to participate in state contracts through the Ohio Department of Administrative Services (“DAS”) Cooperative Purchasing Program, through which members may purchase supplies, services, equipment and other materials in accordance with Ohio Revised Code Section 125.04; and

WHEREAS, one of the Commission’s Guiding Principles is to Improve Safety; and

WHEREAS, in support of the Commission’s Key Objectives to Improve Safety and Enhance Security, the External Technologies Task Force (ETTF) recognized the need for improved monitoring of Commission Facilities using cameras and the Commission has previously approved the purchase of camera systems for the Services Plazas (Resolution No. 61-2021), the Hiram Maintenance Building (Resolution No. 61-2021), the 20 Tolloed Plazas between Mileposts 52 and 209 (Resolution No. 10-2022) , Toll Plazas 4, 49 and 211 (Resolution No. 66-2022) and the nine (9) future non-tolled plazas and Toll Plaza 239 (Resolution No. 83-2022); and

WHEREAS, in June of 2021, the ETTF decided to investigate a proof-of-concept camera system for the Maintenance Buildings and in conjunction with the Chief Engineer and Maintenance Operations Engineer, thirteen (13) key areas of camera coverage were identified and it was agreed to pursue a proof-of-concept camera system at the Hiram Maintenance Building; and

WHEREAS, pursuant to Resolution No. 61-2021, adopted October 16, 2021, the Commission approved the purchase of a proof-of-concept camera system for the Hiram Maintenance Building from Northwestern Ohio Security Systems, Inc. (NWOSS) of Lima, Ohio, under State of Ohio Master Maintenance Agreement No. 7635, in the amount of \$75,111.03, but due to a reduced scope, the actual cost was \$44,964.99 (\$41,955.23 for the initial proof-of-concept system and \$3,009.76 for two (2) additional cameras); and

WHEREAS, the proof-of-concept camera system at Hiram Maintenance Building went live in September 2022 and based on post installation review, an expansion plan for the remaining seven (7) Maintenance Buildings was developed by the ETTF and included in the 2023 Capital Budget; and

WHEREAS, NWOSS submitted a proposal to furnish all required hardware, software licensing, and professional services for cabling and installation at the remaining seven (7) Maintenance Buildings, as well as one year of Milestone Dashboard monitoring under State of Ohio Master Maintenance Agreement No. 7635 in the amount of \$460,084.13; and

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WHEREAS, the Chief Information Officer recommends that the Commission approve the purchase of the hardware, software licensing, professional services and monitoring services for the remaining seven (7) Maintenance Buildings from NWOSS under State of Ohio Master Maintenance Agreement No. 7635 in the amount of \$460,084.13; and

WHEREAS, the Executive Director has reviewed the recommendation of the Chief Information Officer and concurs that the Commission should approve the purchase of the hardware, software licensing, professional services and monitoring services for the remaining seven (7) Maintenance Buildings from NWOSS under State of Ohio Master Maintenance Agreement No. 7635 in the amount of \$460,084.13; and

WHEREAS, Commission action is necessary under Article V, Section 1.00 of the Commission's Code of Bylaws because the expenditures required to purchase the hardware and software components, professional and monitoring services exceeds \$150,000.00; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the purchase of a camera system for the Maintenance Buildings is necessary for maintaining and improving the security and safety of the Commission, its customers and staff; and

FURTHER RESOLVED, by the Ohio Turnpike and Infrastructure Commission that the purchase of the hardware, software licensing, professional services for cabling and installation and one year of Milestone Dashboard monitoring for the remaining seven (7) Maintenance Buildings from Northwestern Ohio Security Systems Inc. of Lima, Ohio, through the DAS Purchasing Program under State of Ohio Master Maintenance Agreement No. 7635, in the total not-to-exceed amount of \$460,084.13, is approved.

(Resolution No. 47-2023 adopted May 15, 2023)

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MAY 15, 2023**

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

**Resolution Authorizing the
Execution of a Service Level Agreement with the Attorney General of Ohio, Collections
Enforcement Section**

WHEREAS, the Ohio Attorney General’s Office has the authority by law to collect debt owed to the state; and

WHEREAS, the Collections Enforcement Section may collect outstanding debt owed to the State of Ohio for state agencies, institutions, boards, commissions, public university and hospitals, and local government entities; and

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”) may have outstanding debt owed to it for unpaid tolls or damage to its property; and

WHEREAS, the General Counsel has advised the Commission that it should approve the Service Level Agreement with the Attorney General of Ohio, Collections Enforcement Section, which would enable the Commission to utilize these collection services at no cost to the Commission; and

NOW, THEREFORE, BE IT

RESOLVED, that the Chairperson or Executive Director, or either of them, hereby are authorized to execute the agreement the Service Level Agreement with the Attorney General of Ohio, Collections Enforcement Section; and

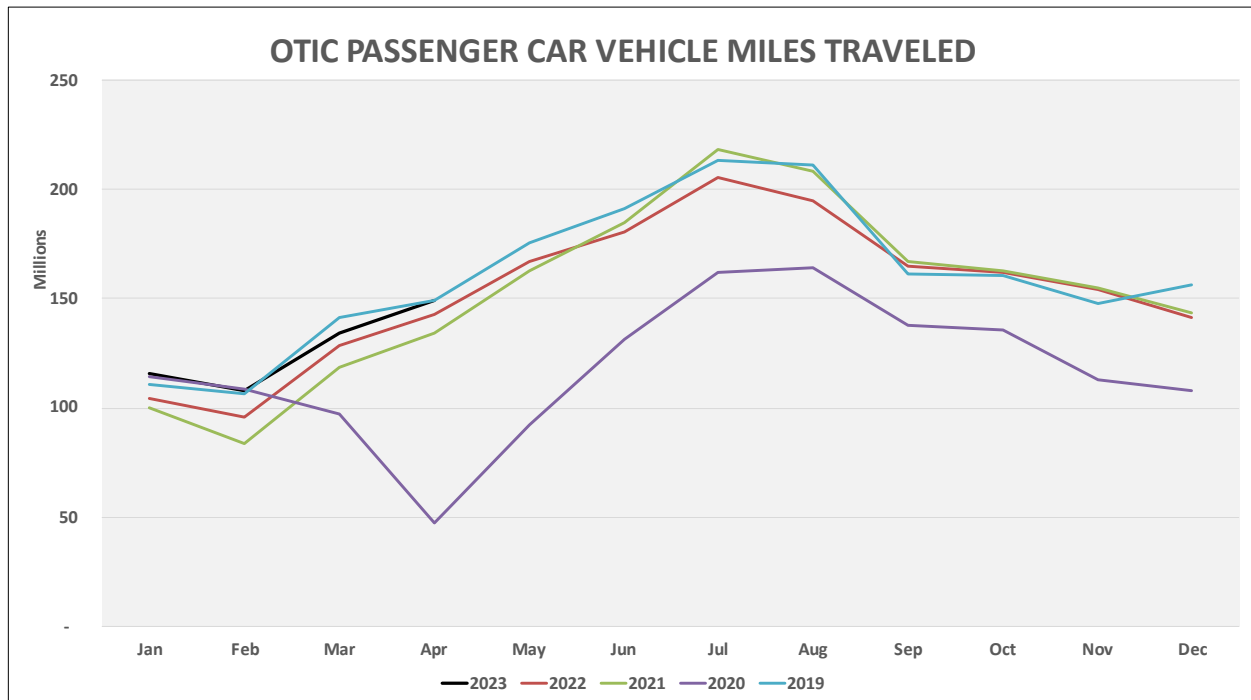
FURTHER RESOLVED, the Executive Director is authorized to take any and all actions necessary to implement and effectuate the terms of the Service Level Agreement with the Attorney General of Ohio, Collections Enforcement Section Agreement.

(Resolution No. 48-2023 adopted May 15, 2023)

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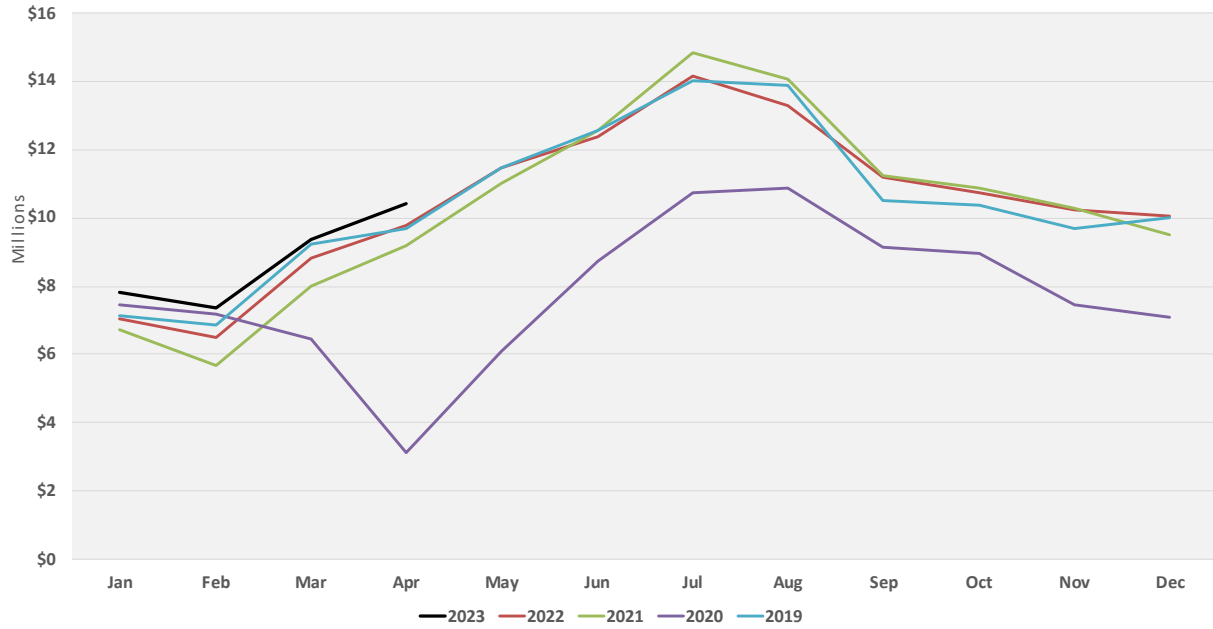
**OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION
TRAFFIC AND REVENUE REPORT**

AS OF APRIL 30, 2023

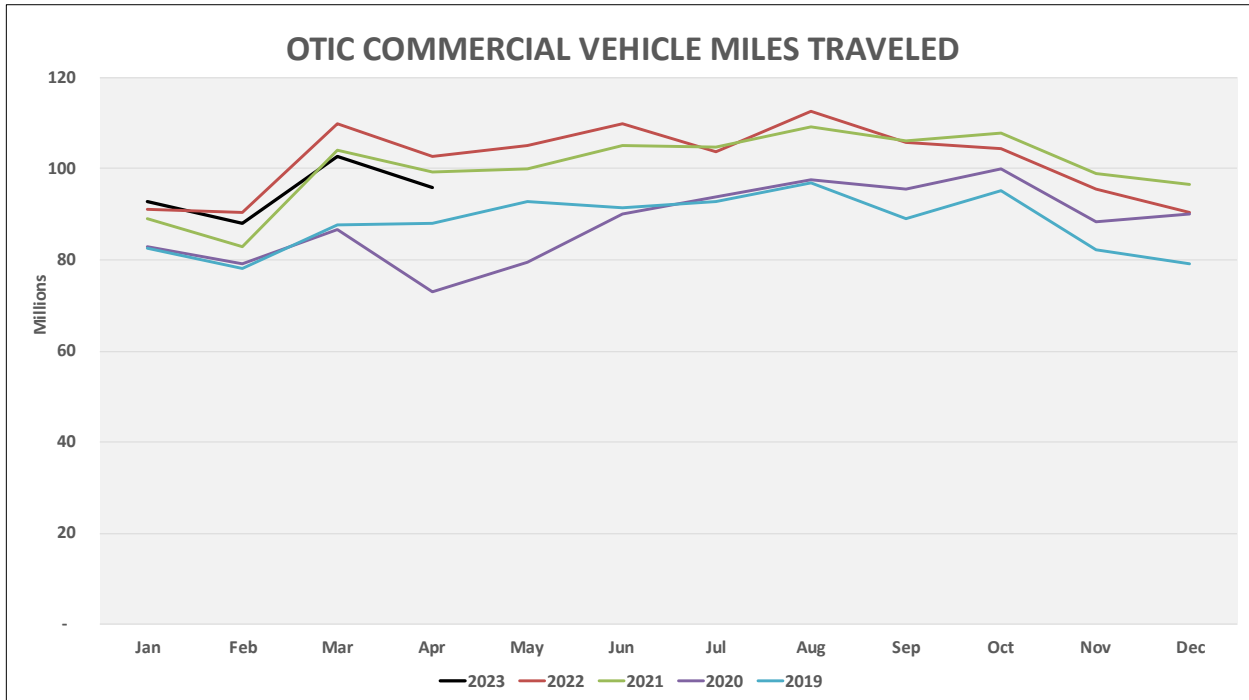


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OTIC PASSENGER CAR TOLL REVENUES

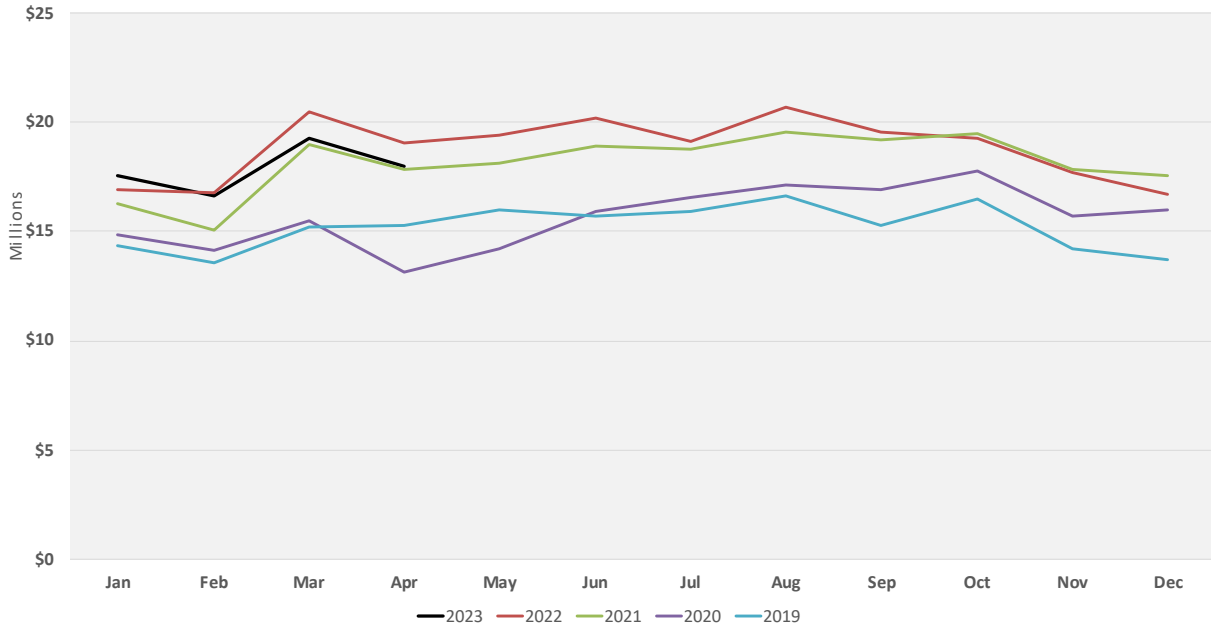


OTIC COMMERCIAL VEHICLE MILES TRAVELED



MINUTES OF THE 708th OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION MAY 15, 2023

OTIC COMMERCIAL VEHICLE TOLL REVENUES



OTIC YEAR-TO-DATE TOLL REVENUES AS OF APRIL 30, 2023

