

## OHIO TURNPIKE COMMISSION

Resolution Authorizing and Directing the Comptroller  
To Replace One or More Units Installed Under Contract  
TA-1 While Limiting Total Monthly Rental Payments  
Under the Contract to \$3,800.00

WHEREAS the Commission, having advertised for bids according to law for Contract TA-1 for the furnishing by lease, installation and maintenance at the Commission's central office of toll-audit equipment comprising a toll-audit system for a period of ten years, thereafter, pursuant to Resolution No. 154-1954, entered into a certain agreement under date of October 28, 1954 with International Business Machines Corporation to furnish and deliver materials and to do and perform all work and other services under the said contract with the Commission referred to as Contract TA-1, which said contract since said date has been continuously in effect;

WHEREAS the total monthly rental bid of International Business Machines Corporation provided that the Commission should pay for equipment and services, on the basis of unit rentals per month, the bid prices for the suggested quantities being \$3,695.00 per month;

WHEREAS by SP-12 of the said contract relating to replacement of equipment it is specifically provided as follows:

"SP-12 REPLACEMENT OF EQUIPMENT

If at any time or times during the term of the Contract the Contractor offers to the Commission at a specific rental other equipment to replace one or more units installed under the Contract and the Comptroller determines that such replacement is beneficial to the economic interests of the Commission and that the substituted equipment will better effect the results and reports required of the toll-audit system, the Comptroller may authorize such replacement provided that it does not result in an increase in the total monthly rental payments under the Contract. If such replacement would result in an increase in the total monthly rental payments under the Contract, the Commission may authorize its Comptroller to accept such replacement if it determines that such replacement is beneficial to its economic interests and that the substituted equipment will better effect the results and reports required of the toll-audit system. In such case, the Commission will cease to be liable for the monthly rental bid for the equipment replaced and in lieu of such rental shall pay to the Contractor the rental at which the substituted equipment is accepted."

WHEREAS the corporation, pursuant to said SP-12 last hereinabove quoted, has offered to the Commission at a specific rental, other and improved equipment to replace various units originally installed under the contract, which said replacements will cause the monthly payments called for under the contract to be increased to \$3,745.00 per month;

WHEREAS the comptroller has determined that such replacements would be beneficial to the economic interests of the Commission and that the substituted equipment would better effect the results and reports required of the toll-audit system, even though such replacements would result in an increase in the total monthly rental payments under the contract, since eventual reduction in costs would be achieved, and the comptroller has, therefore, recommended to the Commission that the replacements should be accepted even though an increase

in total monthly rental payments under the contract during the balance of the term of said contract presently expiring September 20, 1965 would be required; and

WHEREAS the Commission, as a result of the report and recommendation of the comptroller, is satisfied to accept such replacement, or replacements, or such other replacements during the life of the contract as in the future may be deemed essential and economically beneficial to the Commission so long as the monthly rental payments during the balance of the term of the contract shall not exceed \$3,800.00 per month;

NOW, THEREFORE, BE IT

RESOLVED that the comptroller be, and he hereby is, authorized, during the remainder of the term of Contract TA-1, to accept the replacement, or replacements, determined by him to be beneficial to the economic interests of the Commission and which, in his opinion, will better effect the results and reports required of the toll-audit system provided, however, that the monthly payments required by virtue of any substituted or replaced equipment shall not, without prior approval of the Commission, cause subsequent monthly rental payments under Contract TA-1 to exceed \$3,800.00 per month.

(Resolution No. **2** -1960 adopted April 5, 1960)

Copies hereof distributed 4/6/60 to:

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