

MINUTES OF THE 342ND MEETING OF THE OHIO TURNPIKE COMMISSION

April 5, 1984

Pursuant to bylaws the Ohio Turnpike Commission met in regular session in the offices of Squire, Sanders & Dempsey, Huntington Building at East 9th and Euclid Avenue in Cleveland, Ohio at 11:45 a.m. on April 5, 1984, with key members of the staff; a representative, William R. Fleischman, of the consulting engineers, J. E. Greiner Company-Ohio; a representative, Dean Berry, of the Commission's fiscal and labor counsel, Squire, Sanders & Dempsey; a member of the press, Pauline Thoma, The (Cleveland) Plain Dealer; and others in attendance.

The meeting was called to order by the Chairman. The roll was called and the attendance was reported to be as follows:

Present: William H. Schneider, Charles R. Finzone,
Clarence D. Rogers, Jr.

Absent: Warren J Smith, Sandra Dombey Cooke

A motion was made by Mr. Schneider, seconded by Mr. Pinzone, that the minutes of the meeting of December 21, 1983, which had been examined by the Members and on which the corrections suggested by the Members had been made, be approved without reading.

A vote by ayes and nays was taken and all Members present responded to roll call. The vote was as follows:

Ayes: Mr. Schneider, Mr. Finzone, Mr. Rogers

Nays: None

The Chairman declared the minutes stood approved with all Members present voting in the affirmative.

The Chairman reported that the meeting was the 342nd meeting of the Ohio Turnpike Commission. He said that because several of the Commission's staff members were involved in a trial in the Cuyahoga County Common Pleas Court, the Commission was meeting in the Cleveland offices of its fiscal and labor counsel, Squire, Sanders & Dempsey, which are close to the court. He said that on behalf of the Commission, he wanted to welcome and thank Dean Berry of Squire, Sanders & Dempsey for making the meeting room available to the Commission.

The Chairman reported further that Warren J Smith, the Director of Transportation, and his assistants were unable to attend the meeting, and Sandra Cooke was out of the state. He said that the Commission did, however, have a quorum and could conduct the business of the meeting.

The Chairman reported further that on February 1, the Executive Director and he delivered in person copies of the Ohio Turnpike Commission's 1983 annual report to the Governor's Chief of Staff, and also to the offices of the legislative leaders. He said the report was then distributed to all members of the General Assembly, to elected officials, to newspapers, television and radio stations throughout the state and to other interested persons.

The Chairman reported further that the specific purpose of the meeting was to take action on several resolutions dealing with construction contracts for bridge projects and in order to conserve time and allow the necessary participants to return to court, he would dispense with the customary report of the Chairman on the financial experience so far this year. He said those statistics and other information, of course, had been compiled and distributed in the regular reports issued by the Commission. He said the Commission also would dispense with most of the other items ordinarily covered at each meeting and consider only such areas as the limited time permitted.

The Chairman reported further that there were four resolutions to be considered by the Commission at the meeting. He said three of the four resolutions concerned the award of contracts for bridge deck replacement and/or widening, and the fourth authorized the Executive Director to award certain contracts pertaining to bridge renovations. He said drafts of all four resolutions had been placed in the Members' folders, and they would be explained and presented by the Executive Director.

The Chairman said that in the absence of any questions, the report of the Chairman was accepted as offered. He said the report of the Executive Director would be received.

The Executive Director, Allan V. Johnson, said that, as the Chairman had explained, all four resolutions before the Members concerned construction contracts which were part of the 1984 bridge deck replacement program. He said he would introduce the resolutions somewhat in the order on which those actions had been taken.

The Executive Director said further that the first resolution ratified the award of Contracts RMP 43-84-07 and RMP 43-84-12. He said the first contract was for replacing and widening the decks of the Vermilion River twin bridges at milepost 132.1 in Erie County. He said the second contract was for replacing the deck of the Abbey Road bridge over the Turnpike at milepost 164.4 in Cuyahoga County.

The Executive Director said further that he previously had distributed the bid tabulations on those contracts to the Members and those were contracts for which prior authority for the Executive Director to award them had not specifically been obtained.

He said the reason the authority had not been obtained was that a meeting had not been held in time for the Commission to award the contracts. He said plans for the projects had been finished, bids solicited, and it turned out that both contracts were critical in their timing. He said the Vermilion River bridges were a special type project that required as much time as possible to complete. He said that although the repairs to the Abbey Road bridge were not all that extensive, it was in an area where six mainline bridges would have their decks replaced and widened, and it had to be done in coordination with the other projects for traffic control.

The Executive Director said further that due to the circumstances and under the authority granted many years ago to the Executive Director to award contracts on an emergency basis, he already had awarded both contracts. He said the contracts were handled as all others in that they were advertised, and bids were received. He said contracts were then awarded to the low bidders on the projects. He said Contract RMP 43-84-07 for work on the Vermilion River bridge went to the Great Lakes Construction Company of Cleveland in the amount of \$2,118,870.29. He said the second contract, RMP 43-84-12, the Abbey Road project, was awarded to the National Engineering and Contracting Company of Strongsville for \$298,259.00. He said he recommended that the resolution ratifying the award of those two contracts be approved by the Commission.

A resolution ratifying award of Contracts RMP 43-84-07 and RMP 43-84-12 was moved for adoption by Mr. Pinzone, seconded by Mr. Schneider as follows:

RESOLUTION NO. 1-1984

"WHEREAS, the Commission duly advertised, according to law, for bids upon a contract for deck replacement and/or widening of certain Ohio Turnpike bridges, to wit:

"RMP 43-84-07 Vermilion River Bridge, Milepost
132.1, Erie County, Ohio

"RMP 43-84-12 Abbey Road Bridge, Milepost 164.4
Cuyahoga County, Ohio

"WHEREAS, five bids were received for Contract RMP 43-84-07 on March 12, 1984 and three bids were received for Contract RMP 43-84-12;

"WHEREAS, the bids for the respective contracts were analyzed by the Commission's deputy executive director-chief engineer and the Commission's consulting engineer, J. E. Greiner Company-Ohio in addition to the Commission's contracting engineers, namely Howard Needles Tammen & Bergendoff on RMP 43-84-07 and John David Jones & Associates, Inc. on RMP 43-84-12;

"WHEREAS, each respective consultant recommended to the Commission's executive director that the award be made to the

lowest responsive bidder, namely The Great Lakes Construction Company of Cleveland, Ohio for its bid on RMP 43-84-07 in the amount of \$2,118,870.29 and National Engineering and Contracting Company of Strongsville, Ohio for its bid on RMP 43-84-12 in the amount of \$298,259.00;

"WHEREAS, the Commission's consulting engineer, J. E. Greiner Company-Ohio, recommended that Contracts RMP 43-84-07 and RMP 43-84-12, be awarded as soon as possible in order to assure the Commission that the work required be completed in a timely manner so as not to delay subsequent contracts; and

"WHEREAS, it was imperative to award said contracts at the earliest possible time and the executive director, pursuant to his emergency powers as set forth in Resolution No. 57-1955, awarded Contract RMP 43-84-07 on March 14, 1984 to the lowest responsive bidder, The Great Lakes Construction Company of Cleveland, Ohio and on March 2, 1984 awarded Contract RMP 43-84-12 to the lowest responsive bidder, National Engineering & Contracting Company of Strongsville, Ohio;

"NOW, THEREFORE, BE IT

"RESOLVED that the action of the executive director in awarding Contracts RMP 43-84-07 to The Great Lakes Construction Company in the amount of \$2,118,870.29 and RMP 43-84-12 to National Engineering & Contracting Company in the amount of \$298,259.00 is hereby confirmed and ratified by the Commission, and the Commission further ratifies the acts of the executive director in executing the contracts, returning of the bid securities and other acts necessary or proper to carry out the terms of said bids and said contracts."

A vote by ayes and nays was taken and all Members present responded to roll call as follows:

Ayes: Mr. Pinzone, Mr. Schneider, Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 1-1984.

The Executive Director said further that the second resolution was for the awarding of Contract RMP 43-84-17. He said that the contract was for deck replacement and widening of Turnpike twin mainline bridges over State Route 45 at milepost 217.3 and over the Consolidated Rail System railroad at milepost 217.4 in Mahoning County. He said three bids were received on the contract, the low bid, which was under the estimate, was made by the National Engineering and Contracting Company in the amount of \$1,690,371.55. He said the bids had been analyzed by the Commission's engineering staff, and recommendations had been obtained from the Commission's consulting engineers, design consultants and general consultants. He said also they had been reviewed by the Commission's legal staff, and all had recommended

that the contract be awarded to the National Engineering & Contracting Company.

A resolution awarding Contract RMP 43-84-17 was moved for adoption by Mr. Pinzone, seconded by Mr. Schneider as follows:

RESOLUTION NO. 2-1984

"WHEREAS, the Commission has duly advertised according to law for bids upon a contract for deck replacement and/or widening of turnpike structures over State Route 45 at Milepost 217.3 and over Consolidated Rail System Railroad at Milepost 217.4, Mahoning County, Ohio, which contract is designated Contract RMP 43-84-17, and proof of said advertising is before the Commission;

"WHEREAS, three bids were received for the performance of Contract RMP 43-84-17, and said bids were duly opened and read as provided in the published notice for bids;

"WHEREAS, said bids have been analyzed by the Commission's consulting engineers and by its acting chief engineer, in addition to the Commission's contracting engineers, Karl R. Rohrer & Associates, and they have reported thereon with respect to said analyses, and they, and also the Commission's executive director, have made their recommendations predicated upon such analyses;

"WHEREAS, all bids for said contract were solicited on the basis of the same terms and conditions and the same specifications with respect to all bidders and potential bidders, and the bid of National Engineering & Contracting Company of Strongsville, Ohio in the amount of \$1,690,371.55 for the performance of Contract RMP 43-84-17 has been determined by the Commission to be the lowest and best of all bids received, and it has been determined to be in the best interest of the Commission to accept the bid of said company on the aforesaid basis;

"WHEREAS, the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 5537.04 of the Revised Code of Ohio, and to the terms, conditions, specifications and the legal notice applicable thereto, and accordingly, the Commission is authorized to accept said bid as the lowest and best of all bids for the performance of the work required under said contract, and of the incidental obligations thereof; and

"WHEREAS, said bid was accompanied by a bid and performance bond with surety, as provided by law, and the Commission is satisfied with the capacity of said bidder to perform its obligations pursuant to its proposal;

"NOW, THEREFORE, BE IT

"RESOLVED that the bid of National Engineering & Contracting Company of Strongsville, Ohio in the amount of \$1,690,371.55 for

the performance of Contract RMP 43-84-17 is, and is by the Commission, determined to be the lowest and best of all bids received for the performance of said contract, and is accepted, and that the chairman and executive director, or either of them, hereby is authorized (1) to execute a contract with the successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid bid; (2) to direct the return to the other bidders of their bid security, and (3) to take any and all action necessary or proper to carry out the terms of said bid and said contract."

A vote by ayes and nays was taken and all Members present responded to roll call. The vote was as follows:

Ayes: Mr. Pinzone, Mr. Schneider, Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 2-1984.

The Executive Director said further that the next resolution called for awarding Contract RMP 43-84-01. He said the contract was for replacing and widening Turnpike twin mainline bridges over State Route 109 at milepost 40.3, over the Grand Trunk rail system, milepost 40.5, and Bad Creek, milepost 41.3, in Fulton County. He said there were five bids received on the contract. He said the low bid was submitted by the National Engineering & Contracting Company in the amount of \$1,461,581.46. He said all the bids had been analyzed by the Commission's design consultants, general consultants, engineering staff, legal department and by him, and it was the recommendation of all those who reviewed the bids that the contract be awarded to the National Engineering & Contracting Company.

A resolution awarding Contract RMP 43-84-01 was moved for adoption by Mr. Schneider, seconded by Mr. Pinzone as follows:

RESOLUTION NO. 3-1984

"WHEREAS, the Commission has duly advertised according to law for bids upon a contract for deck replacement and/or widening of turnpike structures over State Route 109 at Milepost 40.3; Detroit, Toledo & Ironton Railroad at Milepost 40.5 and Bad Creek at Milepost 41.3 in Fulton County, Ohio, which contract is designated Contract RMP 43-84-01, and proof of said advertising is before the Commission;

"WHEREAS, five bids were received for the performance of Contract RMP 43-84-01, and said bids were duly opened and read as provided in the published notice for bids;

"WHEREAS, said bids have been analyzed by the Commission's consulting engineers and by its deputy executive director-chief engineer, in addition to the Commission's contracting engineers, Dansard Grohnke Long, Ltd., and they have reported thereon with

respect to said analyses, and they, and also the Commission's executive director, have made their recommendation predicated upon such analyses;

"WHEREAS, all bids for said contract were solicited on the basis of the same terms and conditions and the same specifications with respect to all bidders and potential bidders, and the bid of National Engineering & Contracting Company of Strongsville, Ohio in the amount of \$1,461,581.46 for the performance of Contract RMP 43-84-01 has been determined by the Commission to be the lowest and best of all bids received, and it has been determined to be in the best interest of the Commission to accept the bid of said company on the aforesaid basis;

"WHEREAS, the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 5537.04 of the Revised Code of Ohio, and to the terms, conditions, specifications and the legal notice applicable thereto, and accordingly, the Commission is authorized to accept said bid as the lowest and best of all bids for the performance of the work required under said contract, and of the incidental obligations thereof; and

"WHEREAS, said bid was accompanied by a bid and performance bond with surety, as provided by law, and the Commission is satisfied with the capacity of said bidder to perform its obligations pursuant to its proposal;

"NOW, THEREFORE, BE IT

"RESOLVED, that the bid of National Engineering & Contracting Company of Strongsville, Ohio in the amount of \$1,461,581.46 for the performance of Contract RMP 43-84-01 is, and is by the Commission, determined to be the lowest and best of all bids received for the performance of said contract, and is accepted, and that the chairman and executive director, or either of them, hereby is authorized (1) to execute a contract with the successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid bid; (2) to direct the return to the other bidders of their bid security, and (3) to take any and all action necessary or proper to carry out the terms of said bid and said contract."

A vote by ayes and nays was taken and all Members present responded to roll call. The vote was as follows:

Ayes: Mr. Schneider, Mr. Finzone, Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 3-1984.

The Executive Director said that he had introduced and the Commission had acted on the resolutions pertaining to the projects which already had been advertised and bids opened. He said that, however, there were a number of other projects which were in the final stages of design. He said some of them already were completed and were being advertised for bids. He said there were nine such additional projects and bids would be opened for the first of the nine on the day after the Commission meeting. He said that as soon as plans were completed and advertised on the eight other projects, probably lasting through the remainder of the spring, bids would be opened.

The Executive Director said further that on the expectation that there would not be a Commission meeting or meetings in order to allow those contracts to be awarded on a timely basis, a resolution had been prepared and identified as a Resolution Authorizing the Executive Director to Take Immediate Action Concerning Award of Certain Contracts pertaining to Bridge Renovation. He said there were nine projects listed on the resolution, and most were projects for total deck replacement. He said that some were Turnpike twin mainline bridges, while others were crossroad bridges over the Turnpike. He said one project involved a ramp bridge at the Cleveland interchange (No. 11).

The Executive Director said further that, again, bids would be taken over the next two to three months, and he did not want to delay in awarding the contracts. He said the bids for those contracts would be properly analyzed, as had always been done. He said recommendations would be sought from the Commission's design consultants, the general consultants, and the engineering staff. He said the legal department would conduct its customary review of the legal aspects of those contracts. He said that if something in the bids was inappropriate, he would reject them and rebid on the contracts. He said that all the necessary steps would be taken pursuant to public bidding on the contracts.

The Chairman said it should be pointed out in resolutions of that type that it assumed there will not be a Commission meeting at or about the time of the award. He said that, of course, if there were to be a meeting the award would be made during the course of business. He said the resolution provided that the awards be made with the concurring opinions of the Executive Director, the Deputy Executive Director-Chief Engineer, General Counsel, and the consulting engineers. He said they all must agree that it was in the best interest of the Commission to award the contracts. He said those conditions were built into the resolution granting such authority to the Executive Director.

A resolution authorizing the Executive Director to take immediate action concerning award of certain contracts pertaining to bridge renovation was moved for adoption by Mr. Pinzone, seconded by Mr. Schneider as follows:

RESOLUTION NO. 4-1984

"WHEREAS, the Commission has advertised or is preparing to advertise for bids on contracts for deck replacement or deck replacement and widening of certain Ohio Turnpike bridges, to wit:

"RMP 43-84-02	Holland Rd., Milepost 59.0 Lucas County, Ohio;
"RMP 43-84-04	Norfolk & Western Railroad, Milepost 98.9; State Route 510, Milepost 99.1; State Route 412, Milepost 99.7, Sandusky County, Ohio;
"RMP 43-84-06	State Route 99, Milepost 111.2, Erie County, Ohio;
"RMP 43-84-08	Quarry Road, Milepost 138.0, Penn Central Railroad, Mile- post 138.2, Lorain County, Ohio;
"RMP 43-84-09	Black River, Milepost 145.9; State Route 301, Milepost 147.3, Lorain County, Ohio;
"RMP 43-84-11	Usher Road, Milepost 156.1; Cuyahoga County, Ohio;
"RMP 43-84-14	Exit 11 over State Route 21, Milepost 172.9; Summit County, Ohio;
"FTP 43-84-16	State Route 303, Milepost 207.3, Trumbull County, Ohio;
"RMP 43-84-18	Meander Reservoir, Milepost 221.3; Mahoning County, Ohio;

"WHEREAS, it is imperative that the work to be performed under these contracts be commenced as soon as possible so as to take full advantage of the construction season;

"WHEREAS, it is estimated that the cost of each of the aforesaid contracts will exceed the \$250,000 limit of authorization heretofore granted by the Commission to the executive director with respect to the awarding of such contracts;

"WHEREAS, the Commission desires to delegate to the executive director authority to take action on behalf of the Commission concerning the award of contracts for each of these projects, or the rejection of bids for each of these projects and

such other authority as the Commission has concerning such projects so that action can be taken on said projects immediately as soon as appropriate;

"NOW, THEREFORE, BE IT

"RESOLVED that with respect to Contracts RMP 43-84-02, RMP 43-84-04, RMP 43-84-06, RMP 43-84-08, RMP 43-84-09, RMP 43-84-11, RMP 43-84-14, FTP 43-84-16 and RMP 43-84-18, the Commission hereby delegates to the executive director the authority to take action on behalf of the Commission in the award of contract for these projects, or the rejection of bids for these projects and such other action thereon as is within the authority of the Commission, provided that in the opinion of the executive director, deputy executive director-chief engineer and the consulting engineer, it is in the best interest of the Commission for such action to be taken in advance of any meeting of the Commission, and further provided that any action taken pursuant to authority granted herein shall be approved by the general counsel; and

"FURTHER RESOLVED that the executive director shall inform the Commission of the actions taken hereunder."

A vote by ayes and nays was taken and all Members present responded to roll call. The vote was as follows:

Ayes: Mr. Pinzone, Mr. Schneider, Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 4-1984.

The Executive Director said further that since the action on the resolution had been concluded, he thought it would be helpful if he gave a brief rundown on the status of the bridge projects. He said he had, of course, furnished to the Members all the previous bid tabulations and informed them of the contracts that already had been awarded. He said that with the two contracts awarded at the Commission meeting the number of awards came to 11 of 20 projects scheduled for 1984. He said contracts had been awarded for the major river crossings (Sandusky and Vermilion rivers) in the program for the year. He said the projects for replacing and widening the decks on the Cuyahoga and Maumee river bridges would be carried over from 1983 for completion in 1984.

The Executive Director said further that assuming contracts were awarded on all the bridges mentioned at the meeting, there would be 70 additional bridges under contract for deck replacements in 1984. He said that adding the westbound span

of the Maumee River bridges and the eastbound span of the Cuyahoga River bridges to the group would bring the number to 72. He said there would be about 20 different mainline areas along the Turnpike where the projects would be located. He said the staff was involved in an extensive program of signing and placing diagrams at all the service plazas to inform the public where the areas of construction were located. He said all the mainline projects would require the diversion of traffic over to one side of the road, utilizing concrete barrier dividers. He said that assuming all the contracts were awarded could mean that the supply channels for concrete barrier dividers would be stretched to the limit. He said that the contractor set to begin work on a project the day after the meeting had informed him at the last minute that the necessary barriers could not be obtained in order to meet the established completion date, so that date had been extended.

The Executive Director said further that some contractors had informed the staff that steel delivery times were starting to become critical, and advertising on some contracts might have to be deferred if steel supplies were not going to be available. He said that for the most part it is his expectation that all the projects essentially would be finished in 1984. He said one of the projects already awarded had a carryover to 1985, but the contractor indicated that it would be finished in 1984. He said the staff had attempted to rearrange the schedule on that project to reflect the change in the completion date. He said he thought the Members would like to hear that the construction season on the Turnpike would be very, very busy.

The Executive Director said further that subsequent to the meeting the staff would be developing a list and a news release to issue to the media in order to inform the travelling public of the locations of the various bridge improvement projects. He said he wanted to note that no Turnpike mainline lanes are to be closed until after the Easter holiday weekend. He said Easter was on April 22, and the Commission's contracts provide that the closing of lanes cannot start until April 24, after the Easter weekend was over. He said some of the contractors already were working because many of the mainline bridges involved widening and some of them had piers being built in order to accommodate the widening. He said he knew all of the companies awarded contracts were getting ready to begin work.

The Executive Director said also that as the Members knew from the award made last fall, the restaurants at the Erie Islands and Commodore Perry service plazas were being remodeled to house Rax fast-food operations. He said the work was being done in conjunction with the concessionaire, Gladieux Corporation, which was a Rax franchisee. He said he anticipated that the new facilities would be open the middle of May, and some sort of opening ceremony would be held at that time.

The Chairman said the report of the Executive Director

was accepted as offered. He said the report of the Secretary-Treasurer would be received.

The Secretary-Treasurer, Mr. Pinzone, said that since the last Commission meeting the following had been sent to all Members:

1. Weekly Traffic Statistics
2. Investment Transactions which occurred during December, 1983; January, February and March, 1984
3. Draft of the Commission Meeting Minutes of December 21, 1983
4. Traffic Accident Analysis through December, 1983; 1984 through February 29
5. Traffic and Revenue Report for December and Summary for year 1983; January and February, 1984
6. Financial Statements for December, 1983; January and February, 1984
7. Expense and Budget Report - Fourth Quarter 1983
8. Accountants' Report, Financial Statements - December 31, 1983
9. Report on Concessionaires - 1983
10. Litigation Report for Fourth Quarter 1983
11. Summary of Bonds Purchased in 1983

The Chairman said the report of the Secretary-Treasurer was accepted as offered. He ascertained there would be no report from the Committee on Service Plazas. He said the report of the Committee on Employee Relations would be received.

The secretary of the Committee on Employee Relations, Louis J. Disantis, said that since the Committee had met with all the employee groups in December 1983, all the recommendations made to the Executive Director concerning employee wages and fringe benefits were approved and implemented for 1984.

The Chairman said the report of the Committee on Employee Relations was accepted as offered. He ascertained there would be no report from the Director of Transportation. He said the report of the Committee on Safety would be accepted.

The vice chairman of the Committee on Safety, Mr. Johnson, said that although he had not mentioned it to Mr. Schneider, the

chairman of the Committee, and did not have a formal report, he wanted to say that there had not been a fatal accident on the Turnpike in more than six months. He said the fatality-free period ran from September 19, 1983, through April 1, 1984, the longest time span without a fatality in the Turnpike's history. He said it was inevitable, though that that string would be broken, and it was on the night of April 2nd when a vehicle swerved into a truck in one lane, struck a guardrail, crossed the median, and hit several trucks on the opposite side. He said one person was killed in that accident. He said he thought the Turnpike's overall safety record was quite good in that 12 fatalities were reported in 1982 and 13 fatalities in 1983, the lowest two-year period in the history of the road. He said that if the safety record continued to be as good during the remaining months of 1984, another record might be established.

The Chairman said the report of the Committee on Safety was accepted as offered. He said the report of General Counsel would be received.

General Counsel, James C. McGrath, said that, as the Members were aware, the Commission was a defendant in the Chambers case. He said it was still in trial and should be completed within several days.

The Chairman asked General Counsel to keep the Members advised on the trial.

General Counsel said he would inform the Members of the outcome of the trial.

The Chairman said the report of General Counsel was accepted as offered. He said the report of the consulting engineers would be received.

Mr. Fleischman said that at the request of the Executive Director the consulting engineers had completed a portion of their annual inspection earlier than in past years. He said the purpose of the early inspection was to identify potential bridges requiring deck replacement, particularly to set the program for 1985. He said the work recently was completed and the consulting engineers would be submitting a report to the Commission in April containing recommendations for the 1985 bridge deck replacement program.

The Chairman said the report of the consulting engineers was accepted as offered. He ascertained there would be no reports from the trustee and the Director of Information and Research.

The Chairman said an exact time and place for the next Commission meeting would be determined after consultation with the Members.

There being no further business to come before the Commission, a motion was made by Mr. Schneider, seconded by

Mr. Pinzone that the meeting adjourn, subject to call of the Chairman.

A vote by ayes and nays was taken and all Members present responded to roll call. The vote was as follows:

Ayes: Mr. Schneider, Mr. Pinzone, Mr. Rogers

Nays: None

The time of adjournment was 12:12 p.m.

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



Charles R. Pinzone, Secretary-Treasurer