

MINUTES OF THE 369TH MEETING OF THE OHIO TURNPIKE COMMISSION

December 20, 1990

Pursuant to the bylaws, the Ohio Turnpike Commission met in regular session in the Administration Building at 682 Prospect Street in Berea, Ohio at 11:04 a.m., on December 20, 1990, with key members of the staff; representatives, William R. Fleischman and Carroll Bayne, of the consulting engineers, J. E. Greiner Company-Ohio; representatives, Richard Fetzner, of the trustee, Ameritrust Company National Association; two members of the media, Pauline Thoma, The (Cleveland) Plain Dealer; and Hank Harvey, The (Toledo) Blade; 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: Edwin M. Bergsmark, Charles R. Pinzone,
Clarence D. Rogers, Jr.

Absent: Douglas E. Fairbanks and Bernard B. Hurst

A motion was made by Mr. Bergsmark, seconded by Mr. Pinzone that the minutes of the meeting of November 8, 1990, which had been examined by the Members, 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. Bergsmark, Mr. Pinzone, Mr. Rogers

Nays: None

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

The Chairman said the meeting was the 369th of the Ohio Turnpike Commission and was being held at the Commission's headquarters as provided for in the Commission's Code of Bylaws.

The Chairman reported further that the annual Christmas luncheon was set for after the meeting and he knew the business of the meeting could be conducted and concluded in a prompt manner in order that those in attendance might join the employees at the luncheon and celebrate not only the holiday season but the good news from Columbus. He said Mr. Fairbanks could not be at the meeting because of a conflicting meeting and Mr. Hurst sent word that morning that he had to represent the Governor somewhere else.

The Chairman reported further that there were a number of guests at the meeting whom he wanted to recognize. He said that

at the meeting were Richard Fetzner from Ameritrust Company National Corporation, the Commission's trustee, and Carroll Bayne from the Commission's consulting engineers, J. E. Greiner Company-Ohio. He said two members of the media were also present. He said they were Pauline Thoma, The (Cleveland) Plain Dealer and Hank Harvey, The (Toledo) Blade.

The Chairman reported further that since the Commission's traffic and revenue information for January through November had been compiled and distributed, he saw no reason to comment on it at that time. He said, further, the more important month-end, year-end financial report would be issued in early 1991. He said that experience also would appear in the Commission's annual report which was due by April 1, 1991.

The Chairman reported further that if those in attendance noticed a lot of glee emitting from the executive offices there was a good reason for it. He said he was sure by now that everyone had heard what happened in Columbus the day before the meeting, and had also heard the count. He said it was with great pride that the Commission Members could say they were happy the staff would be around and there was no need at that point to circulate resumes. He said he thought it was worth all of the criticism the Commission had received in that it would do the very important bit of business of keeping the best road in Ohio running the way it has run over the years.

The Chairman reported further that he had failed to mention the presence at the meeting of Francis Cole, the Commission's retired General Counsel, who had provided legal guidance throughout the year. He said Mr. Cole had given the staff 59 days of part-time employment in 1990. He said he also wanted to acknowledge the presence of Patricia Blackmon, a member of the Commission's legal staff, who was the newly-elected Judge of the Eighth Circuit Court of Appeals.

The Chairman reported further that for the record, he wanted to congratulate Ms. Blackmon for her resounding victory. He said she ran a great campaign and there were those who doubted that a person who had never had any elective office at a lower bench level could aspire immediately to the Court of Appeals and win. He said she put all the doubters straight and she ran a great campaign.

The Chairman reported further that the primary purpose of the meeting was to act on the annual budget for 1991, but there also were three other resolutions for consideration by the Members. He said copies of the resolutions had been placed in the Members' folders, and they would be explained and introduced during the various committee and staff reports.

The Chairman said that in the absence of any questions, the report of the Chairman was accepted and offered. He said the

report of the Secretary-Treasurer, Mr. Pinzone, would be received.

Mr. Pinzone said that since the last Commission meeting the following had been distributed to the Members:

- (1) Weekly traffic statistics
- (2) Investment transactions which occurred during November 1990
- (3) Draft of the Commission Meeting minutes of November 8, 1990
- (4) Traffic Accident Analysis through November 1990
- (5) Traffic and Revenue Report for November 1990
- (6) Financial Statement November 1990
- (7) Committee on Employee Relations Subcommittee Recommendations for 1991

The Chairman said the report of the Secretary-Treasurer was accepted as offered. He said the report of the Committee on Budget and Finance would be received.

Mr. Pinzone said that at the November 8 Commission Meeting, the Members adopted the preliminary budget for 1991 and copies were subsequently filed, in accordance with the Commission's Trust Agreement, with the trustee and the consulting engineers. He said there was a provision in the Trust Agreement that if the bond holders desired a hearing to discuss the budget, they could request a hearing. He said no such hearing had been requested and the trustee had advised that they were satisfied with the preliminary budget as adopted on November 8, 1990.

Mr. Pinzone said further that it was appropriate, therefore, for the Commission to adopt the preliminary budget as the final budget and a resolution containing the same figures as in the preliminary budget had been prepared and was in the Members' folders. He said he did not think it was necessary to read the resolution, but he moved hereby that it be adopted.

A resolution adopting the annual budget for fiscal year 1991 was moved for adoption by Mr. Pinzone, seconded by Mr. Bergsmark as follows:

RESOLUTION NO. 19-1990

"WHEREAS, the Commission, by Resolution No. 15-1990, adopted a preliminary budget for the fiscal year 1991, and caused copies thereof to be filed with the trustee and mailed to the consulting engineers;

"WHEREAS, no request for a hearing thereon has been made to the Commission;

"WHEREAS, pursuant to Article V, Section 5.01 of the trust agreement dated September 1, 1984, between the Commission and

Ameritrust Company National Association, Cleveland, Ohio, as trustee, the Commission desires to adopt a budget of revenues, current expenses (expenditures) and capital improvement fund requirements for the fiscal year 1991, to be designated the "Annual Budget"; and

"WHEREAS, pursuant to Article V, Section 5.01 (iii), the total appropriations in any division of the annual budget do not exceed the total appropriations in the corresponding division in the preliminary budget;

"NOW, THEREFORE, BE IT

"RESOLVED that the Commission, having duly and fully considered the same, hereby adopts the following budget:

1991

Annual Budget of Revenues, Current Expenses
(Expenditures) and Capital Improvement Fund Requirements

Revenues		\$97,050,000
Current Expenses (Expenditures)		
Administration & Insurance	17,178,301	
Operations	40,369,952	
Bond Interest	408,850	
Principal	<u>3,206,667</u>	
Total Expenses (Expenditures)		61,163,770
Estimated Capital Improvement Fund Deposits		\$35,886,230

"FURTHER RESOLVED that the Commission hereby determines that the total appropriations in any division of the budget aforesaid do not exceed the total appropriations in the corresponding division of the preliminary budget heretofore adopted by Resolution No. 15-1990; and

"FURTHER RESOLVED that the assistant secretary-treasurer is hereby instructed to file a copy of said 'Annual Budget' with the trustee and to mail copies thereof to the consulting engineers and to the original purchaser forthwith."

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. Bergsmark, 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. 19-1990.

The Chairman said the report of the Committee on Budget and Finance was accepted as offered. He ascertained there would be no report from the Committee on Legal/Audit. He said the report of the Committee on Service Plazas.

The Executive Director, Allan V. Johnson, said that in the absence of that committee's chairman, Mr. Fairbanks, he would mention that the work on renovations of the service station portions of the plazas, which was part of the new contract with BP Oil, were well under way. He said that all of the front island work for the gasoline passenger car service was completed. He said new kiosks and new fuel dispensers had been installed. He said some work remained for the rear islands in the diesel fuel areas. He said all the work was moving along well and the plazas were looking very nice.

The Chairman said the report of the Committee on Service Plazas was accepted as offered. He said the report of the Committee on Employee Relations would be received.

The co-chairman of the committee, Louis J. Disantis, said the subcommittee of the Committee on Employee Relations did complete their round of meetings with non-union personnel prior to the end of November, as he reported the subcommittee wished to do at the last Commission meeting. He said there were recommendations resulting from those meetings which were submitted to the Executive Director on November 30, with copies to all the Commission Members. He said he understood that was the subject of one of the resolutions before the Members at the meeting.

The Chairman said the report of the Committee on Employee Relations was accepted as offered. He said the report of the Executive Director would be received.

The Executive Director said he would explain and introduce the remaining resolutions before the Commission at the meeting, but before doing so, he wanted to comment personally on the action the previous day in the General Assembly concerning the Turnpike and the Commission. He said the Chairman already had mentioned it, but he wanted to comment on behalf of the staff. He said it had been a long struggle and it had been a tremendous distraction and strain on many of the staff members, but he thought the effort had been worth it.

The Executive Director said further the effort had been started more than seven and a half years ago when he reported to the Commission and recommended that the Commission reverse its position on the issue of continuing tolls. He said the Commission had adopted that recommendation in 1983 and had been trying since to accomplish what finally appeared to be coming in place. He said he said to himself all along the way that he thought it might get a little nasty and personal before it got done, and he thought that was true.

The Executive Director said further that he thought he could say for himself and for the other staff members, especially those that had been on the front line of the effort, that they had stood up to it and despite some negative criticism, which had already been mentioned, he thought it fair to say that the Commission had picked up a lot of friends along the way. He said many of those people were in the Ohio General Assembly, which had looked at the operation of the Turnpike inside out and upside down over a long period of time. He said that was especially true over the last year with the studies and public hearings conducted by the Joint Select Committee to Study the Ohio Turnpike. He said it wasn't only the overwhelming support of that committee and then the General Assembly, but he thought the public had repeated it over and over again at the hearings that they supported continuing tolls and praised the past efforts and performance of the Ohio Turnpike Commission.

The Executive Director said further that he was gratified and wanted to thank everyone who had worked under him on the staff on that effort because it had been a long, hard struggle and, hopefully, it was almost over. He said he looked forward to a new era ahead, both for the Turnpike and possibly other opportunities in the toll area. He said he knew that there was going to be a strong proposal coming out of Congress that was going to emphasize or at least highlight toll facilities and toll financing as a means to accomplish badly needed projects in the future. He said that, as the Chairman pointed out in his testimony in Columbus, the state needed to be ready to pick up on those opportunities. He said he thought the Turnpike Commission was the agency to do that in Ohio and he thought the General Assembly was now saying that, too.

The Executive Director said also that the first of the remaining resolutions to be presented had been mentioned in the report of the Committee on Employee Relations. He said that in 1989 the Commission asked that the recommendations of that committee and the recommendations of the Executive Director, based on the work of that committee, be submitted to the Commission Members before they were formally adopted. He said Mr. Disantis already had indicated that the committee work had been submitted both to the Executive Director and to the Members. He said he had indicated that he was prepared to implement the recommendations.

The Executive Director said further that before he implemented the recommendations a resolution would be adopted by the Commission approving those matters. He said he would read the Resolved as follows:

"RESOLVED that the Ohio Turnpike Commission hereby approves the actions of the Committee on Employee Relations and the Executive Director in negotiating, establishing and implementing general wage scales and other employee-related matters for the year 1991."

The Executive Director said further that, as the Members were aware, the primary recommendation was a general five percent wage and salary increase for the employees. He said the only other thing of real importance was that the committee indicated to the employees that the current levels of the insurance programs carried by the Commission for the employees would be maintained with no contributions from the employees. He said one other minor matter pertained to the employee manual. He said there would be a language change to make clear that those kind of fringe benefits that were provided by the Commission were benefits that the Commission would honor in the event that something were to happen that the Commission was no longer the employer. He said he recommended that the resolution be adopted.

A resolution approving 1991 wage scales and employee-related matters were moved for adoption by Mr. Pinzone, seconded by Mr. Bergsmark as follows:

RESOLUTION NO. 20-1990

"WHEREAS, pursuant to the provisions of the Commission's Code of Bylaws and resolutions of the Commission, the executive director, with the advice and recommendation of the Committee on Employee Relations, is authorized to establish wage scales and classifications and other conditions of employment for Commission employees and to enter into contracts of employment;

"WHEREAS, the Committee on Employee Relations has reported at previous meetings of the Commission and the subcommittee of the Employee Relations Committee has made recommendations to the executive director concerning wage and salary adjustments and other employee-related matters and such recommendations have been submitted to each Commission member,

"WHEREAS, the executive director has reviewed the recommendations of the subcommittee of the Employee Relations Committee and has indicated he has accepted and will implement such recommendations;

"NOW, THEREFORE, BE IT

"RESOLVED that the Ohio Turnpike Commission hereby approves the actions of the Committee on Employee Relations and the executive director in negotiating, establishing and implementing general wage scales and other employee-related matters for the year 1991."

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. Bergsmark, 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. 20-1990.

The Executive Director said also that the next resolution was entitled resolution authorizing the Executive Director to take immediate action concerning award of bridge renovation contracts and roadway resurfacing contracts. He said there was a list of twelve bridge projects and three resurfacing contracts which were expected to be in the program for 1991. He said the staff would be advertising those projects for competitive bids in the near future. He said that as was customary those bids would be analyzed and awards would be made to the lowest, responsive and responsible bidders. He said it was likely that those awards would be made before another Commission meeting and the staff wanted to be able to do it in a timely fashion. He said he recommended the resolution be adopted.

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

RESOLUTION NO. 21-1990

"WHEREAS, the Commission has advertised and is preparing to advertise for bids for twelve bridge renovation contracts and three roadway repair and resurfacing contracts, such contracts being designated and described as follows:

Bridge Renovation Contracts

CIP 43-91-01

Replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying Fish Creek Road (Co. Rd. 2) Milepost 0.9; Malcolm Church Road (Co. Rd. 4), Milepost 3.1; Ricketts Bridge Road (Twp. Rd.

5), Milepost 4.1; West Eagle Church Road (Co. Rd. 6), Milepost 5.1; White Bridge Road (Co. Rd. 7.75), Milepost 6.9; and Champion Road (Twp. Rd. 8.5) Milepost 7.6; all over the Ohio Turnpike in Williams County, Ohio;

CIP 43-91-02

Replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying Cummins Road (Twp. Rd. 12.5), Milepost 11.6; Old State Route 569 (Co. Rd. 17), Milepost 16.1; Eberly Home Road (Co. Rd. 18), Milepost 17.1; Clays Church Road (Twp. Rd. 19), Milepost 18.1; Alvordton Road (Co. Rd. 20), Milepost 19.1; and Clifton Gunn Road (Twp. Rd. 22), Milepost 21.4; all over the Ohio Turnpike in Williams County, Ohio;

CIP 43-91-03

Replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying Zone-Southern Road (Twp. Rd. 24), Milepost 25.3; Spies Handy Corners Road (Co. Rd. 22), Milepost 27.3; Lauber Hill Ritter Road (Co. Rd. 21), Milepost 28.3; and Eckley-Powers Road (Co. Rd. 20), Milepost 29.3; all over the Ohio Turnpike in Fulton County, Ohio;

CIP 43-91-04

Replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying Reighard-Whiteville Road (Co. Rd. 5.2), Milepost 43.9; Shiloh-Whiteville Road (Twp. Rd. 5), Milepost 44.4; Utah Road (Twp. Rd. 4), Milepost 45.4; Brailey Road (Twp. Rd. 3), Milepost 46.6; Fulton-Lucas Road (Co. Rd. 1), Milepost 48.4; all over the Ohio Turnpike in Fulton County, Ohio; and Scott Road, Milepost 49.4 over the Ohio Turnpike in Lucas County, Ohio;

CIP 43-91-05
FTP 43-91-06

Replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying River Road, Milepost 62.8 over the Ohio Turnpike

in Lucas County, Ohio; Tracy Road, Milepost 67.7; Luckey Road, Milepost 69.7; Lemoyne Road, Milepost 70.8 and the Exit 5 Ramp, Milepost 71.7; all over the Ohio Turnpike in Wood County, Ohio;

CIP 43-91-07

Replacement of the bridge deck and parapets carrying Portage River-South Road, Milepost 80.6, over the Ohio Turnpike in Ottawa County, Ohio; and for the replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying Swartzman Road, Milepost 82.2; and Hessville Road, Milepost 84.4; all over the Ohio Turnpike in Sandusky County, Ohio;

CIP 43-91-08

Replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying Dean Road, Milepost 132.4 over the Ohio Turnpike in Erie County, Ohio; Gifford Road, Milepost 135.4 over the Ohio Turnpike; and Exit 8A Eastbound Ramp, Milepost 142.6 over West Ridge Road; all in Lorain County, Ohio; and for the replacement of the bridge deck and parapets carrying Murray Ridge Road, Milepost 143.4 and West River Road, Milepost 145.8 over the Ohio Turnpike in Lorain County, Ohio;

CIP 43-91-09

Replacement and widening of the bridge decks and parapets for the eastbound and westbound structures carrying the Ohio Turnpike over Eastland Road, Milepost 160.4; the East Branch of Rocky River, Milepost 160.7; and Rocky River Road, Milepost 160.7; all in Cuyahoga County, Ohio;

CIP 43-91-10

Replacement of the bridge decks and parapets carrying Page Road, Milepost 189.2 and Diagonal Road (formerly Kent-Mantua Center Road), Milepost 191.2 over the Ohio Turnpike in Portage County, Ohio;

- CIP 43-91-11 Replacement of the parapets and deck joints; repair and overlay, with latex modified concrete, of the bridge decks carrying Lipkey Road, Milepost 220.3; Gibson Road Ext., Milepost 223.9; Herbert Road, Milepost 225.0; Exit 16A Eastbound Ramp, Milepost 234.1; all over the Ohio Turnpike; Exit 16A Eastbound Ramp, Milepost 234.4 over the Yellow Creek; all in Mahoning County, Ohio;
- CIP 43-91-12 Rehabilitation of abutment walls and bridge seats of the bridge carrying the Exit 10 Plaza Lanes over the U.S. 42 Connector Ramp, Milepost 162.0 in Cuyahoga County, Ohio;

Roadway Repair and Resurfacing Contracts

- CIP 59-91-01 Mainline repairs, resurfacing and guardrail improvements at Milepost 118.8 to Milepost 132.0 in Erie County, Ohio;
- CIP 59-91-02 Mainline repairs, resurfacing and guardrail improvements at Milepost 196.3 to Milepost 207.3 in Portage and Trumbull Counties, Ohio;
- CIP 59-91-03 Mainline repairs, resurfacing and guardrail improvements at Milepost 234.95 to Milepost 241.2 in Mahoning County, Ohio;

"WHEREAS, it is imperative that each contract be awarded as soon as possible after the openings of bids so that the work to be performed under these contracts be commenced as soon as possible;

"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 make award of these contracts for the performance of the work of each of these projects so that such awards may be made immediately as soon as appropriate;

"NOW, THEREFORE, BE IT

"RESOLVED that with respect to the award of the contracts as set forth above, if, in the opinion of the executive director, the deputy executive director-chief engineer and the consulting engineer it is in the best interest of the Commission for an award to be made by the executive director in advance of any meeting of the Commission, the executive director hereby is authorized to award and enter into any contract or contracts and to take whatever other action, on behalf of the Commission, the executive director, with the approval of the deputy executive director-chief engineer and the consulting engineer, shall determine to be in the best interest of the Commission, notwithstanding any limitation imposed upon the authority of the executive director under any resolution heretofore adopted, provided that any award made and contract entered into pursuant to authority granted herein shall be approved by 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. Bergsmark, Mr. Pinzone, Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present responding to roll call. The resolution was identified as No. 21-1990.

The Executive Director said the final resolution was entitled resolution declaring the necessity of appropriating property and directing that proceedings to effect such appropriation be begun and prosecuted. He said the property was in the State Route 2 interchange project area and was needed to carry out the full terms of one of the other property acquisitions. He said General Counsel, James C. McGrath, could probably explain in more detail the necessity of the action, but it was possible that the property would have to be appropriated in order to be acquired. He said the resolution was needed in order to do the appropriation proceeding, in the event it became necessary.

Mr. McGrath said the property was owned by John and Audrey Santus and the staff had filed an action against Santus on some other property, but had reached an agreement as to those parcels. He said this particular parcel came up later in the acquisition procedures and he was still hopeful to be able to negotiate for it in the same manner the other parcels were acquired. He said, however, negotiations had, for the time being, stalled. He said he asked that he be given the authority to appropriate the parcel.

A resolution declaring the necessity of appropriating property and directing that proceedings to effect such appropriation be begun and prosecuted was moved for adoption by Mr. Bergsmark, seconded by Mr. Pinzone as follows:

RESOLUTION NO. 22-1990

"WHEREAS, by Resolution No. 6-1989 and Resolution No. 5-1990, certain property owned by John B. Santus, et al., was declared necessary for the construction of the Ohio Turnpike Interchange with S.R. 2 (Airport Highway) designated as Toll Interchange 3-A;

"WHEREAS, additional real estate owned by John B. Santus, et al., is needed for the construction of Toll Interchange 3-A;

"NOW, THEREFORE, BE IT

"RESOLVED that the Commission has negotiated for a reasonable time for the purchase of the real estate described herein with the owner, but has been unable to enter into an agreement with said owner and has complied with the provisions of section 163.04 of the Revised Code; and said property is necessary for the construction of a toll interchange with S.R. 2 (Airport Highway) and the Ohio Turnpike in the vicinity of Milepost 52.9 in Lucas County, Ohio;

"BE IT FURTHER RESOLVED that proceedings be begun and prosecuted to effect the appropriation of the fee title and necessary easements on the following described property from the owners and persons having an interest therein, to-wit:

<u>Owners</u>	<u>Place of Residence</u>
John B. Santus and Audrey A. Santus, his wife	1240 S. Reynolds Road Toledo, Ohio 43615
County Auditor of Lucas County	One Government Center Toledo, Ohio
County Treasurer of Lucas County	One Government Center Toledo, Ohio

Parcel No. 1 WD-1

All right, title and interest in fee simple, including limitation of access, in the following described property:

Situated in Lucas County, Swanton Township, Town 7 North, Range 9 East, in Section Three (3) and in the State of Ohio, bounded and described as follows:

Commencing at the intersection point with the East Line of Section Three (3) and the Centerline of State Route (2); thence South $64^{\circ}16'22''$ West along the Centerline of State Route (2), 3.99 feet to a Monument in said line; thence South $64^{\circ}25'08''$ West, along said Line, 1,709.41 feet to a point in the Proposed Westerly Limited Access Line of State Route Two (2), said place of beginning at Station 202+22.02, Centerline State Route Two (2); thence North $00^{\circ}47'23''$ East, along said line, 66.97 feet to a point in the Proposed Northerly Limited Access Line of State Route Two (2), said point being at Station 202+51.77, 60.00 feet left of the centerline of State Route Two (2); thence North $64^{\circ}25'08''$ East, along said Line, 380.00 feet to a point in the Proposed Westerly Limited Access Line of Ramp A, said point being at Station 206+31.77, 60.00 feet left of the Centerline of State Route Two (2); thence North $19^{\circ}27'17''$ East, along said Line, 147.27 feet to an angle point in said Line; said point being Station 80+55.79, 85.00 feet left of the Baseline of Ramp A; thence North $25^{\circ}34'23''$ West, along said Line, 111.69 feet to a point of curvature in said Line, said point at Station 81+67.48, 85.00 feet left of the Baseline of Ramp A; thence on a curve to the right, having a Radius of 463.50 feet, an Arc Length of 349.19 feet, a Chord distance of 340.99 feet, which bears North $03^{\circ}59'26''$ West, and having a Delta of $43^{\circ}09'56''$, to a point of Tangency in said Line, said point being at Station 84+52.63, 85.00 feet left of the Baseline of Ramp A; the principal place of beginning; thence $47^{\circ}22'09''$ West, along the Proposed Westerly Right of Way of Ramp A, 88.30 feet to an angle point in said Line, said point being at Station 84+90.00, 165 feet left of the Baseline of Ramp A; thence North $00^{\circ}30'52''$ East, along said Line, 210.26 feet to the Grantor's Northerly property line, said Grantor's property is recorded on microfiche 77-685B06 and 77-685B07; said point being at Station 86+90.99, 226.75 feet left of Baseline of Ramp A; thence South $89^{\circ}41'28''$ East, along the Grantor's Northerly property line, 153.69 feet to a point in the Proposed Westerly Limited Access Line of Ramp A; thence South $18^{\circ}36'03''$ West, along said Line, 284.06 feet to the principal place of beginning, containing 0.634 Acres, 27610.664 Sq. Ft., more or less, subject, to all legal highways. The bearings referred to herein are based on a Recorded Centerline Plat recorded in Volume 50, Pages 41 and 42, for the Ohio Turnpike dated October 17, 1952 and used for the determination of angular measurements.

Description prepared by H.N.T.B. is based on a Survey made by Thomas G. Gergich, Registered Surveyor No. S-7146.

"Together with all rights or easements of access to or from the Ohio Turnpike (limited access highway) from or to the land of said person or persons abutting upon that portion of the Ohio Turnpike (limited access highway) as shown by the plans for the construction of the toll interchange with S.R. 2 in Lucas County, Ohio.

"FURTHER RESOLVED that the general counsel be, and he hereby is instructed to do or cause to be done all things that may be necessary in the premises in order that proceedings for the appropriation of the property described above may be commenced, and Resolution No. 6-1989 and 5-1990 are hereby ratified and amended in accordance with this resolution."

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

Ayes: Mr. Bergsmark, Mr. Pinzone, Mr. Rogers

Nays: None

The Chairman declared the resolution approved with all Members present voting in the affirmative. The resolution was identified as No. 22-1990.

The Executive Director said that completed his report other than to offer his best wishes for a Happy New Year and Merry Christmas.

Mr. Bergsmark asked the Executive Director if he could provide a brief status report on the new Turnpike interchanges and the State Route 795 interchange with Interstate Route 75.

The Executive Director said all the construction contracts were under way for building the Turnpike/I-75 interchange. He said it was set for completion in November 1991. He said the staff was in the process of advertising for bids on a contract to build the toll plaza. He said the bids would be opened the week after the meeting with plenty of time to finish the toll plaza. He said the contract could have been bid on in 1989, but the staff didn't want it completed too soon and remain vacant. He said it would be done to coincide with the completion of the interchange in November 1991.

The Executive Director said further that he attended a S.R. 795 progress meeting in Perrysburg a week before the Commission meeting and heard there had been some slippage by ODOT's consultant on the S.R. 795 project. He said the consultant at first was supposed to have the plans finished and filed in

December 1990 and then in February 1991. He said now the plans would not be ready by February and with the change in administration he didn't know what might happen on it. He said he would be attending the February meeting on the project and he would try to push ODOT and its consultant to complete the plans for the project since there were overlapping aspects to it and the Turnpike/I-75 project. He said the Commission had provided extensive, additional work in its contracts, for which it was paying, to make sure that there wasn't any necessity of affecting I-75 traffic again with the state's S.R. 795 project. He said the Commission, therefore, had a monetary interest in seeing the project to completion. He said there could be an advantage to ODOT to begin work on the S.R. 795 interchange before the Turnpike/I-75 interchange was finished.

The Executive Director said the other new Turnpike interchange was with State Route 2 and plans were being completed for the last contract to be advertised and awarded for that project. He said that would be done in January 1991 and the interchange would be opened in November 1991.

The Chairman said the report of the Executive Director was accepted as offered. He ascertained there would be no reports from General Counsel, the Director of Operations and the Director of Information and Research. He said that before adjourning he wanted to recognize Dean Berry, Bruce Gabriel and David Millstone from Squire, Sanders and Dempsey, the Commission's fiscal and legal counsel, who had entered the meeting room a short time after the meeting had begun. He invited all those in attendance to the Christmas luncheon.

There being no further business before the Commission, a motion was made by Mr. Bergsmark, 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. Bergsmark, Mr. Pinzone, Mr. Rogers

Nays: None

The Chairman declared the meeting adjourned. The time of adjournment was 11:28 a.m.

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


Charles R. Pinzone, Secretary-Treasurer