

MINUTES OF THE 389th MEETING OF THE OHIO TURNPIKE COMMISSION

August 9, 1993

Pursuant to the bylaws, the Ohio Turnpike Commission met in regular session in the Administration Building at 682 Prospect Street, Berea, Ohio at 11:10 a.m., on August 9, 1993, with key members of the staff; a representative, W. Robson Fleischman, of the consulting engineers, Greiner Engineering, Inc. - Ohio; two members of the media, Bill Sammon, The (Cleveland) Plain Dealer and Steve Fogarty, The (Elyria) Chronicle-Telegram; 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: Robert F. Hagan, M. Ben Gaeth, Jerry Wray,
Ruth Ann Leever, Carmen E. Parise, Umberto P.
Fedeli

Absent: Edwin Bergsmark

A motion was made by Mr. Wray, seconded by Mrs. Leever, that the minutes of the meeting of July 14, 1993, 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. Wray, Mrs. Leever, Mr. Parise, Mr. Fedeli

Nays: None

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

The Chairman said there were a number of guests at the meeting and he asked them to identify themselves as follows: Dennis Schwallie, Peck, Shaffer and Williams; Dan Rohr, Bank One Capital; Jim Conroy, Porter, Wright, Morris and Arthur; Heidi Jedel, Information and Research; Leslie Gaines, Minority Business Enterprise Coordinator; Steve Fogarty, The (Elyria) Chronicle-Telegram; Pat Patton, Government Liaison Officer; Charles Pinzone, guest; Lou Disantis, Director of Administrative Services; Susannah Davis, UE; Bill Sammon, The (Cleveland) Plain Dealer; Captain Hank Williams, Ohio State Highway Patrol; Chris Riemenschneider, Kemper Securities; Don Henderson, Kemper Securities; John Lee, Kemper Securities; Eric Small, Brooks Securities; Charles Dibert, Citizen of Elmore; Annette Trautman, Citizen of Elmore; Andrea Plassard, Assistant Comptroller; Craig Rudolphy, Comptroller; Sharon Isaac, Staff Counsel; Don Sharp,

Director of Operations; Gordon Reis, Seasongood and Mayer; Leah Fox, ODOT; Diane Pring, Legal Department; and Barbara Lesko, the Executive Director's secretary.

(Albert W. Erickson III and Marty Vogtberger, both from the Ohio Company, and Tom Henson, Paine Webber, did not identify themselves.)

The Chairman said the meeting was the 389th of the Ohio Turnpike Commission and it was being held at the Commission's headquarters as provided by the Commission's bylaws.

The Chairman reported further that the primary purpose of the meeting was to have an election of officers and to act on several resolutions, draft copies of which had been previously sent to the Members and were in the Members' folders. He said the resolutions would be explained and introduced during the various committee and staff reports.

The Chairman said that in accordance with the Turnpike Act and the Commission's Code of Bylaws, an election of officers would be held, conducted by nomination and voting, and confirmed by a resolution so that action would appear in the Journal. He said he would begin by accepting nominations for the office of Chairman. Mrs. Leever nominated Mr. Fedeli.

The Chairman asked if there was a second to the nomination. Mr. Wray seconded the nomination.

The Chairman asked if there were any other nominations. There being none, he declared the nominations closed. He said that since he had been nominated, he would turn the meeting over to the Vice Chairman to conduct the election.

Mrs. Leever asked the Assistant Secretary-Treasurer to call the roll.

Ayes: Mrs. Leever, Mr. Wray, Mr. Parise, Mr. Fedeli

Nays: None

Mrs. Leever said that a Chairman having been elected, she would turn the meeting back to Mr. Fedeli to conduct the remainder of the meeting.

The Chairman said further that he would then accept nominations for the office of Vice Chairman. Mr. Wray nominated Mrs. Leever.

The Chairman asked if there was a second to the nominations. Mr. Fedeli seconded the nomination. He asked if there were any other nominations. He said that there being none, he declared the nominations closed. He said it had been moved and seconded

that Mrs. Leever be elected Vice Chairman. He asked the Assistant Secretary-Treasurer to call the roll.

Ayes: Mr. Wray, Mr. Parise, Mr. Fedeli, Mrs. Leever

Nays: None

The Chairman said he would then accept nominations for the election to the office of Secretary-Treasurer. Mr. Wray nominated Mr. Bergsmark.

The Chairman asked if there was a second to the nomination. Mrs. Leever seconded the nomination. He asked if there were any other nominations. He said that there being none, he declared that nominations were closed. He said it had been moved and seconded that Mr. Bergsmark be elected Secretary-Treasurer. He asked the Assistant Secretary-Treasurer to call the roll.

Ayes: Mr. Wray, Mrs. Leever, Mr. Parise, Mr. Fedeli

Nays: None

He said that under the Bylaws, it was the duty of the Secretary-Treasurer to appoint the Assistant Secretary-Treasurer. He said that since Mr. Bergsmark was not at the meeting, Mr. Johnson would continue as Assistant Secretary-Treasurer.

The Chairman said that with the election of all the Commission's officers, he would then ask for adoption of a resolution confirming the elections so the action would appear in the Commission Journal. He said he would defer until the next meeting the appointment of Commission committee members so he could discuss them with the other Members and the Executive Director.

The Executive Director, Allan Johnson, said he would read the resolution entitled resolution confirming election of officers as follows:

"RESOLVED that the election of Umberto Fedeli, as chairman of the Ohio Turnpike Commission; Ruth Ann Leever, as vice-chairman of the Ohio Turnpike Commission and Edwin Bergsmark as secretary-treasurer of the Ohio Turnpike Commission, all, pursuant to Ohio Revised Code Section 5537.02(C) and Article I of the Commission's Code of Bylaws, to serve until their respective successors are elected and qualified, or until such officers individually shall cease to be Members of the Ohio Turnpike Commission, hereby is confirmed as having taken place at this meeting in accordance with law and the Commission's Code of Bylaws, and the assistant secretary-treasurer is directed to enter this resolution in the journal of the Commission as a record thereof."

The Executive Director said he recommended that the resolution be adopted.

A resolution confirming election of officers was moved for adoption by Mr. Parise, seconded by Mrs. Leever as follows:

RESOLUTION NO. 29-1993

"RESOLVED that the election of Umberto P. Fedeli, as chairman of the Ohio Turnpike Commission; Ruth Ann Leever, as vice-chairman of the Ohio Turnpike Commission and Edwin M. Bergsmark as secretary-treasurer of the Ohio Turnpike Commission, all, pursuant to Ohio Revised Code Section 5537.02(C) and Article I of the Commission's Code of Bylaws, to serve until their respective successors are elected and qualified, or until such officers individually shall cease to be members of the Ohio Turnpike Commission, hereby is confirmed as having taken place at this meeting in accordance with law and the Commission's Code of Bylaws, and the assistant secretary-treasurer is directed to enter this resolution in the journal of the Commission as a record thereof."

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

Ayes: Mr. Parise, Mrs. Leever, Mr. Wray, Mr. Fedeli

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 29-1993.

The Chairman said that at the last Commission meeting the Members adopted a resolution of appreciation for Chuck Pinzone in recognition of his long service on the Commission. He said that Mr. Pinzone could not be present at that meeting, but he was at that day's meeting and he wanted to present Mr. Pinzone with a copy of the resolution. He said that before giving Mr. Pinzone the copy of the resolution he wanted to say a few things about him.

The Chairman said further that Mr. Pinzone was born in Bellaire, Ohio, on May 5, 1917, to Sicilian immigrant parents, but times were hard and they moved to Cleveland's Murray Hill neighborhood when he was one year old. He said Mr. Pinzone grew up with three older brothers and everyone helped out at his father's produce stand at the Old Farmer's Market at East 14th and Woodland. He said, later, his dad left the market to open his own store, six blocks east. He said business was good until the great depression. He said reluctantly, Father Giuseppi closed the family store. He said not long after, he died.

The Chairman said further that was 1933; Mr. Pinzone was 16, and the brothers took whatever work could be found to help the family survive. He said quitting school was out of the question, so a night job was Mr. Pinzone's only option. He said Mr. Pinzone put together a country-western band, which played saloons two or three nights a week. He said Mr. Pinzone couldn't remember why, but they called themselves "The Jones Boys."

The Chairman said further that's how he met his first wife, Esther. He said both showed up for auditions at WJAY radio -- which was now WHK. He said that since they both were hired for the radio show, he invited her to join up with the band, and they did some duets together.

The Chairman said further that Mr. Pinzone and Esther were broadcast nationally on weekdays, and later moved up to a Saturday night show on WHK, "The Radio Rodeo." He said their group headlined 20 performers at the Great Lakes Exposition in 1937. He said that by then, Mr. Pinzone not only sang and played the fiddle, but also the guitar, banjo and mandolin.

The Chairman said further that his brother Russell, meanwhile, gained a name as a prize fighter. He said their mother wouldn't give Russ permission to fight, so he never used his own name. He said that instead, he called himself Johnny Ross.

The Chairman said further that Mr. Pinzone loved watching his brother fight, but, he wanted to fight himself. He said that although Russ didn't want Chuck to box, he didn't stop him. He said that, instead, what he did was put him up against a city champion. He said Russ thought the experience would change Chuck's mind. He said it didn't. He said although he lost the fight, he didn't get beat.

The Chairman said further that as Chuck Ross, Charles Pinzone went on in 1938 to win the Cleveland Golden Gloves Title in the 147-lb. division. He said it marked the start of a lifelong love of the ring. He said Mr. Pinzone boxed professionally in California, Ohio and New York.

The Chairman said further that, in 1944, Mr. Pinzone enlisted in the Navy. He said Mr. Pinzone's stint in the Navy took him to the naval base on Treasure Island, outside San Francisco. He said Mr. Pinzone was to spend more time in the ring than on a battleship.

The Chairman said further that they made Mr. Pinzone a boxing instructor in the drill hall there which led to one of his most memorable bouts.

The Chairman said further that on the day of his discharge, Mr. Pinzone was pitted against 18-year-old Carl (Bobo) Olson, who was the up-and-coming middleweight at that time.

The Chairman said further that Olson, who went on to win the worldwide middleweight title had knocked out five straight opponents prior to facing Mr. Pinzone. He said Mr. Pinzone took Olson the distance, but lost the decision. He said Mr. Pinzone says, "I know I beat him," but "they were building him up at that time, and I was probably considered going over the hill. He said I'm sure they didn't care to follow me."

The Chairman said further that after the war, brother Russell would again prove to be a fateful influence. He said Russ belonged to the Lathers Union, and convinced Chuck to try to get into one of the apprentice programs. He said Mr. Pinzone signed up for both the Lathers and Carpenters, and the Lathers came through first.

The Chairman said further that that led to more than 40 years' service in the construction industry and, as a concerned member of the community, he has touched countless lives with his imagination, organizational skills and humanitarian interests.

The Chairman said further that Mr. Pinzone served at all levels of the building trades, apprentice, superintendent, executive board, secretary/treasurer; Elected Business Representative Lathers Local Union #2; Member of Local #21 Carpenters and Joiners Union.

The Chairman said further that Mr. Pinzone had been teaching and training youths for over 40 years. He said Mr. Pinzone operated the Charles Pinzone Boxing Club in cooperation with the City of Parma Recreation Department. He said Mr. Pinzone's accomplishments have earned recognition with the 1974 L. Locoucco Leadership Award from the Italian American Democratic League; 1975 the United Labor Agency Award for his continuing efforts to improve the general welfare of union members; the 1979 Parma Southwest Area C.O.P.E. for outstanding and dedicated service; 1980 Governors Award for excellence of achievement; 1987 Cosmopolitan Democratic League Achievement Award; 1987 Leukemia Society Award of Appreciation; 1988 Council for Economic Opportunities Leadership Award and the 1991 Cleveland Golden Gloves John Nagy Award for contributions to the Golden Gloves and amateur boxing in Cleveland.

The Chairman said further that in 1992, the Cleveland Children's Museum named its new addition the Pinzone Pavilion in his honor. He said the \$400,000 project was built at no cost to the museum by the Cleveland Building Industries Partnership.

The Chairman said further that Mr. Pinzone was past President of the Northern Ohio Chapter of the Leukemia Society; United States Amateur Boxing Federation Lake Erie District; Amateur Boxing Trainers Association; a past Vice President of the Cleveland Golden Gloves Association; a past member of the Parma Civil Service Commission; Board of Trustees of Parma General

Hospital; a past Commander of the American Legion Post #569; a past member of the Board of Zoning and Appeals for the City of Cleveland; past member of the State of Ohio Workers Training Committee and a past Chairman of the Labor Division of United Way.

The Chairman said further that Mr. Pinzone's list of activities included Executive Secretary of the Cleveland Building and Construction Trades Council; Chairman of the Board of the Cleveland AFL-CIO Federation of Labor; President of the Ohio State Building and Construction Trades Council; Member of the City of Cleveland Board of Building Standards and Building Appeals; President of the Administrative Board of the Cleveland Hometown Plan PREP; a member of the Board of Trustees for United Way Services; Secretary of the Parma Boxing and Wrestling Commission; Chairman of the Parma and Southwest Area Committee on Political Education. He was also on the Board of Directors of the Greater Cleveland Growth Association; Co-Chairman Construction Advisory Council; Chairman of the Board of Trustees for Pinzone Tower, a senior citizens apartment complex; Member of the Executive Committee for the Cuyahoga County Democratic Party; Catholic Diocese Building Commission; Cuyahoga Community College Labor Advisory Board; Board of Trustees for work in northeast Ohio Council; Foreman of the Cuyahoga County Grand Jury; United Labor Agency Development Board, and Chairman of the Cleveland AFL-CIO Labor Day parades.

The Chairman said further that after having two daughters, Mr. Pinzone's first wife, Esther, died in 1958 at age 38 and he married again to his present wife, Doris. He said they had five children, three boys and two girls.

The Chairman said further that, finally, the Members knew, he served on the Commission for almost 15 years. He said that this was an impressive record and he was pleased to pay this tribute to Mr. Pinzone.

(At that time, the Chairman presented the copy of the resolution to Mr. Pinzone.)

The Executive Director told Mr. Pinzone that the resolution would be placed on a plaque and given to him at a later date.

The Chairman said that the day after the last Commission meeting, when the Lordstown interchange was opened, a number of Commission Members, members of the staff, the financial advisor and the bond counsel went to New York City to meet with representatives of the Standard and Poor's Corporation, Moody's Investors Service and the Fitch Investor Service to talk about the Commission's upcoming projects. He said they were received with great welcome. He said he was really proud of the team that the Commission had assembled, both from the outside sector and from within. He said that, needless to say, the bond rating

services were very impressed with the Commission's mission, vision, history, financials and operations. He said he thought it was very important to spend that time to get the best bond rating possible so that the Commission paid the least amount on its bonds when that was done.

The Chairman said further that he would review the Commission's strategic plan later in the meeting for those who had missed it in the past.

Mr. Hagan asked the Chairman if he had a written report on the trip to New York City for those who missed it.

The Executive Director said one had yet to be put together, but a summary of the trip would be sent to Mr. Hagan.

The Chairman said it had been a long day in that all three services were visited in one day. He said they also went to and from Cleveland in that same day.

The Chairman said that if there were no questions, the report of the Assistant Secretary-Treasurer, Mr. Johnson for Mr. Bergsmark, would be received.

Mr. Johnson said that the following listed items had been sent to the Members since the last regular meeting of the Commission, July 14, 1993:

- (1) Weekly Traffic Statistics
- (2) Investment Transactions which occurred during July 1993
- (3) Draft of the Commission Meeting Minutes of July 14, 1993
- (4) Financial Statement for June 1993
- (5) Traffic and Revenue Report for June 1993
- (6) Budget Report for the first six months of 1993
- (7) Litigation Report - Second Quarter 1993
- (8) Traffic Accident Analysis for June 1993

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

Mr. Johnson, again for Mr. Bergsmark, said that, as the Chairman already mentioned, the visit with the rating services took place on July 15, and he would have a summary of that visit available within a short time. He said also that the proposals that had been submitted for investment banking services were still under review by the Committee.

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

The Comptroller, Craig Rudolphy, said the Commission's independent auditors, Deloitte and Touche, had finished the audit

of the first six-months of 1993. He said they were in the process of finalizing the report and he expected it by the next Commission meeting.

The Chairman said the report of the Committee on Audit and Legal was accepted as offered. He ascertained there would be no reports from the Committee on Employee Relations or the Committee on Safety.

The Chairman said that on the recent visit to New York City his speech was only five minutes long but it was real clear that the Commission's mission was to use the Turnpike's resources as a catalyst for economic development and accessibility.

The Chairman said further that the Commission's strategic plan was to build strategic interchanges that helped with that mission and become actively involved in the Great Lakes/Mid-Atlantic Corridor and the Maumee River Crossing.

The Chairman said that the map he had on hand showed the Turnpike running across the northern part of Ohio for 241 miles. He said the white blocks on the map indicated the existing interchanges. He said the red blocks were new interchanges opened during the Voinovich administration and the yellow blocks were new interchanges that had been authorized by the Commission. He said the blue blocks were possible future interchanges.

The Chairman said further that the Lordstown Interchange, which opened in July, was greatly appreciated by the communities in the area. He said all kinds of comments were made about it being a perfect example of business and government working together. He said it had been estimated that the interchange would save the Lordstown General Motor assembly plant an estimated \$500,000 a year in transportation expenses. He said that some of the technology employed at the interchange provided by the Hughes Electronics Division and Delco also was used in Operation Desert Storm.

The Chairman said further that GM was going to be spending \$40 million on job training at Lordstown for the new J-car. He said the Governor presented a check to GM for \$2.8 million as the state's part in aiding the job training.

The Chairman said further that at State Route 44, where a new Turnpike interchange had been authorized, there were the nearby tourist attractions of Geauga Lake and Sea World. He said there also were a lot of industrial parks in that area.

The Chairman said further other new interchanges approved by the Commission were at Interstate Route 77, State Route 58 and Baumhart Road, in Lorain County, State Route 4, which opened up to the Lake Erie Islands, and State Route 51, which the Commission was still looking at because there was some opposition to it.

The Chairman said further that the opening of interchanges 3A, a connection with State Route 2, and 4A, a direct link to Interstate Route 75, had helped the Toledo area.

The Chairman said further that progress was being made on the interchange with State Route 66, which had been shifted to County Road 24. He said the other new interchange built and opened was the non-toll interchange with State Route 49.

The Chairman said further that other potential sites of Turnpike interchanges were with State Route 11 and County Road 18 in Mahoning County.

The Chairman said the report of the Development Coordinator, Jim Brennan, would be received.

Mr. Brennan said the Chairman had pretty well covered the new Turnpike interchanges. He said that, due to recent legislation, the Commission was ready to establish its involvement with the Great Lakes/Mid-Atlantic Corridor. He said the Commission had before it a resolution which would enable it to proceed on the project.

Mr. Brennan said further that he continued to attend the meetings of the task force working on the Maumee River crossing in Toledo. He said the project was moving forward and the environmental impact study was progressing. He said that, as he mentioned before, there was not a lot the Commission could do before the environmental impact study was completed.

Mr. Brennan said further that there was an interesting development in the area of Fulton County where State Route 66 (County Road 24) had been approved by the Commission for an interchange. He said there was a meeting in Ottawa the Wednesday before the Commission meeting. He said it was called by the Maumee Valley Planning Organization of Defiance, which had commissioned the study being made for the Lima-Lansing Corridor by West Carroll Bergman Associates. He said he was asked at the meeting about what plans the Commission had for the area. He said he told them that the Commission would be building an interchange at what was then County Road 24, which would become State Route 66. He said they generally got the idea that it would probably be to their best interest to have the Lima-Lansing Corridor take advantage of the interchange, as opposed to moving to a separate location.

Mr. Brennan said further that the interchange with State Route 66 (County Road 24) was moving along. He said the Commission had received proposals for engineering design services as of the Friday before the Commission meeting and he thought an award would be made within a brief amount of time.

Mr. Brennan said further that a site for an interchange in Ottawa/Sandusky County was still under review. He said that recently the Ottawa County Commissioners unanimously approved the Commission's design for an interchange south of the Turnpike at State Route 51.

Mr. Brennan said further that he had met with ODOT representatives at District 3 on the interchange at State Route 4. He said the Commission and ODOT would be working closely on that project.

Mr. Brennan said further that proposals for engineering services would be sought at the Baumhart Road interchange.

Mr. Brennan said further that, as for the State Route 58 interchange, there were folks in that area who were seeking to revitalize a railroad that hadn't operated for about 35 or 40 years. He said the problem was that they were short of financial resources to get the job done. He said that if the Commission were to accommodate their request it would result in the expenditure of additional funds by the Commission and ODOT. He said something had to be decided on that matter relatively soon.

Mr. Brennan said further the interchange with State Route 44 was moving along well.

Mr. Brennan said further that the Commission was working with ODOT on the interchange with I-77. He said an RFP was out to come up with an access point justification study required by the Federal Highway Administration.

Mr. Brennan said further that the week before the meeting he reviewed the possibilities of interchanges at State Route 11 and County Road 18 in Mahoning County. He said there was a possibility that an interchange at State Route 11 might make an existing difficult traffic situation even more difficult. He said he thought the situation might have to be studied more closely.

The Chairman said the report of the Development Coordinator was accepted as offered.

The Chairman said the other thing he also would like to reiterate was that the Commission was very proud of the relationship it had with Jerry Wray and the Ohio Department of Transportation. He said he thought all the things happening on the Turnpike resulted from a three-way partnership between ODOT, the Commission and the Governor's office. He said Mr. Wray's employees had been very cooperative and he appreciated that.

The Chairman said also that while in New York it was very evident that the Commission was perceived by Standard and Poor's,

Moody's and Finch to be extremely well-managed. He said the Commission's annual report had a tremendous amount of information in it and was so comprehensive and accurate that the rating services did not have to be given a lot of additional information. He said Mr. Rudolphy was complimented by all three services for the quality of the reports and the information contained there in. He said he wanted to commend Mr. Rudolphy for the reports, as well.

Mr. Rudolphy thanked the Chairman.

The Chairman said the report of the Executive Director would be received.

The Executive Director said he wanted to first clarify one thing Mr. Brennan said earlier pertaining to a new interchange with I-77. He said the staff had not put the RFP out for the access justification study quite yet. He said an RFP was being developed. He said he didn't want the record to appear that the staff had actually issued an RFP when it had not.

The Executive Director said Mr. Brennan had covered all of the activities on the interchanges so he didn't have to do that again. He said the Members had in their folders the resolution entitled resolution authorizing studies of I-73/74 (Great Lakes/Mid-Atlantic Corridor) project. He said the Commission had been talking about that project for many months and now that the Turnpike Act had been modified, which went into effect on July 1, the Commission was able to move ahead with feasibility studies for that project. He said the resolution would allow the Commission to solicit and seek letters of interest for such studies. He said he would read the resolution as follows:

"WHEREAS, I-73/74 (Great Lakes/Mid-Atlantic Corridor) has been identified as a high priority corridor on the National Highway System in the Intermodal Surface Transportation Efficiency Act of 1991, and (I-73) generally would cross Ohio from Michigan in the Toledo area, traverse through the Columbus area, leave Ohio in the Portsmouth area and includes a branch (I-74) through Southwest Ohio to Cincinnati;

"WHEREAS, representatives of the Commission have attended meetings of the Great Lakes/Mid-Atlantic Corridor Committee, which committee has been formed to promote the implementation and completion of this project in Ohio;

"WHEREAS, the Governor of the State of Ohio and the Director of the Department of Transportation of this state have strongly urged the Commission to conduct detailed feasibility studies of this project to determine if the construction of the interstate-type highway is feasible;

"WHEREAS, the recent amendments to Chapter 5537 of the Revised Code, and in particular, Section 5537.19, empowers the Commission to expend funds for the study of proposed turnpike projects and to employ consulting engineers, traffic engineers, and any other individuals or firms that the Commission considers necessary to properly implement studies of turnpike projects;

"NOW, THEREFORE, BE IT

"RESOLVED that the Chairman and the Executive Director hereby are authorized and directed to take timely action to issue a Request for Letters of Interest from qualified parties to conduct feasibility studies for the Project;

"FURTHER RESOLVED that the Chairman and the Executive Director shall advise the Commission concerning the responses to the aforesaid Request and their recommendation thereon."

The Executive Director said further that he recommended that the resolution be adopted. He said that, as the Members knew, the staff had already developed a draft of such a request for letters of interest, which had been distributed to the Members of the Commission, and the adoption of this resolution would allow the Commission to formally request such letters of interest from qualified firms.

The Chairman said that, furthermore, a meeting would be held the week after the Commission meeting with representatives of the Commission, ODOT and the Governor's administration to further discuss the project and to go on with the planning.

A resolution authorizing studies of I-73/74 (Great Lakes/Mid-Atlantic Corridor) project was moved for adoption by Mr. Parise, seconded by Mrs. Leever as follows:

RESOLUTION NO. 30-1993

"WHEREAS, I-73/I-74 (the Great Lakes/Mid-Atlantic Corridor) has been identified as a high priority corridor on the National Highway System in the Intermodal Surface Transportation Efficiency Act of 1991, and (I-73) generally would cross Ohio from Michigan in the Toledo area, traverse through the Columbus area, leave Ohio in the Portsmouth area and includes a branch (I-74) through Southwest Ohio to Cincinnati;

"WHEREAS, representatives of the Commission have attended meetings of the Great Lakes/Mid-Atlantic Corridor Committee, which committee has been formed to promote the implementation and completion of this project in Ohio;

"WHEREAS, the Governor of the State of Ohio and the Director of the Department of Transportation of this state have strongly urged the Commission to conduct detailed

feasibility studies of this project to determine if the construction of the interstate-type highway is feasible;

"WHEREAS, the recent amendments to Chapter 5537 of the Revised Code, and in particular, Section 5537.19, empowers the Commission to expend funds for the study of proposed turnpike projects and to employ consulting engineers, traffic engineers, and any other individuals or firms that the Commission considers necessary to properly implement studies of turnpike projects;

"NOW, THEREFORE, BE IT

"RESOLVED that the Chairman and the Executive Director hereby are authorized and directed to take timely action to issue a Request for Letters of Interest from qualified parties to conduct feasibility studies for the Project;

"FURTHER RESOLVED that the Chairman and Executive Director shall advise the Commission concerning the responses to the aforesaid Request and their recommendation thereon."

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

Ayes: Mr. Parise, Mrs. Leever, Mr. Wray, Mr. Fedeli

Nays: None

The Chairman declared the resolution stood adopted with all Members present responding to roll call. The resolution was identified as No. 30-1993.

The Executive Director said the last item he had was to introduce a resolution entitled a resolution concerning award of a contract pursuant to invitation no. 3291.

The Executive Director said further that it pertained to a bid to furnish the Commission's requirements for the upcoming year for sodium chloride or rock salt. He said the salt was used for winter time clearing of the roadway. He said he would not read the Whereases, but a number of bids were received. He said the tabulation of bids had been furnished to the Members. He said he would read the resolved as follows:

"RESOLVED that the bid of North American Salt Company of Overland Park, Kansas, for Items 1, 3, 4 and 6 in the total estimated amount of \$522,069.00, and Morton International, Inc., of Chicago, Illinois, for Items 2, 5, 7, 8 and 9 in the total estimated amount of \$670,881.00 for Invitation No. 3291 are, and are by the Commission deemed to be the lowest responsive and responsible bids received and are accepted and the chairman and

executive director, or either of them, is hereby authorized (1) to execute a contract with each successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid invitation; (2) to direct the return to the other bidders of their bid security, when appropriate; and (3) to take any and all action necessary to properly carry out the terms of said contract."

The Executive Director said he recommended that the resolution be adopted.

Mr. Hagan asked if any of the other bidders were based in Ohio.

The Executive Director said the Morton company supplied the Commission's salt from a facility located in Fairport Harbor. He said that even though the corporate headquarters might be out of state, their mine was in Ohio. He said he considered it to be getting in-state supply.

Mr. Hagan asked if any of the bidders were headquartered in Ohio or if any companies in Ohio could furnish the salt.

The Executive Director said the bidders were North American Salt Company of Overland Park, Kansas, Morton International, Inc., Morton Salt Division, Chicago, Illinois, and AKZO Salt, Incorporated, Clarks Summit, Pennsylvania. He said that AKZO had a mine in the Cleveland area, but they were not the low bidder.

The Chairman said Mr. Hagan brought up a good point. He said the Commission had been trying, all things being equal, to do business with Ohio-based companies. He said that, occasionally, it didn't work out.

A resolution concerning award of a contract pursuant to Invitation No. 3291 was moved for adoption by Mrs. Leever, seconded by Mr. Parise as follows:

RESOLUTION NO. 31-1993

"WHEREAS, the Commission has advertised for bids for Invitation No. 3291 for furnishing to the Commission its requirements for sodium chloride estimated at approximately 34,300 tons, and three bids were received in response to that invitation, such bids having been reviewed by the Commission's staff;

"WHEREAS, it is anticipated that the expenditures of the Commission for sodium chloride under Invitation No. 3291 shall exceed \$500,000 and in accordance with Article V, Section 2.10 (16) of the Commission's Code of Bylaws, Commission action is necessary for the award of such contract;

"WHEREAS, the bids were reviewed by the deputy executive director-chief engineer who has stated that the lowest responsive and responsible bid for Items 1, 3, 4 and 6 was submitted by North American Salt Company of Overland Park, Kansas, in the total amount of approximately \$522,069.00, and for Items 2, 5, 7, 8 and 9 by Morton International, Inc., Morton Salt Division, of Chicago, Illinois, in the total amount of approximately \$670,881.00, and that both bidders propose to furnish materials and services in accordance with the Commission's specifications;

"WHEREAS, the Commission's general counsel has reviewed the bids received and has advised the Commission that the procedure followed by the Commission in advertising for Invitation No. 3291 is in accordance with Section 5537.07 of the Revised Code of Ohio, and that the bids of North American Salt Company and Morton International, Inc., Morton Salt Division, are the lowest responsive and responsible bids received and that the Commission may legally enter into contracts with North American Salt Company and Morton International, Inc., Morton Salt Division, to furnish sodium chloride in accordance with Invitation No. 3291;

"WHEREAS, the executive director has reviewed the bids received and has recommended to the Commission that contracts be awarded to the lowest responsive and responsible bidders, North American Salt Company and Morton International, Inc., Morton Salt Division;

"NOW, THEREFORE, BE IT

"RESOLVED that the bid of North American Salt Company of Overland Park, Kansas, for Items 1, 3, 4 and 6 in the total estimated amount of \$522,069.00, and Morton International, Inc., Morton Salt Division, of Chicago, Illinois, for Items 2, 5, 7, 8 and 9 in the total estimated amount of \$670,881.00 for Invitation No. 3291 are, and are by the Commission deemed to be the lowest responsive and responsible bids received and are accepted and the chairman and executive director, or either of them, is hereby authorized (1) to execute a contract with each successful bidder in the form heretofore prescribed by the Commission pursuant to the aforesaid invitation; (2) to direct the return to the other bidders of their bid security, when appropriate; and (3) to take any and all action necessary to properly carry out the terms of said contract."

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

Ayes: Mrs. Leever, Mr. Parise, Mr. Wray, Mr. Fedeli
Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 31-1993.

The Chairman said the report of the Executive Director was accepted as offered.

The Chairman said also that the Turnpike's traffic had been up significantly. He said that for the month of July passenger car traffic was up 7.4 percent and commercial traffic was up 2.2 percent. He said that things at the Turnpike were doing very, very well.

The Chairman said also that he wanted to mention that Jim Brennan had been doing a great job as Development Coordinator. He said the Commission received a tremendous amount of phone calls from individuals and officials of the various cities and counties along the Turnpike regarding new interchanges and other related projects. He said he couldn't meet with all of those people, even if he tried. He said Mr. Brennan had been very gracious in going out there and meeting with the various mayors and people at all the different levels and handled that very nicely for the Commission. He said he really appreciated that. He said the Members and staff always kept in mind that it was their job to service the people.

The Chairman said the report of General Counsel would be received.

General Counsel, Jim McGrath, said he didn't have a formal report, but he did want to comment for Mr. Hagan's benefit that all the storage facilities that furnished rock salt to the Commission were located in Ohio. He said that the Commission did have some Ohio presence, as much as it possibly could.

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 within the past week the consulting engineers had completed all phases of its annual inspection of Turnpike facilities. He said the inspection included those areas that were located within construction zones that were not removed until the end of June. He said the consulting engineers didn't have access to those facilities prior to the first of July. He said the annual report was due on September 30.

The Chairman said the report of the consulting engineers was accepted as offered.

Senator Gaeth asked what was the Commission paying for salt at that time.

The Executive Director said that the rate per ton varied according to the delivery cost. He said looking at the bid tabulations the costs were in the \$33 to \$35 per ton range, including delivery.

The Executive Director said further that the total amount of salt to be supplied was about 35,000 tons, which was approximately the annual requirement for the Turnpike. He said there were storage facilities at all the maintenance buildings. He said they were salt silos that had the capacity of at least 4,000 tons each. He said there have been years in the past when that amount was exceeded, particularly when blizzard conditions existed.

There being no further business to come before the Commission, a motion was made by Mr. Parise, seconded by Mrs. Leever that the meeting adjourn until the next meeting on September 13.

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

Ayes: Mr. Parise, Mrs. Leever, Mr. Wray, Mr. Fedeli

Nays: None

The Chairman declared the meeting adjourned. Time of adjournment was 10:48 a.m.

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



Allan V. Johnson
Assistant Secretary-Treasurer