

OHIO TURNPIKE COMMISSION

**Resolution Declaring the Necessity of Defending Against
or Initiating Legal Proceedings Before or Against
Teamsters Local Union 436 to Resolve Labor Dispute**

WHEREAS, the Commission is authorized pursuant to Ohio Revised Code Section 5537.04 to employ such personnel as are necessary to operate and maintain the Ohio Turnpike System in order to facilitate vehicular traffic throughout the State of Ohio in order to promote the agricultural, commercial, recreational and industrial development of the State;

WHEREAS, the Commission employs full-time and part-time toll collectors to staff its Toll Operations in order to maintain and operate the Ohio Turnpike System in an efficient, economical and safe manner, which employees are represented by the Teamsters Local Union 436;

WHEREAS, the Teamsters Local Union 436 filed a legal action against the Commission on June 15, 2004 in the Cuyahoga County Court of Common Pleas in order to obtain an injunction preventing the implementation of a modified work schedule for full-time and part-time toll collectors at certain interchanges, effective July 4, 2004;

WHEREAS, the Commission believes that it is authorized to implement a modified work schedule for full-time and part-time toll collectors under the authority granted to it under Ohio law and the provisions of the collective bargaining agreement between the Ohio Turnpike Commission and the Teamsters Local Union 436;

WHEREAS, the Commission believes that the implementation of the modified work schedule for full-time and part-time toll collectors is in the best interests of the Commission in that it will provide staffing of its Toll Operations in the most efficient, economical and safe manner;

WHEREAS, the Commission is authorized by the provisions of Ohio Revised Section 5537.04 to take such legal action as is necessary to carry out those powers granted to it under Ohio Revised Code Chapter 5537;

NOW, THEREFORE, BE IT

RESOLVED that the executive director and general counsel are authorized to take those steps necessary in order to defend against or initiate legal proceedings before or against Teamsters Local Union 436 or other necessary parties in order to enforce and protect the legal interests of the Commission with regard to this dispute.

(Resolution No. 32-2004 adopted June 21, 2004)

I, Gary C. Suhadolnik, Assistant Secretary-Treasurer of the Ohio Turnpike Commission, do hereby certify that the above is a true copy of the aforesaid resolution which was duly adopted at a meeting of the Commission, duly called for and convened and held on June 21, 2004, at which a quorum was at all times present and voting.

WITNESS my hand and the seal of the Ohio Turnpike Commission on this 21st day of June, 2004.

Gary C. Suhadolnik
Assistant Secretary-Treasurer