

OHIO TURNPIKE COMMISSION

Resolution Authorizing the Executive Director to Implement Temporary Schedule of Tolls for Classes 2 thru 9 from July 1, 2006 through December 31, 2006

WHEREAS, the Commission, by Resolution 38-1955, established a schedule of tolls and classifications of weight which was effective October 1, 1955; and

WHEREAS, the Commission by Resolutions 40-1956, 16-1981, 16-1995, 18-1995, 56-1995, 59-1995, and 40-2003, has adopted several different revisions in the schedules of toll rates which imposed changes in the schedules of toll rates then in effect; and

WHEREAS, the 1994 Master Trust Agreement allows the Commission to make a temporary change to the schedule of tolls that it deems to be necessary and proper, so long as the Comptroller/Chief Financial Officer certifies that the Commission will not fail to comply with the debt service requirements set forth in the Trust Agreement; and

WHEREAS, the provisions of Ohio Revised Code Section 5537.26 requires the Commission to issue a public notice and hold a public meeting prior to taking any action to implement a temporary reduction in the toll rate schedule; and

WHEREAS, the Commission by Resolution No. 44-2005 authorized the Executive Director to issue a public notice and hold a public meeting required by law regarding its intention to implement another temporary reduction in the toll rate schedule through December 31, 2006, for Classes 2 thru 9, in an effort to attract more commercial carriers to utilize the Turnpike instead of using state routes that are located adjacent to the Turnpike, so that additional analytical data regarding the effects of the trial program on commercial traffic volumes can be gathered while fuel prices stabilize; and

WHEREAS, the Executive Director has reported that a public meeting was held on January 10, 2006 at the Administrative Offices of the Commission in Berea, and a copy of the report from the Executive Director is before the Commission; and

WHEREAS, the Executive Director has reported that representatives from three (3) trucking firms attended the public meeting and testified in favor of the proposed temporary toll rates; and

WHEREAS, the Comptroller/Chief Financial Officer has certified that the Commission will not fail to comply with the debt service requirements set forth in the Trust Agreement;

WHEREAS, the Commission does not anticipate receiving any supplemental payments from the Ohio Department of Transportation for the period from July 1, 2006 through December 31, 2006, to assist in the funding of this temporary reduction in the toll rate schedule since it shall not cause the Commission to fail to comply with the debt service requirements in the Trust Agreement.

NOW THEREFORE, BE IT

RESOLVED, that the Commission hereby authorizes the executive director, or his designee, to implement the attached temporary changes to the schedule of toll rates for classes 2 through 9 for the period of **July 1, 2006 through December 31, 2006**.

(Resolution No. 1-2006 adopted February 23, 2006)

I, Gary C. Suhadolnik, Executive Director 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 February 23, 2006, at which a quorum was at all times present and voting.

WITNESS my hand and the seal of the Ohio Turnpike Commission on this ____ day of February, 2006.

Gary C. Suhadolnik
Executive Director