

**Resolution Directing the Executive Director to Amend the  
Contract with ms consultants, inc. (Project 71-07-07)**

WHEREAS, on September 17, 2007, pursuant to Resolution 41-2007, the Commission authorized a Contract with **ms consultants, inc.**, of **Youngstown, Ohio** for the performance of Project 71-07-07, Engineering Design and Construction Administration and Inspection Services for the Construction of Interchange and Canopy Signage at Thirty-one (31) Toll Interchanges as it relates to the implementation of the Commission's new Toll Collection System; and

WHEREAS, authorized expenditures to date for Phase I Preliminary Design Plan Preparation services under the Contract with ms consultants total \$148,936.00; and

WHEREAS, ms consultants has submitted a fee proposal dated January 11, 2008 in the total lump sum amount of \$433,783.00 for the Phase I Final Design Plan Services, which proposal has been deemed appropriate and reasonable by the Chief Engineer who, therefore, recommends that the Contract awarded to ms consultants be amended to authorize that firm to perform said services; and

WHEREAS, the total Contract amount shall now be in excess of the \$150,000.00 spending authority granted the Executive Director under the Commission's Bylaws and, therefore, the Contract amendment to perform the Phase I Final Design Plan Services requires Commission approval; and

WHEREAS, the Executive Director concurs with the Chief Engineer's recommendation that the Contract with ms consultants be amended to allow for the performance of Phase I Final Design Plan Services for the construction of interchange and canopy signage at thirty-one (31) interchanges; and

WHEREAS, at the time the construction contract(s) for the construction of interchange and canopy signage at thirty-one (31) interchanges is/are awarded, the Commission will be requested to authorize ms consultants to perform construction administration and inspection services for work to be performed during said project; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby authorizes and directs the Executive Director and the Director of Contracts Administration to amend the Contract with ms consultants, inc., to include the performance of the Phase I Final Design Plan Services.

**(Resolution No. 2-2008 adopted February 11, 2008)**