

TCS MODERNIZATION PROJECT

OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

Resolution Authorizing a Modification to the Agreement with Jacobs Engineering to Perform Additional Task 4 Final Design Services to Implement the Strategic Plan for the Toll Collection System Modernization Project in an Amount Not-to-Exceed \$513,042.00 for a Total Aggregate Contract Amount of \$6,785,355.94

WHEREAS, on March 9, 2020, Governor Mike DeWine issued Executive Order 2020-01D declaring a State of Emergency for the entire State of Ohio in response to the COVID-19 pandemic; and

WHEREAS, on March 22, 2020, Amy Acton, MD, MPH, the former Director of Health, issued a “Stay at Home Order” which expired on May 1, 2020, requiring individuals to stay home unless engaged in Essential Activities, Essential Governmental Functions or to operate Essential Businesses and Operations; and

WHEREAS, under the Stay at Home Order, the Ohio Turnpike and Infrastructure Commission (“Commission”) continued operations as Essential Infrastructure and Essential Governmental Functions and further determined that its contractors and service providers must continue to perform services and supply goods and materials to the Commission as Essential Infrastructure, Critical Trades, Supplies for Essential Business and Operators and/or Essential Critical Infrastructure Workers; and

WHEREAS, on April 30, 2020, former Director Acton issued the “Director’s Stay Safe Ohio Order,” which was in effect through May 29, 2020 and subsequently revised by former Director Acton’s “Updated and Revised Order for Business Guidance and Social Distancing,” dated May 29, 2020, and extended by current Interim Director of Health, Lance D. Himes, until rescinded or modified by Interim Director Himes or the State of Emergency declared by the Governor no longer exists, which permits governmental entities and other businesses to continue operations subject to Sector Specific COVID-19 Information and Checklist for Businesses/Employees requiring measures such as, ensuring 6 feet between employees, daily symptom assessments of employees, wearing face coverings, regular handwashing, disinfecting work stations and common areas, changing shift patterns, working from home when possible, among others; and

WHEREAS, the Chief Engineer has issued a memorandum to the Commission’s contractors regarding required work site measures that comply with the Updated and Revised Order for Business Guidance and Social Distancing and this memorandum is available on the Commission’s website at <https://www.ohioturnpike.org/business/doing-business-with-us/construction-projects>; and

WHEREAS, the Chief Engineer recommends that the Commission finds and determines that the contract amendment approved pursuant to this Resolution is necessary for the Commission to continue its operations and complies with the Updated and Revised Order for Business Guidance and Social Distancing and that the work to be performed under the contract shall comply with the Sector Specific COVID-19 Information and Checklist for Businesses/Employees set forth in the Updated and Revised Order for Business Guidance and Social Distancing and the Commission’s work site memorandum, as may be amended from time to time, unless or until such order is lifted entirely; and

WHEREAS, the Commission selected Jacobs Engineering Group, Inc. (“Jacobs”) to perform professional services for the Toll Collection System Modernization (the “TCS Project”) pursuant to the adopted resolution (as applicable), on the date noted and for the scope of work identified below:

CONTRACT ITERATION	SERVICES	FEE PROPOSAL	RESOLUTION NO.	NOT TO EXCEED AMOUNT
Original Contract	Task 1, 2 and 3	June 8, 2016	44-2016	\$615,660.89
First Modification	Task 1, 2 and 3	June 8, 2017	34-2017	\$99,120.00
Second Modification	Partial Task 4 - Procurement	Jan. 11, 2018	6-2018	\$695,510.00
Second Modification	Partial Task 4 - TP 180 Expansion	Jan. 16, 2018	6-2018	\$401,516.00
Third and Seventh Modification	Partial Task 4 - Project 71-18- 03	Feb. 16, 2018 & May 7, 2019	18-2018	\$952,966.00
Third and Seventh Modification	Partial Task 4 - Project 71-18- 04	Feb. 16, 2018 & May 7, 2019	28-2019	\$951,226.00
Third and Eighth Modification	Partial Task 4 - Project 71-18- 05	Feb.16, 2018, June 10, 2019 & August 9, 2019	37-2019	\$1,585,660.00
Fourth Modification	Partial Task 4 - Westgate Diversion	March 27, 2018	Not applicable	\$13,000.00
Fifth Modification	Partial Task 4 - TP 180 CA&I Services	Oct. 30, 2018	54-2018	\$368,507.05
Sixth Modification	Partial Task 4 - CSC System Implementation	March 7, 2019	20-2019	\$384,316.00
	39-20-03 Part A Construction Phase Services	February 4, 2021	52-2020	\$79,470.00
	39-20-04 Construction Phase Services		2-2021	\$100,474.00
	39-20-(01,02,03) Part B Construction Phase Services	February 4, 2021	NA	\$24,888.00
		February 4, 2021		

TOTAL EXPENDED: \$6,272,313.94

CONTRACT ITERATION	SERVICES	FEE PROPOSAL	RESOLUTION NO.	NOT TO EXCEED AMOUNT
<i>Ninth Modification</i>	<i>Additional Task 4 Implementation Services, including 71-18-03 (Part 2 Final Design), 71-18-04 (Part 2 Final Design), and 71-18-05 (Part 2 Final Civil/Site Design and miscellaneous professional services)</i>	January 14, 2021	<i>proposed</i>	<i>\$513,042.00</i>

TOTAL WITH 9TH MODIFICATION: \$6,785,355.94

WHEREAS, Jacobs Engineering submitted a Modification, Task 4 – Site and Roadway Design (Toll Collection System Implementation & Mainline Pavement Replacement Services Proposal for Amendment to Part 2 – Final Design of projects 71-18-05, 71-18-04, and 71-18-03) fee proposal dated January 14, 2021 in the total not-to-exceed amount of \$513,042.00 to perform additional Task 4 Strategic Plan Implementation Support Services for the Final Design and Construction Document Preparation Services for the new and modernized Toll Plazas at Mileposts 4, 49, 211 and 239 and the replacement of the adjacent mainline pavement; and

WHEREAS, the Executive Director has reviewed the recommendations for the Fee Proposal submitted by the Chief Engineer and concurs that the Commission should approve and authorize obtaining the additional Task 4 Services from Jacobs Engineering as described in the Fee Proposal dated January 14, 2021 (copy of which is attached here), as the projects are in furtherance of and are necessary for implementing the Strategic Plan.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that the Fee Proposal from Jacobs Engineering, Inc., dated January 14, 2021, to perform the additional Task 4 Implementation Services for the Toll Collection System and Customer Service Center Strategic Plan, for the not-to-exceed amount of \$513,042.00 is accepted and approved, for a total maximum contract amount of \$6,785,355.94; and

FURTHER RESOLVED that the Executive Director is authorized to amend the Contract with Jacobs Engineering, Inc. to incorporate the proposal dated January 14, 2021 and increase the total not-to-exceed amount payable under the agreement to \$513,042.00 in accordance with the terms and conditions of the Commission's Request for Proposals and Jacobs Engineering's technical responses and accepted fee proposals to perform consulting services identified therein in furtherance of the Strategic Plan.

(Resolution No. 15-2021 adopted March 15, 2021)