

# **TCS MODERNIZATION PROJECT**

## **OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION**

### **Resolution Authorizing Agreement with Logicalis, Inc. for Fiber Optic Network and Ethernet Network Upgrade Installation Services in the Not-to-Exceed Amount of \$2,945,321.00**

WHEREAS, the Commission's fiber network was last upgraded in 2010 and the ethernet was last upgraded in 2015; and

WHEREAS, in 2020, the Commission conducted an inspection and report of the existing fiber network and ethernet and identified necessary upgrades in order to better support the Commission's operations and the new Toll Collection System (TCS); and

WHEREAS, the Chief Information Officer and Technology staff researched available options to perform the network upgrades and due to a lengthy lead time on materials and other variables, determined that the most efficient and cost effective approach was to procure the hardware, software and maintenance services under a DAS contract and then separately procure the installation services; and

WHEREAS, pursuant to Resolution No. 37-2021, adopted June 21, 2021, the Commission authorized the purchase of the data network hardware and software and maintenance services necessary to upgrade the Commission's fiber network and ethernet network from Logicalis, Inc., through the DAS Cooperative Purchasing Program in the total not-to-exceed amount of \$8,961,543.48 ("Network Equipment"); and

WHEREAS, on September 22, 2021, the Commission issued its Request for Proposals No. 19-2020 ("RFP") for Fiber Optic Network and Ethernet Network Upgrade Installation Services to install the Network Equipment; and

WHEREAS, the Commission's consulting engineer prepared a project estimate of \$2,410,930.00; and

WHEREAS, on October 13, 2021, one (1) respondent, Logicalis, Inc., of Cleveland, Ohio submitted a proposal to provide the Fiber Optic Network and Ethernet Network Upgrade Installation Services to the Commission; and

WHEREAS, an Evaluation Team comprised of the Chief Information Officer, Technology Specialist II, and Systems Administrator conducted the technical review of the proposal submitted, and the Commission's Project Manager provided input during the review; and

WHEREAS, , the Evaluation Team scored the technical proposal based on the technical proposal evaluation criteria set forth in the RFP, held a Question and Answer session with the respondent and finalized its technical proposal scoring; and; and

WHEREAS, after the technical proposal scoring was complete, the Evaluation Team reviewed the pricing proposal submitted by Logicalis, Inc. and applied the pricing proposal evaluation criteria set forth in the RFP; and

WHEREAS, the initial pricing proposal from Logicalis, Inc. was in the amount of \$4,881,687.81; and

WHEREAS, based on discussions at the Question and Answer session, the Evaluation Team believed Logicalis, Inc. had some misunderstandings about the scope of services and asked Logicalis, Inc. for a further cost breakdown and that process resulted in Logicalis, Inc. reducing its total price to \$2,945,321.00; and

WHEREAS, the Chief Information Officer reports that the Commission's consulting engineer performed a technical review of the proposal and found the proposal responsive to the requirements of the RFP and that the difference in cost is related to higher labor and equipment estimates based on unknowns and to avoid risk and Logicalis, Inc. is qualified to perform the work; and

WHEREAS, the Chief Information Officer reports that readvertising the project could result in delays to the Toll Collection System Modernization Project and the installation of surveillance cameras at the Service Plazas, as well as price increases; and

WHEREAS, because the revised price proposal exceeds the consulting Engineer's Estimate in excess of ten percent (10%), the Commission convened the Construction Contracts Awards Committee ("CCAC") to determine if the reduced pricing is in reasonable conformance with the Engineer's Estimate and the pricing may be accepted by the Commission upon a recommendation by the Committee; and

WHEREAS, the CCAC met on December 13, 2021, and after considering the consulting engineer's evaluation of pricing and information provided by the Chief Information Officer, the CCAC determined that the revised price proposal submitted by Logicalis, Inc. is within reasonable conformance with the Engineer's Estimate and should be accepted for the reasons set forth in the CCAC memorandum dated December 13, 2021, which is before the Commission; and

WHEREAS, the CCAC recommends that the Commission accept the proposal submitted by Logicalis, Inc. and authorize the Executive Director to enter into an agreement with Logicalis, Inc. to furnish Fiber Optic Network and Ethernet Network Upgrade Installation Services; and

WHEREAS, the expenditures under the contract to be awarded by this Resolution will exceed \$150,000.00 and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is necessary for said award; and

WHEREAS, the Director of Contracts Administration has determined that all legal requirements have been performed and that the aforesaid proposals were solicited on the basis of the same terms, conditions and specifications with respect to all respondents and that the Commission may legally enter into a contract with Logicalis, Inc.; and

WHEREAS, the Office of Equity and Inclusion has found that Logicalis, Inc. has made a good faith effort to attain the participation of small or otherwise disadvantaged businesses on the Project and has made a commitment to meet the SBE participation goal of 15% for the project; and

WHEREAS, the Executive Director has reviewed the reports of the Chief Information Officer and the Construction Contracts Award Committee and concurs with the recommendation that the Agreement for Fiber Optic Network and Ethernet Network Upgrade Installation Services be awarded to Logicalis, Inc.; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED, by the Ohio Turnpike and Infrastructure Commission that Logicalis, Inc. is awarded the contract to furnish Fiber Optic Network and Ethernet Network Upgrade Installation Services and is approved as offering the best value to the Commission, and that the Executive Director is authorized to execute a contract with Logicalis, Inc. in the maximum total amount of \$2,945,321.00; and further said the contract is approved subject to changes or insertions not inconsistent with this Resolution and not materially adverse to the Commission as may be permitted by this Resolution and approved, upon advice of the Acting General Counsel to the Commission, and agreed to by the Executive Director.

**(Resolution No. 76-2021 adopted December 20, 2021)**