

## OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

### **Resolution Authorizing the Triborough Bridge and Tunnel Authority EZIOP Hub Third-Party Beneficiary Agreement in a Total Amount Not-to-Exceed \$733,782.00**

WHEREAS, pursuant to Resolution 19-2008, in May 2008 the Commission joined the Inter Agency Group (“IAG”), which is the consortium of all toll authorities that offer *E-ZPass*<sup>®</sup>, and which utilize transponder technology that is integral to the *E-ZPass*<sup>®</sup> electronic toll collection system; and

WHEREAS, the Full Members of the IAG, as defined in the Amended and Restated Operations Interagency Agreement, as amended that are participating in the E-ZPass Interoperability Hub (the “EZIOP Hub Members”) determined that it was necessary and in their best interests for the Triborough Bridge and Tunnel Authority to enter into Contract 19-IAG-2975 (the “Contract”) for the design, build, operation and maintenance of the entire E-ZPass Interoperability Hub (the “EZIOP Hub”); and

WHEREAS, in furtherance of the development of the EZIOP Hub, the Triborough Bridge and Tunnel Authority at the request of the EZIOP Hub Members engaged a consultant to provide development, deployment, operation, and maintenance of an EZIOP Hub to revise the present IAG Toll Reciprocity architecture and processes, provide a robust, flexible, and easily scalable platform upon which evolving IAG business needs can be addressed, and to facilitate National Toll Interoperability; and

WHEREAS, Electronic Transaction Consultants (“ETC”) has been identified via competitive procurement issued by the Authority as the consultant to provide the EZIOP Hub under the Contract; and

WHEREAS, Director of Internal Audit David Miller and Chief Technology Officer Brian Kelley represent the Commission on the EZIOP Hub Committee and recommend that the Ohio Turnpike and Infrastructure Commission (“Commission”) enter into an EZIOP Hub Third-Party Beneficiary Agreement (“3PBA”) in furtherance of these objectives; and

WHEREAS, the new EZIOP Hub to be developed will benefit EZIOP Hub Members with better centralized reporting and support, enhanced processing and error checking, increased security, reliability, and availability, support for third-party providers, and future national interoperability with other regions; and

WHEREAS, Ohio Revised Code Section 5537.04(A)(11) authorizes the Commission to enter into such contracts as are necessary to the performance of its duties, including such actions as are necessary to participate in the multi-jurisdiction electronic toll collection agreement and collection or remittance of tolls, fees, or other charges to or from entities or agencies that participate in such an agreement; and

WHEREAS, the approved budget for the Contract is \$21,543,452.00 for the initial term of ten (10) years; and

WHEREAS, the Commission’s pro rata share of these costs for delivery and operations of the Hub are projected not to exceed \$733,782.00 over the term of the Contract; and

WHEREAS, Commission action is necessary to approve the Contract in accordance with Article V, Section 1.00 of the Commission’s Bylaws because the amount to participate in the 3PBA exceeds \$150,000.00 over the term of the Contract; and

NOW, THEREFORE, BE IT

RESOLVED, that the Executive Director is hereby authorized to execute the Triborough Bridge and Tunnel Authority EZIOP Hub Third-Party Beneficiary Agreement; and

FURTHER RESOLVED, the Executive Director is authorized to take any and all actions necessary to implement and effectuate the terms of the Triborough Bridge and Tunnel Authority EZIOP Hub Third-Party Beneficiary Agreement.

**(Resolution No. 65-2022 adopted August 15, 2022)**