

## OHIO TURNPIKE COMMISSION

### Resolution Authorizing the Executive Director to Enter into an Agreement for Traffic and Revenue Forecasting and Planning Services

WHEREAS, the Commission's Master Trust Agreement with its bondholders requires that the Commission retain an Independent Traffic and Revenue Consultant; and

WHEREAS, the current consulting agreement is expiring and, on January 30, 2013, the Commission issued its Request for Proposals ("RFP") for Traffic and Revenue Forecasting and Planning Services for an initial Agreement term of three years, which Agreement may be extended for two additional, one-year periods; and

WHEREAS, on February 26, 2013, three firms submitted proposals to provide the Traffic and Revenue Forecasting and Planning Services to the Commission; and

WHEREAS, an Evaluation Committee comprised of the Chief Engineer, the CFO/Comptroller and the Assistant Chief Engineer for Structures and Facilities conducted the technical review of the proposals submitted; and

WHEREAS, based on the technical review, the Evaluation Committee unanimously awarded the highest technical score to **Jacobs Engineering Group, Inc. ("Jacobs Engineering")**, of **Cincinnati, Ohio**, which firm the Committee noted proposed a clear and concise approach to the traffic and revenue forecasting process, and also has significant similar experience with other toll roads and a record of accuracy in terms of forecasting for bond sales; and

WHEREAS, Jacobs Engineering's fee proposal of **\$12,924.00 per month** (or **\$155,088.00 per year**) and **\$50,497.00 for performing the traffic and revenue forecasting required for the upcoming bond sale** was also the lowest fee proposal received; and

WHEREAS, Jacobs Engineering has alternatively proposed to reduce the monthly fee to **\$5,657.00** for the performance of the **routine monthly reporting tasks**, and to perform other tasks that are not required monthly on an "on call" agreed upon hourly rate, which the Evaluation Committee believes is a more cost effective fee proposal; and

WHEREAS, as a result of this competitive process, the Evaluation Committee has concluded that the best proposal was submitted by Jacobs Engineering and unanimously recommends that an Agreement be entered into with that firm; and

WHEREAS, expenditures under the Agreement to be awarded for Traffic and Revenue Forecasting and Planning Services 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 Commission has been advised by its General Counsel 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, that Jacobs Engineering has provided evidence of its ability to provide all required insurance as set forth in the RFP, and that the Commission may legally enter into an Agreement with said firm; and

WHEREAS, the Executive Director has reviewed the reports of the Evaluation Committee and the General Counsel and, predicated upon their analyses, concurs with the recommendation that the Agreement for Traffic and Revenue Forecasting and Planning Services be awarded to Jacobs Engineering; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the proposal submitted by **Jacobs Engineering Group, Inc.**, of **Cincinnati, Ohio**, is, and is by the Commission determined to be, the best of all proposals received in response to the Commission's RFP for Traffic and Revenue Forecasting and Planning Services and is accepted; and

FURTHER RESOLVED that the Executive Director and General Counsel hereby are authorized to execute an Agreement with Jacobs Engineering to furnish Traffic and Revenue Forecasting and Planning Services to the Commission at the rates established under the agreed upon fee proposal, which shall provide for an initial term of three years with an option to renew the Agreement for two additional, one-year periods, in the form heretofore prescribed by the Commission pursuant to the aforesaid RFP, and to take any and all action necessary or proper to carry out the terms of said RFP and said Agreement; and

FURTHER RESOLVED that the Executive Director of the Ohio Turnpike Commission will provide a certified copy of this resolution to the Huntington National Bank, as Trustee for the Bondholders.

**(Resolution No. 14-2013 adopted March 18, 2013)**