

MINUTES OF THE 577th MEETING OF THE OHIO TURNPIKE COMMISSION

November 2, 2011

Chairman: (10:05 a.m.) Good morning. Would you please stand and join me in saying the Pledge of Allegiance.

All in attendance: I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

Chairman: Good morning. This is a Special Meeting of the Ohio Turnpike Commission. The Meeting will come to order. Will the Interim Assistant Secretary-Treasurer, please call the roll?

Interim Assistant Secretary-Treasurer: Mr. Hruby

Mr. Hruby: Here

Interim Assistant Secretary-Treasurer: Mr. Balog

Mr. Balog: Here

Interim Assistant Secretary-Treasurer: Mr. Greenslade

Mr. Greenslade: Here

Interim Assistant Secretary-Treasurer: Mr. Pakush

Mr. Pakush: Here

Interim Assistant Secretary-Treasurer: Representative Dovilla

Representative Dovilla: Present

Chairman: Senator Patton and Commission Member Cole are not able to attend this morning, they called in and express their concern and apologies that they could not be here. This is the 577th Meeting of the Ohio Turnpike Commission. We are meeting here at the Commission's headquarters as provided for in the Commission's Code of Bylaws for a Special Meeting. If there are no questions, we'll proceed with the General Counsel report.

General Counsel: Mr. Chairman I have one proposed resolution for your consideration this morning regarding the possible appointment of the Executive Director.

Mr. Pakush: Okay. Mr. Chairman can I make a motion?

Chairman: Yes you can.

Mr. Pakush: I would like to move that we hold an Executive Session to discuss this appointment of a Commission employee under the provision of the Ohio Revised Code Section 122.22(g)(1), at the end of such Executive Session the Commission shall resume its open meeting.

Chairman: Okay. Is there a second?

Chairman: I'll second it.

Mr. Balog: Second.

Chairman: Call the roll please.

Interim Assistant Secretary-Treasurer: Mr. Pakush

Mr. Pakush: Yes

Interim Assistant Secretary-Treasurer: Mr. Hruby

Mr. Hruby: Yes

Interim Assistant Secretary-Treasurer: Mr. Balog

Mr. Balog: Yes

Interim Assistant Secretary-Treasurer: Mr. Greenslade

Mr. Greenslade: Yes

Interim Assistant Secretary-Treasurer: We are adjourned.

Chairman: (10:07 a.m.) Ladies and gentlemen we are adjourned into Executive Session. We'll call you as soon as we are done. It won't be very long I assure you. Thank you. Do we leave?

Mr. Balog: We just go inside there, it is easier.

Chairman: Folks wait a minute, you can stay in here.

Interim Executive Director: We'll go in here.

Chairman: I am sorry we're going to leave. I am thinking of back home.

Mr. Patch, Toledo Blade: You are going into the Caucus Room next door?

Chairman: Yes.

Mr. Patch, *Toledo Blade*: I was going to go sit in there.

Chairman: I think I am back in Brecksville. You will have to excuse me. We throw you out in Brecksville.

Mr. Pakush: Mr. Chairman, can I make a motion?

Chairman: Yes sir, Myron.

Mr. Pakush: (10:21 a.m.) I'd like to move that we conclude the Executive Session pursuant to the provisions of the Ohio Revised Code 122.22(g)(1) and resume the open meeting of the Commission.

Mr. Balog: Second the motion.

Chairman: Motion and second, roll call.

Interim Assistant Secretary-Treasurer: Mr. Pakush

Mr. Pakush: Yes

Interim Assistant Secretary-Treasurer: Mr. Balog

Mr. Balog: Yes

Interim Assistant Secretary-Treasurer: Mr. Greenslade

Mr. Greenslade: Yes

Interim Assistant Secretary-Treasurer: Mr. Hruby

Mr. Hruby: Yes

Chairman: Thank you. Before we move to the resolution I would just like to officially welcome Adam Greenslade to the Commission. He was recently appointed, he is from the Sandusky area, and his background is in heavy and economic development, part of Team ACOG. He is very familiar with the Turnpike transportation and of course the importance of economic development. Another claim to fame, he's a graduate of Ohio State University, so if we hear this humming of that famous tune we'll know that you are present.

Mr. Greenslade: Or might be.....

Chairman: But welcome...welcome to the Commission.

Mr. Greenslade: Thank you.

Chairman: Let's move to the resolution.

General Counsel: Mr. Chairman, Commission Members I have one proposed resolution for your consideration this morning. The resolution would authorize the appointment of Richard A. Hodges to the position of Executive Director of the Commission. As you are aware, the Chief Engineer Daniel F. Castrigano has served as the Interim Executive Director of the Commission since April 1st, 2011, and it should be noted that he has provided exemplary service to the Commission not only in this capacity, but in his 30 years continuous service to the Commission in various capacities. Mr. Hodges has been recommended by the Chairman for appointment to the position of Executive Director to serve at the pleasure of the Commission and in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws dated March 17, 2003. Pursuant to Article I, Section 2.00 of the Commission's Code of Bylaws the Chairman of the Commission is authorized to establish the compensation and terms and conditions of the employment of the Executive Director and the proposed resolution would authorize the Chairman to execute all documents necessary to employ Richard A. Hodges as the Executive Director and to establish his compensation. In addition, the Commission has previously established by Resolution Number 3-2003 that the position of Executive Director should be exempt from those provisions of the Employee Manual that govern vacation leave, personal leave, and sick leave. Finally it has been the prior practice of the Commission that the Executive Director serve in the position of Assistant Secretary-Treasurer as established in the Commission's Code of Bylaws and the proposed resolution continues this practice by authorizing the appointment of Richard Hodges to the position of Assistant Secretary-Treasurer. With your permission Mr. Chairman I will read the Resolved.

Chairman: Please.

General Counsel: RESOLVED that Richard A. Hodges is hereby appointed to the position of Executive Director of the Commission effective November 7, 2011, to serve at the pleasure of the Commission; and

FURTHER RESOLVED, that the position of Executive Director shall continue to be exempt from those provisions of the Employee Manual that govern vacation leave, sick leave and personal leave; and

FURTHER RESOLVED, that Richard A. Hodges shall be authorized to perform all of the duties and powers granted to the Executive Director as governed by Article V, Section 1.00 of the Code of Bylaws dated March 17, 2003; and

FURTHER RESOLVED that the Chairman is authorized to execute all paperwork necessary to employ Richard A. Hodges as the new Executive Director and to effectuate the provisions of this resolution; and

FURTHER RESOLVED that Richard A. Hodges is appointed to serve as the Assistant Secretary-Treasurer, and is authorized to perform all duties set forth in Article I, Section 5.10 of the Commission's Code of Bylaws dated March 17, 2003; and

FURTHER RESOLVED that Daniel F. Castrigano shall continue to serve as Interim Executive Director through November 6, 2011, at such time he shall return to the position of Chief Engineer; and

FURTHER RESOLVED that the above-mentioned action is confirmed as having taken place at this meeting in accordance with law and the Commission's Code of Bylaws and the Assistant Secretary-Treasurer is directed to enter this resolution in the journal of the Commission as a record thereof.

General Counsel: I apologize Mr. Chairman I did misread the first paragraph with respect to the effective date of the appointment.

Chairman: No problem. Is there a second to the resolution?

Mr. Pakush: I second the resolution.

Chairman: First of all the motion.

Mr. Pakush: Okay I am sorry. I thought there was motion.

Chairman: And I'll second it.

Mr. Pakush: Okay I motion for the resolution to be approved.

Chairman: Second. Discussion? Anyone wish to say anything about this? I would. Let me speak for just a moment here. Richard, I have gotten to know him in a short period of time. He is currently the Director of Legislative Development and Operational Reform with the Ohio Bureau of Workers' Compensation in Columbus, Ohio. He is a graduate of the University of Toledo, has his Masters Degree in Public Administration, he had his B.A. in Government and a minor in History. Graduated originally from Oberlin College and then got his Masters at the University of Toledo. He served as Treasurer of Fulton County, he served as Director for a variety of organizations, served the State Legislature, State Representative from 1993 to 1999 and during that period of time he served on the Ohio Turnpike Commission and is very familiar with the goings and comings of the Turnpike Commission. He has been very active in economic development in the State of Ohio and in other states, he has held the position of Executive Vice-President and a Contractor's Association and Chief Executive Officer in Tucson in a realtor's association and then Executive Director in Milwaukee, Wisconsin for a Metropolitan Builders' Association, so he comes with a good background in a variety of things that are integral to the operations of the Ohio Turnpike and we are very, very pleased to make this recommendation to the Commission, making Richard Hodges our new Executive Director. Anything further comment? Hearing none roll call.

Interim Assistant Secretary-Treasurer: Mr. Pakush

Mr. Pakush: Yes

Interim Assistant Secretary-Treasurer: Mr. Hruby

Mr. Hruby: Yes

Interim Assistant Secretary-Treasurer: Mr. Greenslade

Mr. Greenslade: Yes

Interim Assistant Secretary-Treasurer: Mr. Balog

Mr. Balog: Yes

RESOLUTION NO. 48-2011

**Resolution Authorizing the Appointment of Richard A. Hodges
as Executive Director**

WHEREAS, Daniel F. Castrigano has served as the Interim Executive Director since April 1, 2011 and the Commission wishes to commend him for his exemplary service to the Commission during this period; and

WHEREAS, the Chairman has recommended to the Commission that Richard A. Hodges be appointed as the new Executive Director effective November 7, 2011, and the Commission concurs with said recommendation; and

WHEREAS, the Commission members have determined it is in the best interest of the Commission that the Executive Director serve at the pleasure of the Commission and that his compensation be established by the Chairman in accordance with the authority granted under Article I, Section 2 of the Code of Bylaws dated March 17, 2003; and

WHEREAS, the Commission members previously determined that the position of Executive Director shall be exempt from those sections of the Employee Manual that govern vacation leave, sick leave, and personal leave in Resolution No. 3-2003; and

WHEREAS, the Commission Members have agreed that the Chairman should be authorized to execute all documents necessary to employ and establish the terms of the employment and compensation of the Executive Director; and

WHEREAS, the Commission has established a practice of appointing the Executive Director to serve as the Assistant Secretary-Treasurer of the Commission and the Commission wishes to continue this practice by appointing Richard A. Hodges to the position of Assistant Secretary-Treasurer.

NOW, THEREFORE, BE IT

RESOLVED that Richard A. Hodges is hereby appointed to the position of Executive Director of the Commission effective November 7, 2011, to serve at the pleasure of the Commission; and

FURTHER RESOLVED, that the position of Executive Director shall continue to be exempt from those provisions of the Employee Manual that govern vacation leave, sick leave and personal leave; and

FURTHER RESOLVED, that Richard A. Hodges shall be authorized to perform all of the duties and powers granted to the Executive Director as governed by Article V, Section 1.00 of the Code of Bylaws dated March 17, 2003; and

FURTHER RESOLVED that the Chairman is authorized to execute all paperwork necessary to employ Richard A. Hodges as the new Executive Director and to effectuate the provisions of this resolution; and

FURTHER RESOLVED that Richard A. Hodges is appointed to serve as the Assistant Secretary-Treasurer, and is authorized to perform all duties set forth in Article I, Section 5.10 of the Commission's Code of Bylaws dated March 17, 2003; and

FURTHER RESOLVED that Daniel F. Castrigano shall continue to serve as Interim Executive Director through November 6, 2011, at such time he shall return to the position of Chief Engineer; and

FURTHER RESOLVED that the above-mentioned action is confirmed as having taken place at this meeting in accordance with law and the Commission's Code of Bylaws and the Assistant Secretary-Treasurer is directed to enter this resolution in the journal of the Commission as a record thereof.

Chairman: Passes, okay what's the total?

Interim Assistant Secretary-Treasurer: Four to zero.

Chairman: Passes four to zero. Before we adjourn I do want to let Mr. Balog and I say a few things about and of course anyone else can join in, about the job that Dan has done as Acting Executive Director. Being relatively new and very new to the Commission, I really found Dan to be extremely helpful in familiarizing me with the Commission operations, but a man who really promotes and speaks so very highly of the organization that he works for and has done an outstanding job. As a Mayor serving the last 24 years and having the Turnpike run through a community, Dan has been an outstanding public official to work with, extremely cooperative, and a guy who I just can't say enough of Dan so thank you so much for your leadership and the great job that you did and I wish you a continued lengthy, lengthy career with the Turnpike.

Interim Executive Director: I appreciate the comments Mr. Chairman and I appreciated the opportunity to fill in during this period.

Chairman: Mr. Balog.

Mr. Balog: I just wanted to say it was difficult time when an Executive Director announces that he is retiring as Mr. Distel did, Dan stepped in and filled the void and has done a great job and we're very fortunate to have a person so familiar with the Turnpike, and looking out for the best interest of the Turnpike, so thank you.

Chief Engineer: Thank you Mr. Balog.

Chairman: Any further comments? Hearing none, there is no further business. I'll accept a motion to adjourn.

Mr. Balog: So moved.

Mr. Pakush: Second.

Chairman: Roll call.

Interim Assistant Secretary-Treasurer: Mr. Balog

Mr. Balog: Yes

Interim Assistant Secretary-Treasurer: Mr. Pakush

Mr. Pakush: Yes

Interim Assistant Secretary-Treasurer: Mr. Hruby

Mr. Hruby: Yes

Interim Assistant Secretary-Treasurer: Mr. Greenslade

Mr. Greenslade: Yes

Interim Assistant Secretary-Treasurer: We are adjourned.

Chairman: The next meeting will be Monday, December 19, 2011, at 10:00 a.m. One comment I will make, I'm sorry I know we are adjourned, but since the last meeting I, Captain I spoke highly of you gentlemen and the work that you have been doing, ladies and gentlemen, with drug enforcement on the Turnpike and much to my pleasure I read another article about another major drug arrest on the Turnpike, and a major seizure again. So I'd like to again publically commend the Patrol for the fine work they are doing and sending a message that this

is not a location that one should be running drugs through our state or bringing them in and out of, so thank you very much and please pass that commendation on behalf of our Commission back to whoever it should go to, we appreciate it very much your fine work.

Captain Zurcher: Thank you for the comments Mr. Chairman.

Chairman: Thank you for indulging me, we are adjourned.

Time of adjournment is 10:30 a.m.

For recordkeeping purposes - Those in attendance are as follows:

Martin Seekely, CFO/Comptroller, Ohio Turnpike; Debby Sideris, Executive Office, Ohio Turnpike; Jennifer Diaz, Legal Department, Ohio Turnpike; Tom Breckenridge, *The Plain Dealer*; Kathy Weiss, Director of Contracts Administration and Government Affairs, Ohio Turnpike; Captain Chris Zurcher, Ohio State Highway Patrol; Richard A Hodges, Director of Legislative Development and Operational Reform at Ohio Bureau of Workers Compensation; David Miller, Director of Toll Audit, Ohio Turnpike; Doug Hedrick, Assistant Chief Engineer, Ohio Turnpike; David Patch, *Toledo Blade*; Scott Buchanan, URS; Chris Near, HMSHost; Sharon Isaac, Director of Toll Operations, Ohio Turnpike; Robin Carlin, Director of Human Resources, Ohio Turnpike; Lauren Hakos, Public Affairs & Marketing Manager, Ohio Turnpike.

Approved as a correct transcript of the proceedings of the Ohio Turnpike Commission

Richard Hodges, Secretary-Treasurer