



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item # 5

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

October 15, 2009

MOTION

**Made By: Mr. Koelemay Seconded By: Mr. White
Action: Motion Carried, Unanimously**

**Title: Authorization to Execute Extension Agreement for Provision of E-ZPass
Electronic Toll Collection System Equipment**

WHEREAS, pursuant to Section 33.1-12 (7) of the Code of Virginia, the Commonwealth Transportation Board (the "Board") is charged with the duty to review and approve policies and transportation objectives of the Virginia Department of Transportation (VDOT), assist in establishing policies and objectives and to oversee the execution thereof; and,

WHEREAS, in 1996 the Board and VDOT implemented, an automated toll revenue collections system to facilitate electronic toll collection at VDOT-owned and operated toll facilities formerly known as Smart Tag; and,

WHEREAS, it is the Board's and VDOT's primary objective to provide a seamless electronic toll collection system throughout the Commonwealth that is reasonable in cost, customer friendly and efficient; and,

WHEREAS, VDOT provides electronic toll collection to non-VDOT owned toll facilities throughout the Commonwealth; and,

WHEREAS, in furtherance of the objective to provide seamless electronic toll collection, the CTB, by resolution dated September 17, 2003, authorized VDOT to apply for full membership in the E-ZPass Interagency Group (IAG) by executing various agreements and subsequent amendments thereto including an operating agreement, a reciprocity agreement and a pilot parking reciprocity agreement for non-toll transactions; and,

WHEREAS, pursuant to the E-ZPass Operations Interagency Agreement dated as of February 20, 1998 ("Operating Agreement"), the Reciprocity Agreement between the existing Full Member Agencies of the IAG dated as of July 30, 1998 ("Reciprocity I

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Agreement"), the Reimbursement of Credit Card Fees Policy Statement, and certain other implementing agreements, the Full Member Agencies have committed themselves to a joint and cooperative effort to ensure the efficient and effective operation of a regional system of electronic toll collection that enjoys the benefits of interoperability and reciprocity; and,

WHEREAS, the equipment utilized by the E-ZPass electronic toll collection system is provided to the member agencies through multiple but nearly identical agreements executed with a single vendor; and,

WHEREAS, the term of the agreements with the current vendor expired on August 17, 2007; and,

WHEREAS, the IAG has formed the Next Generation Technology Task Force (NGTTF) to conduct a procurement of a new vendor agreement for toll collection equipment for the participating toll operators; and,

WHEREAS, the procurement process and subsequent implementation of any newly selected equipment was not expected to be completed by August 17, 2007; and,

WHEREAS, in accord with the authority granted by the Commonwealth Transportation Board pursuant to a resolution dated July 19, 1007, the Commonwealth Transportation Commissioner executed an extension agreement with the current equipment vendor to extend the existing agreement for a three year period expiring August 17, 2010; and,

WHEREAS, the selection and testing of new equipment may not be completed by August, 17, 2010; and,

WHEREAS, the extension agreement with the current vendor requires a Notice of Intent no later than November, 2009 in order to exercise an optional one year extension; and,

WHEREAS, compatibility of equipment utilized throughout the E-ZPass network is essential in preserving the interoperability of the toll facilities in the E-ZPass network in providing a seamless traveling experience for toll customers.

NOW, THEREFORE, BE IT RESOLVED by the Commonwealth Transportation Board that the Commonwealth Transportation Commissioner is hereby authorized to take all actions as necessary to continue to maintain access to electronic toll collection equipment compatible with the E-ZPass network including, but not limited to, execution of additional extensions with the current equipment vendor.

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