

**MINUTES OF THE REGULAR MEETING OF
THE ILLINOIS STATE TOLL HIGHWAY AUTHORITY**

October 29, 2009

The Illinois State Toll Highway Authority met in regular session on Thursday, October 29, 2009 at approximately 11:10 a.m. in the Board Room of The Illinois State Toll Highway Authority's Administration Building in Downers Grove, Illinois.

The Meeting was held pursuant to By-Laws of the Authority upon call and notice of the Meeting executed by Chair Paula Wolff, which notice reads in words and figures as follows:

THE ILLINOIS STATE TOLL HIGHWAY AUTHORITY
Administration Building
2700 Ogden Avenue
Downers Grove, Illinois 60515

Governor Pat Quinn

Director George Pradel

Acting Secretary Gary Hannig

Director Jim Roof

Director Jim Banks

Director Carl Towns

Director Thomas Canham

Director Tom Weisner

Director Bill Morris

Pursuant to the requirements of the Authority's By-Laws, Notice is hereby given of the Regular Board Meeting of the Authority to be held on **Thursday, October 29 at 10:00 a.m.** in the Boardroom of the Administration Building in Downers Grove, Illinois.

Paula Wolff
Chair

This meeting will be accessible to individuals with disabilities in compliance with Executive Order #5, and pertinent state and federal laws, upon notification of anticipated attendance. Persons with disabilities planning to attend and needing accommodations should contact the Americans with Disabilities Act Coordinator of The Illinois State Toll Highway Authority at (630) 241-6800, Ext. 1010 in advance of the meeting at 2700 Ogden Avenue, Downers Grove, IL, to inform of their anticipated attendance.

There will be live feed Webcasting of the Board Meeting while in session. An audio file will be available five business days after the meeting at www.illinoistollway.com.

Chair Wolff stated that this is the regularly scheduled meeting of the Board of The Illinois State Toll Highway Authority and asked the Secretary to call the roll. Those present and absent were as follows:

Present:

Chair Paula Wolff
Director Jim Banks
Director Bill Morris
Director George Pradel
Director Jim Roolf
Director Carl Towns
Director Tom Weisner

Absent:

Governor Pat Quinn
Acting Secretary Gary Hannig
Director Tom Canham

Chair Wolff then called for Public Comment and there being none, called for a motion approving the Minutes of the Regular Board Meeting held on September 24, 2009.

Director Morris moved to approve the Minutes; seconded by Director Towns.

Chair Wolff called for a voice vote and there being “Ayes” and no “Nays”, declared the motion carried.

Chair Wolff then stated that the Release of Executive Session Minutes would be deferred and brought back to the Board at next month’s meeting.

Chair Wolff briefed the Board on the following:

The Senate Confirmation Hearings were held in Springfield yesterday and she, Director Morris and Director Weisner were confirmed to serve on the Board of the Illinois Tollway.

Two working groups will be put together. One will be a Customer Service group dealing with violations. This group will consist of Directors Pradel and Towns and will be chaired by Director Morris. The other work group will deal with the Oases. Director Weisner will chair this group and Directors Roof and Canham will also serve.

Chair Wolff then called on the Acting Executive Director. Mr. Mike King gave a presentation on the Congestion Relief Program outlining projects by roadway (copy attached).

Mr. King then acknowledged Aaron Jones who is back from deployment and he also mentioned that another employee, Wes Sosa will be coming back from deployment shortly.

Chair Wolff then began the Consent Agenda by calling for a motion approving the Renewal of the Property Insurance Program with RSUI Indemnity Company and Chubb Insurance Co. through Mesirow Insurance Services in the amount of \$643,949 for blanket policy and \$48,809 for the CA Facility. This appears in the Appendage as Resolution No. 18881.

Director Pradel moved for adoption; seconded by Director Banks.

Chair Wolff called for a voice vote, and there being “Ayes” and one “Nay”, declared the motion carried. Director Morris voted “No” on this item.

Chair Wolff then called for a motion adopting the following:

Approval of the issuance of up to \$300M Series 2009 Bonds to finance costs of the Congestion-Relief Program. This appears in the Appendage as Resolution No. 18882.

Approval of the 2010 Tentative Budget. This appears in the Appendage as Resolution No. 18883.

Director Banks moved for adoption; seconded by Director Towns.

Chair Wolff called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried.

Chair Wolff then called for a motion adopting the following Procurement items:

Renewal of Contract 09-0220 to J.P. Bushnell Packing Supply Company for Hydraulic Hose and Fittings, from \$26,000 by \$26,000 to \$52,000. This appears in the Appendage as Resolution No. 18884.

Renewal of Contract 08-0219 to Tepper Electric Supply for Luminaires and Components from \$65,000 by \$97,000 to \$162,000. This appears in the Appendage as Resolution No. 18885.

Award of Contract 09-0084 to Filtrona Extrusion, Incorporated (a.k.a. Pexco, LLC) for Replacement Parts and Supplies for the FG300 Interstate Grade Curb System in the amount of \$37,923.60. This appears in the Appendage as Resolution No. 18886.

Renewal of Contract 08-0157 to Advanced Waterjet Technologies LLC for Refurbishing Service for Extrusions and Aluminum Sign Blanks from \$56,250 by \$56,250 to \$112,500. This appears in the Appendage as Resolution No. 18887.

Director Banks moved for adoption; seconded by Director Pradel.

Chair Wolff called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried.

Chair Wolff called for a motion adopting the Award of Contract 09-0160 for Investment Banking Services (Bond Underwriting and Remarketing Services). This appears in the Appendage as Resolution No. 18888.

Director Banks moved for adoption; seconded by Director Roolf.

Chair Wolff called for a voice vote, and there being “Ayes” and one “Nay”, declared the motion carried. Director Morris voted “No” on the Award of Contract 09-0160.

Chair Wolff then called for a motion adopting the Renewal of the Maintenance Agreement for E-ZPass Reciprocity Hardware and Software for the period of January 1, 2010 through December 31, 2010, in an amount not to exceed \$145,000. This appears in the Appendage as Resolution No. 18889.

Director Pradel moved for adoption; seconded by Director Towns.

Chair Wolff called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried.

Chair Wolff then called for a motion adopting the following:

Award of Contract RR-09-5582 to F.H. Paschen, S.N. Nielsen & Assoc. LLC for Bridge Rehabilitation on the Jane Addams Memorial Tollway (I-90) at Milepost 23.1 (Bridges 549 and 550 over the Fox River), in the amount of \$2,308,644.48. This appears in the Appendage as Resolution No. 18890.

Proposal from Wilbur Smith and Associates, Inc. on Contract RR-05-9850, for the Renewal of Traffic Engineering Services, Systemwide, by \$3,300,000 from \$10,779,056.92 to \$14,079,056.92. This appears in the Appendage as Resolution No. 18891.

Proposal from AECOM USA, Inc. (formerly Consoer Townsend Envirodyne Engineers, Inc.) on Contract RR-05-9851, for the Renewal of General Consulting Engineering Services, by \$7,770,000 from \$27,947,206.96 to \$35,717,206.96. This appears in the Appendage as Resolution No. 18892.

Partial Release of Retainage on Contract I-07-5476 to R.W. Dunteman Co./James Fiala Paving/Herlihy Mid-Continent Company (Tri-Venture), for Widening and Overlay on the Veterans Memorial Tollway (I-355) from Milepost 15.9 (75th Street) to Milepost 19.4 (Ogden Avenue), in the amount of \$2,052,971.53. This appears in the Appendage as Resolution No. 18893.

Partial Release of Retainage on Contract I-08-5496 to K-Five Construction Company for Northbound Widening and Overlay on the Veterans Memorial Tollway (I-355) from Milepost 15.2 (75th Street) to Milepost 16.1 (71st Street), in the amount of \$400,102.79. This appears in the Appendage as Resolution No. 18894.

Partial Release of Retainage on Contract RR-09-5499 to R.W. Dunteman Co. for Hot-Mix Asphalt Resurfacing, Pavement Repairs, Cable Median Barriers & Check Valve Installation on the Reagan Memorial Tollway (I-88) from Milepost 109 (Blackberry Creek) to Milepost 141 (I-290); and on the Tri-State Tollway (I-294) at Milepost 29 (Northbound Ramp to West I-88), in the amount of \$263,268.43. This appears in the Appendage as Resolution No. 18895.

Partial Release of Retainage on Contract I-06-5516 to FHP Tectonics Corp. for Reconstruction and Widening on the Reagan Memorial Tollway (I-88) from Milepost 137.0 to Milepost 137.9 and from Milepost 138.4 to Milepost 139.1 (IL Route 83 to York Road), in the amount of \$1,397,970.80. This appears in the Appendage as Resolution No. 18896.

Partial Release of Retainage on Contract I-06-5517 to Walsh Construction Company of Illinois for Reconstruction and Widening on the Reagan Memorial Tollway (I-88) from Milepost 137.9 (IL Route 83) to Milepost 139.1 (York Road), in the amount of \$2,661,207.94. This appears in the Appendage as Resolution No. 18897.

Partial Release of Retainage on Contract RR-07-5530 to Lorig Construction Company for Bridge and Wall Repair on the Jane Addams Memorial Tollway (I-90) from Milepost 3.3 (Touhy Avenue) to Milepost 22.5 (IL 25 Ramp Bridge), in the amount of \$235,941.20. This appears in the Appendage as Resolution No. 18898.

Permit EW 09-15 to Paetec for permission to install, maintain and operate fiber optic facilities directionally bored under and across I-88 at Eola Road. Fee will be \$1,000. This appears in the Appendage as Resolution No. 18899.

Director Roof moved for adoption; seconded by Director Banks.

Chair Wolff called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried.

Chair Wolff then called for a motion adopting the following:

Intergovernmental Agreement with the Illinois Secretary of State to facilitate the processing of toll violations, vehicle registration suspensions and driver’s license suspensions. This appears in the Appendage as Resolution No. 18900.

Amendment of Resolution No. 16937 for the IDOT/ACS Photo Enforcement Van operated in construction zones by the Illinois State Police, District 15. This appears in the Appendage as Resolution No. 18901.

Authorization of selection of bond counsel and identification of bond counsel. This appears in the Appendage as Resolution No. 18902.

Settlement Agreement of a condemnation case, Parcel No. 2230203 (Winnebago County Case No. 05-ED-13). This appears in the Appendage as Resolution No. 18903.

Settlement Agreement of a condemnation case in the matter of ISTHA v. Deutsch Family Ltd., 08 L 50490 Real Estate Settlement Parcel No. TW-10-06-005. This appears in the Appendage as Resolution No. 18904.

Director Banks moved for adoption; seconded by Director Roof.

Chair Wolff called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried.

Director Morris stated in regard to Contract 09-0160: “I have no issue with the firms that have been selected either as managers or co-managers in terms of their capabilities and qualifications to serve the Illinois Tollway, and I have no one in the race in terms of the firms that were not selected to be either senior manager or co-manager. My concern is that I believe the process was flawed and didn’t work quite the way I was hoping it would work. I hope we can correct that in the future. I was concerned more about the system than any individual firm”.

Chair Wolff thanked Director Morris for giving a good clarification of his concerns on the record.

Chair Wolff then stated that the Board would enter into Executive Session and called on Mr. Bamonte who stated that in accordance with Section 2(c)(11), 2(c)2 and 2(c)1, of the Open Meetings Act the Board would discuss litigation, collective bargaining issues and personnel matters in Executive Session.

(Whereupon the Board entered into Executive Session to discuss litigation, collective bargaining issues and personnel matters).

Back in regular session, there being no further business, Chair Wolff called for a motion to adjourn.

Director Morris moved to adjourn; seconded by Director Towns.

Chair Wolff called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried.

Meeting adjourned at approximately 1:10 p.m.

Secretary
The Illinois State Toll Highway Authority