

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

January 31, 2008

The Illinois State Toll Highway Authority met in regular session on Thursday, January 31, 2008 at approximately 10:05 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 Chairman John Mitola, 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 Rod Blagojevich

Director Steven Harris

Secretary Milton Sees

Director Betty-Ann Moore

Director David Andalcio

Director George Pradel

Director Jim Banks

Director Jim Roof

Director Thomas Canham

Director Carl Towns

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, January 31, 2008 at 10:00 a.m.** in the Boardroom of the Administration Building in Downers Grove, Illinois.

John Mitola
Chairman

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.

Chairman Mitola stated that this is a 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:

Chairman John Mitola
Director David Andalcio
Director Jim Banks
Director Tom Canham
Director Steven Harris
Director Betty-Ann Moore
Director George Pradel
Director James Roof
Director Carl Towns

Absent:

Governor Rod Blagojevich
Secretary Milton Sees

Chairman Mitola then called for public comment. Mr. Twohig addressed the Board regarding the signs over the Open Road Tolling lanes which display the Governor's name.

Chairman Mitola then called for a motion to approve the Minutes of the Regular Board Meeting held on December 20, 2007. Director Banks moved for approval; seconded by Director Moore.

Chairman Mitola called for a voice vote, and there being "Ayes" and no "Nays", declared the motion carried.

Chairman Mitola then called on the Executive Director. Mr. Brian McPartlin stated that the Tollway would have a booth at the Chicago Auto Show to sell I-PASS transponders or help with other needs our customers may have.

Mr. McPartlin then introduced Sgt. Jim Jenkner who gave a demonstration and talk on child safety seats.

Chairman Mitola then called on the Chief of Finance. Mr. Mike Colsch requested adoption of a resolution authorizing the issuance of Toll Highway Senior Priority Revenue Bonds and Toll Highway Junior Lien Revenue Bonds of The Illinois State Toll Highway Authority for the purposes of paying a portion of the cost of the Congestion-Relief Plan of the Authority and/or refunding outstanding Senior Bonds issued for the purpose of paying a portion of the cost of said

Congestion-Relief Plan in an amount not to exceed \$1 Billion Dollars. The Resolution also authorizes and approves the execution and delivery of certain agreements and documents related thereto and other related matters. This appears in the Appendage as Resolution No. 18073.

Chairman Mitola requested that Mr. Colsch talk with Director Roolf about this and keep the Director's advised.

Chairman Mitola called for a motion adopting said resolution. Director Roolf moved for adoption; seconded by Director Harris.

Chairman Mitola called for a voice vote, and there being "Ayes" and no "Nays", declared the motion carried.

Chairman Mitola then called on the Chief of Administration to present the agenda for Procurement. Ms. Tracey Smith requested adoption of the following resolutions:

Award of Contract 06-0007 to Morrow Brothers Ford for Pickup Trucks, in the amount of \$155,100.00. This appears in the Appendage as Resolution No. 18074.

Award of Contract 08-0064 to Energy Absorption Systems, Incorporated for Attenuator Crash Cushions, in the amount of \$150,000.00. This appears in the Appendage as Resolution No. 18075.

Renewal of Contract 05-0156 to Office Depot for Statewide Office Supplies from \$137,000.00 by \$74,000.00 to \$211,000.00. This appears in the Appendage as Resolution No. 18076.

Award of Contract 08-0053 to Impact Recovery Systems, Incorporated for Lane Channelizers and Parts, in the amount of \$35,300.00. This appears in the Appendage as Resolution No. 18077.

Chairman Mitola called for a motion adopting said resolutions. Director Banks moved for adoption; seconded by Director Harris.

Chairman Mitola called for a voice vote, and there being "Ayes" and no "Nays", declared the motion carried.

Ms. Smith then requested adoption of the resolution for the Renewal of Contract 07-0102 to Macklin, Incorporated, Renner Quarries, Ltd. and Rockford Blacktop Construction Company for Sand, Stone and Gravel, from \$60,550.00 by \$121,100.00 to \$181,650.00. This appears in the Appendage as Resolution No. 18078.

Chairman Mitola called for a motion adopting said resolution. Director Roof moved for adoption; seconded by Director Moore.

Chairman Mitola called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried. Director Towns abstained from voting on Contract 07-0102.

Ms. Smith then requested adoption of the following:

Award of Contract 08-0012 to McDaniel Fire System for Fire Panel and Fire Alarm System Replacement, in an amount not to exceed \$567,900.00. This appears in the Appendage as Resolution No. 18079.

Award of Contract No. 08-0013 to Napco Steel, Incorporated for Metals-Steel and Aluminum, in an amount not to exceed \$58,000.00. This appears in the Appendage as Resolution No. 18080.

Award of Contract 07-0101RR to Heinz Corporation for a Trailer Mounted Fuel Tank, in the amount of \$30,395.00. This award will rescind the contract to Noah Construction Company, Incorporated, Resolution No. 17931, adopted at the October 2007 Board Meeting. This appears in the Appendage as Resolution No. 18081.

Award of Contract 08-0039 for Web-Based Xerographic Printing Services to BHFX, LLC, in an amount not to exceed \$200,000.00. This appears in the Appendage as Resolution No. 18082.

Emergency Affidavit on Contract 08-0069 to Runnion Equipment Company for the repair of two (2) Cranes, in the amount of \$50,000.00. This appears in the Appendage as Resolution No. 18083.

Chairman Mitola called for a motion adopting said resolutions. Director Moore moved for adoption; seconded by Director Andalcio.

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

Chairman Mitola then called for a motion adopting the following resolutions which are listed on the agenda as Items 5.3/1, 5.3/5, 5.3/7, 5.3/9 and 5.3/14.

Proposal from Strand Associates, Inc. on Contract RR-07-9038 for Roadway Signing, Systemwide, in the amount of \$659,953.60. This appears in the Appendage as Resolution No. 18084.

Proposal from STS Consultant, Ltd. for Supplemental Design Services on Contract I-05-5418 for Widening and Reconstruction on the Tri-State Tollway (I-294) from Milepost 51.6 (Dundee Road) to Milepost 52.9 (Lake Cook Road), from \$3,535,398.00 by \$187,000.00 to \$3,722,398.00. This appears in the Appendage as Resolution No. 18088.

Partial Release of Retainage on Contract I-06-5806 to Plote Construction, Inc. for Eastbound Roadway Bridge Widening and Reconstruction on the Reagan Memorial Tollway (I-88) from Eastbound Milepost 128.3 (east of Naperville Road) to Milepost 132.2 (Finley Road), in the amount of \$1,934,105.45. This appears in the Appendage as Resolution No. 18090.

Final Release of Retainage on Contract I-05-5368 to IHC Construction Company/Plote Construction, Inc. (JV) for Open Road Tolling (ORT) Plaza 7 on the Jane Addams Memorial Tollway (I-90) from Milepost 39.8 to Milepost 41.7, Marengo Plaza, in the amount of \$100,000.00. This appears in the Appendage as Resolution No. 18092.

Permit NS 07-16 to the Village of New Lenox for the installation, maintenance and operation of a 15” sanitary sewer crossing the Veterans Memorial Tollway, South Extension north of U.S. Route 6 Interchange at Milepost 0.91. Fee will be \$44,300.00. This appears in the Appendage as Resolution No. 18097.

Director Andalcio moved for adoption; seconded by Director Towns.

Chairman Mitola called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried. Director Roolf abstained from voting on the items described above.

Chairman Mitola then called for a motion adopting the following resolutions:

Proposal from HDR Engineering, Inc. for Supplemental Design Services on Contract I-05-5326 for Interchange Study Environmental Assessment and Phase I Engineering on the Tri-State Tollway (I-294) from Milepost 6.7 to Milepost 9.3 (I-57/I-294 Interchange), from \$700,000.00 by \$314,897.24 to \$1,014,897.24. This appears in the Appendage as Resolution No. 18085.

Proposal from Burns & McDonnell Engineering Company, Inc. for Supplemental Project Management Services on Contract I-05-5332 for Open Road Tolling Management Services, Systemwide, from \$3,285,316.44 by \$973,744.50 to \$4,259,060.94. This appears in the Appendage as Resolution No. 18086.

Proposal from R.M. Chinn and Associates, Inc. for Supplemental Project Management Services on Contract RR-06-5393 for Project Management Services Upon Request, Systemwide, from \$2,000,000.00 by \$1,256,150.00 to \$3,256,150.00. This appears in the Appendage as Resolution No. 18087.

Partial Release of Retainage on Contract I-06-5804 to Walsh Construction Company of Illinois for Eastbound Mainline Reconstruction and Widening on the Reagan Memorial Tollway (I-88) from Milepost 126.8 (Washington Street) to Milepost 128.3 (east of Naperville Road), in the amount of \$755,970.99. This appears in the Appendage as Resolution No. 18089.

Partial Release of Retainage on Contract I-05-7712 to IHC Construction Companies, LLC/J.F. Edwards Construction Company (JV) for Roadway, Mainline Ramp and Toll Plaza Construction on the Veterans Memorial Tollway (I-355) from Milepost 1.0 (U.S. 6) to Milepost 9.0 (127th Street), in the amount of \$1,600,000.00. This appears in the Appendage as Resolution No. 18091.

Final Release of Retainage on Contract RR-06-5466 to GFS Fence/ACCI (JV) for Median Cable Guardrail Installation on the Reagan Memorial Tollway (I-88) from Milepost 76.2 to Milepost 113.3, in the amount of \$391,768.93. This appears in the Appendage as Resolution No. 18093.

Final Release of Retainage on Contract I-07-7726 to John Burns Electric Company for the I-355 South Extension Project - Fiber Optics from I-80 to I-55 on the Veterans Memorial Tollway (I-355) from Milepost 0.29 to Milepost 14.30

(Boughton Road Toll Plaza), in the amount of \$48,000.00. This appears in the Appendage as Resolution No. 18095.

Final Release of Retainage on Contract I-06-8967 to Walsh Construction Company of Illinois for Advanced Grading, Widening and Drainage Work on the South Tri-State Tollway (I-294) from Milepost 6.11 (159th St.) to Milepost 9.05 (Kedzie Ave.), in the amount of \$798,089.71. This appears in the Appendage as Resolution No. 18096.

Permit EW 07-14 to Midwest Wind Energy for the installation, maintenance and operation of a transmission line crossing over the Reagan Memorial Tollway at Red Brick Road, Milepost 56.0. Fee will be \$1,000.00. This appears in the Appendage as Resolution No. 18098.

Approval of a General Utility Reimbursement Agreement with WideOpenWest Illinois, LLC (WOW). This appears in the Appendage as Resolution No. 18099.

Director Roolf moved for adoption; seconded by Director Harris.

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

Chairman Mitola then called for a motion adopting a resolution on the Final Release of Retainage on Contract I-06-5506 to Rockford Blacktop Construction Co. for Open Road Tolling - Furnish Replacement Toll Booths, Systemwide, in the amount of \$115,370.09. This appears in the Appendage as Resolution No. 18094.

Director Andalcio moved for adoption; seconded by Director Moore.

Chairman Mitola called for a voice vote, and there being “Ayes” and no “Nays”, declared the motion carried. Director Towns abstained from voting on Contract I-06-5506.

Chairman Mitola then called on the General Counsel. Mr. Tom Bamonte requested adoption of the following:

Approval of a five-year lease on a Tollway owned property in Kane County to Gary Hinds for an annual lease rate of approximately \$2,332.00. This appears in the Appendage as Resolution No. 18100.

Approval of a five year lease on a Tollway owned property in Lee County to Ray Humphrey for an annual lease rate of approximately \$1,200.00. This appears in the Appendage as Resolution No. 18101.

Intergovernmental Agreement with the Illinois Department of Transportation and the Village of Northbrook. This appears in the Appendage as Resolution No. 18102.

Intergovernmental Agreement with the Illinois Department of Transportation and the Village of Glenview. This appears in the Appendage as Resolution No. 18103.

Second Amendment to an Intergovernmental Agreement with the University of Illinois. This appears in the Appendage as Resolution No. 18104.

Addendum to an Intergovernmental Agreement with the University of South Dakota. This appears in the Appendage as Resolution No. 18105.

Approval of a Settlement Agreement with Tesheana Sims. This appears in the Appendage as Resolution No. 18106.

Chairman Mitola called for a motion adopting said resolutions. Director Moore moved for adoption; seconded by Director Pradel.

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

Mr. Bamonte then requested that the Board enter into Executive Session in accordance with Section 2 (c) (11) of the Open Meetings Act to discuss litigation matters.

Chairman Mitola called for a motion to enter into Executive Session. Director Moore moved; seconded by Director Andalcio.

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

(Whereupon the Board entered into Executive Session to discuss litigation matters.)

Chairman Mitola stated that the Settlement of claims with Wilton Partners Tollway, LLC is being deferred.

There being no further business, Chairman Mitola called for a motion to adjourn. Director Roolf moved to adjourn; seconded by Director Moore.

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

Meeting adjourned at approximately 11:30 a.m.

Secretary
The Illinois State Toll Highway Authority