

MINUTES OF THE COMMISSION MEETING HELD AUGUST 10, 2010

A special meeting of the Pennsylvania Turnpike Commission convened at 12:37 p.m. August 10, 2010 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were Allen Biehler, P.E., Chairman/Secretary of Transportation; William K. Lieberman, Vice Chairman; J. William Lincoln, Secretary Treasurer, Pasquale T. Deon, Sr., Commissioner and A. Michael Pratt, Commissioner.

Others present for the meeting were Joseph G. Brimmeier, Chief Executive Officer; George M. Hatalowich, Chief Operating Officer; Robert F. Brady, Director of Operations/Projects-East; Rich DiPiero, Director of Fare Collection; Jeffrey L. Garrett, Chief Engineer, Michael Baker Jr., Inc.; Nikolaus Grieshaber, Chief Financial Officer; Michael P. Haney, Director of Maintenance; Jeffrey L. Hess, Director of Operations/Projects-West; Frank J. Kempf, Jr., Chief Engineer; Doreen McCall, Chief Counsel; Craig Shuey, Director of Government Affairs and Ann Louise Edmunds, Assistant Secretary Treasurer.

Also in attendance were William J. Capone, Director of Communications/Public Relations; Carl E. DeFebo, Jr., Manager of Public Information-East; Derek S. Hansel, Assistant Chief Financial Officer; Donald S. Klingensmith, P.E., Manager of Contracts Administration; Donna Lapano, Executive Assistant; Anthony Q. Maun, Director of Accounting; Jeffrey A. Naugle, Manager of Treasury Operations; Robert H. Rosell, Technician of PC/LAN; Patricia F. Schlegel, Director of Human Resources; Joseph P. Suess, Acting Chief Information Officer; Brenda Szeles-Bratina, Director of Toll Revenue Audit; Kathy Thomas, Administrative Secretary; Kevin Geiger, Senior Network Engineer and Mary Beth Phillips, TD Bank.

*

Ms. Edmunds led the Commissioners and staff in the Pledge of Allegiance.

*

The Assistant Secretary Treasurer, Ann Louise Edmunds, called the roll and declared a quorum present.

*

SUNSHINE ANNOUNCEMENT

MS. EDMUNDS: THE COMMISSIONERS MET IN EXECUTIVE SESSION PRIOR TO TODAY'S FORMAL AGENDA SESSION TO CONSIDER MATTERS OF PERSONNEL, WHICH INCLUDED NEW HIRES, PROMOTIONS, TERMINATIONS, A SALARY EQUITY ADJUSTMENT, VACANIES, AND REQUESTS TO CREATE, POST AND FILL; AND TO POST

AND FILL POSITIONS IN THE MAINTENANCE, INFORMATION TECHNOLOGY AND FINANCE AND ADMINISTRATION DEPARTMENTS.

THE COMMISSIONERS ALSO DISCUSSED Donovan v. PTC (Docket No. 07-1059 (U.S. Middle District) AND ENGAGED IN NON-DELIBERATIVE INFORMATIONAL DISCUSSIONS REGARDING VARIOUS ACTIONS AND MATTERS, WHICH HAVE BEEN APPROVED AT PREVIOUS PUBLIC MEETINGS.

*

PUBLIC COMMENT

MS. EDMUNDS: THE PUBLIC IS WELCOME AT THIS TIME TO ADDRESS THE COMMISSION REGARDING ITEMS LISTED ON THE AGENDA OR OTHER ITEMS NOT LISTED ON THE AGENDA THAT ARE WITHIN THE COMMISSION'S AUTHORITY OR CONTROL.

IN ORDER TO CONDUCT AN ORDERLY, EFFICIENT, EFFECTIVE AND DIGNIFIED MEETING, ALL PERSONS WISHING TO ADDRESS THE COMMISSION SHOULD HAVE SIGNED IN AND REQUESTED TIME TO SPEAK. IF YOU HAVE NOT DONE SO, YOU ARE INVITED TO DO SO.

AT THIS TIME WE REQUEST ALL VISITORS TO STAND AND INTRODUCE YOURSELF AND YOUR ORGANIZATION.

MARYBETH PHILLIPS, TD BANK

THIS CONCLUDES THE PUBLIC COMMENT SECTION OF THE MEETING.

*

MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held July 13, 2010 be approved and filed-was made by Commissioner Lincoln, seconded by Commissioner Pratt; and passed unanimously.

*

COMMUNICATIONS

Motion-That the Commission accepts and files the memos received from the Chief Counsel, the Director of Operations Review and the Manager of Procurement and Materials Management-was made by Commissioner Lincoln, seconded by Commissioner Deon; and passed unanimously.

*

PERSONNEL

Motion-That the Commission approves the Personnel as submitted-was made by Commissioner Lincoln, seconded by Commissioner Deon; and passed unanimously.

*

NEW BUSINESS

Reinvestments, Liquidations and Purchase of Securities

Upon the motion by Commissioner Lincoln, seconded by Commissioner Deon, the following Resolution was presented for adoption:

RESOLUTION

BE IT RESOLVED that The Pennsylvania Turnpike Commission hereby ratifies the action of the Assistance Chief Financial Officer, with the approval of the Chief Executive Officer and the Consulting Engineer, in directing the Trustee to make the foregoing reinvestments, liquidations and purchases; and

BE IT FURTHER RESOLVED that copies of the Resolution certified by the Assistant Secretary Treasurer shall be forwarded to the Trustee as required in Article VI, Section 602 of the 2001 Amended and Restated Trust Indenture.

The following members voted yea: Commissioners Biehler, Lieberman, Lincoln, Deon and Pratt. The motion passed unanimously.

*

AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Work Order, Agreements, a Supplemental Agreement and a Lease for the items listed in memos "a, c, d, f and g":

- a. Work Order #22 with TransCore to provide system development, equipment and project management for the Violations Processing Center system upgrade; at a not-to-exceed amount of \$3,771,907.00;
- c. Reimbursement Agreement with Sun Pipe Line Company to reimburse them the costs to perform the required engineering and facility relocation work necessary for the replacement of Bridge B-553 at MP 155.14; at a not-to-exceed amount of \$205,625.00;
- d. Reimbursement Agreement with PPL Electric Utilities Corporation to reimburse them the costs to perform the required engineering and facility relocation work necessary for the replacement of Bridge B-529 at MP 219.90; at a not-to-exceed amount of \$35,438.70;
- f. Reimbursement Agreement with Duquesne Light to reimburse them the costs to perform the required engineering and facility relocation work necessary for the replacement of Bridge WB-423 at MP 42.20; at a not-to-exceed amount of \$100,000.00;
- g. Lease Agreement with Clearwire to permit them to lease space and construct antennas and other related infrastructure on the Commission's Highspire Service Plaza Tower; Clearwire

will pay the Commission the initial tower lease rate of \$16,200.00 for the first year, with 3% increases every year after that; the term of the lease will be for a period of five (5) years, plus three (3) 5-year mutual renewal options;

-was made by Commissioner Lincoln, seconded by Commissioner Pratt.

Motion-That the Commission approves the negotiation and execution of the Agreements and a Supplemental Agreement for the items listed in memos "b, e and h":

- b. Merchant Services Agreement with Wells Fargo for Wells Fargo to provide credit card acceptance processing for our Accounts Receivable invoices and payments; at a not-to-exceed amount of \$30,000.00 annually;
- e. Supplemental Agreement with PECO Energy Company for the required engineering and facility relocation work necessary for the total reconstruction project from MP A20.00 to MP A30.00; for an additional \$395,638.26, increasing the not-to-exceed amount to \$1,325,607.72;
- h. Reimbursement Agreement with PECO Energy Co. to reimburse them the costs to perform the required engineering and facility relocation work necessary for the replacement of Bridge EB-729 at MP 316.58; at a not-to-exceed amount of \$90,421.46.

-was made by Commissioner Deon and seconded by Commissioner Lincoln; Commission Pratt abstained.

COMMISSIONER PRATT: MR. CHAIRMAN: I ABSTAIN ON THE BASIS THAT THE COMPANY SET FORTH IN THIS AGENDA ITEM IS A CLIENT OF THE FIRM OF WHICH I AM A PARTNER. I ASK THAT THE SECRETARY PLEASE HAVE THE MINUTES OF THE MEETING REFLECT MY ABSTENTION ON THIS VOTE.

The motions passed.

*

RIGHT-OF-WAY REQUESTS

Motion-That the Commission approves the Right-of-Way Requests for the items listed in memos "a" through "j":

- a. Authorize the acquisition of Right-of-Way #1031-R12, a partial take parcel, necessary for construction of the Somerset Interchange Project, by issuing payment in the amount of \$106,432.00, payable to Nathan Zarichnak & Associates, LLC; representing fair market value, machinery and equipment, prorated taxes, recording fees and Section 710 damages; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;
- b. Authorize the settlement of Right-of-Way #6422-A, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing payment in the

- amount of \$19,814.50, payable to City Line Abstract Company, Escrow Agent; representing fair market value, pro-rated taxes and recording fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize payment of statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;
- c. Authorize a temporary construction easement for Parcel 90, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing payment in the amount of \$9,000.00; representing fair market value and Section 710 damages; authorize the appropriate Commission officials to execute the temporary construction easement, authorize payment of statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;
 - d. Authorize the settlement of Right-of-Way #1A010-J, a partial take parcel, necessary for the total reconstruction project from MP 67.00 to MP 75.00, by issuing payment in the amount of \$1,300.00, payable to Tony M. and Judith A. Field; representing fair market value; authorize the appropriate Commission officials to execute the agreement of sale, authorize payment of statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owners is contingent upon the delivery of a deed prepared by the Legal Department;
 - e. Authorize the settlement of Right-of-Way #1A047-A, a partial take parcel, necessary for the total reconstruction project from MP 67.00 to MP 75.00, by issuing payment in the amount of \$9,614.69, payable to Hollinshead, Mendelson, Bresnahan & Nixon, P.C., Escrow Agent;
 - f. Authorize the settlement of Right-of-Way #6416-B, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing payment in the amount of \$312,607.00, payable to City Line Abstract Company, Escrow Agent; representing fair market value, recording fees and Section 710 fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize payment of statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;
 - g. Authorize the settlement of Right-of-Way #6416-D, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing payment in the amount of \$40,997.00, payable to City Line Abstract Company, Escrow Agent; representing fair market value, recording fees and Section 710 fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize payment of statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;

- h. Authorize the settlement of Right-of-Way #6416-B, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing payment in the amount of \$116,197.00, payable to City Line Abstract Company, Escrow Agent; representing fair market value, recording fees and Section 710 fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize payment of statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;
 - i. Authorize the acquisition of Right-of-Way #17903, a total take parcel, necessary for construction of the Southern Beltway Project (US 22 to I-79), by issuing payment in the amount of \$201,641.78, payable to Urban Settlement Company, Escrow Agent; representing fair market value, prorated taxes and recording fees; also authorize payment in the amount of \$115,754.00, payable to Patrick Rudzinski D/B/A Technical Electrical Services, LLC, representing business personal property loss and dislocation damages; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;
 - j. Authorize the acquisition of Right-of-Way #17395, a total take parcel, necessary for construction of the Southern Beltway Project (US 22 to I-79), by issuing payment in the amount of \$241,700.95, payable to Urban Settlement Company, Escrow Agent; representing fair market value, prorated taxes and recording fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owners is contingent upon the delivery of a deed prepared by the Legal Department.
- was made by Commissioner Deon, seconded by Commissioner Lincoln; and passed unanimously.

*

ADVERTISING

Motion-That the Commission approves advertising for a vendor to provide twenty-three (23) state-of-the-art Automatic External Defibrillators to be placed at each of the service plazas, CAB, TIP, ERO and WRO-was made by Commissioner Deon, seconded by Commissioner Lincoln; and passed unanimously.

*

AWARD OF BIDS AND ISSUANCE OF PURCHASE ORDERS

Motion-That the Commission approves the Award of Bids, the Cancellation, the Renewal and the Issuance of Purchase Orders for the items listed in memos "a" through "c" and "e" through "g":

- a. Structural analysis for eight (8) Communication Towers, utilizing the Commonwealth's contract with Alcatel Lucent USA Inc.; at a total award of \$104,000.00;
- b. Liquid calcium chloride, to the lowest responsive and responsible bidder, JMG Enterprises Inc.; at a total award of \$222,000.00, and a contingency amount of \$55,500.00;
- c. Cancellation of the purchase order approved at the July 13, 2010 Commission Meeting (item F-5h) for Network Connectivity for SNMP equipment, utilizing the Commonwealth's contract with Eplus for a total award of \$118,550.40; and approved the new purchase order with Eplus for the correct parts, at a total award of \$166,038.40;
- e. Ten (10) extended cab pick-up trucks, utilizing the Commonwealth's contract with Apple Chevrolet; at a total award of \$262,870.00;
- f. Fuel storage tank cleaning for two (2) years, to the lowest responsive and responsible bidder, Clean Fuels Associates, Inc.; at a total award of \$190,000.00;
- g. Exercising our option to renew for one year, the purchase order for preventative maintenance for Mon/Fayette Highway lighting with TSB Inc, d/b/a Schultheis Electric; at an additional annual cost of \$89,000.00.

-was made by Commissioner Deon and seconded by Commissioner Lincoln.

Motion-That the Commission approves the Award of Bids and the Issuance of Purchase Orders for the item listed in memo "d":

- d. One (1) 2011 Mack box truck, utilizing the Commonwealth's contract with Mack Trucks Inc.; at a total award of \$103,312.82;

-was made by Commissioner Deon, seconded by Commissioner Lincoln; Commissioner Pratt abstained.

COMMISSIONER PRATT: MR. CHAIRMAN: I ABSTAIN ON THE BASIS THAT THE COMPANY SET FORTH IN THIS AGENDA ITEM IS A CLIENT OF THE FIRM OF WHICH I AM A PARTNER. I ASK THAT THE SECRETARY PLEASE HAVE THE MINUTES OF THE MEETING REFLECT MY ABSTENTION ON THIS VOTE.

The motions passed.

*

AWARD OF CONTRACTS

Motion-That the Commission approves the Award of Contracts for the items listed in memos "a" through "f":

- a. Contract #A-086.28S001-3-02 for ramp resurfacing and rehabilitation of Bridge NB-603 at MP A86.28, to the lowest responsive and responsible bidder, Nyleve Bridge Corp; at a not-to-exceed amount of \$1,128,856.38, with a contingency amount of \$50,000.00;

- b. Contract #M-015.30X001-3-02 for general construction of the Uniontown to Brownsville Maintenance Facility at MP M18.00, to the lowest responsive and responsible bidder, Mosites Construction Company; at a not-to-exceed amount of \$9,542,000.00, with a contingency amount of \$500,000.00;
- c. Contract #M-015.30X001-3-03 for plumbing work for the Uniontown to Brownsville Maintenance Facility at MP M18.00, to the lowest responsive and responsible bidder, McKamish, Inc.; at a total award of \$874,700.00, with a contingency amount of \$50,000.00;
- d. Contract #M-015.30X001-3-04 for electrical work for the Uniontown to Brownsville Maintenance Facility at MP M18.00, to the lowest responsive and responsible bidder, Power Contracting Company; at a total award of \$1,731,295.00, with a contingency amount of \$125,000.00;
- e. Contract #M-015.30X001-3-05 for HVAC work for the Uniontown to Brownsville Maintenance Facility at MP M18.00, to the lowest responsive and responsible bidder, McKamish, Inc.; at a total award of \$975,000.00, with a contingency amount of \$50,000.00;
- f. Contract #T-202.00R001-3-02 for bituminous overlay between MP 201.70 and MP 206.92, to the lowest responsive and responsible bidder, Valley Quarries, Inc.; at a total award of \$2,398,098.14, with a contingency amount of \$75,000.00.

-was made by Commissioner Deon, seconded by Commissioner Lincoln; and passed unanimously.

*

CUSTOMERS PAYMENT VIA CREDIT CARD VIA INTERNET

Motion-That the Commission approves a convenience fee of \$3.00 for customers to pay an invoice through the internet, via a credit card; and increase the processing fee for Certificate of Passage customers from \$1.00 to \$2.00-was made by Commissioner Deon, seconded by Commissioner Lincoln; and passed unanimously.

*

TOLL RATES FOR STREET ROAD SLIP RAMP AND M15 BARRIER

Motion-That the Commission approves the toll rates for Street Road Slip Ramp and the M15 Barrier as follows:

- Street Road ENTRY toll rates will be the same as the current Bensalem fare schedule
- Street Road EXIT toll rates will be the same as the current Delaware Valley fare schedule
- M15 will be the same as the January 2, 2011 M18 fare schedule

-was made by Commissioner Deon, seconded by Commissioner Lincoln; and passed unanimously.

*

IAG SECRETARY/OFFICE MANAGER

Motion-That the Commission authorizes The Pennsylvania Turnpike Commission to act as the host agency for the reimbursable payment of the IAG secretary/office manager's salary and benefits-was made by Commissioner Lincoln, seconded by Commissioner Pratt; and passed unanimously.

ITEMS ADDED TO THE FORMAL AGENDA

FINAL SELECTIONS

Motion-That the Commission approves the consultant selection recommendations from the Technical Review Committee and authorizes the negotiation and execution of a contract with the first (2) firms listed for the retention of two (2) engineering firms to provide engineering design services on an open-end basis, systemwide; at a not-to-exceed amount of \$850,000.00 each:

Reference #3-209

Legion Design/Campbell & Associates

TIE

Traffic Planning Design, Inc.

Dewberry-Goodkind, Inc.

McMahon & Associates, Inc.

The EADS Group, Inc.

-was made by Commissioner Pratt, seconded by Commissioner Lincoln; and passed unanimously.

*

SUPPLEMENTS

Motion-That the Commission approves the Supplemental Agreements as listed in memos "a" and "b":

- a. Supplemental Agreement #3 with Buchart Horn, Inc. for final design on the total reconstruction project from MP 214.00 to MP 227.00, for an increase of \$5,500,000.00; increasing the not-to-exceed amount to \$20,000,000.00;
- b. Supplemental Agreement #1 with Century Engineering, Inc. for replacement design of Bridge EB-729 at MP 316.58, for an increase of \$700,000.00; increasing the not-to-exceed amount to \$1,200,000.00.

-was made by Commissioner Lincoln, seconded by Commissioner Pratt; and passed unanimously.

*

CHANGE ORDERS

Motion-That the Commission approves the Change Orders for the items listed in memos “a” and “b”:

- a. Change Order #1 for Contract #A-125.00R001-3-02 with Locust Ridge Contractors for bituminous overlay between MP A125.10 and MP A130.61, for an increase of \$114,731.06; increasing the not-to-exceed amount to \$5,556,966.72;
- b. Change Order #1 for Contract #EN-00049-03-10 with Bi State Construction Company, Inc. for sound barrier and collision damage repairs from MP 334.16 to MP 351.08; for an increase of \$127,499.75 and a 32-day time extension; increasing the not-to-exceed amount to \$783,986.75.

-was made by Commissioner Lincoln, seconded by Commissioner Deon; and passed unanimously.

*

CHANGE ORDERS AND FINAL PAYMENTS

Motion-That the Commission approves the Change Orders and Final Payments for the items listed in memos “a” through “c”:

- a. Change Order #1 and Final Payment for Contract #EN-00084-03-04 with Bi State Construction Company, Inc. for bridge repairs between MP 236.22 and MP 358.11, for a decrease of \$67,846.81; making the final contract value \$432,153.19, and the final amount due of \$21,607.66;
- b. Change Order #1 and Final Payment for Contract #EN-00049-03-06 with Hempt Bros., Inc. for roadway and miscellaneous repairs between MP 179.44 and MP 241.87, for a decrease of \$166,655.74; making the final contract value \$833,344.26, and the final amount due of \$41,667.21;
- c. Change Order #1 and Final Payment for Contract #M-035.30X001-3-02 with Bruce & Merrilees Electric Company for M-52 mainline toll plaza signing and delineation between MP M50.00 and MP M52.64 on Turnpike 43, for a decrease of \$43,751.63; making the final contract value \$1,113,707.76, and the final amount due of \$71,690.11.

-was made by Commissioner Lincoln, seconded by Commissioner Deon; and passed unanimously.

*

SETTLEMENT AGREEMENT

Motion-That the Commission approves the Settlement Agreement for, *Ronald W. Wolff v. PTC and Smith & Johnson Construction Co* case, authorize the appropriate officers of the Commission to execute the Agreement, and approve the issuance of a check in the negotiated amount-was made by Commissioner Lincoln, seconded by Commissioner Deon; and passed unanimously.

*

BOND RESOLUTION

Motion-THAT THE COMMISSION AUTHORIZES THE APPROVAL OF THE ISSUANCE OF THE PENNSYLVANIA TURNPIKE COMMISSION'S PENNSYLVANIA TURNPIKE COMMISSION TURNPIKE SUBORDINATE REVENUE BONDS, INCLUDING BOND ANTICIPATION NOTES AND SPECIAL REVENUE BONDS, IN ONE OR MORE SERIES OR SUB-SERIES, FIXED RATE OR VARIABLE RATE, TAXABLE OR TAX-EXEMPT, IN AN AGGREGATE INITIAL PRINCIPAL AMOUNT NOT TO EXCEED \$500,000,000, TO FINANCE OR REFINANCE THE COSTS OF (A) MAKING LEASE, GRANT OR OTHER PAYMENTS TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IN ACCORDANCE WITH ACT 44, (B) REFUNDING ANY BOND ANTICIPATION NOTES OR OTHER SHORT-TERM INDEBTEDNESS OR LONG-TERM BONDS PREVIOUSLY ISSUED BY THE PENNSYLVANIA TURNPIKE COMMISSION FOR THE FOREGOING PURPOSES, (C) REIMBURSING THE PENNSYLVANIA TURNPIKE COMMISSION FOR PAYMENTS PREVIOUSLY MADE TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IN ACCORDANCE WITH ACT 44, (D) ANY DEBT SERVICE RESERVE OR SIMILAR FUNDS, CREDIT FACILITY COSTS OR CAPITALIZED INTEREST RELATED TO SUCH 2010 BONDS (AS DEFINED HEREIN), AND (E) ISSUANCE OF SUCH 2010 BONDS; AUTHORIZING THE EXECUTION, DELIVERY AND DISTRIBUTION OF NECESSARY AND APPROPRIATE DOCUMENTS OR CERTIFICATES; AUTHORIZING THE TAKING OF FURTHER ACTION; REPEALING INCONSISTENT RESOLUTIONS; AUTHORIZING THE APPOINTMENT OF LEGAL COUNSEL AND FINANCIAL ADVISORS AND PROVIDING FOR THE APPOINTMENT OF ONE OR MORE UNDERWRITERS; DECLARING THE PENNSYLVANIA TURNPIKE COMMISSION'S OFFICIAL INTENT THAT IT BE REIMBURSED FROM BOND PROCEEDS FOR CERTAIN EXPENDITURES PAID PRIOR TO THE ISSUANCE OF THE 2010 BONDS; AND DECLARING THAT THIS RESOLUTION SHALL BE LIBERALLY CONSTRUED-was made by Commissioner Lincoln, seconded by Commissioner Deon; and passed unanimously.

*

UNDERWRITING SERVICES

Motion-That the Commission authorizes the establishment of 3 pools from which investment banking firms will be selected to provide underwriting and other professional services and approval to include the selected qualified firms in the pools. The firms will be grouped in the following pools.

- Senior book-running manager
- Regional/minority book-running manager
- Co-manager

-was made by Commissioner Lincoln, seconded by Commissioner Deon; and passed unanimously.

*

NEXT MEETING

MS. EDMUNDS: THE NEXT COMMISSION MEETING WILL BE HELD TUESDAY, SEPTEMBER 7, 2010.

*

ADJOURNMENT

MS. EDMUNDS: COMMISSIONERS, I HAVE NO OTHER ITEMS FOR CONSIDERATION, IF YOU HAVE NOTHING FUTHER, I REQUEST A MOTION FOR ADJOURNMENT.

COMMISSIONER LIEBERMAN: I WOULD LIKE TO HAVE THIS MEETING ADJOURNED IN MEMORY OF VALERIE PAYNE.

Motion-That this meeting of The Pennsylvania Turnpike Commission be held in memory of Valerie Payne, be adjourned at 12:45 p.m.-was made by Commissioner Pratt, seconded by Commissioner Deon; and passed unanimously.

*

PREPARED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

08-10-10

APPROVED BY:

J. William Lincoln
Secretary Treasurer

ATTACHMENT NUMBER 1

COMMUNICATIONS: MEMO RECEIVED FROM THE CHIEF COUNSEL,
DIRECTOR OF OPERATIONS REIVEW AND
THE MANAGER OF PROCUREMENT AND MATERIALS MANAGEMENT