

MINUTES OF THE SECOND MEETING

OCTOBER 4, 1949

Pursuant to call of the Chairman, the Ohio Turnpike Commission met in open session in Room 907, State Office Building, Columbus, at 2:00 o'clock P. M. on October 4, 1949, with members of the press and several representatives of the State Highway Department also in attendance.

The meeting was called to order by the Chairman and the roll was called and the attendance was reported to be as follows:

Present: Shocknessy, Teagarden, McKay, Kauer

Absent: Seasongood

Whereupon the Chairman announced that a quorum was present.

The Secretary-Treasurer read the minutes of the preceding meeting. There being no corrections, the Chairman announced the minutes to be approved as read.

The Secretary-Treasurer reported upon the activities of his office for the period since the preceding meeting as follows:

- a. Request was made to the Reconstruction Finance Corporation for information as to availability of Federal funds for toll turnpikes. The reply thereto by the Chairman of RFC indicated that that agency was authorized to purchase the revenue bonds for such a venture.
- b. Request made to the Secretary of Commerce, United States Department of Commerce, had not as yet been acknowledged.
- c. Requests to the several other existing Turnpike authorities had met with uniformly friendly and cooperative response.
- d. A number of requests for employment with the Commission had been received, acknowledged, and filed for future reference.
- e. A number of requests to furnish consulting services, food service, news-clipping service, bonding and other services, and offers of advice and counsel from interested individuals, had been received and acknowledged.
- f. Information received from several sources, and complete copies of selected correspondence had been distributed to the several members of the Commission.
- g. An opinion, which had been requested of the Attorney General of Ohio by the Chairman, as to when it may be necessary for members of the Commission to furnish

bond under Section 1203 of the General Code, had been received and was read. The opinion was to the effect that surety bonds may be filed at any time prior to the issuance of turnpike bonds.

- h. Stationery, Minute Book and Journal of the Ohio Turnpike Commission have been purchased, but no expenditure therefor has been made from State funds.

The Chairman thereupon discussed the several items of the report of the Secretary-Treasurer, pointing out that definitive action of the Commission will be limited until after engineering studies have been completed under the provisions of Section 1220 of the General Code, but that the Commission must prepare to meet frequently, to receive and hear representatives of consulting firms and other prospective counselors to the Commission. There being no objection, the report of the Secretary-Treasurer was accepted as rendered.

Mr. Kauer thereupon presented several alternate tentative designs for a seal of the Ohio Turnpike Commission. The several members present agreed on a preference for the design identified as Exhibit No. 1. A motion was made by Mr. McKay, seconded by Mr. Teagarden, that the design be accepted by the Commission, subject to an opinion by the Attorney General of Ohio as to its validity, and that the perfected design be submitted for adoption at the next meeting of the Commission. A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer

Nays, None

The Chairman announced the motion adopted.

Mr. Kauer thereupon reported for the Committee on By-Laws, that neither the Pennsylvania Turnpike Commission nor the New Jersey Turnpike Authority have adopted By-Laws, but that the committee is reviewing By-Laws of the Maine Turnpike Authority and the Ohio State Board for Registration of Professional Engineers and Surveyors. Mr. McKay thereupon presented suggested By-Laws for consideration by the Committee, which will continue its study and render a report at a later date.

A motion was made by Mr. McKay, seconded by Mr. Teagarden, that the following resolution be adopted:

"WHEREAS the Ohio Turnpike Commission, under the provisions of Section 1205 of the General Code, has heretofore declared that its principal office shall be maintained at Columbus, Ohio. Now, therefore, be it resolved that T. J.

Kauer, Secretary and Treasurer, be authorized to accept summonses, exceptions and notices of every kind at said office located at 65 South Front Street, Room Number 905 in said city of Columbus, Ohio, until further action by the Commission. "

A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer
Nays, None

The Chairman announced the motion adopted.

A motion was made by Mr. Teagarden, seconded by Mr. McKay, that the following resolution be adopted:

"WHEREAS, Section 1211 of the General Code specifies that all final actions of the Ohio Turnpike Commission shall be journalized and that said minute book and said resolutions journal shall be open to the inspection of the public at all reasonable times.

Now, therefore, be it resolved that the Secretary-Treasurer shall be responsible for the establishment of said minute book and said resolutions journal, for its maintenance, and for the authentication of such entries as may be made therein.

And, be it further resolved that said journal will be kept at the principal office of the Commission in Columbus, where it will be available to the public for inspection during the usual business hours of that office. "

A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer
Nays, None

The Chairman announced the motion adopted.

The Chairman thereupon requested the Director of Highways to report to the Commission with respect to his preliminary investigation of existing turnpike studies, all in accordance with the request of the Chairman therefor, by letter to the Director of Highways dated September 10, 1949.

The Director of Highways thereupon presented his preliminary report, which included a summary of previous studies for toll turnpikes in Ohio, a description of alternate routes selected for preliminary study, and an estimate of potential traffic usage on a route proceeding in a northwesterly

direction from the termination of the Western Extension of the Pennsylvania Turnpike. He recommended that a thorough and detailed study be made of that route. Free discussion was had with respect to the recommendation.

A motion was made by Mr. McKay, seconded by Mr. Teagarden, that the report of the Director of Highways be accepted. A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer
Nays, None

The Chairman announced the motion adopted.

A motion was made by Mr. Kauer, seconded by Mr. McKay and Mr. Teagarden, that the following resolution be adopted:

"That the Director of Highways be requested by this Commission to make the necessary traffic, engineering and related studies for a toll turnpike project beginning at the eastern boundary of the State of Ohio and connecting with the proposed Western Extension of the Pennsylvania Turnpike at the termination thereof at the Ohio boundary and proceeding generally in a westerly direction across Ohio in accordance with all provisions of Section 1201 through 1222 of the General Code of Ohio, both inclusive, by hiring consulting engineers and using Highway Department engineers and other employees of the Highway Department therefor at an estimated cost of \$600,000.00 for such studies which amount together with all other expenses incurred by the Highway Department for such studies shall be reimbursed from Turnpike Revenue Bonds whenever sold by the Ohio Turnpike Commission for the construction of the proposed toll turnpike project."

A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer
Nays, None

The Chairman announced the motion adopted.

The Chairman thereupon announced that he would prepare a letter addressed to the Director of Highways, requesting that the Director of Highways proceed with studies in accordance with the foregoing resolution, and suggesting that the opinion of the Attorney General of Ohio be sought as to the constitutionality of the enactment creating the Ohio Turnpike Commission and defining its

powers and duties, and also as to the propriety of the contemplated request to the Controlling Board for consent to expend funds in pursuance of the purposes of the Act.

A motion was made by Mr. McKay, seconded by Mr. Teagarden, that, in addition to regular meetings hereafter to be determined, special meetings may be called by the Chairman on emergency matters at any time. A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer
Nays, None

Mr. Kauer thereupon informed the Commission that advice had been received that the termination of the Western Extension of the Pennsylvania Turnpike will be in the vicinity of Petersburg, Ohio, and that the Ohio Turnpike Commission had been invited by the Pennsylvania Turnpike Commission to meet on this and other matters of joint interest. The Chairman requested Mr. Kauer to arrange such a meeting at Harrisburg, Pennsylvania, at the earliest convenience of the Pennsylvania Commission. It was agreed informally that members would proceed individually to the meeting after the date thereof shall have been established.

The Chairman thereupon entertained discussion of the specific rights of the Director of Highways to engage consulting engineering and other services for the Commission, upon the approval of the Commission. It was the consensus that the Director has such rights.

A motion was made by Mr. Teagarden, seconded by Mr. McKay, that the following resolution be adopted:

"Be it resolved by the Ohio Turnpike Commission of the State of Ohio:
Section 1. That the Director of Highways is requested to report from time to time hereafter and as frequently as necessary, concerning progress on traffic and engineering reports and related problems."

A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer
Nays, None

The Chairman announced the motion adopted.

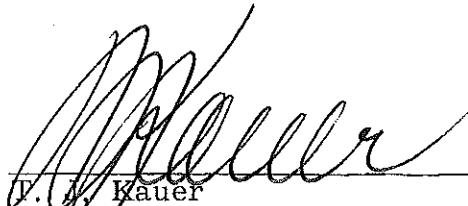
Mr. McKay thereupon commented favorably upon the preparation and presentation of turnpike material at the meeting.

There being no further business to come before the meeting, the motion was made by Mr. Teagarden, seconded by Mr. McKay, that the meeting adjourn until further call by the Chairman. A vote by ayes and nays was taken and all members present responded to roll call and voted aye. The vote was as follows:

Ayes, Shocknessy, McKay, Teagarden, Kauer
Nays, None

The Chairman declared the meeting adjourned. The time of adjournment was 4:00 o'clock P. M.

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



F. J. Kauer
Secretary-Treasurer

12-6-49