

Mr. David Murdock recognized James Sanderson, Superintendent I on the Creek Turnpike, as the Maintenance Division Team Player of the month. Mr. Sanderson has been employed with the Authority for 12 years. Recently with the transfer of the Creek Turnpike Superintendent to the Muskogee Turnpike, Mr. Sanderson took a leadership role and performed the duties of Turnpike Superintendent. During this time, he and his crew completed several complicated and challenging maintenance projects.

Captain John Matlock recognized Lt. Scott Horton as the Trooper of the Month. He is assigned to the Creek Turnpike. Lt. Horton is recognized for solving a case involving items being thrown onto moving vehicles by several individuals. His extra efforts resulted in the filing of felony charges by the District Attorney against one individual. The time period of the investigation was from December 3, 2005 to March 31, 2006. Lt. Scott Horton coordinated the surveillance teams, interviews, video cameras, handling of physical evidence, and the writing of reports. His outstanding efforts should be an example for other Lieutenants to follow.

Lt. Horton gave a brief description of the case. He stated there were 19 separate incidents of items being thrown off overpasses. There were seven total arrests, two adults and five juveniles.

NEW BUSINESS:

TAB 1 9525. Consider, take action and vote for the election of the following offices, in accordance with Article III of the Oklahoma Turnpike Authority By-Laws, for the period of July 1, 2006 to June 30, 2007:

**Chairman
Vice-Chairman
Secretary/Treasurer
Asst. Secretary/Treasurer**

Mr. Doug Riebel presented this item stating that it was discussed during the Finance Committee Meeting and recommendation for approval was made to keep the current officers in place until June 30, 2007. (The current officers are as follows: Chairman: Mr. Doug Riebel; Vice-Chairman: Mr. Mike Leonard; Secretary/Treasurer: Mr. Greg Massey; and Asst. Secretary/Treasurer: Julie Porter.)

It was moved by Mr. Hal Ellis and seconded by Mr. Ken Ferguson that the Authority approve this item as presented.

The motion carried by the following vote:
YES: Leonard, Ellis, Ferguson, and Riebel

TAB 2 9526. Consider, take action and vote for the approval or disapproval of the Payment Registers for the periods of April 1, 2006 to and including April 30, 2006, and May 1, 2006 to and including May 31, 2006.

Ms. Wendy Smith presented this item stating that staff recommended approval as presented.

It was moved by Mr. Ken Ferguson and seconded by Mr. Hal Ellis that the Authority approve this item as presented.

The motion carried by the following vote:
YES: Leonard, Ellis, Ferguson, and Riebel

TAB 3 9527. Consider, take action, and vote for the approval or disapproval of a Resolution ratifying, amending and supplementing the previous Resolution of the Board relating to the refinancing of certain Turnpike Revenue Bonds referred to herein, authorizing the issuance of not to exceed \$750,000,000 aggregate principal amount of Oklahoma Turnpike Authority Oklahoma Turnpike System Revenue Bonds consisting of refunding second senior revenue bonds, Series 2006, in one or more series or subseries, constituting fixed rate bonds and variable rate indebtedness to be issued at one time or from time to time for the purpose of refunding certain outstanding Turnpike Revenue Bonds.

Ms. Wendy Smith presented this item stating that it was discussed during the Finance Committee Meeting and staff recommended approval as presented.

It was moved by Mr. Hal Ellis and seconded by Mr. Ken Ferguson that the Authority approve this item as presented.

The motion carried by the following vote:
YES: Leonard, Ellis, Ferguson, and Riebel

TAB 4 9528. Consider, take action, and vote for the approval or disapproval of a request that the Chairman and Director be authorized to negotiate and execute on behalf of the Authority an Agreement between Oklahoma County and the Oklahoma Turnpike Authority (OTA) for the construction of the Eastern Oklahoma County (Luther) Interchange on the Turner Turnpike.

Ms. Wendy Smith presented this item stating that it was discussed during the Finance Committee Meeting and staff recommended approval as presented.

It was moved by Mr. Ken Ferguson and seconded by Mr. Mike Leonard that the Authority approve this item as presented.

The motion carried by the following vote:
YES: Leonard, Ellis, Ferguson, and Riebel

ENGINEERING AND CONSTRUCTION COMMITTEE ITEM(S)

Item 9529. CONSENT DOCKET – Consider and vote for approval or disapproval of all or any portion of the Engineering and Construction Consent Docket as follows:

TAB 5 A. Change Order(s)/Supplemental Agreement(s):

	<u>Project No.</u>	<u>Contractor</u>	<u>Amount</u>	<u>Time</u>
1.	HEB-MC-31, S.A. #1 Bridge Rehab Bridge No. 35.34A H. E. Bailey Turnpike	Plains Bridge Contracting	\$58,766.10	28 Days
2.	MU-MC-28, S.A. #4 Pavement Rehab M.P. 0.00 – 12.59 Muskogee Turnpike	Duit Construction	\$43,764.00	0 Days

TAB 6 B. Final Estimate(s):

	<u>Project No.</u>	<u>Contractor</u>	<u>Final Contract Amount</u>	<u>Fund</u>
1.	WR-MC-90 Pavement Rehab M.P. 243.0 – 250.0 Will Rogers Turnpike	APAC-Oklahoma	\$4,560,555.20	R.M.

TAB 7 C. Final Estimate(s) – Maintenance Division:

	<u>Project No.</u>	<u>Contractor</u>	<u>Final Contract Amount</u>	<u>Fund</u>
1.	TU-F-04 Fence Replacement Turner Turnpike	Sewell Bros., Inc.	\$562,499.80	General

TAB 8 D. Supplement Agreement No. 2 to Wetland Mitigation Monitoring Contract:

	<u>Project</u>	<u>Consultant</u>	<u>Amount</u>	<u>Fund</u>
1.	Wetland Mitigation Monitoring (50 acres) Creek Turnpike	Eagle Environmental Consulting, Inc.	\$10,000.00	General

TAB 9 E. Contract Modification No. 1 to Construction Observation and Quality Assurance Contract(s):

	<u>Project No.</u>	<u>Consultant</u>	<u>Amount</u>	<u>Fund</u>
1.	T-MC-87 Toll Plaza Side Gates at Stroud Turner Turnpike	Benchmark Construction Services L.L.C.	\$47,300.00	General

TAB 10 F. Contract Extension(s) – Maintenance Division:

	<u>Project No.</u>	<u>Consultant</u>	<u>Amount</u>	<u>Fund</u>
1.	MU-TR-05 Trash Removal Muskogee Turnpike	Allied Waste Services	\$60,065.25	Revenue

TAB 11 G. Consider, take action and vote for the approval or disapproval of a request to declare as surplus and authorize the Director to negotiate the sale of Parcel CR-515, Creek East Turnpike for no less than the appraised value.

TAB 12 H. Consider, take action and vote for the approval or disapproval of a request to authorize the Director to negotiate the sale of Parcel CR-375 on the Broken Arrow South Loop for no less than the appraised value.

END OF ENGINEERING AND CONSTRUCTION CONSENT DOCKET

Mr. Eric Strong presented the Consent Docket and stated that it was reviewed by the Engineering and Construction Committee and staff recommended it for approval as presented.

It was moved by Mr. Ken Ferguson and seconded by Mr. Mike Leonard that the Authority approve the Engineering and Construction Consent Docket as presented.

Mr. Ellis asked if Tab 11, Item G. of the Consent Docket could be pulled and voted on separately. Mr. Riebel asked for an amended motion and second. Mr. Ferguson amended his motion to approve the Consent Docket, Item 9529, **excluding Tab 11, G.** Mr. Leonard seconded the amended motion.

The amended motion carried by the following vote:
YES: Leonard, Ellis, Ferguson, and Riebel

Chairman Riebel called for a separate vote on Agenda Item 9529, Tab 11, G.

TAB 11 G. Consider, take action and vote for the approval or disapproval of a request to declare as surplus and authorize the Director to negotiate the sale of Parcel CR-515, Creek East Turnpike for no less than the appraised value.

Mr. Eric Strong presented Item 9529, Tab 11, G. from the Consent Docket and stated that it was reviewed by the Engineering and Construction Committee and staff recommended it for approval as presented.

It was moved by Mr. Ken Ferguson and seconded by Mr. Mike Leonard that the Authority approve this item as presented. There was no further discussion.

The motion failed due to lack of majority by the following vote:
YES: Leonard, Ferguson, and Riebel
NO: Ellis

ENGINEERING AND CONSTRUCTION ITEM(S) REQUIRING SEPARATE VOTE:

TAB 13 9530. Consider, take action and vote for the approval or disapproval of the award of the following contract(s):

	<u>Project No.</u>	<u>Low Bidder</u>	<u>Total Bid</u>	<u>Fund</u>
1.	SP-30 12 Small Toll Booths and 5 Large Toll Booths Various Turnpikes	Downey Construction	\$985,090.00	General

Mr. Eric Strong presented this item stating that it was reviewed by the Engineering and Construction Committee and staff recommended that this item be rejected.

It was moved by Mr. Ken Ferguson and seconded by Mr. Hal Ellis that the Authority disapprove this item.

The motion carried by the following vote:
YES: Leonard, Ellis, Ferguson, and Riebel

REPORTS:

Item #1. Operating Results

Ms. Wendy Smith stated that the Operations Report had been distributed by the Controller's Division for the month of May 2006. She stated that revenues continued to look good. The year-to-date net toll revenues were 0.4% above budgeted projections.

Item #2. Trustee Report

Mr. Mark McCoy, Bank of Oklahoma, reported that the trustee had reviewed the terms and covenants of the Trust Agreement and the Oklahoma Turnpike Trust Fund Accounts. The Authority was in continued compliance with the Trust Agreement for the month of May 2006. There were no exceptions to report.

Item #3. Consulting Engineer Report

Mr. Jimmy Sparks of The Benham Companies presented the Consulting Engineer Report for the month of May 2006. Concerning the Trust Requirements, they had completed annual inspections of all bridges, drainage structures, and pavements on the Turnpike System. They are currently putting together their recommendations for Capital Projects. Benham has also assessed damage of two bridges on the Turner Turnpike (impact damage) and are currently generating emergency repairs on one of those bridges.

Item #4. Highway Patrol Report

Captain John Matlock presented the OHP Report for the month of May 2006. Troopers made 11,700 violator contacts, assisted 1,563 motorists, and investigated 104 motor vehicle collisions with one fatality reported. The fatality occurred on the Indian Nation Turnpike. He stated that Special Emphasis troopers worked 83 shifts on the Turner and Will Rogers Turnpikes and made 1,085 violator contacts.

Captain Matlock stated that there were four drug interdictions on the H. E. Bailey Turnpike. Troopers confiscated drugs with an estimated street value of \$112,000 and took \$119,000 of illegal drug money off the system in the month of May. Turnpike aircraft flew a total of 89 hours during the month of May with 212 enforcement contacts.

In addition, troopers dedicated 602 hours toward toll enforcement, which resulted in 97 citations, 619 warnings, confiscation of 1 PIKEPASS, and 28 toll violation letters issued. He reported that the size and weights troopers worked 274 hours on the system with 12 arrests, 14 warnings, 132 inspections, and placement of 27 commercial vehicles out of service.

Item #5. Director's Report

Mr. Tomlinson commented that today the documents related to the refinancing of the previous bonds were authorized. He clarified for the benefit of the audience that this did not necessary mean that those bonds would be refinanced within the next few weeks or even months. The Bond Oversight Council would meet on June 29 for final approval and the bonds would need to meet certain savings criteria before the refinancing was actually triggered. Mr. Tomlinson had nothing further to report.

ADJOURNMENT:

The meeting adjourned at 11:25 a.m. until July 19, 2006 at 11:30 a.m. at the Oklahoma Turnpike Authority, Neal A. McCaleb Building, at 3500 Martin Luther King Avenue, Oklahoma City, Oklahoma.

ATTEST:

Greg Massey
Secretary/Treasurer

Doug Riebel
Chairman