

MINUTES OF THE REGULAR MEETING OF THE OKLAHOMA TRANSPORTATION AUTHORITY, HELD MARCH 23, 2005 AT THE NEAL A. MCCALED TRANSPORTATION BUILDING, 3500 MARTIN LUTHER KING AVENUE, OKLAHOMA CITY, OKLAHOMA.

NOTICE of the schedule of regular meetings of the Oklahoma Transportation Authority for the calendar year 2005 having been given in writing to the Oklahoma Secretary of State, and public notice and agenda having been posted in prominent public view at the principal office of the Oklahoma Transportation Authority, Neal A. McCaleb Transportation Building at 3500 Martin Luther King Avenue, Oklahoma City, Oklahoma, twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and legal holidays, all in compliance with the Oklahoma Open Meeting Act.

CALL TO ORDER: Chairman Doug Riebel called the meeting to order at 11:36 a.m.

ROLL CALL: PRESENT: Mr. Doug Riebel
 Mr. Mike Leonard
 Mr. Greg Massey
 Mr. Clark Brewster
 Mr. Hal Ellis
 Mr. Ken Fergeson

 ABSENT: None

INTRODUCTION OF GUESTS:

Ms. Jenny Johnson introduced the following guests: Marc Long, Tetra Tech, Oklahoma City; Gillett Cobb, CP&Y, Oklahoma City; Vernon Gough, OTA, Stroud; David Brown, OTA, Stroud; Kevin Kriewall, Craig & Keithline, Tulsa; Charlie Keithline, Craig & Keithline, Tulsa; Jim Hunt, PBS&J, Norman; LaShonda Young, OTA, Oklahoma City; Mike Morrison, W2M Consulting, Edmond; Brent Burwell, ACPA, Oklahoma City; and Michael McNutt, The Oklahoman, Oklahoma City.

APPROVAL OF MINUTES:

Mr. Doug Riebel called for approval of the minutes of the regular Authority Meeting of February 16, 2005.

It was moved by Mr. Ken Fergeson and seconded by Mr. Mike Leonard that the minutes be approved as presented.

The motion carried by the following vote:

YES: Leonard, Massey, Brewster, Ellis, Fergeson, and Riebel

EMPLOYEE RECOGNITION AND OTHER AWARDS:

Mr. David Machamer recognized Ms. LaShonda Young, Toll Collector at the Santa Fe Toll Plaza on the Kilpatrick Turnpike, to receive the Division Customer Service Award for the month. Ms. Young has been employed with the OTA for three years and nine months.

Captain Jack Rosenberg recognized Mr. David Brown and Mr. Vernon Gough of the Turner Turnpike to receive a Letter of Commendation from Chief of Patrol, Gary D. Adams. Mr. Brown and Mr. Gough assisted several law enforcement agencies during a manhunt for an escaped felon. Mr. Brown and Mr. Gough risked their own safety to save two of the Oklahoma Highway Patrol tracking dogs and helped capture the dangerous felon.

NEW BUSINESS:

AUDIT AND BUDGET COMMITTEE ITEM(S)

TAB 1 9455. Consideration of adding to the Capital Plan access to the Indian Nation Turnpike near Henryetta.

Mr. Tim Stewart presented this item stating it was reviewed during the Audit and Budget Committee and staff recommended it for approval as presented.

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

The motion carried by the following vote:

YES: Massey, Brewster, Ellis, Fergeson, and Riebel

NO: Leonard

FINANCE COMMITTEE ITEM(S)

TAB 2 9456. Consider, take action and vote for the approval or disapproval of the Payment Register for the period of February 1, 2005, to and including February 28, 2005.

Mr. Tim Stewart presented this item stating that staff recommended it for approval as submitted.

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

The motion carried by the following vote:

YES: Leonard, Massey, Brewster, Ellis, Fergeson, and Riebel

ENGINEERING AND CONSTRUCTION COMMITTEE ITEM(S)

Item 9457. CONSENT DOCKET – Consider and vote for approval or disapproval of all or any portion of the Engineering and Construction Consent Docket as follows:

TAB 3 A. Change Order(s)/Supplemental Agreement(s) – Capital Projects:

	<u>Project No.</u>	<u>Contractor</u>	<u>Amount</u>	<u>Time</u>
1.	HEB-MC-29, S.A. #1 Rehabilitation of Bridge 3.43B H. E. Bailey Turnpike	Plains Bridge Contracting	\$99,590.00	0 Days
2.	WR-MC-83, C.O. #3 Side Gate Toll Plaza at Claremore Will Rogers Turnpike	M. L. Young Construction	\$13,712.96	0 Days

TAB 4 B. Final Estimate(s) – Capital Projects:

	<u>Project No.</u>	<u>Contractor</u>	<u>Final Contract Amount</u>	<u>Fund</u>
1.	T-ER-002 Emergency Bridge Repairs, Bridge No. 7.2 Turner Turnpike	Brewer Construction	\$34,900.00	General

TAB 5 C. Engineering Design Services Contract(s) – Capital Projects:

	<u>Project No.</u>	<u>Consultant</u>	<u>Service</u>	<u>Amount</u>	<u>Fund</u>
1.	C-MC-12 Deck Rehab. Bridge No. 21.71 Cimarron Turnpike	MacArthur Associated Consultants	Design Survey Geotech Deck Testing Scour Analysis TOTAL	\$155,000.00 14,000.00 6,000.00 42,000.00 <u>15,000.00</u> \$232,000.00	R.M.

	<u>Project No.</u>	<u>Consultant</u>	<u>Service</u>	<u>Amount</u>	<u>Fund</u>
2.	CHT-MC-6 Reconstruction of Bridge No. 11.2 and Slope Repair Cherokee Turnpike	Engineering Services & Testing, Inc.	Design Geotech Survey TOTAL	\$65,000.00 6,000.00 <u>5,000.00</u> \$76,000.00	R.M.

TAB 6 D. Contract Modification No. 1 to the Engineering Design Services Contract(s) – Capital Projects:

	<u>Project No.</u>	<u>Consultant</u>	<u>Service</u>	<u>Amount</u>	<u>Fund</u>
1.	MU-MC-28 Pavement Rehab MP 0.0 – 20.0 Muskogee Turnpike	Tetra Tech FHC	Design Survey NTE TOTAL	\$180,000.00 <u>30,000.00</u> \$210,000.00	R.M.

TAB 7 E. Construction Observation and Testing Services Contract(s) – Capital Projects:

	<u>Project No.</u>	<u>Consultant</u>	<u>Amount</u>	<u>Fund</u>
1.	WR-MC-92 Toll Plaza Side Gate at Afton Will Rogers Turnpike	Per Spec Construction Observation	\$181,000.00	General

TAB 8 F. Contract Modification No. 2 to Construction Observation and Testing Services Contract(s) – Capital Projects:

	<u>Project No.</u>	<u>Consultant</u>	<u>Amount</u>	<u>Fund</u>
1.	WR-MC-83 Toll Plaza Side Gate at Claremore Will Rogers Turnpike	Per Spec Construction Observation	\$13,500.00	General

TAB 9	G.	Contract Award(s) – Maintenance Division:			
		<u>Project No.</u>	<u>Low Bidder</u>	<u>Amount</u>	<u>Fund</u>
	1.	TU-M1-05 Mowing Turner Turnpike	Lot Maintenance of OK, Inc.	\$96,392.00	Revenue
	2.	JK-M2-05 Mowing Kilpatrick Turnpike	Infrastructure, Inc.	\$80,000.00	Revenue
	3.	WR-M3-05 Mowing Will Rogers Turnpike	S & W Mowing	\$134,885.10	Revenue
	4.	MU-M4-05 Mowing Muskogee Turnpike	Walker & Walker	\$91,455.00	Revenue
	5.	HEB-TR-05 Trash Removal H. E. Bailey Turnpike	IESI	\$61,200.00	Revenue
	6.	WR/CK-TR-05 Trash Removal Will Rogers and Creek Turnpikes	IESI	\$105,600.00	Revenue
	7.	TU-TR-05 Trash Removal Turner Turnpike	IESI	\$76,800.00	Revenue
TAB 10	H.	Contract Extension(s) – Maintenance Division:			
		<u>Project No.</u>	<u>Contractor</u>	<u>Amount</u>	<u>Fund</u>
	1.	CH-M1-03 Mowing Cherokee Turnpike	Walker & Walker	\$65,965.50	Revenue

- TAB 11 I. Consider, take action and vote for the approval or disapproval to adopt a resolution authorizing the Director to negotiate an easement for the construction of an electric transmission line on a portion of Parcel EAB-50 on the Indian Nation Turnpike.

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.

It was moved by Mr. Mike Leonard and seconded by Mr. Hal Ellis that the Authority approve the Consent Docket as presented.

The motion carried by the following vote:

YES: Leonard, Massey, Brewster, Ellis, Ferguson, and Riebel

ENGINEERING AND CONSTRUCTION ITEM(S) REQUIRING SEPARATE VOTE:

- TAB 12 9458. Consider, take action and vote for the approval or disapproval of the award of the following contract(s) – Capital Projects:

	<u>Project No.</u>	<u>Low Bidder</u>	<u>Amount</u>	<u>Fund</u>
1.	WR-MC-89 Bridge Painting Will Rogers Turnpike	TMI Coatings, Inc.	\$122,500.00	General
2.	WR-MC-90 Pavement Rehab MP 243.0 – 250.0 Will Rogers Turnpike	APAC, Inc.	\$6,534,640.50	R.M.

Mr. Eric Strong presented this item stating that it was reviewed by the Engineering and Construction Committee and staff recommended it for 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, Massey, Brewster, Ellis, Ferguson, and Riebel

TAB 13 9459. Consider, take action and vote for the approval or disapproval of the award of the following contract(s) – Capital Projects:

	<u>Project No.</u>	<u>Low Bidder</u>	<u>Amount</u>	<u>Fund</u>
1.	JKT-MC-3 Slope Walls at Various Locations Kilpatrick Turnpike	PbX Corporation	\$1,447,598.35	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. Clark Brewster and seconded by Mr. Greg Massey that the Authority reject this item as presented.

The motion carried by the following vote:

YES: Leonard, Massey, Brewster, and Ferguson

NO: Ellis, Riebel

TAB 14 9460. Consider, take action and vote for the approval or disapproval of the following Engineering Design Services Contract(s) – Capital Projects:

	<u>Project No.</u>	<u>Consultant</u>	<u>Service</u>	<u>Amount</u>	<u>Fund</u>
1.	WR-MC-101 Pavement Rehab. M.P. 260.0 – 271.0 Will Rogers Turnpike	Craig & Keithline	Design Geotech Survey FWD TOTAL	\$213,630.00 49,472.00 20,600.00 <u>\$12,198.00</u> \$295,900.00	R.M.

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

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

The motion carried by the following vote:

YES: Leonard, Massey, Brewster, Ellis, Ferguson, and Riebel

TAB 15 9461. Consider, take action and vote for the approval or disapproval of the award of the following contract(s) – Maintenance Division:

	<u>Project No.</u>	<u>Low Bidder</u>	<u>Amount</u>	<u>Fund</u>
1.	WR-F-05 Fence Replacement Will Rogers Turnpike	Wind River Construction	\$262,450.00	Revenue

Mr. Eric Strong presented this item stating 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. Hal Ellis that the Authority approve this item as presented.

The motion carried by the following vote:

YES: Leonard, Massey, Brewster, Ellis, Ferguson, and Riebel

TAB 16 9462. Consider, take action and vote for the approval or disapproval to upgrade the Wide Area Radio Network, including all mobile radios, base radios, hand-held radios, and tower site equipment for a total amount of \$881,130.49.

Mr. Eric Strong presented this item stating that it was reviewed by the Engineering and Construction Committee and staff recommended that this item be tabled (deferred) for further discussion.

It was moved by Mr. Clark Brewster and seconded by Mr. Hal Ellis that the Authority table (defer) this item.

The motion carried by the following vote:

YES: Leonard, Massey, Brewster, 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 February 2005. She stated that toll revenues were up 3% above last February, despite the fewer days. She stated that revenues were up 7% when comparing the 28-day period.

Item #2. Trustee Report

Mr. Tim Cook, Bank of Oklahoma, reported that the trustee had reviewed the terms and covenants of the Trust Agreement and the Oklahoma Transportation Trust Fund Accounts. The Authority was in continued compliance with the Trust Agreement for the month of February 2005. There were no exceptions to report.

Item #3. Consulting Engineer Report

Mr. Ken Morris of The Benham Companies presented the Consulting Engineer Report for the month of February 2005. He reported that there were two projects coming up for bid in April 2005 and two in May 2005, the largest being Contract T-MC-78 (Henryetta Hill pavement and bridge). The total dollar amount of awards to date through March is \$17.8 million. The total dollar estimate for April and May is \$22.6 million.

Mr. Morris reported that there were ten projects currently under design on the 2004-2005 Capital Plan and the total dollar amount of the lettings is estimated at \$37 million.

Concerning the Trust Requirements, Mr. Morris stated that they had inspected 395 bridges on six turnpikes since January. He stated that they had inspected 1,491 drainage structures on three turnpikes. They had also performed plan reviews on all projects let for construction. The Consulting Engineer also attended several pre-bid, plan-in-hand, and pre-construction meetings on various projects. He stated that one bridge was also reviewed under an emergency situation.

Item #4. Highway Patrol Report

Captain Jack Rosenberg presented the OHP Report for the month of February 2005. Troopers made 10,272 violator contacts, assisted 1,960 motorists, and investigated 63 motor vehicle collisions with two fatalities reported. The fatalities were reported on the Turner and Cimarron Turnpikes.

Captain Rosenberg stated that Special Emphasis troopers worked 79 shifts on the Turner and Will Rogers Turnpikes and made 1,156 violator contacts. Turnpike aircraft flew a total of 47 hours during the month of February with 264 enforcement contacts. In addition, troopers dedicated 741 hours toward toll enforcement, which resulted in 150 citations, 774 warnings, confiscation of nine PIKEPASSes, and 41 toll violation letters issued.

Captain Rosenberg reported that the size and weights troopers worked 290 hours on the System with 43 arrests, 124 warnings, 75 inspections, and placement of nine commercial vehicles out of service.

Captain Rosenberg stated that they had a special presentation at the request of Chairman Riebel. He introduced one of the patrol's canines, Chibo, Trooper Brad Keith, and Lt. Russell Maples from the Special Operations Group to do a demonstration. Captain Rosenberg stated that last month they confiscated 125 pounds of marijuana, four pounds of crystal meth, 6 grams of methamphetamine, 19 pounds of cocaine, 34 ecstasy pills, and seven bundles of black tar heroin on the turnpike system.

Lt. Maples stated that he was one of the supervisors for the criminal interdiction program. He introduced Chibo and stated that he was a German Shepard, but that he was Czech and that all his commands were in Czech. Chibo works on the Turner Turnpike and has seized over 4,000 pounds of marijuana and over 200 pounds of cocaine since he has been there. For this year alone, Chibo is about \$100,000 short of having \$1 million in cash seizure. Trooper Brad Keith and Chibo gave a display with a small amount of cocaine. Lt. Maples stated that when their dogs were trained as puppies to alert narcotics, they were trained on different odors such as cocaine, marijuana, methamphetamines, and heroin.

Mr. Doug Riebel thanked Lt. Maples for bringing Chibo in for the demonstration.

Item #5. Director's Report

Mr. Phil Tomlinson had nothing further to report.

ADJOURNMENT:

The meeting adjourned at 11:55 a.m. until April 20, 2005 at 11:30 a.m. at the Oklahoma Transportation Authority, Neal A. McCaleb Building, at 3500 Martin Luther King Avenue, Oklahoma City, Oklahoma.

ATTEST:

Greg Massey
Secretary/Treasurer

Doug Riebel
Chairman