

EMPLOYEE RECOGNITION AND OTHER AWARDS:

Mr. David Machamer recognized Ms. Desiree Heilmann, Toll Collector at the SH 99 Plaza on the Cimarron Turnpike, to receive the Division Customer Service Award for the month. Ms. Heilmann has been employed with the OTA since December 6, 2004. She has been the recipient of the Toll Division's Outstanding Attendance Award and has received several Customer Service Awards during her employment with the OTA.

Major Dennis Gann recognized Trooper Kevin Sparkman as the Trooper of the Month. Trooper Sparkman is assigned to the H. E. Bailey Turnpike and was involved in a 37 mile pursuit of a speeding vehicle. The vehicle had a radar reading of 108 mph. The subjects in the vehicle were from Colorado and had numerous felony warrants for their arrest.

NEW BUSINESS:

AUDIT AND BUDGET COMMITTEE ITEM(S)

Item 9553. AUDIT AND BUDGET CONSENT DOCKET – Consider and vote for approval or disapproval of all or any portion of the Audit and Budget Consent Docket as follows:

TAB 1 A. Change Order(s)/Supplemental Agreement(s):

	<u>Project No.</u>	<u>Contractor</u>	<u>Amount</u>	<u>Time</u>
1.	RFP 2006-004, C.O. #1 Toll Plaza, Audit, and PIKEPASS Center Audio/ Visual Monitoring System	SecureNet	\$3,681.52	0 Days
2.	RFP 2006-004, C.O. #2 Toll Plaza, Audit, and PIKEPASS Center Audio/ Visual Monitoring System	SecureNet	\$4,656.28	0 Days
3.	RFP 2006-004, C.O. #3 Toll Plaza, Audit, and PIKEPASS Center Audio/ Visual Monitoring System	SecureNet	\$25,609.50	0 Days

TAB 2 B. Consider, take action and vote for the approval or disapproval of a request to authorize the Director to negotiate lease extensions statewide at various service plaza locations having lease expiration dates in 2007.

END OF AUDIT AND BUDGET CONSENT DOCKET

Ms. Wendy Smith presented the Consent Docket and stated that it was reviewed by the Audit and Budget Committee and staff recommended it for approval as presented.

It was moved by Mr. Greg Massey and seconded by Mr. Clark Brewster that the Authority approve the Audit and Budget Consent Docket as presented.

The motion carried by the following vote:

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

AUDIT AND BUDGET ITEM(S) REQUIRING SEPARATE VOTE:

TAB 3 9554. Consider, take action and vote for the approval or disapproval of the purchase of forty-three (43) Highway Patrol pursuit vehicles for the Department of Public Safety for a total amount of \$962,886.00.

Ms. Wendy Smith presented this item stating that it was reviewed by the Audit and Budget Committee and staff recommended approval as presented.

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

The motion carried by the following vote:

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

TAB 4 9555. Consider, take action and vote for the approval or disapproval of a Resolution approving an amendment to the Oklahoma Turnpike Authority By-Laws and designating Chief Executive Officer for purposes of the Trust Agreement.

Ms. Wendy Smith presented this item stating that it was reviewed by the Audit and Budget Committee and staff recommended 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, Ferguson, Leonard, and Riebel

FINANCE COMMITTEE ITEM(S)

TAB 5 9556. Consider, take action and vote for the approval or disapproval of the Payment Registers for the periods of January 1, 2007 to and including January 31, 2007, and February 1, 2007 to and including February 28, 2007.

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

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

The motion carried by the following vote:

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

TAB 6 9557. Consider, take action and vote for the approval or disapproval of a resolution authorizing the Director to submit an application to the Council of Bond Oversight for the refinancing of certain turnpike Revenue Bonds of the Oklahoma Turnpike Authority.

Ms. Wendy Smith presented this item stating that it was reviewed by the Finance Committee and staff recommended approval as presented.

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

The motion carried by the following vote:

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

ENGINEERING AND CONSTRUCTION COMMITTEE ITEM(S)

Item 9558 CONSENT DOCKET – Consider and vote for approval or disapproval of all or any portion of the Engineering and Construction Consent Docket as follows:

TAB 7 A. Change Order(s)/Supplemental Agreement(s):

	<u>Project No.</u>	<u>Contractor</u>	<u>Amount</u>	<u>Time</u>
1.	IN-MC-32, S.A. #1 Bridge Rehab Bridge No. 33.40 Indian Nation Turnpike	Plains Bridge Contracting	\$26,254.98	0 Days

	<u>Project No.</u>	<u>Contractor</u>	<u>Amount</u>	<u>Time</u>
2.	T-MC-78, S.A. #3 Bridge Rehab Bridge No. 81.4 and Reconst. Mainline at M.P. 216.0 – 218.0 Turner Turnpike	Sherwood Construction	\$56,242.01	10 Days
3.	WR-MC-89, C.O. #1 Bridge Painting Br. No. 8.14, 10.29 and 10.98 Will Rogers Turnpike	TMI Coatings, Inc.	\$0.00	44 Days

TAB 8 B. Final Estimate(s):

	<u>Project No.</u>	<u>Contractor</u>	<u>Final Contract Amount</u>	<u>Fund</u>
1.	WR-MC-91 Slope Repair M.P. 309.4 Will Rogers Turnpike	Becco Contractors	\$1,590,134.37	General

TAB 9 C. Consider, take action and vote for the approval or disapproval of a request for a contract extension of the Logo Signing Program contract through April 2, 2012.

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.

The motion carried by the following vote:

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

ENGINEERING AND CONSTRUCTION ITEM(S) REQUIRING SEPARATE VOTE:

TAB 10 9559. Submitted for the consideration of the Authority is a request that the following contract be awarded to the lowest responsible bidder submitting a responsive bid. A summary of the contract and the bids received are presented as follows :

	<u>Project No.</u>	<u>Bidder</u>	<u>Total Bid</u>	<u>Fund</u>
1.	IN-MC-33 Shoulder Rehab at M.P. 52.0 – 88.0 and Shoulder Rehab at SH-69 Interchange Indian Nation Turnpike	Glover Construction Koss Construction Overland Corp.	\$2,939,770.92 \$3,311,934.55 \$3,369,597.01	General

Mr. Eric Strong presented this item stating that it was reviewed by the Engineering and Construction Committee. Three bids were received on this contract for the Authority's consideration.

It was moved by Mr. Hal Ellis and seconded by Mr. Ken Ferguson that the Authority reject all bids on this project.

Mr. Brewster stated that the lowest bid had been recommended by the Engineer as an acceptable bid and he did not see any reason to reject the lowest bidder.

The motion failed due to lack of majority by the following vote:

YES: Ellis and Ferguson

NO: Brewster, Leonard, and Riebel

ABSTAIN: Massey

Mr. Riebel asked if there were any other motions for this item.

It was moved by Mr. Clark Brewster and seconded by Mr. Mike Leonard that the Authority award this contract to the low bidder, Glover Construction.

The motion failed due to lack of majority by the following vote:

YES: Brewster, Leonard, and Riebel

NO: Ellis and Ferguson

ABSTAIN: Massey

There were no other motions for this item. No action was taken on this item.

TAB 11 9560. Consider, take action and vote for the approval or disapproval of a request to approve the declaration of an emergency. The Declaration of Emergency and Corrective Action is for immediate repairs to a county road bridge, Bridge No. 22.65, on the Indian Nation Turnpike in accordance with Oklahoma Statutes, Title 61, Section 130.

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.

Mr. Brewster asked if the damage was recoverable from the entity that caused the damage. Mr. Strong stated yes.

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

The motion carried by the following vote:

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

TAB 12 9561. Consider, take action and vote for the approval or disapproval of a settlement of the Site Condition and Inspection Claim reached with TMI Coatings, Inc. regarding differing site conditions and increased level of performance for painting the steel Ibeams on three bridges on the Will Rogers Turnpike.

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. Greg Massey that the Authority approve this item as presented.

The motion carried by the following vote:

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

TAB 13 9562. 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>Total Bid</u>	<u>Fund</u>
1.	SP-SW-07 Median Barrier Sweeping Various Turnpikes	First Maintenance	\$278,742.53	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. Mike Leonard and seconded by Mr. Clark Brewster that the Authority approve this item as presented.

The motion carried by the following vote:

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

TAB 14 9563. Consider, take action and vote for the approval or disapproval of the following Purchase Request(s) – Maintenance Division:

	<u>Project No.</u>	<u>Contractor</u>	<u>Amount</u>	<u>Fund</u>
1.	UNC-001-05 Diamond Grinding Indian Nation Turnpike	Diamond Surface, Inc.	\$1,303,924.40	General

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 Fergeson and seconded by Mr. Greg Massey that the Authority approve this item as presented.

The motion carried by the following vote:

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

TAB 15 9564. Consider, take action and vote for the approval or disapproval of a settlement reached with M.J. Lee Construction Company regarding work delays and inefficiency due to work conflicts on OTA project CKT-1345A on the Broken Arrow South Loop construction during the 1998 UCCP Program.

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. Greg Massey 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, Leonard, 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 2007. She stated that we were quite a bit below budgeted projections on toll revenues due to the bad winter. However, revenues for the month of February were 1% over last year. As the weather improves, revenues should increase.

Mr. Tomlinson commented that even though revenues were down 5% for January and February, the chance of recovery was substantial. Ms. Smith agreed.

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 Turnpike Trust Fund Accounts. The Authority was in continued compliance with the Trust Agreement for the month of February 2007. There were no exceptions to report.

Item #3. Auditor's Report

Mr. Tom Knight, Grant Thornton, reported that they had completed their audit procedures with respect to the 2006 audit and anticipated issuing an unqualified opinion on the 2006 Financial Statements within the next few days.

Item #4. Consulting Engineer Report

Mr. Jimmy Sparks of The Benham Companies presented the Consulting Engineer Report for the month of February 2007. Concerning the Trust Requirements, Mr. Sparks stated they had completed bridge inspections for the 2007 report and were currently conducting "walk-around" inspections to be used for the Capital Plan. Benham has also been working on the Indian Nation Bridge 22.65 emergency repair plans and had completed the steel beam shop drawings and the beams were being fabricated by the supplier. The final plans were due on April 6.

Concerning the 2007 Capital Plan, Mr. Sparks stated there were four projects under construction and \$23 million had been awarded in construction contracts.

Item #5. Highway Patrol Report

Major Dennis Gann presented the OHP Report for the month of February 2007. Troopers made 7,927 violator contacts, assisted 740 motorists, and investigated 72 motor vehicle collisions. There was one fatality reported in the month of February on the Will Rogers Turnpike.

He stated that Special Emphasis troopers worked 42 shifts on the Turner and Will Rogers Turnpikes and made 436 violator contacts. Turnpike aircraft flew a total of 71 hours during the month of February with 98 enforcement contacts.

In addition, troopers dedicated 544 hours toward toll enforcement, which resulted in 118 citations, 764 warnings, confiscation of 7 PIKEPASSes, and 62 toll violation letters issued. He reported that the size and weights troopers worked 445 hours on the system with 26 arrests, 18 warnings, 131 inspections, and placement of 30 commercial vehicles out of service.

Major Gann stated that Troopers confiscated drugs with an estimated street value of \$1,109,000 and took \$335,000 of illegal drug money off the System in the month of February.

Item #6. Director's Report

Mr. Tomlinson had nothing further to report.

ADJOURNMENT:

The meeting adjourned at 11:55 a.m. until April 18, 2007 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