

MINUTES OF THE 352ND MEETING OF THE OHIO TURNPIKE COMMISSION

June 26, 1986

Pursuant to the bylaws the Ohio Turnpike Commission met in regular session in the Administration Building at 682 Prospect Street in Berea, Ohio, at 11:20 a.m. on June 26, 1986, with key members of the staff; a representative, William R. Fleischman, of the consulting engineers, J. E. Greiner Company - Ohio; three members of the press, Pauline Thoma, The (Cleveland) Plain Dealer, Hank Harvey, The (Toledo) Blade, and Steve Fogarty, The (Elyria) Chronicle-Telegram; and others in attendance.

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

Present: Robert C. Brown, William H. Schneider, Charles R. Pinzone, Sandra Dombey Cooke, Clarence D. Rogers, Jr.

Absent: None

Not Present: Warren J Smith

A motion was made by Mr. Schneider, seconded by Mr. Pinzone, that the minutes of the meeting of December 20, 1985, which had been examined by the Members, be approved without reading.

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

Ayes: Mr. Schneider, Mr. Pinzone, Mr. Brown, Mrs. Cooke, Mr. Rogers

Nays: None

The Chairman declared the minutes stood approved with all Members present voting in the affirmative.

The Chairman reported that there was a matter he considered to be of extreme importance that involved what was clearly potential litigation, and at that time he was going to adjourn the meeting and the Commission Members would go into executive session. He said that for the sake of the members of the press in attendance, it was his hope that the executive session would not last too long, and thereafter the Members would be back to resume the meeting. (The Commission Members left the meeting room to go into executive session at 11:22 a.m. They returned to resume the meeting at 12:09 p.m.)

The Chairman reported that the meeting was the 352nd of the Ohio Turnpike Commission, and it was being held at the Commission's headquarters as provided for in the Commission's Code of Pylaws.

He said Warren Smith, the Director of Transportation, was unable to attend the meeting. He said Robert Brown, Assistant Director of ODOT, was there as a representative of the department and was duly authorized to vote in Mr. Smith's place.

The Chairman reported also that on March 31, copies of the Commission's 1985 annual report were mailed to the Governor's office, and to the offices of the legislative leaders. He said the report was then distributed to selected members of the General Assembly, to elected officials, to newspaper, television and radio stations throughout the state and to other interested parties.

The Chairman reported also that as was customary in his report, he would give a brief summary of the Commission's financial experience for the first five months of 1986.

The Chairman reported further that total revenues for the period of January through May were \$31,557,151, or 3.1% above last year. He said total toll revenues came to \$27,442,526, up 3.8% over 1985.

The Chairman reported also that the primary reason for the meeting was to act on the request by Oasis Petroleum Corporation for an extension of its contract to operate the service stations on the Turnpike. He said, in case the media was wondering, that this matter was the basis for the executive session. He said the Commission also would consider three other resolutions, copies of which had been placed in the Members' folders. He said the resolutions would be explained and presented during the course of the appropriate committee or staff report.

The Chairman said that in the absence of any questions, the report of the Chairman was accepted as offered. He said the report of the Secretary-Treasurer, Mr. Pinzone, would be received.

Mr. Pinzone said that since the last Commission meeting, the following had been sent to the Members:

1. Weekly Traffic Statistics
2. Investment Transactions which occurred during December, 1985; January, February, March, April and May, 1986
3. Draft of Commission Meeting Minutes of December 20, 1985
4. Traffic Accident Analysis through December 1985; 1986 through May 31
5. Traffic and Revenue Report for December and summary for year 1985; January, February, March, April and May 1986
6. Financial Statements for December 1985; January, February, March, April and May 1986

7. Expense and Budget Report - Fourth Quarter 1985; First Quarter 1986
8. Comprehensive Annual Financial Report, 1985
9. Litigation Report for Fourth Quarter 1985 and First Quarter 1986
10. News Release #4 (1985) - Free Coffee New Year's Eve
News Release #1 - 1986 Construction Projects
News Release #2 - Opening of New Service Plaza Restaurants

The Chairman said the report of the Secretary-Treasurer was accepted as offered. He said the report of the Committee on Budget and Finance would be received.

The vice chairman of the Committee on Budget and Finance, Allan V. Johnson, said that he would report for the chairman, Mr. Pinzone, that since the last Commission meeting copies of the 1986 Commission budget had been distributed to the various state agencies required by law, and there had not been any response from those offices, so he assumed everything had been satisfactory.

The Chairman said the report of the Committee on Budget and Finance was accepted as offered. He said the report of the Committee on Service Plazas would be received.

The chairman of the Committee on Service Plazas, Mrs. Cooke, said that she was delighted to report that all the new restaurants at the Turnpike's sixteen service plazas were now open and fully operational. She said that on June 2, a ceremony was held in Cleveland to mark and publicize the opening of the new units. She said the ceremony was attended by Mr. Pinzone, Mr. Schneider and her, representing the Commission; the Executive Director and other staff members and representatives of the Marriott Corporation, Hardee's and the other companies who are involved in the new restaurant operation.

Mrs. Cooke said further that it was quite apparent from the sales figures for the month of May, which were almost double the sales figures for May 1985, even though all the units were not fully open in May 1986, that the new units were being used and accepted by the traveling public. She said it looked like, with the new units now in operation and with an upswing in travel and traffic, that the Commission should be in for a banner year. She said that concluded her report on the restaurants.

Mrs. Cooke said also that the Service Plaza Committee report on the service stations would be covered later in the meeting.

The Chairman said the report of the Committee on Service Plazas was accepted as offered. He said the report of the Committee on Employee Relations would be received.

The chairman of the Committee on Employee Relations, Louis J. Disantis, said that effective January 1, 1986, the Commission entered into a three-year collectively-bargained agreement with the Laborers' International Union of North America. He said the committee had received a timely request from their representative, Bruce Dunlap, that negotiations be reopened for the purpose of bargaining on the question of the fair share payment by nonmembers of the union. He said the committee expected to hold the first meeting on that question during the first week in July. He said a subcommittee had been appointed by the Commission to meet with members of the union. He said an exact date had not been set because Mr. Dunlap had been on an extended vacation in Europe from which he was to return the day of the meeting. He said he expected soon to establish a date to begin those negotiations.

The Chairman said the report of the Committee on Employee Relations was accepted as offered. He ascertained there would be no reports from the Director of Transportation and the Committee on Safety. He said the report of the Executive Director would be received.

The Executive Director, Mr. Johnson, said that the first phase of the extensive construction activity for 1986 was winding down. He said that as previously reported, the construction schedule had been changed on mainline deck replacement and widening projects. He said the contracts had been let in such a way that, the first phase, meaning one of the dual mainline bridges, had to have its deck removed, replaced and widened before the end of June. He said that then the projects are to be suspended for the busy months of July and August. He said work on the projects is to be resumed after Labor Day, and they would be completed in November. He said that he was pleased to say that many of the projects already were back to normal traffic patterns, and he expected the remaining ones, which were still in the two-way, single-lane traffic zones, to be opened up by the week after the meeting. He said he was pleased to say that he expected the Turnpike to have a calm traffic flow during the remainder of the summer.

The Executive Director said also that there were several resolutions to be considered, and the first concerned ratification of a contract already awarded. He said it was identified as Resolution Ratifying Award of Contract CIP 59-86-04, a contract for repairs and resurfacing of the Streetsboro (#13) Interchange in Portage County and construction of a tandem trailer lot. He said he awarded that contract under previous authority granted to him by the Commission so that the work could be done and completed, again before the end of June. He said the contract had been awarded pursuant to the regular bidding process. He said the award was made to the low bidder, Northern Ohio Paving Company of Twinsburg, and he would read the Resolved, as follows:

"NOW, THEREFORE, BE IT

RESOLVED that the action of the executive director in awarding Contract CIP 59-86-04 to Northern Ohio Paving Company in the amount

of \$724,037.50 is hereby confirmed and ratified by the Commission, and the Commission further ratifies the acts of the executive director in executing the contracts, returning of the bid securities and other acts necessary or proper to carry out the terms of said bid and said contract."

The Executive Director said further that the project was wrapping up, and he respectfully requested and recommended that the Commission adopt the resolution.

A resolution ratifying award of contract CIP 59-86-04 was moved for adoption by Mr. Pinzone, seconded by Mrs. Cooke as follows:

RESOLUTION NO. 1-1986

"WHEREAS, the Commission duly advertised, according to law, for bids upon a contract for repairs, resurfacing, and construction of a tandem trailer lot at Interchange No. 13, Milepost 187.2 in Portage County, Ohio, said project being designated and described as CIP 59-86-04;

"WHEREAS, bids were opened on March 19, 1986 and two bids were received;

"WHEREAS, the bids for the above-mentioned contract were analyzed by the Commission's deputy executive director-chief engineer and the Commission's consulting engineer, J. E. Greiner Company - Ohio;

"WHEREAS, the deputy executive director-chief engineer and the Commission's consulting engineer recommended that the contract be awarded on an emergency basis to assure that the work would be performed as early as possible so as to minimize the congestion at Interchange No. 13 during the months of July and August, and they further recommended that the contract be awarded to the lowest responsive bidder, namely Northern Ohio Paving Company of Twinsburg, Ohio for its bid on CIP 59-86-04 in the amount of \$724,037.50 using slag in the surface course;

"WHEREAS, the executive director, pursuant to his emergency powers as set forth in Resolution No. 57-1955 awarded Contract CIP 59-86-04 on March 21, 1986 to the lowest responsive bidder, Northern Ohio Paving Company of Twinsburg, Ohio; and

"NOW, THEREFORE, BE IT

"RESOLVED that the action of the executive director in awarding Contract CIP 59-86-04 to Northern Ohio Paving Company in the amount of \$724,037.50 is hereby confirmed and ratified by the Commission, and the Commission further ratifies the acts of the executive director in executing the contracts, returning of the bid securities and other acts necessary or proper to carry out the terms of said bid and said contract."

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

Ayes: Mr. Pinzone, Mrs. Cooke, Mr. Brown, Mr. Schneider,
Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 1-1986.

The Executive Director said also that the next resolution authorized the award of a contract for repair and resurfacing at the Wauseon (#3) Interchange. He said advertising for bids on the contract soon would be started. He said the work wouldn't start until after Labor Day, but in the event it would not be timely for the Commission to meet to act on the contract award itself, he was asking for authority to go ahead and open those bids. He said that, of course, an award would not be made unless suitable bids were received and everything was in order.

The Executive Director said further that he would read the Resolved of the resolution, a resolution authorizing the Executive Director to take immediate action concerning award of Contract CIP 59-86-03 as follows:

"NOW, THEREFORE, BE IT

RESOLVED that with respect to the award of Contract CIP 59-86-03, if, in the opinions of the executive director, the deputy executive director-chief engineer and the consulting engineer it is in the best interest of the Commission for an award to be made by the executive director in advance of any meeting of the Commission, the executive director hereby is authorized to award and enter into any contract or contracts and to take whatever other action, on behalf of the Commission, the executive director, with the approval of the deputy executive director-chief engineer and the consulting engineer, shall determine to be in the best interest of the Commission, notwithstanding any limitation imposed upon the authority of the executive director under any resolution heretofore adopted, provided that any award made and contract entered into pursuant to authority granted herein shall be approved by general counsel; and

FURTHER RESOLVED that the executive director shall inform the Commission of the actions taken hereunder."

The Executive Director said he respectfully requested and recommended that the Commission adopt the resolution.

A resolution authorizing the Executive Director to take immediate action concerning award of contract CIP 59-86-03 was moved for adoption by Mrs. Cooke, seconded by Mr. Schneider as follows:

RESOLUTION NO. 2-1986

"WHEREAS, the Commission is preparing to advertise a construction contract for the repair and resurfacing at the Wauseon Interchange No. 3, at Milepost 34.9 in Fulton County, Ohio, said project being designated and described as CIP 59-86-03;

"WHEREAS, it is imperative that the work to be performed under CIP 59-86-03 be commenced as soon as possible so as to take advantage of the remaining construction season;

"WHEREAS, it is estimated that the cost of the construction contract will exceed the \$250,000 limit of authorization heretofore granted by the Commission to the executive director with respect to the awarding of such contracts;

"WHEREAS, the Commission desires to delegate to the executive director authority to make award of CIP 59-86-03 for the performance of the work so that such award may be made immediately as soon as appropriate;

"NOW, THEREFORE, BE IT

"RESOLVED, that with respect to the award of Contract CIP 59-86-03, if, in the opinions of the executive director, the deputy executive director-chief engineer and the consulting engineer it is in the best interest of the Commission for an award to be made by the executive director in advance of any meeting of the commission, the executive director hereby is authorized to award and enter into any contract or contracts and to take whatever other action, on behalf of the Commission, the executive director, with the approval of the deputy executive director-chief engineer and the consulting engineer, shall determine to be in the best interest of the Commission, notwithstanding any limitation imposed upon the authority of the executive director under any resolution heretofore adopted, provided that any award made and contract entered into pursuant to authority granted herein shall be approved by general counsel; and

"FURTHER RESOLVED that the executive director shall inform the Commission of the actions taken hereunder."

A vote by ayes and nays was taken and all Members responded to roll call. The vote was as follows:

Ayes: Mrs. Cooke, Mr. Schneider, Mr. Brown, Mr. Pinzone,
Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 2-1986.

The Executive Director said also that the staff had been working on plans for the expansion of the Administration Building. He said he had hoped construction would then be in progress, but the project temporarily had become sidetracked. He said the plans had been completed, and bids for the contract were being advertised. He said he thought the bids were to be opened on July 11. He said that assuming good bids were received, the contract subsequently would be awarded. He said that perhaps by the next Commission meeting work will have begun on the expansion.

The Executive Director said also that the next resolution concerned the request by Oasis Petroleum Corporation to extend its current contract for operation of the service stations on the Ohio Turnpike. He said that as background, the original contract provided for an initial three-year term with provisions that the operator could request multiple one-year extensions thereon. He said the operator did, over the period of years, request multiple one-year extensions, and the Commission advised the operator in 1983 that it did not wish to extend beyond a period more than one year past the initial bond payoff date of 1984, and so the contract was extended to September 30, 1985.

The Executive Director said further that in late 1984 Oasis renewed and amended their request for extension to December 1, 1990, to coincide with the Commission's new bond maturity date, and at that time the Commission informed Oasis that only a one-year extension to September 30, 1986, would be offered. The Commission also said a decision on Oasis' other requests would be made in a two-month period, beginning May 1, 1986, and ending June 30, 1986. He said that, therefore, the Commission was in the decision period. He said that in the meantime, as he had informed the Commission, Oasis filed a voluntary petition under Chapter 11 of the Federal Bankruptcy Code for reorganization on January 23, 1986. He said the staff had been watching and acting on the matter very carefully since that time.

The Executive Director said further he had previously reported to the Commission that Oasis had continued to perform its obligations under the contract, notwithstanding the Chapter 11 proceedings. He said that inasmuch as the Commission was in the period to act on Oasis' further request for extension, he and General Counsel, James C. McGrath, acting together as representatives and on behalf of the Commission, had advised Oasis and other participants in the proceedings that they were unwilling to recommend an extension of the contract without provisions and assurances that Oasis had adequate backup arrangements for supply and operating in the event that they should be unable to perform. He said that at their request Oasis had made such backup arrangements.

The Executive Director said further that Oasis had made such arrangements with the Standard Oil Company, which had been an exclusive supplier for more than a year to Oasis for gasoline at 8 of the Turnpike's 16 service stations. He said Standard Oil also

provided the diesel fuel at all 16 plazas, although they were branded at only 8. He said the other company that Oasis had made supply backup and operation arrangements with was the Mobil Oil Corporation. He said Mobil had been supplying gasoline to the 8 Turnpike stations not serviced by Standard Oil.

The Executive Director said further that as the Chairman had mentioned Oasis was involved in litigation in the sense that it was in the Chapter 11 proceedings, and those proceedings superceded certain sections of the Commission's contract agreement with the company. He said that based on what had transpired with Oasis in developing conditional assignment and dealer agreements with both Mobil and Standard Oil, he could recommend that the Commission offer to extend the term of the contract. He said there was a question as to what the legal aspects were, but they, of course, had been discussed with the Commission Members. He said he couldn't tell exactly what might happen in any circumstance, but he had drafted a resolution for the Commission to consider. He said he would read the resolution in its entirety as follows:

"Resolution Offering to Extend the Term of Contract SS8-A

WHEREAS, Contract SS8-A was entered into on August 11, 1980 between the Ohio Turnpike Commission ("Commission") and Oasis Petroleum Corporation ("Oasis") for an original term of October 1, 1980 to September 30, 1983, and the term of the contract has been extended, based on numerous requests by Oasis as permitted under the terms of the original contract until September 30, 1986, which was mutually agreed in an amendment to Contract SS8-A dated June 25, 1985;

WHEREAS, the amendment to Contract SS8-A provides that, if the Commission decides to offer a shorter extension than requested by Oasis, Oasis may refuse without prejudice to accept a shorter extension period, and the contract thereupon will terminate on September 30, 1986;

WHEREAS, Oasis has requested an extension of Contract SS8-A from September 30, 1986 to December 1, 1990, pursuant to the June 25, 1985 amendment to Contract SS8-A, and the Commission is to act on such request for extension in the period between May 1, 1986 and June 30, 1986;

WHEREAS, on January 23, 1986, Oasis filed a voluntary petition under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Central District of California, Case No. LA 86-01225-BR, and said action is still pending;

WHEREAS, the executive director and general counsel of the Commission have indicated to Oasis and others involved in the Chapter 11 proceedings that they would be unwilling to recommend an extension without adequate supply and operation arrangements to be implemented in case Oasis cannot perform;

WHEREAS, Oasis and Standard Oil of Ohio ("Standard") and Mobil Oil Corporation ("Mobil") have represented to the Commission that they have entered into or are about to enter into conditional Assignment Agreements and they further represented to the Commission that they are about to enter into Dealer Agreements and that said agreements pertain to the operation of the sixteen service stations being presently operated by Oasis on the Ohio Turnpike under Contract SS8-A.

WHEREAS, the Dealer Agreements establish Oasis as a dealer for Standard on eight of the Turnpike service stations and as a dealer for Mobil on eight of the Turnpike service stations, said Dealer Agreements being conditioned upon the approval of the Bankruptcy Court;

WHEREAS, the Assignment Agreements provide for a complete assignment of Oasis' rights and duties under Contract SS8-A to Standard for eight of the service stations and to Mobil for eight of the service stations, said Assignments being contingent on the occurrence of certain specific events and said Assignment Agreements being subject to the approval of the Bankruptcy Court;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby offers to extend the term of Contract SS8-A from October 1, 1986 to 12:00 p.m., September 30, 1988, subject to the terms and conditions of Contract SS8-A and the amendment thereto dated June 25, 1985 and on the express condition and reservation that Oasis obtain the approval of the bankruptcy court before whom its voluntary petition in bankruptcy is pending of the Assignment Agreements and the Dealer Agreements between Oasis, Standard and Mobil, said approval to be obtained no later than July 31, 1986, and if such approval is not so obtained, the offer of the extension of the term of Contract SS8-A as set forth herein shall be void and of no effect and Contract SS8-A shall terminate on September 30, 1986; and

FURTHER RESOLVED that in the event an extension to September 30, 1988, is accepted and approved by all parties, additional extensions beyond that time up to December 1, 1990, will be considered by the Commission upon written request made by the then existing operator(s) not later than 120 days prior to the extended contract expiration. Approval of such additional extension(s) shall be at the sole discretion of the Commission; and

FURTHER RESOLVED that the executive director, with the approval of the general counsel, is hereby authorized to enter into on behalf of the Commission the various agreements dealing with the conditional assignment by Oasis of its interest in Contract SS8-A to Standard and Mobil, provided such agreements are in substantial compliance with the agreements, both in draft and executed form, which have been presented to the Commission at this meeting and provided further that such agreements as executed by the executive director for the Commission shall reflect the terms and provisions of this resolution."

The Executive Director said further that, again, he recommended that the Commission adopt the resolution.

A resolution offering to extend the term of contract SS8-A was moved for adoption by Mrs. Cooke, seconded by Mr. Pinzone as follows:

RESOLUTION NO. 3-1986

"WHEREAS, Contract SS8-A was entered into on August 11, 1980 between the Ohio Turnpike Commission ("Commission,") and Oasis Petroleum Corporation ("Oasis,") for an original term of October 1, 1980 to September 30, 1983, and the term of the contract has been extended, based on numerous requests by Oasis as permitted under the terms of the original contract until September 30, 1986, which was mutually agreed in an amendment to Contract SS8-A dated June 25, 1985;

"WHEREAS, the amendment to Contract SS8-A provides that, if the Commission decides to offer a shorter extension than requested by Oasis, Oasis may refuse without prejudice to accept a shorter extension period, and the contract thereupon will terminate on September 30, 1986;

"WHEREAS, Oasis has requested an extension of Contract SS8-A from September 30, 1986 to December 1, 1990, pursuant to the June 25, 1985 amendment to Contract SS8-A, and the Commission is to act on such request for extension in the period between May 1, 1986 and June 30, 1986;

"WHEREAS, on January 23, 1986, Oasis filed a voluntary petition under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Central District of California, Case No. LA 86-01225-BR and said action is still pending;

"WHEREAS, the executive director and general counsel of the Commission have indicated to Oasis and others involved in the Chapter 11 proceedings that they would be unwilling to recommend an extension without adequate supply and operation arrangements to be implemented in case Oasis cannot perform;

"WHEREAS, Oasis and Standard Oil of Ohio ("Standard") and Mobil Oil Corporation ("Mobil") have represented to the Commission that they have entered into or are about to enter into conditional Assignment Agreements and they further represented to the Commission that they are about to enter into Dealer Agreements and that said agreements pertain to the operation of the sixteen service stations being presently operated by Oasis on the Ohio Turnpike under Contract SS8-A;

"WHEREAS, the Dealer Agreements establish Oasis as a dealer for Standard on eight of the Turnpike service stations and as a dealer for Mobil on eight of the Turnpike service stations, said Dealer Agreements being conditioned upon the approval of the Bankruptcy Court;

"WHEREAS, the Assignment Agreements provide for a complete assignment of Oasis' rights and duties under Contract SS8-A to Standard for eight of the service stations and to Mobil for eight of the service stations, said Assignments being contingent on the occurrence of certain specific events and said Assignment Agreements being subject to the approval of the Bankruptcy Court;

"NOW, THEREFORE, BE IT

"RESOLVED that the Commission hereby offers to extend the term of Contract SS8-A from October 1, 1986 to 12:00 p.m., September 30, 1988, subject to the terms and conditions of Contract SS8-A and the amendment thereto dated June 25, 1985 and on the express condition and reservation that Oasis obtain the approval of the bankruptcy court before whom its voluntary petition in bankruptcy is pending of the Assignment Agreements and the Dealer Agreements between Oasis, Standard and Mobil, said approval to be obtained no later than July 31, 1986, and if such approval is not so obtained, the offer of the extension of the term of Contract SS8-A as set forth herein shall be void and of no effect and Contract SS8-A shall terminate on September 30, 1986; and

"FURTHER RESOLVED that in the event an extension to September 30, 1988, is accepted and approved by all parties, additional extensions beyond that time up to December 1, 1990, will be considered by the Commission upon written request made by the then existing operator(s) not later than 120 days prior to the extended contract expiration. Approval of such additional extension(s) shall be at the sole discretion of the Commission; and

"FURTHER RESOLVED that the executive director, with the approval of the general counsel, is hereby authorized to enter into on behalf of the Commission the various agreements dealing with the conditional assignment by Oasis of its interest in Contract SS8-A to Standard and Mobil, provided such agreements are in substantial compliance with the agreements, both in draft and executed form, which have been presented to the Commission at this meeting and provided further that such agreements as executed by the executive director for the Commission shall reflect the terms and provisions of this resolution."

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

Ayes: Mrs. Cooke, Mr. Pinzone, Mr. Brown, Mr. Schneider, Mr. Rogers

Nays: None

The Chairman declared the resolution stood adopted with all Members present voting in the affirmative. The resolution was identified as No. 3-1986.

The Chairman said the report of the Executive Director was accepted as offered. He ascertained there would be no report from General Counsel. He said the report of the consulting engineers would be received.

The representative of the consulting engineers, Mr. Fleishman, said the annual inspection of bridges, roadways, and buildings on the entire Turnpike had been completed for 1986. He said that subsequent to the inspection the Commission's staff had been given a list of those bridges which should be included in the 1987 bridge rehabilitation program.

The Chairman said the report of the consulting engineers was accepted as offered.

The Executive Director said the staff had received the consulting engineers' inspection report and recommendations. He said a preliminary program for 1987 bridge and other work had been developed, and it was being refined. He said that as the Members recalled, Bernard Hurst, on behalf of ODOT, and he hoped Mr. Brown could convey his remarks back to Mr. Hurst, requested that the Commission provide ODOT with the 1987 program. He said that at the December meeting he said he preferred to delay the report until after the annual inspection. He said that within a week or two the staff would finalize the program, and furnish that information to ODOT. He said ODOT also would be given information on what projects remained to be done between 1988 and 1990. He said that he could say with a good deal of satisfaction that the staff was on target with the program. He said that at the end of 1986 approximately half of the replacement and widening of the mainline bridge decks, including six out of seven major river crossings, will have been completed. He said that although half the number of bridges had been rehabilitated, more than half the effort had been done.

The Chairman ascertained there would be no report from the Director of Information and Research.

The Chairman said also that as had been indicated in the Executive Director's report it might be necessary for the Commission to meet again in the near future depending upon the reaction to the resolution offering to extend contract SS8-A. He said that if that were to be the case the Members and other necessary parties would be notified well in advance of the meeting.

The Executive Director said that there was one more resolution before the Commission to express sympathy to the widow of the Honorable Ralph Winter, who had passed away. He said he had never met Mr. Winter, but that Mr. Schneider had the opportunity to know him.

Mr. Schneider said he knew Mr. Winter well.

The Executive Director said further that Mr. Winter was the man that authored, sponsored, pushed and finally got, with help,

the Ohio Turnpike Act passed in 1949. He said Mr. Winter had been called the father of the Ohio Turnpike. He said a resolution had been prepared to offer sympathy to Elizabeth Winter. He said the resolution was short and might be elaborated upon later, with the Members permission. He said he would read the resolution as follows:

"Resolution Extending Sympathy to Elizabeth Winter

WHEREAS, it has been with sorrow and regret that the Commission learned of the death of Ralph A. Winter, retired Medina County Common Pleas Judge and former member of the Ohio Turnpike Commission;

WHEREAS, Judge Winter, while a member of the Ohio Senate, was the author of the Ohio Turnpike Act and was instrumental in its passage;

WHEREAS, on April 2, 1962, Governor Michael V. DiSalle appointed Judge Winter to be a member of the Ohio Turnpike Commission and Judge Winter served with distinction as a member of this Commission until his resignation on January 15, 1963;

NOW, THEREFORE, BE IT

RESOLVED that the Commission notes with sorrow the passing of one who contributed much to the establishment and objectives of the Commission; and

RESOLVED that the Commission, by the adoption of this resolution, extends its sympathy to his wife, Elizabeth, on the death of her husband; and

FURTHER RESOLVED that the secretary-treasurer be, and he hereby is, instructed to transmit a certified copy of this resolution to Mrs. Winter."

RESOLUTION NO. 4-1986

"WHEREAS, it has been with sorrow and regret that the Commission learned of the death of Ralph A. Winter, retired Medina County Common Pleas Judge and former member of the Ohio Turnpike Commission;

"WHEREAS, Judge Winter, while a member of the Ohio Senate, was the author of the Ohio Turnpike Act and was instrumental in its passage;

"WHEREAS, on April 2, 1962 Governor Michael V. DiSalle appointed Judge Winter to be a member of the Ohio Turnpike Commission and Judge Winter served with distinction as a member of this Commission until his resignation on January 15, 1963;

"NOW, THEREFORE, BE IT

"RESOLVED that the Commission notes with sorrow the passing of one who contributed much to the establishment and objectives of the Commission; and

"RESOLVED that the Commission, by the adoption of this resolution, extends its sympathy to his wife, Elizabeth, on the death of her husband; and

"FURTHER RESOLVED that the secretary-treasurer be, and he hereby is, instructed to transmit a certified copy of this resolution to Mrs. Winter."

The Chairman asked that the Secretary-Treasurer cast a unanimous ballot on behalf of the Commission.

The Secretary-Treasurer, Mr. Pinzone, said that would be done.

There being no further business to come before the Commission, a motion was made by Mr. Pinzone, seconded by Mr. Schneider that the meeting adjourn, subject to call of the Chairman.

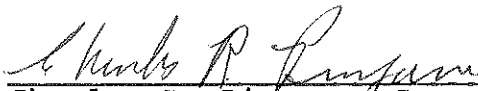
A vote by ayes and nays was taken and all Members present responded to roll call. The vote was as follows:

Ayes: Mr. Pinzone, Mr. Schneider, Mr. Brown, Mrs. Cooke, Mr. Rogers

Nays: None

The Chairman declared the meeting adjourned. Time of adjournment was 12:43 p.m.

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



Charles R. Pinzone, Secretary-Treasurer