

**MINUTES OF THE REGULAR TRANSPORTATION COMMISSION MEETING
HELD IN THE O.D.O.T. BUILDING COMMISSION MEETING ROOM
OKLAHOMA CITY, OKLAHOMA**

BE IT REMEMBERED that on Monday, the 3rd day of May, 2004, at the hour of 11:00 a.m., the Transportation Commission met in the Commission Meeting Room of the ODOT Building in Oklahoma City, OK.

Present:	Dan Overland	Chairman
	James Dunegan	Vice Chairman
	Jackie Cooper	Member
	Brad Burgess	Member
	Guy Berry	Member

Chairman Dan Overland presiding

The agenda for this Commission Meeting was posted at or before 2:30 p.m. on Wednesday, April 28, 2004, prior to the meeting. Said notification was placed in the display case in the lobby of the ODOT Building and on the glass doors on the north side of the ODOT Building, and sent to the Secretary of State in accordance with 25 O.S. Section 311.

The following items were presented and approved as written at the Transportation Commission meeting of May 3, 2004. For those items amended, deferred or rejected those notations were also made. Action taken by the Commission is noted here on these sheets.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

67. Approval of the Minutes of the Regular Commission Meeting of April 5, 2004

ACTION: Berry moved and Cooper seconded that the Commission approve the Minutes as written and distributed.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

68. a) Announcement of Kevin Bloss as Division Engineer - Maintenance
Division IX - John Fuller

b) Presentation of the Asphalt Pavement Alliance 2003 Perpetual Pavement Award to Division IV - Director Ridley introduced Pat Jaynes, Executive Director - OAPA who presented the award to Division IV Engineer Casey Shell

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

69. Change Orders of \$10,000.00 or Less - Mr. Raymond

- a) Beaver County - US-64 - STPY-4B(152) / 09283(04), \$4,169.55 No Additional Funds Required
- b) Canadian County - US-81 - NHY-11N(16) / 12544(11), \$3,615.75
- c) Canadian County - SH-4 - STPY-9C(241) / 11869(05), \$1,108.91
- d) Cherokee County - SH-82 - CMAY-11C(340) / 10009(04), \$180,220.81 Underrun
- e) Cleveland County - Ct. St. - STP-114B(50)AG / 18213(04), \$631.64
- f) Comanche County - SH-7 - MGESTPY-16B(282) / 11792(04), \$3,000.00
- g) Hughes County - Co. Rd. - BRO-132D(47)(56)CO / 19337(04), \$5,665.54

- h) Kay County - Co. Br. - ERSTP-136C(39) / 18051(04), \$1,699.50
- i) Leflore County - Co. Br. - BRF-140C(52)(92)CO / 17776(04), \$1.00 Underrun
- j) Mayes County - Co. Rd. - STP-149C(44)CO / 18728(04), \$5,512.50
- k) McCurtain County - US-70 - CIP-145N(10)IP / 16747(04), \$3,469.40 No Additional Funds Required
- l) Murray County - US-177 - CIP-150B(008)(009)IP / 17008(04), \$3,800.00 No Additional Funds Required
- m) Oklahoma County - IS-35 - I-IMY-35-3(74)121/IM-NHIY-35-3(246)121 / 00292(15), \$5,175.00
- n) Pontotoc County - Co. Rd. - MGS-162C(34)CO / 16965(04), \$695.70 No Additional Funds Required
- o) Stephens County - Indust. - CIP-169N(58)IP / 17005(28), \$4,400.00
- p) Tulsa County - US-169 - SAP-172N(243) / 21021(04), \$5,058.46

70. Traffic Control Improvement Project - Mr. Smart

- a) Carter County - installation of traffic signal system at intersection of I-35 and 12th Avenue in the City of Ardmore.

71. Speed Zones (Mr. Smart)

- a) Ottawa County - two locations along US-59
- b) Craig County - five locations along US-59

72. Land Sales (Mr. Bell)

- a) Beckham County - sale of excess land at the intersection of I-40 and US-283 south of Sayre.
- b) Stephens County - sale of excess land at the intersection of SH-7 and the Duncan By-Pass.
- c) Mayes County - sale of excess land on SH-20 between Indianola Street and Orphan Street in the City of Pryor.
- d) Mayes County - sale of excess land at the intersection of US-412 and US-69 south of Chouteau.
- e) Tulsa County - sale of excess land east of the Town of Mannford on SH-51.

73. County Bridge and Road Improvement Fund Force Account Projects (Mr. Khatib)

- a) Caddo County - bridge over Buggy Creek, north and east of the SH-37/SH-152 junction in Cogar.
- b) Kingfisher County - bridge over Kingfisher Creek south of Kingfisher.
- c) McClain County - bridge over Turkey Creek west of Stealy on EW-144.

74. Request for Certification Acceptance Project (Mr. Khatib)

- a) Tulsa County - bridge box culverts on Gilcrease Expressway from Tisdale Parkway to North Lewis Avenue. The Department will provide appropriate oversight to ensure compliance with federal and state requirements, and will reimburse the City of Tulsa for 80% of eligible costs with federal funds.

ACTION: Cooper moved and Berry seconded that the Commission approve the Consent Docket as presented.

MOTION: Carried by the following vote:

AYES: Dunegan, Cooper, Overland, Burgess and Berry

NAYS:

ABSENT: Carlisle Mabrey

END OF CONSENT DOCKET

ITEMS PRESENTED BY THE ASSISTANT DIRECTOR - PRE-CONSTRUCTION - Mr. Streb

75. Engineering Contracts

a) Oklahoma County - Commission District IV (E.C. 873)

The Benham Companies, Inc., has been selected to prepare final design plans for the I-40 Crosstown, east end, on the I-35/I-235/I-40 interchange in Oklahoma City. Negotiated engineering fees for final design plans are \$3,495,000. This project is in the STIP and ACOG TIP. This project is not in the 8 Year Construction Work Plan due to the magnitude of the project, and the current use of earmarked funds from Congress in TEA-21.

b) Oklahoma County - Commission District IV (E.C. 874)

Cobb Engineering has been selected to prepare final design plans for the I-40 Crosstown, west end, from west of May Avenue to east of Pennsylvania in Oklahoma City. Negotiated engineering fees for final design plans are \$3,199,000. This project is in the STIP and ACOG TIP. This project is not in the 8 Year Construction Work Plan due to the magnitude of the project, and the current use of earmarked funds from Congress in TEA-21.

c) McClain County - Commission District III (E.C. 892)

Smith-Roberts-Baldischwiler has been selected to prepare final design plans for US-62 through Blanchard. Negotiated engineering fees for final design plans are \$303,400. This project is in the 8 Year Construction Work Plan in federal fiscal year 2006.

d) Pottawatomie County - Commission District III (E.C. 893)

Larkin Engineering Company has been selected to prepare final design plans for bridges and approaches on I-40, including the interchange at SH-102 over the North Canadian River Overflow and at Deer Creek. Negotiated engineering fees for final design plans are \$870,200. This project is in the 8 Year Construction Work Plan in federal fiscal year 2006.

e) Caddo County - Commission District VII (E.C. 898)

Legacy Engineering, Inc., has been selected to prepare final design plans for reconstruction of SH-152 in Caddo County. Negotiated engineering fees for final design plans are \$232,500. This project is in the 8 Year Construction Work Plan in federal fiscal year 2006.

ACTION: Berry moved and Cooper seconded that the Commission approve the items as presented.

MOTION: Carried by the following vote:

AYES: Dunegan, Cooper, Overland, Burgess and Berry

NAYS:

ABSENT: Carlisle Mabrey

76. Supplemental Engineering Contracts

a) Kiowa County - Commission District V (E.C. 577 Supplemental No. 5)

The Transportation Commission previously authorized the Department to utilize the services of Tetra Tech FHC to prepare final construction plans to upgrade US-183 from Cold Springs north to the intersection of SH-19. This supplemental agreement requests additional design services required to complete the project. Adjusted engineering fees for this supplement are \$14,000. This project is in the 8 Year Construction Work Plan in federal fiscal year 2007. Funding will be 80% federal funds and 20% soft match credit.

b) Stephens County - Commission District VII (E.C. 847 - Supplemental No. 1)

The Transportation Commission previously authorized Engineering Services and Testing, Inc., to prepare conceptual studies and design plans along segments of the Duncan Bypass. In response to recent accidents on this bypass design alternates and design additions will be considered. Adjusted engineering fees for this supplement are \$533,500. This project is in the 8 Year Construction Work Plan in fiscal year 2006. Funding will be 80% federal funds and 20% soft match credit.

ACTION: Burgess moved and Cooper seconded that the Commission approve the items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE SPECIAL PROJECTS BRANCH MANAGER - Mr. Andrews

77. Request for approval of the administration of the Transportation Enhancement Program under the pending Transportation Equity Act legislation

- a) Approval of the establishment of Department of Transportation Enhancement Program dedicated funding categories
- b) Approval of the re-establishment of the Department of Transportation Enhancement Program Public Application Cycle in accordance with the requirements of the pending Transportation Equity Act

ACTION: Berry moved and Cooper seconded that the Commission approve the items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED ON BEHALF OF THE DIRECTOR'S OFFICE - Mr. Surret

78. Additions to the Industrial Access Road Program

- a) The City of Ardmore and the Ardmore Development Authority are requesting approval for an increase on the Prairie Valley Road project, which was originally approved by the Transportation Commission on July 7, 2003. At that time the Department's participation was approved not to exceed \$225,000. The City of Ardmore changed the project scope after recognizing additional needs on the roadway to the Best Buy Distribution Center. If approved, the Department's participation for this increase would not exceed \$400,000. (Two other industrial access projects have recently been completed in Carter County at a savings of \$254,067).
- b) The Mayes County Commissioners are requesting approval for an industrial access road for H & E Transport on SH-69-A. The county will be responsible for all grading, drainage, base work and right-of-way acquisition. The Department's participation in this project shall not exceed \$4,900.

ACTION: Berry moved and Cooper seconded that the Commission approve the items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

79. Additions to the Lake Access Road Program
- a) The Pushmataha County Commissioners are requesting approval for a lake access project for Sardis Lake which will provide access to lake recreational facilities. The county will be responsible for all grading, drainage, base work and right-of-way acquisition. The Department's participation in this project shall not exceed \$80,000.

(ODOT has 22 lake access road requests totaling \$3,687,585, with a lake access funds balance of \$2,094,000).

NOTE: The Commission deferred Item 79. a) to the June 7, 2004, Transportation Commission Meeting

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

80. Lettings

- a) Deletions and Additions to the Bid Openings
b) Final June 2004 Bid Opening
c) Tentative July 2004 Bid Opening
d) Tentative August 2004 Bid Opening

ACTION: Cooper moved an Dunegan seconded that the Commission approve the items as presented.

MOTION: Carried by the following vote:

AYES: Dunegan, Cooper, Overland, Burgess and Berry

NAYS:

ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

81. Change Orders Greater Than \$10,000.00 (Mr. Raymond)

- a) Blaine County - US-270 - NHY-10N(002)/BRFY-10N(25) / 12555(04), \$33,469.71 No Additional Funds Required
b) Canadian County - US-81 - NHY-17N(132) / 20243(04), \$38,916.23
c) Creek County - Co. Rd. - BRF-119C(67)CO / 18900(04), \$46,385.00
d) Custer County - SH-73 - CMAY-120C(83)(84)3R/CMAY-20B(85)3R / 20698(04), \$62,991.01
e) Custer County - US-183 - NHY-9N(13)/BRFY-9N(14) / 09276(04), \$25,184.70
f) Grant County - Co. Rd. - STP-127C(38)CO / 19240(04), \$14,295.37
g) Jackson County - SH-34 - CMAY-133C(52)(53)3R / 20696(04), \$148,760.86
h) Latimer County - US-270 - CMAY-139B(46)3R/CMAY-140B(108)3R/STPY-140B(109)3R / 20686(04), \$17,279.10 No Additional Funds Required
i) Lincoln County - SH-18 - BRFY-141C(72) / 18035(04), \$13,653.70
j) Lincoln County - SH-66 - MGSY-141C(112)3R / 20620(04), \$16,152.12
k) Major County - US-412 - NH-BRFY-019N(17) / 10067(04), \$834,874.84
l) McClain County - SH-9 - STPY-144B(18) / 17227(04), \$16,568.28
m) Noble County - IS-35 - NHIY-35-4(196)177 / 20247(04), \$383,959.80
n) Oklahoma County - Ct. St. - STP-55B(801)AG / 14363(04), \$33,761.11
o) Oklahoma County - Ct. St. - STP-55B(931)AG / 15672(04), \$17,560.00
p) Ottawa County - SH-125/SH-10/SH-99/US-59 - BRFY-158B(043) / 19439(05), \$33,934.17
q) Rogers County - SH-88 - EMC-166C(137) / 21402(04), \$105,000.00
r) Rogers County - SH-66 - STPY-166C(113)(114)/STPY-166C(120)TR / 20239(04), \$34,869.98
s) Seminole County - Co. Br. - BRO-167D(41)CO / 18104(04), \$16,176.00
t) Tulsa County - US-75 - NHG-14N(28)TR / 19256(04), \$39,635.74
u) Woodward County - US-412 - NHY-19N(10) / 10061(04), \$169,202.08

ACTION: Dunegan moved and Cooper seconded that the Commission approve the 1 items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE OFFICE ENGINEER - Mr. Stewart

82. Awards

ACTION: Dunegan moved and Cooper seconded that the Commission approve the items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

Note: Senator Jeff Rabon (District 5 Hugo) was present at this meeting. He was recognized after the announcement of the award of the US-70 project in Choctaw County. He expressed appreciation to ODOT and Department personnel for their commitment to our highway programs in his district and over the State of Oklahoma.

At this time Governor Brad Henry arrived and meeting was continued with Item No. 87 - see below.

ITEMS PRESENTED BY ASSISTANT DIRECTOR - ADMINISTRATION - Mr. Mayberry

83. Statewide Highway and Bridge namings

- a) Designate bridge on SH-82 south of Stigler as the "Doc Scantlen Bridge" in Haskell County.
- b) Designate Welcome Center located on I-40 near Sallisaw as the "Hoppy Lockhart Welcome Center" in Sequoyah County.

ACTION: Cooper moved and Dunegan seconded that the Commission approve the items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

84. Highway namings requiring suspension of rules

- a) Persons proposed to be honored shall have been deceased not less than five years prior to consideration.
- b) Designate a portion of US-70 as the "Trooper Nikky Green Memorial Highway" in Cotton County.
- c) Designate a portion of SH-7 near Reagan as the "LCDR Clarence O. "Smokey" Tolbert Memorial Highway" in Johnston County.

Note: Item 84. a), b) and c) is deferred to a future date.

ITEMS PRESENTED BY THE ASSISTANT DIRECTOR - FISCAL AND PROGRAMS - Mr. Patterson

85. FY2004 Budget Revisions

- a) The Assistant Director - Finance is requesting an increase to Right-of-Way and Federal Aid Projects of \$36,947,100 and \$27,303,770, respectively. The current portion of GARVEE bond proceeds will finance these projects.

ACTION: Berry moved and Burgess seconded that the Commission approve the item as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE DIRECTOR - Mr. Ridley

86. Emergency Declarations

- a) Tulsa County - emergency repair project on US-169 over Pine Street
- b) Ottawa County - emergency repair project on bridge over a branch of Horse Shoe Creek, 4.5 miles northwest of Delaware County
- c) Johnston County - emergency repair project on SH-22 over Rock Creek, 2.4 miles west of junction SH-78
- d) Pontotoc County - emergency repair project on SH-48 over Muddy Boggy Creek, 9.6 miles north of Coal County line
- e) Jackson County - emergency repair project on SH-6 over Unnamed Creek, 2.6 miles northeast of junction SH-34
- f) Washita County - emergency repair project on SH-54 over Calvary Creek, 11.9 miles north of the Kiowa County line
- g) Grant County - emergency repair project on US-81 over Polecat Creek and Unnamed Creek, 6.0 and 6.7 miles north of junction SH-11
- h) Custer County - emergency repair project on SH-54 over Horse Creek and Deer Creek, 6.8 and 8.2 miles north of junction I-40

Information only; no action necessary.

87. Recognition of work of former Commissioner Larry Wade - Mr. Wade was presented an ODOT brick to recognize his work with the Transportation Commission this past year.

Information only; no action necessary.

88. Recognition of House of Representatives' Transportation Committee Chairman Mike Tyler - Secretary Tomlinson, Director Ridley and Chairman Overland - Representative Tyler has been active in the House of Representatives' Transportation Committee the past sixteen years, serving as Transportation Committee Chairman for eight years. As dictated by Oklahoma Term Limits, Representative Tyler will be leaving the legislature this year.

Information only; no action necessary.

89. Presentation of the Governor's Safety Award - Governor Brad Henry

The Governor's Excellence Award was presented to Division VII. Personnel in Division VII had the best safety record for the previous year. Division Engineer Bob Rose accepted the award on behalf of his Division.

Information only; no action necessary.

Winners of the Director's awards were announced by Safety Director, Dale Halfacre, and Governor Henry made presentations to the following:

Jeff Perry, Superintendent	Division I	Cherokee County
Condo Echelle, Resident Manager	Division II	McAlester Residency
Robert Dull, Superintendent	Division III	Seminole County

Richard Flauding, Superintendent	Division IV	Kay County
David Wigington, Superintendent	Division V	Blaine County
Bryan Mattingly, Acting Sup't.	Division VI	Bridge Crew
Carl Sanford, Superintendent	Division VII	Division Wide Crew
Brad Mudgett, Superintendent	Division VIII	Creek County
Joseph Wellington, Bridge Engineer	Division IX	Bridge Division

The Progressive Excellence Award was presented to Division I. Personnel in Division I have shown the greatest improvement in their safety program over the last year. Division Engineer Darren Saliba accepted the award on behalf of his Division.

Information only; no action necessary.

We resumed our Regular Meeting Agenda at this time, continuing with Item No.83 a) and 83 b).

Meeting adjourned at 11:55 a.m.

Approval of the Minutes of the Regular Transportation Commission Meeting of May 3, 2004

Dan Overland, Chairman

James H. Dunegan, Vice Chairman

(Seal)