

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

**DATE:** Monday, June 5, 2006  
**TIME:** 11:00 a.m.  
**PLACE:** Commission Meeting Room,  
ODOT Building

BE IT REMEMBERED that on Monday, the 5th day of June, 2006, 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:	Carlisle Mabrey	Member
	Jackie Cooper	Member
	Dan Overland	Chairman
	Bruce Benbrook	Member
	Loyd Benson	Member
	Brad Burgess	Member
Absent:	James H. Dunegan	Vice Chairman
	Guy Berry	Member

The agenda for this Commission Meeting was posted at or before 8:30 a.m. on Friday, June 2, 2006, prior to the meeting. The 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 Regular Transportation Commission meeting of June 5, 2006. For those items amended, deferred or rejected those notations were also made. Action taken by the Commission is noted here on these sheets

Among guests for today's meeting were Jeannette Nance, Transportation Liaison, representing the Governor's Office, Mr. Gary Corino, Federal Highway Administration and Mr. Bill Baker, City Manager - City of Sallisaw.

Chairman Overland called the Meeting to order, and Mr. John Fuller introduced Mr. Ray Sanders who is the new Project Management Division Manager. Previously, Mr. Sanders was Project Manager for ODOT's Division VIII, covering Craig, Creek, Delaware, Mayes, Nowata, Osage, Ottawa, Pawnee, Rogers, Tulsa and Washington counties.

**ITEM PRESENTED BY THE DIRECTOR TO THE COMMISSION**

**Note:** See below - this Item presented after Item No. 111

**ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION**

92. Approval of the Minutes of the Regular Commission Meeting of May 1, 2006

**Note:** This item deferred to July 10, 2006 meeting

**CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN**

93. Change Orders of \$10,000.00 or Less (Mr. Raymond)

- a) Blaine County - SH-51 - STPY-106C(68)(69)3R / 21967(04), \$9,063.07
- b) Caddo County - US-281 - STPY-108B(117) / 21694(04), \$2,639.00
- c) Cherokee County - SH-62 - STPY-111B(40)TR/STPY-111A(66)TR / 18759(04), \$500.94
- d) Cleveland County - SH-37 - BPMY-114B(145)3B/BPMY-135C(71)3B/BPMY-114A(146)3B/BPMY-44-1(2)115 3B/BPMY-162B(133)3B/BPMY-167C(108)(109)3B / 22319(04), \$9,360.00
- e) Cleveland County - Ct. St. - STPG-114(116)AG / 21053(04), \$3,316.90
- f) Coal County - Co. Rd. - BRO-115D(004)CO/STP-135C(45)CO / 16316(04), \$7,600.00
- g) Greer County - SH-6 - STPY-028B(147) / 15589(04), \$943.20
- h) Love County - IS-35 - MGSY-035-1(138)001 / 22161(04), \$2,497.06
- i) McClain County - SH-24 - BRFY-144C(025) / 17657(04), \$1,851.03
- j) Oklahoma County - Ct. St. - STP-055B(802)(803)AG / 14364(04), \$2,757.90
- k) Payne County - US-177 - RABA-0Q16(001)(008)RA / 18976(04), \$3,643.20
- l) Pontotoc County - SH-3 - MC-162A(128) / 21991(04), \$3,995.53
- m) Pottawatomie County - SH-59B - CIP-163C(67)IP / 18772(04), \$2,020.45 No Additional Funds
- n) Seminole County - SH-99 -NHY-12N(10)/IMY-40-5(346)192 / 10166(04), \$976.03
- o) Tulsa County - I-244 - BHIY-244-2(426)004 / 20576(04), \$9,020.99

94. Traffic Control Improvement Projects (Mr. Smart)

- a) Oklahoma County - intersection modifications and traffic signal installation at the intersection of SH-66 and a proposed street just east of I-35 in the City of Edmond
- b) Rogers and Tulsa Counties - installation of epoxy pavement markings along SH-266
- c) Oklahoma County - installation of thermoplastic pavement markings, raised pavement markers, and raised pavement marker replacement lenses along I-40 in Oklahoma City
- d) Canadian County - installation of thermoplastic pavement markings and raised pavement markers along US-81 in El Reno and I-40 in Yukon

95. Speed Zone Revisions (Mr. Smart)

- a) Washington County, City of Bartlesville - along US-75 (Washington Boulevard) - City Concurrence

96. Land Sales (Mr. Bell)

- a) McClain County - at the intersection of I-35 and Ladd Road in the Town of Goldsby
- b) Grady County - .5 mile south of the intersection of SH-4 (Mustang Road) and SH-37
- c) Creek County - south side of SH-33, 3.5 miles west of the intersection of SH-33 and I-44 (Part of parcel 66) \$2,520.00
- d) Creek County - south side of SH-33, 3.5 miles west of the intersection of SH-33 and I-44 (Part of parcel 69) \$3,675.00

97. Programming of Federal Railroad Crossing Safety Funds-Section 130 Title 23 Funds for At-Grade Railroad Crossing Safety Project(s) (Mr. Kyle)

- a) Kiowa County - surface project near Snyder with the Farmrail System, Inc.
- b) Wagoner County - signal/surface project near Wagoner with the Union Pacific Railroad Company (county road EW-67)
- c) Wagoner County - signal/surface project near Wagoner with the Union Pacific Railroad Company (county road EW-69)
- d) Wagoner County - signal/surface project near Wagoner with the Union Pacific Railroad Company (county road EW-71)
- e) Wagoner County - signal/surface project in Wagoner with the Union Pacific Railroad Company (10<sup>th</sup> Street)

98. County Bridge and Road Improvement Fund Force Account Projects (Mr. Johnson)

- a) Carter County - bridge replacement on county road NS-307, over Walnut Creek, 1.0 mile west and 0.1 mile north of the SH-53W/SH-76 junction
- b) Grady County - road surfacing project, on county road NS-292 (Alex Road), in Alex, extending south 4.0 miles to EW-149
- c) Haskell County - bridge replacement on EW-121 at NS-444.2 located north of Stigler
- d) Kiowa County - bridge replacement over an unnamed creek, located 5.1 miles south and 1.0 mile east of the SH-9/US183 junction in Hobart
- e) McClain County - bridge and approaches over an unnamed creek, 2.0 miles south and 0.4 mile west of Stealy
- f) McClain County - bridge project and approaches over an unnamed creek, 0.4 mile south and 4.8 miles east of Byars
- g) Oklahoma County - bridge replacement on county road NS-223 over Choctaw Creek, located 0.5 mile south of NE 10<sup>th</sup> Street
- h) Washita County - bridge replacement over Oak Creek, located 2.0 miles east and 2.5 miles south of Lake Valley on NS-233
- l) Washita County - bridge replacement over Spring Creek, located 4.0 miles north and 1.0 miles east of Colony on EW-111

99. Memorial Highway and Bridge Designations - Statewide - Various Locations (Mr. Gatz)

House Bill 3019 - effective November 1, 2006:

- 1. Comanche County, Division VII - SH-49 between I-44 and the Wichita Mountains Wildlife Refuge be designated as the "Medicine Park Trail"
- 2. LeFlore County, Division II - US-271 and SH-9 beginning in Spiro to the Poteau River Bridge, north of Pocola, be designated as the "Judy Davis Memorial Highway" (Also see SB 1074)
- 3. Logan County, Division IV - the bridge across the Cimarron River on SH-33, north of Coyle, be designated as the "Newt Sexton Memorial Bridge"
- 4. Murray County, Division VII - SH-7 beginning at the Chickasaw Trail, near Davis and extending east to the intersection of SH-177, be designated as the "Historic Platt National Parkway"
- 5. Hughes County, Division III - the bridge that crosses Baker's Branch Creek on SH-1, east of Allen, be designated as the "T. A. Olivo Memorial Bridge"
- 6. Hughes County, Division III - the bridge that crosses the Muddy Boggy Creek on SH-48, south of Allen, be designated as the "David Gray Memorial Bridge"

Senate Bill 1074 - effective May 15, 2006:

- 1. LeFlore County, Division II - the bridge on US-270, south of Wister, be designated as the "Private First Class Curtis Herman Bullard Memorial Bridge"
- 2. Haskell and LeFlore Counties, Divisions I and II, the bridge that crosses the Arkansas River at Kerr Lock and Dam on US-59, be designated as the "Senator Larry Dickerson Memorial Bridge"
- 3. Grady County, Division VII - US-81B extending through Rush Springs, be designated as the "Destry Horton Memorial Highway"
- 4. LeFlore County, Division II - US-271 and SH-9, beginning in Spiro to the Poteau River Bridge, north of Pocola, be designated as the "Judy Davis Memorial Highway" (Also see House Bill 3019)
- 5. Okfuskee County, Division III - the portion of US-62 that extends within the municipal limits of Boley be designated as the "W. R. Shaver Memorial Highway" (Also see HCR 1057)

**ACTION:** Benbrook moved and Mabrey seconded that the Consent Docket be approved as presented.

**MOTION:** Carried by the following vote:

**AYES:** Mabrey, Cooper, Overland, Benson, Benbrook and Burgess

NAYS:  
ABSENT: Dunegan and Berry

**END OF CONSENT DOCKET**

---

**ITEMS PRESENTED ON BEHALF OF THE BRIDGE DIVISION**

100. Statewide - Bridge Rehabilitation Program - Mr. Rusch

The Department has completed a portion of the proposed State Bridge Rehabilitation Program Work Plan. The corresponding projects are to be let in State Fiscal Year 2007, and are all funded with State funds.

ACTION: Mabrey moved and Cooper seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

101. Statewide - Bridge Preventative Maintenance - Mr. Rusch

The Department has completed the proposed Bridge Preventative Maintenance Program Work Plan. The corresponding projects for the preventative maintenance actions are to be let in Federal Fiscal Year 2006, and are all funded with 80% Federal Highway Bridge Replacement and Rehabilitation (HBRRP) funds with a 20% soft match credit.

ACTION: Burgess moved and Mabrey seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

102. Programming - Bridge Repair Project - Mr. Rusch

a) Tulsa County - Commission District VIII

The Department requests approval to program a project to repair vehicle impact damage to the Garnett Road bridge on I-244. The estimated cost of repair is \$20,000.00 utilizing State funds. This project is scheduled for a June 2006 letting. The party responsible for the damage is known.

ACTION: Mabrey moved and Benson seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

103. Statewide - Load-Posted Bridge Program - Mr. Allen

The Department has completed the proposed Load-Posted Bridge Program Work Plan. The corresponding projects are for load-posted bridges that are not included in the current 8 Year Construction Work Plan. Multiple funding resources will be utilized.

ACTION: Benbrook moved and Benson seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

**ITEM PRESENTED BY THE ASST CHIEF ENGINEER-ASSISTANT DIRECTOR OF PRE-CONSTRUCTION - Mr. Streb** (Items presented by Mr. Bob Rusch)

104. Engineering Contracts

a) Washington County - Commission District VIII (E.C. 1040)

The Department has selected Craig & Keithline, Inc., to develop a preliminary engineering study for US-75 from Green County Road to Frank Phillips Boulevard. The preliminary study will include traffic studies, traffic modeling, environmental documents, geometric configuration for the US-75/US-60 Interchange and survey. The consultant will also prepare construction plans for required improvements along US-75 at Price Road and US-75 at Nowata Road. Negotiated fees total \$445,400.00. Two construction projects are included in the 8 Year Construction Work Plan with the first scheduled letting date in FFY 2007. The total construction cost for both of these projects is \$720,000.00. Funding will be 80% federal funds and 20% soft match credit.

b) Statewide Load Posted Bridge Program

The Department has selected multiple engineering consulting firms to develop final construction plans for several bridges that are included in the Load Posted Bridge Program. See table in Item 104.b) narrative for details.

ACTION: Burgess moved and Benbrook seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

105. Supplemental Engineering Contracts

a) Pottawatomie County - Commission District III (E.C.1035, Supplemental No. 1)

Clour Engineering was previously authorized to prepare preliminary plans and perform environmental studies for a project to reconstruct Kickapoo Street in Shawnee. This supplemental agreement is for additional engineering services, and adjusted engineering fees total \$53,000.00. The total engineering contract cost, including supplementals, is \$303,000.00. The estimate for construction costs for this project is \$5,500,00.00. Funding will be 80% federal funds and 20% soft match credit.

b) Tulsa County - Commission District VIII (E.C. 646, Supplemental No. 2)

Poe & Associates, Inc., was previously authorized to prepare an operational analysis and conduct engineering studies for I-44 from Riverside Drive to west of Yale Avenue in Tulsa. This supplement is for additional work required to complete the engineering and hydraulic studies. The negotiated fee for this additional work is \$108,000.00. This brings the total engineering contract cost, including supplementals, to \$1,899,882.00. Funding will be 90% federal funds and 10% soft match credit.

ACTION: Mabrey moved and Cooper seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

**ITEM PRESENTED ON BEHALF OF THE DIRECTOR'S OFFICE - Mr. Surrett**

106. Intentionally left blank

107. Additions to the Industrial Access Road Program

<u>District</u>	<u>County</u>	<u>Project</u>	<u>Department Participation</u>
I	Sequoyah	I/A - Sallisaw - Cellofoam North America	\$ 125,000.00
II	Bryan	I/A - Durant - Foreign Trade Zone	310,000.00
VIII	Wagoner	I/A - Wagoner - Allied Waste Services	250,000.00

**Note:** Department participation for the Sequoyah County project should be \$128,000.00

**ACTION:** Benbrook moved and Cooper seconded that the Item should be approved.  
**MOTION:** Carried by the following vote:  
**AYES:** Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
**NAYS:**  
**ABSENT:** Dunegan and Berry

**ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins**

108. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final July 2006 Bid Opening
- c) Tentative August 2006 Bid Opening
- d) Tentative September 2006 Bid Opening

**ACTION:** Burgess moved and Benson seconded that the Item be approved as presented.  
**MOTION:** Carried by the following vote:  
**AYES:** Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
**NAYS:**  
**ABSENT:** Dunegan and Berry

**ITEMS PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond**

109. Change Orders Greater Than \$10,000.00

- a) Alfalfa County - US-64 - STPY-2C(230) / 15032(04), \$39,136.56
- b) Atoka County - US-69 - NHY-13N(88)(87)3R / 21960(05), \$19,551.34
- c) Cleveland County - US-77 - BHFY-114B(102) / 20278(04), \$41,118.97
- d) Cleveland County - IS-35 - IMY-35-2(216)116 / 15392(04), \$37,974.07
- e) Cleveland County - Ct. St. - STP-114C(16)AG / 17053(04), \$15,561.92
- f) Cleveland County - Ct. St. - STP-14C(422)AG / 15892(04), \$31,407.59
- g) Custer County - IS-40 - IMY-0040-3(067)082 / 20241(04), \$114,039.01
- h) Haskell County - SH-9 - CIP-131B(19)IP / 16756(09), \$91,541.17
- l) Kiowa County - US-183 - ACNHY-09N(90)GB/ACBHFY-9N(66)GB / 16063(13) #3, \$19,539.12
- j) Kiowa County - US-183 - ACNHY-9N(90)GB/ACBHFY-9N(66)GB / 16063(13) #5, \$551,250.00
- k) Kiowa County - US-183 - NHY-9N(006) / 16063(04), \$14,790.66
- l) Logan County - SH-33 - BRFY-42B(238) / 12307(04), \$85,517.20
- m) McClain County - IS-44 - IMG-044-1(085)107TR / 21870(04), \$50,286.21
- n) Muskogee County - US-69 - BRFY-13N(23)/NHY-13N(76) / 08125(04), \$68,317.65
- o) Oklahoma County - US-77 - NHY-024N(008) / 09033(05), \$70,039.33
- p) Oklahoma County - Ct. St. - STP-155B(375)AG / 20347(04), \$64,887.40
- q) Okmulgee County - US-62 - SBR-156A(113)SB / 22721(04), \$40,203.00
- r) Pontotoc County - SH-3W - CIP-162B(24)(25)IP / 02410(13), \$243,348.90

- s) Pottawatomie County - SH-18 - BRFY-163B(46) / 05859(06), \$12,635.90
- t) Sequoyah County - US-59 - ACBRFY-168A(46)GB/ACSTPY-168A(59)GB / 12530(07), \$13,360.00

Note: Item No. 109.h) deferred

ACTION: Burgess moved and Benson seconded that the Item be approved, noting that 109.h) is deferred.  
 MOTION: Carried by the following vote:  
 AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
 NAYS:  
 ABSENT: Dunegan and Berry

**ITEM PRESENTED BY THE ASST CHIEF ENGINEER-DIRECTOR OF OPERATIONS -Mr. Evans**

110. Settlement of Claim

- a) Haskell County - grade, drain and surface on SH-9 beginning at Stigler and extending east. Glover Construction Co., Inc. - \$226,800.00

Note: Item No. 110.a) deferred

**ITEM PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt**

111. Awards

- a) Regular Letting - May 18, 2006
- b) Special Letting - June 1, 2006

ACTION: Benson moved and Benbrook seconded that the Item be approved as presented.  
 MOTION: Carried by the following vote:  
 AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
 NAYS:  
 ABSENT: Dunegan and Berry

**Note:** At this time, Representative Mark Liotta, Chairman Appropriations and Budget - General Government and Transportation, entered the meeting.

91. Presentation of resolution announcing celebration of the 50<sup>th</sup> Anniversary of the Interstate Highway System (Mr. Ridley)

Director Ridley discussed the creation and history of the Highway Trust Fund which was designated by President Eisenhower in 1956 to initiate the construction of the Interstate System. The Director then introduced Representative Fred Perry who is House Transportation Committee Chair. Representative Perry and Senator Debbe Leftwich co-authored Joint Resolution No. 55, recognizing the 50<sup>th</sup> Anniversary of the federal interstate system of highways. Representative Perry stated that Director Ridley was recognized on the House floor as Chairman of the national Interstate 50<sup>th</sup> Anniversary Steering Committee to organize milestone events for this celebration. The Resolution was presented to the Commission.

Representative Perry introduced Representative Mark Liotta Appropriations and Budget - General Government and Transportation - Chair. Representative Liotta authored House Bill 1078 which provided a huge step forward for transportation funding. He promised more work for transportation funding in coming years.

Information only; no Commission action necessary.

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

112. Fiscal Year 2007 Budget Work Program

The Department is required to submit a Budget Work Program to the Office of State Finance (OSF) in June of each year which will provide budget authority for the upcoming fiscal year. In keeping with that process, the Department is submitting for Commission approval the fiscal year 2007 Budget Work Program.

ACTION: Benbrook moved and Burgess seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

113. FY 2006 Budget Revisions

- a) The Transit Division requests an increase of \$348,441.00 to the Rural Public Transit budget. Recently approved grants from the Federal Transit Authority will fund this increase.
- b) Rail Division requests an increase of \$1,500,000.00 for rail improvement projects. Carryover of federal funding will fund this increase.
- c) The Assistant Director - Finance requests to increase Federal Aid Projects by \$4,500,000.00. Third-party participation will fund this increase.
- d) The Assistant Director - Finance requests an increase of \$100,000.00 for Right-of-Way. Unbudgeted revenues will fund this increase.

ACTION: Mabrey moved and Benson seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSENT: Dunegan and Berry

**ITEM PRESENTED BY THE DIRECTOR - Mr. Ridley**

114. Director's Report

Director Ridley discussed transportation funding for this year and the future. He stated that we should acknowledge that our Interstates are 50 years old, and that we need to address the problems of maintenance and upkeep of this system. Also, at the national and state level we need to consider how we will address freight movement that is going to increase 70-80% over the next few years and traffic that will be increasing 30-35%, etc. He discussed the impact of House Bill 1078 on the future of transportation in our State. The Governor's proposal would increase funding for bridges, and references a proposed constitutional amendment that would insure that all gas and diesel taxes would go to transportation. Director Ridley asked Representative Liotta to discuss House Bill 2940.

Representative Liotta, author of House Bill 2940, discussed highlights of the Bill which encompasses part of the Governor's proposal on road funding, accelerates increase in funding in House Bill 1078, increases the cap to more than double road funding over the next four years, identifies gas and diesel taxes that currently go to General Revenue that will be used for critical bridges and annualizes the \$70 million debt service (CIP). House Bill 2940 is recognition of the last 25 years of the Legislature's inability to increase road funding for our State.

Information only; no Commission action necessary.

**Meeting adjourned 11:47 a.m.**

Approval of the Minutes of the Regular Meeting of June 5, 2006

---

Dan Overland - Chairman

---

Carlisle Mabrey, III - Member

(Seal)