

**MINUTES OF THE REGULAR TRANSPORTATION COMMISSION MEETING
HELD IN THE ODOT BUILDING COMMISSION MEETING ROOM
OKLAHOMA CITY, OKLAHOMA**

DATE: Monday, August 6, 2007
TIME: 11:00 a.m.
PLACE: Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Monday, the 6th day of August, 2007, 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
	Carlisle Mabrey	Member
	James H. Dunegan	Member
	Jackie Cooper	Member
	Bruce Benbrook	Member
	Brad Burgess	Member

Presiding: Dan Overland

Absent: Loyd Benson
Guy Berry

The agenda for this Commission Meeting was posted at or before 11:00 a.m. on Friday, August 3, 2007, 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 August 6, 2007. For those items amended, deferred or rejected those notations were also made. Action taken by the Commission is noted here on these sheets.

ITEM TO BE PRESENTED BY THE SECRETARY TO THE COMMISSION

117. Approval of the Minutes of the Special Commission Meeting of July 16, 2007

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

CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN

118. Traffic Control Improvement Projects - Mr. Smart

a) Pawnee County - Commission District VIII - safety improvement project for the installation of a traffic signal at the intersection of US-64 and Airport Road in the City of Cleveland

119. Land Sale - Mr. Bell

Choctaw County - south of the intersection of US70/70E (Hugo By-Pass) on the east side of Hugo

120. Requests for County Bridge and Road Improvement Fund Force Account Projects - Mr. Johnson

- a) Caddo County - bridge over tributary to Stinking Creek, south and east of the SH-37/SH-152 junction
- b) Comanche County - bridge over Dry Beaver Creek, north and west of the SH-7/SH-65 junction
- c) Comanche County - bridge over Gooden Creek, south and west of the SH-7/SH-65 junction
- d) Custer County - bridge over West Barnitz Creek, north and east of Custer City on EW-88
- e) Kiowa County - bridge over an unnamed creek, north and west of Mountain Park on EW159
- f) Ottawa County - bridge over unnamed creek on Monroe Street in Afton, 1.1 mile north of the Delaware county line
- g) Ottawa County - bridge over Northside Creek on Monroe Street in Afton, 1.0 mile north of the Delaware county line
- h) Pushmataha County - county road beginning at US-271 extending south
- l) Pushmataha County - bridge on (D438) over Box Springs Creek, northeast of the junction of D165 and US-271
- j) Pushmataha County - bridge on (D1627) over Turkey Pin Crossing, east of (D438)
- k) Washita County - bridge over Two Baby Creek, east and south of Corn on NS-237

END OF CONSENT DOCKET

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

ITEMS TO BE PRESENTED BY THE ASST CHIEF ENGINEER-DIRECTOR OF PRECONSTRUCTION - Mr. Streb

121. Requests for County Bridge and County Road Improvement Fund Force Account Projects - **Emergency Flood Damage**

All Counties - Based on Governor Henry's disaster declaration for all 77 counties in May, the Department is implementing relaxed procedures and guidelines in the use of Force Account procedures for CBRI projects in order to provide the counties with more flexible access to existing funds to deal with the continuing flood damages occurring to county roads and bridges. Approval of this item by the Commission will permit the Department to reimburse the requesting counties for documented repair projects related to flood damage.

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

122. **Programming Items**

a) Muskogee County - Commission District I

The Department requests approval to program a project to repair vehicle impact damage on a bridge located on US-69 under a county road north of the McIntosh county line. The estimated cost to repair the vehicle damage is \$35,000.00. This project is scheduled for an October 2007 letting and will use the annual state funds set aside for Bridge Division for similar projects. The party responsible for the damage is known.

b) Tulsa County - Commission District VIII

The Department requests approval to program a project to repair train impact damage on 23rd Street over Railroad and I-244. The estimated cost of the project to repair the bridge is \$50,000.00, which includes construction engineering costs. This project should be scheduled for an October 2007 letting and will use the annual state funds set aside for Bridge Division for similar projects. The party responsible for the damage is known.

c) Tulsa County - Commission District VIII

The Department requests approval to program projects to repair corrosion damage on bridges on I-244 over the Arkansas River. The estimated cost of the project to repair the bridge is \$1,000,000.00, which includes construction engineering costs. This project should be scheduled for a September 2007 letting and will use the IM funds.

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

123. **Engineering Contracts**

a) Statewide (All Districts) (E.C. 1146) - Bridge Redecking and Rehabilitation

The Department has selected eight (8) qualified consulting firms to produce design plans for bridge rehabilitation for multiple locations over the State in support of ODOT staff. The following consulting firms were selected for the divisions as indicated below:

Division I	BKL, Inc.
Division II	MacArthur Associated Consultants
Division III	Cobb Engineering
Division IV	Poe and Associates
Division V	EST, Inc.
Division VI	White Engineering Associates
Division VII	FBS, Inc.
Division VIII	Garver Engineers

These contracts will remain in effect for an initial one-year time period and may be renewed for an additional year based upon need and satisfactory performance. The aggregate not to exceed amount for these eight (8) contracts is \$2,000,000.00, and work will be assigned through the utilization of task orders based on established rates and/or through project specific negotiations. It is anticipated that the consulting firms will be geographically assigned. Funding will be with State funds in accordance with the requirements and eligibility of the associated transportation improvement projects.

b) McCurtain County - Commission District II -(E.C.-127G)

White Engineering Associates, Inc., has been authorized to prepare final design plans on the US-70 Valliant By-Pass in the amount of \$1,041,200.00. Plans will be prepared for three (3) different construction projects. The total not to exceed amount of the contract is \$1,567,600.00. Funding will be 80% federal funds and 20% soft match credit. The three (3) projects are in the 8 Year Construction Work Plan with scheduled letting dates of FFY 2010 and FFY 2012. The total estimate for construction of these projects is \$25,000,000.00.

c) Osage County - Commission District VIII - Gilcrease Expressway

This contract is for functional design and right-of-way plans for a 5-mile segment of the proposed Gilcrease Expressway from LL Tisdale Parkway to Edison Street. INCOG has approved the use of allocated STP funds to fund 80% of the contract amount, and the City of Tulsa has provided 20% matching funds. The total contract amount is \$2,023,370.00.

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

124. **Supplemental Engineering Contracts**

a) Wagoner County - Commission District I (E.C.-1011A, Supplemental No. 1)

Garver Engineers, LLC was previously authorized to prepare construction plans for improvements of existing lanes on SH-51 from Coweta east to Wagoner, including the bridge and approach roadway replacement project over the Verdigris River. This supplemental agreement is for an additional cost study to be performed to compare alternate designs. Adjusted engineering fees total \$5,600.00. The total engineering contract cost, including supplementals, is \$374,600.00. Funding will be with 80% federal funds and 20% soft match credit. This project is in the 8 Year Construction Work Plan with a scheduled letting date of FFY 2010. The total estimate for construction of this project is \$5,964,643.00.

b) Seminole, Pottawatomie and Lincoln Counties - Commission District III (E.C.-587, Supplemental No. 3)

Smith Roberts Baldischwiler, LLC was previously authorized to prepare final design plans for SH-99 from I-40 to the town of Prague in Seminole, Pottawatomie and Lincoln Counties. This supplemental agreement is for a design change. Adjusted engineering fees to incorporate the additional work into the final design plans total \$202,000.00. The total engineering contract cost, including this supplement, is \$922,500.00. The total construction cost of this project is \$10,147,500.00. Funding will be 80% federal funds and 20% soft match credit. This project is in the 8 Year Construction Work Plan with a scheduled letting date of FFY 2008.

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

ITEMS TO BE PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

125. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final September 2007 Bid Opening
- c) Tentative October 2007 Bid Opening
- d) Tentative November 2007 Bid Opening

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

ITEMS TO BE PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

126. Change Orders - Cumulative Total - \$50,000.00 or Less - **Information Only** (Mr. Raymond)

- a) Blaine County - Co. Rd. - BRO-106D(056)CO / 21425(04), \$307.84
- b) Bryan County - US-69 - HSIPY-107N(110)TR / 22960(05), \$4,404.00
- c) Canadian County - IS-35 - BPMY-109C(120)3B / 23563(04), \$1,290.50
- d) Choctaw County - US-70 - ACBRFY-22N(68)/ACBRFY-22N(111)GB / 18849(04), \$18,989.29 Underrun
- e) Coal County - SH-131 - SAB-115C(045)BF / 23206(04)#1, \$4,732.80
- f) Coal County - SH-131 - SAB-155C(045)BF / 23206(04)#2, \$1,400.00
- g) Garvin County - IS-35 - IMY-35-2(256)72/IMY-35-2(254)81/IMY-35-2(261)67/BRFY-144C(44)/IMY-40-5(357)186 / 17981(05)#2, \$36,856.00
- h) Garvin County - IS-35 - IMY-35-2(256)72/IMY-35-2(254)81/IMY-35-2(261)67/BRFY-144C(44)/IMY-40-5(357)186 / 17981(05)#3, \$9,940.00
- i) Garvin County - SH-76 - SBR-125C(129)SB / 22726(04), \$3,920.22
- j) Hughes County - US-270 - SBR-132A(093)SB / 23470(04), \$3,650.00
- k) Kay County - US-77 - STPY-136A(068) / 20252(04), \$3,379.57
- l) Lincoln County - SH-99 - NHY-12N(102)3R / 22637(04)#5, \$1,775.00
- m) Lincoln County - SH-99 - NHY-12N(102)3R / 22637(04)#6, \$12,198.39
- n) Okfuskee County - Co. Rd. - BRO-054D(114)CO / 08416(04), \$350.00
- o) Ottawa County - US-60 - SBR-158B(91)(108)SB / 22742(04), \$3,275.56
- p) Pontotoc County - SH-99 - BRFY-062B(231) / 05346(04), \$22,058.38
- q) Pontotoc County - Co. Rd. - BRO-162D(115)CO / 21831(04), \$7,377.95
- r) Pontotoc County - SH-99 - SAB-162B(124)BF / 21844(04), \$1,700.00
- s) Pushmataha County - Co. Rd. - BRO-164D(52)CO / 20678(04), \$17,391.08
- t) Roger Mills County - Co. Rd. - STP-165C(055)CO / 21648(04), \$3,754.72
- u) Rogers County - SH-66 - MGEY-NBIP(283)/MGEY-166C(112) / 20229(04), \$22,500.00
- v) Seminole County - SH-56 - IMY-40-5(374)212 / 20292(04), \$29,690.89
- w) Sequoyah County - US-59 - ACBRFY-168A(46)GB/ACSTPY-168A(59)GB / 12530(07), \$7,314.00
- x) Sequoyah County - US-59 - ACNHY-033N(011)GB / 17670(04)#3, \$122.50 Underrun
- y) Sequoyah County - US-59 - ACNHY-033N(011)GB / 17670(04)#4, \$60,099.90 Underrun
- z) Stephens County - Co. Rd. - BRO-169D(88)CO / 21073(04), \$2,736.25

127. Change Orders - Cumulative Total Greater Than \$50,000.00 (Mr. Raymond)

- a) Alfalfa County - US-64 - STPY-2C(230) / 15032(04), \$1,500.00
- b) Beaver County - US-83 - STPY-4B(170) / 14972(04), \$16,499.66
- c) Beckham County - SH-152 - SBR-105C(132)SB/SBR-105N(133)(134)SB / 23460(04), \$93,300.00
- d) Cleveland County - IS-35 - IM-NHIY-35-3(108)119/IMY-35-3(240)119 / 00292(17), \$23,346.39
- e) Custer County - IS-40 - IMY-040-2(130)061 / 20253(04)#4, \$19,271.40
- f) Custer County - IS-40 - IMY-040-2(130)061 / 20253(04)#5, \$322,921.11

- g) Oklahoma County - Ct. St. - STP-55B(802)(803)AG / 14364(04), \$46,304.43
- h) Oklahoma County - IS-40 - HPPIY-1690-0(007)000 HP / 17428(10), \$59,566.50
- i) Oklahoma County IS-35 - IMG-35-3(280)133TR/IMG-35-3(281)137TR/IMG-35-3(282)126TR/21157(04), \$189,649.62
- j) Payne County - Ct. St. - STP-160B(18)(125)UR / 17030(04), \$207,188.00
- k) Payne County - SH-51 - STPY-160A(74)TR / 18921(04), \$11,000.00
- l) Payne County - IS-35 - IMY-35-4(194)172/BRIY-35-4(202)174 / 20245(04), \$304,199.65
- m) Tulsa County - US-64 - STP-172B(258)IG / 21555(04), \$200,000.00
- n) Tulsa County - I-444 - BPMIY-444-2(441)001 3B/BPMY-172A(268)3B/BPMY-172B(280)3B/BPMIY-244-2(442)(443)(444)(445)006 3B / 22263(04), \$46,383.00

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

ITEM TO BE PRESENTED BY THE CONSTRUCTION ENGINEER - Mr. Raymond

128. Project Finalization for FY 2007

Reporting of the Various Performance Measures related to the Department's Project Finalization in FY 2007

Information only; no Commission action necessary.

Note: Commissioner Benbrook congratulated Mr. Raymond and the Department on past performance.

ITEM TO PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

129. Awards

Regular Letting - July 19, 2007

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

ITEMS TO BE PRESENTED BY THE DIRECTOR - FINANCE - Mr. Patterson

130. FY 2008 Budget Revisions

- a) Chief Engineer/Deputy Director requests to increase the Maintenance Program by \$3,090,360.00 and Depreciable Equipment by \$3,200,000.00. Unbudgeted revenues will fund this increase
- b) AD Finance requests to decrease the state share of Federal Aid Projects and increase State Aid Projects by \$11,300,000.00
- c) AD Administration requests to increase Right-of-Way by \$35,000,000.00. Bond proceeds will fund this increase
- d) AD Operations requests to transfer \$1,343,905.00 from State Aid Projects to the Maintenance Program

ACTION: Dunegan moved and Burgess seconded that the Items be approved as presented.

MOTION: Carried by the following vote:
AYES: Mabrey, Dunegan, Cooper, Overland, Benbrook and Burgess
NAYS:
ABSENT: Benson and Berry

ITEM TO BE PRESENTED BY THE DIRECTOR - Mr. Ridley

131. Transfer of a Portion of the Chickasaw Turnpike to ODOT

The Department requests authorization from the Commission to contract for an analysis of costs and the benefits to the public and the Department of assuming ownership and control of a portion of the Chickasaw Turnpike from SH-7 west of Sulphur to US-177 north of Sulphur as a part of ODOT's system. Approval to contract for the cost benefit analysis, feasibility study and begin formal discussions with Oklahoma Turnpike Authority is requested.

Note: Commissioner Benbrook asked if a situation like this had happened before. Director Ridley replied that the Department had never taken a section of a turnpike in the past. Recently the Oklahoma Turnpike Authority (OTA) spent \$4 million bringing this portion of the turnpike up to ODOT standards.

ACTION: Benbrook moved and Dunegan seconded that approval be given to the Department to contract for the cost benefit analysis, feasibility study and to begin formal discussions with OTA.

MOTION: Carried by the following vote:
AYES: Mabrey, Dunegan, Cooper, Overland, Benbrook and Burgess
NAYS:
ABSENT: Benson and Berry

132. Director's Report

Director Ridley alerted the Commission he would be bringing information next month concerning the damage at the Hudson Avenue exit on I-40, which was hit by a truck on August 10, 2007. The ramp is currently closed. Cost of repairs is estimated at \$150,000.00 to \$200,000.00. We will have an emergency letting to expedite repairs to the highway.

Director Ridley discussed the tragic event which occurred last week in Minnesota. Because of this bridge collapse the Federal Highway Administration is requiring that all states inspect similarly designed bridges. Oklahoma has 15 bridges of similar design. Director explained the Department's future plans for these bridge inspections. Director Ridley went on to say that our Division Engineers have full authority to load-post or close suspect bridges. If load postings are not honored, the Department will close the bridges. Public safety is the primary concern of the Department. Commissioner Benbrook commented that the Commission and the Department are doing everything possible to assure the people of the State of Oklahoma that our bridges will be as safe as possible.

Meeting adjourned at 11:37 a.m.

Information only; no Commission action necessary.