

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

DATE: Monday, December 3, 2007
TIME: 11:00 a.m.
PLACE: Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Monday, the 3rd day of December, 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: Carlisle Mabrey Member
Loyd Benson Member
Bruce Benbrook Member
Brad Burgess Member
Guy Berry Member

Presiding: Guy Berry

Absent: James H. Dunegan
Jackie Cooper
Danny Overland

The agenda for this Commission Meeting was posted at or before 5:00 p.m. on Thursday, November 29, 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 December 3, 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

185. Approval of the Minutes of the Regular Commission Meeting of November 5, 2007

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

CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN

186. Traffic Control Improvement Projects - Mr. Smart

a) Tulsa County - traffic signal installation at the intersection of US-64 (Memorial Road) and 105th Street South in the City of Bixby.

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

a) Beaver County - bridge over Sharp Creek, west and south of US-83/US-64 intersection in Turpin

- b) Cherokee County - bridge over an unnamed creek, one mile south of Eldon
- c) Custer County - bridge over East Barnitz Creek, north and west of Sunset
- d) Kay County - bridge over Wild Cat Creek, east and north of SH-11/US-77 junction
- e) Pontotoc County - bridge over an unnamed creek, south and west of Pickett
- f) Texas County - resurface county road on EW-15, beginning at NS-90 extending east to NS-92
- g) Woods County - bridge over Little Chief Creek, east and north of Cora
- h) Woods County - bridge over an unnamed creek, south and east of Hopeton
- i) Woods County - bridge over tributary of Eagle Chief Creek, west and south of US-64/US-281 south junction on NS-240
- j) Woods County - bridge over an unnamed creek, on county line south of SH-45 on NS-251
- k) Woods County - bridge over Little Eagle Chief Creek, west of south of US-64/US-281 south junction on NS-239

188. County Road Improvement Revolving Fund - Advance Funding Program - Mr. Johnson

- a) Johnston County - bridge and approaches over the Washita River, north and east of Mannsville
- b) Johnston County - bridge and approaches over Horse Creek, east and north of Nida

189. State Highway System Revision - Mr. Adams

Removal of US-64 Business in Enid. A Public Removal Hearing was held March 25, 2003.

Note: Item No. 189 listed above is tabled.

ACTION: Mabrey moved and Benson seconded that the Consent Docket be approved, noting that Item No. 189 is tabled.
MOTION: Carried by the following vote:
AYES: Mabrey, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Dunegan, Cooper, Overland

END OF CONSENT DOCKET

ITEMS TO BE PRESENTED BY THE DIRECTOR OF ENGINEERING - Mr. Streb

190. Programming Item

Oklahoma County - Commission District IV

The Department requests approval to program a project to provide operational improvements to the I-35/I-240 interchange. The estimated cost for this improvement is \$800,000.00 with a Spring 2008 letting date. Funding will be 90% federal funds and 10% soft match credit.

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

191. Engineering Contract

Cotton County - Commission District VII (EC-1143)

Engineering Services and Testing, Inc., has been selected to perform design services to replace bridges on SH-53 over Beaver Creek and Little Beaver Creek east of Walters. The negotiated engineering fees total \$451,600.00. The project is included in the 8 Year Construction Work plan with a scheduled let date in FFY 2010. The total estimate for construction of this project is \$7,100,000.00. This contract will be funded with federal and state funds.

Note: Mr. Tegeler stated that funding will be 80% federal and a 20% soft match credit.

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

192. Supplemental Engineering Contract

Statewide (All Districts) - Fracture Critical Bridge Inspections - (EC-1095B, Supplement No. 1)

The Department previously selected Tetra Tech FHC as one of the consulting firms to perform fracture critical bridge inspections. This supplement is for special inspections of an additional 19 fracture critical bridges, including the navigation bridges and the bridge over Spring River on SH-10. The total not to exceed amount for cost of these inspections is \$170,000.00. The total fracture critical inspections for this consultant, including this supplement, is \$470,000.00. Funding will be 80% federal funds and 20% soft match credit.

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

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

193. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final January 2008
- c) Tentative February 2008 Bid Opening
- d) Tentative March 2008 Bid Opening

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

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

194. Change Orders - Cumulative Total - \$50,000.00 or Less - **Information Only**

- a) Alfalfa County - SH-38 - EMC-102C(123) / 24433(04), \$1,500.00 Underrun

- b) Cleveland County - Ct. St. - STP-114B(18)(46)AG / 17069(04), \$1,577.20
- c) Cleveland County - Ct. St. - STP-114B(136)AG / 21979(04), \$0.40 Underrun
- d) Cleveland County - Ct. St. - HSIPY-114B(168)TR / 23388(04), \$4,695.80
- e) Coal County - SH-3 - NHY-17N(200)3R / 23912(05), \$23,266.99
- f) Delaware County - SH-125 - HSIPG-121C(91)TR / 23090(04), \$1,250.00
- g) Garfield County - US-81 - NHY-11N(74)3R / 23903(04), \$9,075.00
- h) Garvin County - Co. Rd. - BRO-125D(42)CO / 17456(04), \$1,440.00
- i) Grady County - SH-37 - MC-126C(110) / 23352(04), \$16,213.08
- j) Greer County - Co. Rd. - STP-128C(49)CO / 19348(04), \$4,925.18
- k) Lincoln County - SH-102 - BRFY-41C(239) / 13402(04), \$19,775.24
- l) Mayes County - US-69 - HSIPY-149A(90)TR / 22907(04), \$14,394.29
- m) Oklahoma County - IS-40 - OKCY-XTWN(002)HP / 17428(21), \$32,849.10
- n) Oklahoma County - Ct. St. - DEMO-OMAC(001)MT / 18991(04), \$3,990.00
- o) Oklahoma County - Ct. St. - STP-155B(419)AG / 21128(04), \$692.02 Underrun
- p) Oklahoma County - Co. Rd. - BRO-155D(472)CO / 22127(04), \$18,608.26
- q) Oklahoma County - IS-40 - E-SAP-155N(633) / 24924(04), \$5,319.80
- r) Pittsburgh County - Co. Rd. - BRO-161D(121)CO / 21086(04), \$7,026.57
- s) Pontotoc County - SH-19 - SAB-62B(272)BF / 15112(04), \$4,293.00
- t) Pontotoc County - SH-99 - SAB-162B(124)BF / 21844(04), \$17,020.05
- u) Seminole County - SH-99 - NHY-12N(103)3R / 23913(04), \$3,408.00
- v) Tulsa County - Ct. St. - STP-172A(230)(149)IG / 18426(06), \$1,300.95 Underrun
- w) Tulsa County - US-75 - NHY-14N(62) / 23169(04), \$3.50 Underrun

195. Change Orders - Cumulative Total Greater Than \$50,000.00

- a) Cimarron County - US-287 - NCIPY-17N(001)NC / 13337(04), \$288,395.70
- b) Hughes County - US-270 - BRFY-132B(57) / 20265(04), \$40,882.50
- c) Noble County - IS-35 - IMY-35-4(195)199 / 20246(04), \$448,330.00
- d) Oklahoma County - Ct. St. - STP-155A(283)AG / 19312(04), \$198,073.48
- e) Osage County - US-60 - BRFY-18N(10)/NHY-18N(36) / 16230(04), \$4,900.00
- f) Payne County - SH-51 - STPY-160A(74)TR / 18921(04), \$4,500.00
- g) Pontotoc County - SH-99 - ACNHY-12N(001)GB / 10164(13), \$4,780.70
- h) Pottawatomie County - Ct. St. - STPY-163C(79)UR/SEC-115-OH17(004)SG / 18866(04), \$58,433.64
- i) Rogers County - SH-20 - SBR-166B(171)SB / 22743(04), \$12,010.80
- j) Seminole County - Ct. St. - SEC115-167D(130)SG/NCPD-167D(128)NC / 23533(04), \$185,186.31
- k) Tulsa County - Ct. St. - STPG-172B(151)(152)IG/STPG-172B(267)(268)IG / 18429(04), \$70,000.00

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

Note: Mr. Raymond announced that he would like to present an Item not on the Agenda. He explained that a new tradition has been established at ODOT. We have a Bedlam Post which has been erected on the northeast corner of the Transportation building. Currently, the post is painted crimson and cream - this is to recognize the 49-17 defeat at the hands of the Sooners over the Cowboys. Sooner domination prevails!

ITEMS TO BE PRESENTED ON BEHALF OF THE GENERAL COUNSEL - Mr. Surrett

196. Addition to the Industrial Access Program

Adair County - County Commissioners are requesting approval for an industrial access project for Advanced Environmental Recycling Technologies (AERT). AERT is building a \$15,000,000.00 recycling plant, which will create more than 265 new full-time jobs.

Mr. Surrett stated that Department participation will not exceed \$590,000.00. Commissioner Berry questioned what product would be manufactured at this plant. Mr. Surrett stated that recycled wood fibers and a type of recycled polyethylene plastic is combined to make wood decking, wood sills and similar wood products.

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

At this time Commissioner Berry recognized Secretary Tomlinson who introduced our guest Mr. Stan Drake from the City of Moore. He also recognized our guests from the Ada area. Ms. Barbara Young, representing "Oklahoma Good Roads and Transportation Association", is present and she introduced former Representative Don Kinnemon, James Hargrove from Prague and Mr. Anderson representing the Chickasaw Nation. She pointed out that their interest today was in the SH-99 corridor, and that they were wanting the Department to keep this four-lane project as a priority item.

ITEM TO PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

197. Awards

November 15, 2007 - Regular Letting

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

ITEM TO BE PRESENTED BY THE DIRECTOR FINANCE AND ADMINISTRATION - Mr. Patterson

198. FY 2008 Budget Revisions

- a) Director of Finance/Administration requests to decrease State Aid Projects and increase the state share of Federal Aid Projects by \$26 million.
- b) Director of Finance/Administration requests to transfer \$1.2 million from State Aid Projects to Engineering Contracts for the Load-Posted Bridge Program.
- c) Director of Finance/Administration requests to transfer \$5 million from Federal Aid Projects to the federal share of Engineering Contracts for construction inspection.

Note: Mr. Patterson asked that Item 198. a) be withdrawn.

ACTION: Benson moved and Benbrook seconded that the Items be approved as presented, noting that Item 198. a) is withdrawn.
MOTION: Carried by the following vote:
AYES: Mabrey, Benson, Benbrook, Burgess and Berry
NAYS:

ABSENT: Dunegan, Cooper, Overland

ITEM TO BE PRESENTED BY THE DIRECTOR - Mr. Ridley

199. Director's Report

Director Ridley began by discussing Department funding issues. He introduced Mr. Greg Allen who was the Project Engineer on our bridge program which resulted from funding received after the passage of Senate Bill 1288. He further discussed the status of our bridge repair/replacement program, and provided a recap of how the money has been spent. Director Ridley introduced Floor Leader Danny Morgan (District 32). Representative Morgan stated that Oklahoma has the 15th largest highway system in the nation. He congratulated the Department, this Commission, the Director and our Staff and thanked them for their work. Because of the size of Oklahoma's highway system, Representative Morgan said this speaks volumes for the quality of work that is done by ODOT.

Information only; no Commission action necessary.