

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

DATE: Tuesday, September 8, 2009
TIME: 11:00 a.m.
PLACE: Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Tuesday, the 8th day of September, 2009, at the hour of 11:00 a.m., the Transportation Commission met in the Commission Meeting Room of the ODOT Building in Oklahoma City, Oklahoma.

Present: Jackie Cooper Member
James H. Dunegan Vice Chairman
Lloyd Benson Member
Bruce Benbrook Member
Brad Burgess Member
Pete Regan Member

Absent: Carlisle Mabrey Member
Dan Overland Chairman

Presiding: James H. Dunegan Vice Chairman
Chairman

The agenda for this Commission Meeting was posted at or before 10:00 a.m. on Tuesday, September 1, 2009, prior to the meeting. The notification was posted on the Atrium Informational Monitor in the ODOT Building, 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 September 8, 2009. For those items amended, deferred or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

RECOGNITION OF THE 2009 EXEMPLARY ECOSYSTEM INITIATIVE AWARD - Mr. Ridley

Mr. David Streb was recognized and he introduced Mr. Gary Corino, Division Administrator of the Federal Highway Administration. Mr. Corino recognized the Oklahoma Department of Transportation for winning an FHWA National 2009 Exemplary Ecosystem Initiative Award for streamlining efforts to conserve the American burying beetle, which is an endangered species found mainly in eastern and southern parts of the State. Accepting the award for ODOT were Ms. Dawn Sullivan and Ms. Julianne Hoagland.

ITEM TO BE PRESENTED BY THE SECRETARY TO THE COMMISSION

119. Approval of the Minutes of the Regular Transportation Commission Meeting of August 3, 2009

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

CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN

120. Safety Improvement Projects - Mr. Smart

- a) Garvin County - Commission District III

Request from the Division III Engineer for installation of guardrail along SH-76 beginning at the Garvin/Carter County line, extending north approximately 8.0 miles to SH-29.

- b) Creek County - Commission District VIII

Request from the Division Engineer and the City of Sapulpa for the installation of a traffic signal system and intersection improvements at the intersection of SH-97 (North 9th Street) and the Turner Turnpike gate. The City of Sapulpa will be responsible for the operation and maintenance of the traffic signal system upon completion of construction.

121. Speed Zone Revisions - Mr. Smart

- a) Kay County - Commission District IV - location along US-77 in the City of Ponca City

122. Land Sales - Mr. Bell

- a) Wagoner County - 2.5 miles south and 0.5 mile west of the intersection of US-69 and SH-51 in the City of Wagoner

- b) Wagoner County - 2.75 miles south and 0.5 mile west of the intersection of US-69 and SH-51 in the City of Wagoner

123. Requests for County Bridge and Road Improvement Fund Force Account Projects - Mr. Sheffert

- a) Atoka County - county road west and south of Caney

- b) Beaver County - county bridge and approaches on EW-33 over an unnamed creek south and west of US-83/SH-3 junction

- c) Cherokee County - county road (4 Mile Road) from Muskogee/Cherokee County line extending north and east 4.0 miles

- d) Dewey County - county bridge and approaches over Flanders Creek east and north of Putnam

- e) Harper County - county bridge and approaches on EW-20 over an unnamed creek east of SH-34

- f) Jefferson County - county road EW-198 west and south of US-81/US-70 junction

- g) Kingfisher County - county bridge and approaches on EW-78 over Walnut Creek north and east of US-81/SH-33 junction

- h) LeFlore County - county bridge over an unnamed creek west and south of Pocola

- i) LeFlore County - county road south and east of Wister

- j) LeFlore County - county bridge over Holi-Tuska Creek west and south of SH-9/US-271 junction
- k) LeFlore County - county bridge over an unnamed creek east and north of Spiro
- l) LeFlore County - county bridge over an unnamed creek east and south of US-270/US-271 junction
- m) McClain County - bridge and approaches over an unnamed creek north and east of Cole
- n) Washington County - county road EW-16 (Prairie Song Road) between NS 399 and 402.7
- o) Washita County - county bridge and approaches over Cobb Creek east of Colony

124. State Highway System Revision - Ms. McGovern

Canadian County - Commission District IV - Removal of SH-92 beginning at SH-152 in Mustang and extending north to SH-66 in Yukon. This segment of SH-92, including right-of-way determined by the Department, will be transferred to the local jurisdiction for further maintenance or abandonment. A Public Removal Hearing was held on September 29, 2008.

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

END OF CONSENT DOCKET

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

125. Programming Item

McClain County - Commission District III - Ladd Road over I-35 southbound South of Norman.

Vehicle impact damage - \$150,000.00

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

126. Engineering Contract

Statewide - All Districts - Automating Overload Routing and Truss Gusset Plate Rating (EC 1212)

The Department has selected Michael Baker Jr., Inc. to develop an automated overload routing system. The contract requires rating every span of every bridge and requires load rating the gusset plates for the on-system trusses. The finished product must be found to be acceptable to ODOT and

the Department of Public Safety. The total, not to exceed, amount of the contract is \$990,000.00. Funding will be Federal BR funds with a soft match credit.

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

127. Engineering Contract Supplements

a) Statewide - All Districts - EC 1122D, Supplement No. 1

Cobb Engineering Company - Total not to exceed \$125,000.00

The total amount for this contract, including this supplement, is \$707,100.00. Funding will be 80% federal BR funds and 20% local match.

b) Statewide - All Districts - EC 1215A, Supplement No. 1

Burgess & Niple - Total not to exceed \$803,366.18

The total amount for this contract, including this supplement, is \$1,853,350.18. Funding will be 100% federal BR funds.

c) Craig County - Commission District IV - EC 923, Supplement No. 2

Poe & Associates, Inc. - Total not to exceed \$13,000.00

The total amount of this contract, including supplements, is \$370,600.00. The contract supplement will be funded with 80% federal funds and 20% soft match credit. Multiple projects are included in the 8 Year Construction Work Plan, with the first scheduled in FFY 2009. The estimated cost for construction is \$5,702,980.00.

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

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

128. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final October 2009
- c) Tentative November 2009 Bid Opening
- d) Tentative December 2009 Bid Opening

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

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

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

- a) Atoka County - SH-3 - BRFY-017N(018) / 10209(04), \$12,000.00
- b) Beckham County - IS-40 - IMG-40-2(138)23TR/SSP-105N(141)SS / 24126(04), \$15,479.68
- c) Canadian County - SH-4 - SAB-109B(117)BF / 23215(04), \$2.65 Underrun
- d) Cherokee County - SH-82 - BRFY-111C(070)HP / 21726(04), \$1.68 Underrun
- e) Cleveland County - Ct.St. - IMY-035-2(292)116 / 15392(07), \$730.00
- f) Cleveland County - Co. Rd. - BRF-114C(151)CO / 22517(04), \$350.00
- g) Coal County - SH-31 - STPY-115C(071)3R / 24735(04), \$9,611.80
- h) Comanche County - IS-44 - BRIY-044-1(069)043 / 20299(04), \$2,544.60
- i) Creek County - Co. Rd. - TCSP-2001(002)DC / 18992(04), \$11,822.04
- j) Ellis County - US-283 - STP-STIM(034) / 20943(07), \$11,918.71
- k) Grady County - US-81 - SSP-126N(120)(121)SS / 24515(04), \$12,628.68
- l) Jackson County - US-62 - NH-STIM(71)(86)(87)3R / 26367(04), \$3,073.50
- m) Kay County - IS-35 - IM-STIM(019) / 24432(07), \$15,000.00
- n) Latimer County - SH-1 - SSP-139C(069)SS / 23193(04), \$23,675.00
- o) Lincoln County - US-62 - BPMY-125B(167)3B / 25782(05), \$35,180.89
- p) Love County - IS-35 - SEC1702Y-143N(072)HP / 22161(10), \$7,701.23
- q) Mayes County - US-69 - BRFY-013N(083)SS / 20893(04), \$122.52
- r) Mayes County - Co. Rd. - BRO-149D(086)CO / 22349(04), \$1,210.00
- s) Mayes County - US-69 - NHY-013N(107) / 23127(04), \$614.50
- t) McCurtain County - Co. Rd. - BRO-145D(130)CO / 21976(04), \$1,400.00
- u) Murray County - US-177 - SBR-150B(072)SB / 24747(04), \$2,930.40
- v) Pottawatomie County - US-177 - HSIPY-163B(324)TR / 25881(04), \$0.00
- w) Seminole County - Co. Rd. - BRO-167D(114)CO / 22611(04), \$2,692.39
- x) Texas County - SH-95 - STPY-170A(122) / 21725(08), \$4,908.96
- y) Tillman County - US-183 - SSP-171B(130)SS / 26117(04), \$16,840.00
- z) Tulsa County - US-64 - STPY-172A(315) / 23163(04), \$7,805.66

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

- a) Alfalfa County - SH-8 - E-SAP-102B(152) / 26801(04), \$37,536.10
- b) Beckham County - SH-6 - SBR-105C(151)(152)SB/SBR-105N(153)(159)SB / 24469(04), \$2,469.00
- c) Blaine County - Co. Rd. - BRO-106D(072)CO / 22552(04), \$18,264.97
- d) Cimarron County - SH-171 - SAB-113C(029)BF / 21721(04), \$5,499.04
- e) Cleveland County - IS-44 - IM-STIM(013) / 21950(05)#2, \$233,749.05
- f) Cleveland County - IS-44 - IM-STIM(013) / 21950(05)#3, \$246,300.00
- g) Cleveland County - IS-44 - IM-STIM(013) / 21950(05)#4, \$156,469.91
- h) Cleveland County - Ct.St. - STP-114B(136)AG / 21979(04), \$4,987.57
- i) Creek County - SH-48 - SAB-119C(083)BF / 20286(04), \$73,658.66
- j) Dewey County - SH-34 - BRFY-122B(035) / 20814(05), \$95,802.84
- k) Garfield County - SH-15 - BRFY-124C(045)/BRFY-052C(204) / 20855(04), \$2,100.00
- l) Hughes County - SH-48 - SBR-132C(105)(106)SB / 24639(04)#2, \$90,000.00
- m) Hughes County - SH-48 - SBR-132C(105)(106)SB / 24639(04)#3, \$2,584.05 Underrun
- n) Muskogee County - US-62 - BHFY-151B(171) / 20304(05), \$82,823.20
- o) Noble County - SH-15 - BHFY-152C(154) / 24748(05), \$58,646.78
- p) Oklahoma County - US-77 - NHY-024N(004) / 17271(04), \$480,000.00
- q) Oklahoma County - Ct.St. - STP-155A(283)AG / 19312(04), \$8,789.68
- r) Oklahoma County - Ct.St. - ITSQ-QT20(033)(37)IT / 21632(04), \$4,899.56
- s) Oklahoma County - Ct.St. - STP-155A(485)AG / 22322(04), \$162,629.62

- t) Pontotoc County - SH-99 - BRFY-062B(231) / 05346(04), \$9,540.22
- u) Seminole County - SH-56 - STPY-167C(129) / 23213(04), \$64,000.00
- v) Sequoyah County - US-59 - NHY-033N(012) / 17670(05), \$352,002.25
- w) Stephens County - US-81 - NHY-021N(042)(48)HP / 20316(14), \$170,664.36
- x) Washita County - US-183 - ACNHY-09N(082)GB / 17126(08), \$76,801.37

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

ITEM TO BE PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

131. Awards

- a) Deferral from June 18, 2009 Regular Letting
- b) August 20, 2009 - Regular Letting

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

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

132. FY 2010 Budget Revisions

- a) Director of Finance/Administration requests the increase of FY2010 Budget by \$101.44 million earmarked Federal carryover from FY2009 for certain Federal Funds categories
- b) Requests the transfer of \$5.0 million from Federal share of CBRI to fund bridge inspection contracts and the Federal share of CIRB projects in various Divisions
- c) Director of Finance/Administration requests the transfer of \$2.0 million from the State Road budget to 310H Engineering
- d) Director of Finance/Administration requests the transfer of \$2.0 million to CIP Engineering from CIP Construction budget
- e) Transit Programs Division requests an increase of \$17.0 million to the FY 2010 Rural Public budget for their ARRA grants
- f) Director of Finance/Administration seeks the transfer of \$2.0 million from state aid construction budget to fund state share of engineering contracts
- g) Also seeks the transfer of \$3.0 million from the weigh station construction budget to fund weigh station engineering contracts
- h) Director of Finance/Administration requests the transfer of \$7.0 million from FAP Highway Construction to Rail

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

ABSENT: Mabrey and Overland

ITEM TO BE PRESENTED BY THE MANAGER OF THE PROJECT MANAGEMENT DIVISION - Mr. Sanders

133. Presentation of the 8 Year Construction Work Plan

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

Note: Addendum Item No. 135 is now presented.
Please see attached.

135. Emergency Bridge Repair Project for US-169 northbound over Pine Street in Tulsa County

Information only; no Commission action required for Item No. 135.

TO BE PRESENTED BY THE DIRECTOR - Mr. Ridley

134. Director's Report

Secretary Ridley discussed our 8 Year Construction Work Plan, noting major progress in our bridge program. The bridge plan represents the largest increase in bridge work ever incorporated into the Agency's 8 Year Construction Work Plan.

Mr. Gary Evans, Director of Operations, updated Commission on progress with the stimulus program. About 87 percent of stimulus funds have been committed for projects throughout the State.

Commissioners discussed ODOT's performance and were very complimentary - Commissioner Cooper commenting on progress with the Broadway Extension project, Commissioner Benbrook congratulated Secretary Ridley for our State ranking 3rd out of 51, based on an analysis of the percentage of Recovery Act highway formula funds put out on bid, under contract and underway. Commission Dunegan thanked Secretary Ridley for his dedication to the Department.

Information only; no Commission action required.

Meeting adjourned at 11:38 a.m.

Approval of the Minutes of the Regular Transportation Commission Meeting of September 8, 2009.

James H. Dunegan - Vice Chairman

Jackie Cooper - Member

(Seal)