

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

BE IT REMEMBERED that on Monday the 6th day of February, 2012, at the hour of 10:00 a.m., the Transportation Commission met in the Commission Meeting Room of the ODOT Building in Oklahoma City, Oklahoma.

NOTICE of the schedule of regular meetings of the Oklahoma Department of Transportation for the calendar year 2012 having been given in writing to the Oklahoma Secretary of State, and public notice and agenda having been posted in a prominent public view at or before 11:00 a.m. on Thursday, February 2, 2012, prior to the meeting, on the Atrium Informational Monitor in the ODOT building, and on the glass doors on the north side of the ODOT Building in accordance with Oklahoma Open Meeting Act, 25 O.S. Section 311.

**CALL TO ORDER:** Mr. Greg Love called the meeting to order at 10:10 a.m.

**ROLL CALL:**

<b>Present:</b>	John Fidler	Member
	David Burrage	Vice-Chairman
	Dan Overland	Member
	Greg Love	Chairman
	Todd Huckabay	Secretary
	Brad Burgess	Member
	Pete Regan	Member
<b>Absent:</b>	Bobby Alexander	Member
<b>Presiding:</b>	Greg Love	

The following items were presented and approved as written at the Transportation Commission meeting of February 6, 2012. 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**

**18. Approval of the Minutes of the Transportation Commission Meeting of January 9, 2012.**

ACTION: Burgess moved and Overland seconded that the Minutes be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Overland, Love, Huckabay, Burgess and Regan  
NAYES: None  
ABSENT: Alexander

**CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN**

**19. Programming of Federal Railroad Crossing Safety Funds – Section 130 Title 23 Funds – Mr. Kyle**

- a) Stephens County – District VII – installation of pedestal mounted flashing light signals with gate arms at Plato Road, Bois D’Arc and Spruce, and the barricade and permanent crossing closure at Maple Street in Duncan with the Union Pacific Railroad Company.

- b) Nowata County – District VIII – signal project for the installation of pedestal mounted flashing light signals with gate arms at County Road EW-19 North of Nowata with the Union Pacific Railroad Company.
- c) Tulsa County – District VIII – signal/surface project at 93<sup>rd</sup> East Avenue in Tulsa with the Union Pacific Railroad Company.

**20. Traffic Control Improvement Projects – Mr. Smart**

- a) Adair, McIntosh, Muskogee, Sequoyah and Wagoner Counties - District I - installation of multi-polymer pavement markings at the following locations:
  - 1. US-69 beginning at Pittsburg/McIntosh county line and extending north 17.0 miles to I-40 in McIntosh County.
  - 2. US-69 beginning at Mayes/Wagoner county line and extending south 2.0 miles in the southbound lanes only in Wagoner County.
  - 3. US-64 beginning 3.06 miles south of SH-165 and extending south 15.0 miles to I-40 in Muskogee County.
  - 4. US-69 beginning at Okmulgee Street in Muskogee and extending north 3.9 miles to the Wagoner/Muskogee county line.
  - 5. US-69 beginning at the Muskogee/Wagoner county line and extending north 2.2 miles to Cannon Road in Wagoner County.
  - 6. US-59 beginning 0.3 mile south of the Junction of US-59/SH-100 in Stilwell and extending north 2.65 miles in the Town of Stilwell, Adair County.
  - 7. US-64 beginning approximately 1.1 miles west of SH-64B and extending east 4.41 miles to I-40 in Sequoyah County.

**21. Amended County Road Mileages – Mr. Bowman**

Statewide – All Districts – In accordance with Oklahoma Attorney General Opinion (2011 OK AG 23) which clarifies the legislative intent of Title 11 Section 36-113 to supersede Title 69 Section 316, the Department is bringing forth this item to amend the county road mileages certified by the Transportation Commission on May 2, 2011.

**22. Land Sales – Mr. Bell**

McCurtain County – District II – Land Sale – On US-70 at the intersection of SH-98, 0.25 miles west of the Town of Millerton

ACTION: Burgess moved and Overland seconded that the Consent Docket be approved as presented.  
 MOTION: Carried by the following vote:  
 AYES: Fidler, Burrage, Overland, Love, Huckabay, Burgess, and Regan  
 NAYES: None  
 ABSENT: Alexander

**END OF CONSENT DOCKET**

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**ITEMS PRESENTED BY THE DIRECTOR OF ENGINEERING – Mr. Streb**

**23. Engineering Contracts**

- a) Oklahoma County – District IV – NW 50<sup>th</sup> & MacArthur Blvd.  
EC-1395 – \$83,110.00 – Smith Roberts Baldischwiler, LLC
- b) Craig County – District VIII – SH-2 starting at US-60 and extending north to Hospital Road in Vinita.  
EC-1363 – \$525,500.00 – SAIC Energy, Environment & Infrastructure, LLC
- c) Tulsa County – District VIII – SH-266 over US-169  
EC-1361 – \$576,920.00 – Poe & Associates
- d) Tulsa County – District VIII – City of Tulsa  
EC-1393 – \$97,654.00 – Jacob’s Engineering Group
- e) Statewide – All Districts – Develop plans for 62 structurally deficient bridges  
EC-1394 - \$16,773,000.00 – 20 Consulting Engineering Firms (See Attached List)

ACTION: Overland moved and Fidler seconded that the Items be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Overland, Love, Huckabay, Burgess, and Regan  
NAYES: None  
ABSENT: Alexander

**24. Engineering Contract Supplements**

Choctaw County – District II – US-70 Corridor  
EC-109G, Supplemental No. 2 – \$170,000.00 – EST, Inc.

ACTION: Fidler moved and Regan seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Overland, Love, Huckabay, Burgess, and Regan  
NAYES: None  
ABSENT: Alexander

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

**25. Lettings**

- a) Deletions and Additions to the Bid Openings
- b) Final April 2012 Bid Opening
- c) Tentative May 2012 Bid Opening
- d) Tentative June 2012 Bid Opening

ACTION: Overland moved and Regan seconded that the Items be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Overland, Love, Huckabay, Burgess, and Regan  
NAYES: None  
ABSENT: Alexander

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

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

- a) Caddo County – SH-37 – MC-108C(298)PART 1/MC-108C(298)PART 2 / 28565(04), \$46,800.00

- b) Cherokee County – SH-51 – STP-STIM(434)EH/STP-STIM(434)PART 3 EH / 27172(04), \$21,078.70
- c) Cleveland County – Ct. St. – STPG-114B(201)AG / 24286(04), \$1,253.41
- d) Cleveland County – Ct. St. – STPG-114F(279)AG / 27796(04), \$35,007.82
- e) Cleveland County – Ct. St. – STPY-114A(280)TR / 27823(04), \$2,405.00
- f) Cleveland County – Ct. St. – STPG-114F(287)AG / 28043(04), \$12,215.02
- g) Custer County – US-183 – NHY-009N(096)RW / 09278(07), \$3,750.00
- h) Custer County – SH-33 – SBR-120C(168)SB / 26035(04), \$35,559.54
- i) Delaware County – US-59 – STPY-121B(148)3P / 27613(04), \$47,190.85
- j) Ellis County – Co. Rd. – STP-123C(069)CI / 26248(04), \$34,436.11
- k) Ellis County – Co. Rd. – BHF-123C(073)CO / 26544(04), \$12,416.44
- l) Garvin County – Co. Rd. – BRO-125D(127)CO \ 22613(04), \$16,282.43
- m) Kay County – Ct. St. – STP-136D(117)CI / 22953(04), \$7,500.00
- n) McCurtain County – SH-37 – SBR-145C(169)SB / 24743(05), \$2,162.65
- o) McIntosh County – IS-40 – IMY-040-6(369)265 / 20884(06), \$2,960.86
- p) Noble County – IS-35 – BRFY-152C(189) / 23306(07), \$1,504.31
- q) Oklahoma County – Ct. St. – STPG-155C(595)AG / 23985(04), \$16,699.52
- r) Tulsa County – SH-51 – STPY-172C(509) / 11143(07), \$36,762.00
- s) Tulsa County – US-169 – SAP-030N(043)/SSP-030N(061)SS / 20930(04), \$2,114.49 Underrun
- t) Tulsa County – Ct. St. – STP-STIM(263)IG / 26683(04), \$921.75
- u) Washington County – US-75 – NHY-014N(092)3P / 27620(04), \$374.00
- v) Washita County – Co. Rd. – BRO-175D(069)CI / 23097(04), \$1,200.00
- w) Woodward County – US-270 – NHY-017N(055) / 17457(12), \$1,849.00

**27. Change Orders – Cumulative Totals Greater Than \$50,000.00**

- a) Adair County – US-59 – STPY-101A(072) / 24229(04), \$0.36 Underrun
- b) Beckham County – SH-152 – STPY-105C(196) / 28087(04), \$56,993.66
- c) Bryan County – US-69 - NHY-013N(147)3P / 26295(06), \$285,088.60
- d) Canadian County – US-281 – SEC1702Y-130N(130)HP / 18257(04), \$83,693.15
- e) Canadian County – US-81 – NHY-011N(092)3P / 28244(04), \$41,328.47
- f) Delaware County – SH-20 – SSR-121C(144)(149)SR / 27607(04), \$76,252.30
- g) Delaware County – US-59 – SSR-121B(145)(146)(147)SR / 27609(04), \$138,418.17
- h) Garvin County – US-77 - STPY-125C(202)(203)(204)3P / 28212(04), \$3,344.00
- i) Grady County – US-81 - SSP-126N(177)SS / 27035(04), \$9,000.00
- j) Grant County – US-64 – BRFY-127C(061)BF / 21850(04), \$337,669.13 Underrun
- k) Kingfisher County – US-81 – STPY-137C(096) / 28083(04), \$88,000.00
- l) Major County – US-412 - NHY-147N(075)IP / 17360(18), \$79,451.34
- m) Mayes County – SH-28 – SSP-149C(059)SS / 20230(04), \$254,187.27
- n) McIntosh County – US-69 – BHFY-013N(020) / 08156(04), \$21,202.16
- o) Nowata County – US-169 – NHY-030N(068) / 27057(04), \$169,451.22
- p) Oklahoma County – IS-40 – OKCY-XTWN(009)/OKCY-XTWN(012)TI/SEC115-155N(807)SG / 17428(28)#8, \$87,848.73
- q) Oklahoma County – IS-40 – OKCY-XTWN(009)/OKCY-XTWN(012)TI/SEC115-155N(807)SG / 17428(28)#10, \$1,500,000.00
- r) Oklahoma County – Ct. St. – STP-STIM(409)AG / 26747(04), \$38,735.08
- s) Ottawa County – SH-125 – STPY-158C(187)3P / 28267(04), \$103,327.74
- t) Pittsburg County – US-270 – BRFY-161B(141) / 21746(04), \$8,977.24
- u) Pottawatomie County – SH-18 – STPY-163A(355)3P / 28206(04), \$420.70
- v) Pottawatomie County – US-177 – STPY-163B(350)(351)(352)3P / 28209(04), \$188,678.05
- w) Rogers County – SH-88 – STPY-166C(072) / 18887(05)#6, \$228,896.63
- x) Rogers County – SH-88 – STPY-166C(072) / 18887(05)#7, \$15,206.68
- y) Seminole County – IS-40 - IMY-040-5(415)206/HSIPIG-040-5(405)203TR / 13626(07), \$18,083.88
- z) Seminole County – US-270B – STPY-167C(186)3P / 28213(04), \$4,846.24
- aa) Seminole County – US-270 - SEC117-167B(189)SG / 28553(04), \$55,403.50
- bb) Sequoyah County – US-59 – NHY-033N(012) / 17670(05), \$274,951.84
- cc) Texas County – SH-3 – NHY-017N(234)3P / 27476(04), \$5,653.18
- dd) Tulsa County – IS-44 – IMY-044-2(402)227 / 06374(50), \$788,442.05

- ee) Tulsa County – SH-51 – STPY-172C(509) / 11143(07), \$94,010.76
- ff) Tulsa County – IS-244 – IMY-NBIP(436) / 21901(04), \$620,052.35
- gg) Tulsa County – SH-51 - SBR-172N(389)SB/SBR-172A(392)(491)SB / 24796(04), \$160,000.00
- hh) Tulsa County – IS-244 – IM-STIM(049)(050)(047)(048) / 26362(05), \$250,655.00
- ii) Tulsa County – Ct. St. – STP-STIM(289)IG / 26708(04), \$84,214.31
- jj) Tulsa County - US-69 – BPMY-172F(500)3B / 27781(05), \$89,320.40
- kk) Tulsa County – SH-20 - SAP-172A(511) / 27921(04), \$134,973.55
- ll) Wagoner County – Co. Rd. – BRO-173D(122)CI / 23600(04), \$22,517.30
- mm) Woods County – US-281 – STPY-176B(028) / 17458(10), \$76,564.73
- nn) Woodward County – US-270 – NHY-017N(055) / 17457(12), \$184,573.53

ACTION: Burgess moved and Overland seconded that the Items be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Overland, Love, Huckabay, Burgess and Regan  
NAYES: None  
ABSENT: Alexander

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

**28. Awards**

January 19, 2012 – Regular Letting

ACTION: Burgess moved and Fidler seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Love, Huckabay, Burgess, and Regan  
NAYES: None  
ABSTAIN: Overland  
ABSENT: Alexander

**ITEM PRESENTED ON BEHALF OF THE SECRETARY OF TRANSPORTATION – Mr. Evans**

**29. Director’s Report**

Deputy Director/Chief Engineer Gary Evans commended the efforts of contractors, suppliers, consultants, and ODOT employees for effective traffic operations since the opening of the eastbound lanes of the I-40 Crosstown in Oklahoma City. He announced that construction continues to progress ahead of schedule. He said we are waiting on completion of some additional work on Robinson Street Bridge so traffic can exit north, and then we should be opening the westbound section of the Crosstown within the next two to three weeks.

**NOTE:** *Commissioner Love asked how the I-40 eastbound section has been running since we have opened it up. Mr. Evans replied that despite the first day glitches and a traffic signal malfunctioning on the second day, eastbound traffic is now running smoothly.*

Mr. Evans called upon Director of Capital Programs, Tim Gatz to update us on the Federal Transportation Bills. Mr. Gatz gave a brief summary of legislation currently before U.S. congress that would provide much needed federal funding for Oklahoma’s transportation needs for the next five years. The legislation would also ease regulations by allowing states more flexibility and efficiency in planning new construction projects. Senator Inhofe and Congressman Lankford both support this legislation and are doing a great job of watching out for Oklahoma’s interests, but cautioned that the passage of the bill could be a long and tedious debate which could require another temporary extension if consensus is not reached by March 31st, the day the current temporary extension expires.

**NOTE:** Commissioner Burgess asked if he had any idea when Congress will make a decision about the bills. Mr. Gatz said he wasn't sure when a decision would be made, and was certain it wouldn't be made by the end of March, but hopefully we will know something soon after that. We will monitor this debate closely and will update you with any new information that comes out.

Commissioner Love asked about the issue of the State putting more money into the transportation TRUST fund than we are getting back, is this particular matter a part of this reauthorization bill? Mr. Gatz replied that yes it will be, each bill addresses it a little differently. One thing to keep in mind with the deposits to the TRUST fund and how much we get back; because there are efforts to fully fund these transportation bills at the historic funding levels, additional money will have to be placed into the TRUST fund in order to accomplish that. So to predict whether or not we will continue in donor status, it's a little too early until we get a lot more detail to evaluate and take a look at. So it is an obvious concern of how much return that the State of Oklahoma will get of those federal dollars.

Mr. Evans called up Deputy Director of Finance and Administration, Mike Patterson to talk about bond selling activity. Mr. Patterson stated that at last month's meeting on January 9, 2012, the Transportation Commission authorized the Director to execute the necessary agreements with the Oklahoma Capital Improvement Authority (OCIA). On Wednesday of that same week, we initiated a transaction and sold 45% of our \$70 Million Dollar bond issue to Retail Investors, and on the very next day we sold an equal amount of bonds to Institutional Investors (in state and out of state). As a result we were able to sell our \$70 Million Dollar transaction with a \$10 Million Dollar premium, so that we only went in debt about \$60 Million Dollars. With all that, our "all-in costs" was 2.23%, which we are very satisfied with.

Mr. Evans in closing thanked everyone for coming an hour early. We are very excited today to be able to go over and listen to Governor Fallin give her State of the State Address. She has talked well about transportation, and we are certainly hopeful that we play a part in her vision for the future of Oklahoma's Transportation.

**Information Only;** No Commission action required.

#### **ITEM PRESENTED BY COMMISSION CHAIRMAN**

#### **30. Adjournment Motion**

ACTION: Overland moved and Huckabay seconded that the Meeting be adjourned.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Overland, Love, Huckabay, Burgess, and Regan  
NAYES: None  
ABSENT: Alexander

**Meeting adjourned at 10:30 a.m.**

Approval of the Minutes of the Transportation Commission Meeting of February 6, 2012.

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Greg Love - Chairman

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David Burrage – Vice-Chairman

**Information Only;** No Commission action required.