

# MINUTES FOR THE TRANSPORTATION COMMISSION MEETING

## HELD IN THE ODOT BUILDING COMMISSION MEETING ROOM OKLAHOMA CITY, OKLAHOMA

BE IT REMEMBERED that on Tuesday the 6th day of September, 2016, 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.

NOTICE of the schedule of regular meetings of the Oklahoma Department of Transportation for the calendar year 2016 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, September 1, 2016, 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.

### ITEMS PRESENTED BY COMMISSION CHAIRMAN

**CALL TO ORDER:** Mr. David Burrage called the meeting to order at 11:01 a.m.

**ROLL CALL:**

<b>Present:</b>	John Fidler	Member
	David Burrage	Chairman
	Dan Overland	Member
	Greg Love	Member
	Todd Huckabay	Secretary
	Bobby Alexander	Member
	Brad Burgess	Vice-Chairman
	Pete Regan	Member
<b>Absent:</b>	None	
<b>Presiding:</b>	David Burrage	

The following items were presented and approved as written at the Transportation Commission meeting of September 6, 2016. For those items amended, deferred, or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

### ANNOUNCEMENTS AND PRESENTATIONS

Commissioner Burrage recognized Director of Engineering, Tim Tegeler for his announcement.

Mr. Tegeler announced that Siv Sundaram has been named Division Engineer for the Environmental Programs Division. Siv began her career with ODOT in 1994 as a Professional Engineer; she worked in Local Government Division as the Area Engineer, the Specification Engineer in Office Engineering Division; Engineering Manager for Divisions 1 and 8; Roadway Design Division from 1998 to 2005, she was the Assistant Division Engineer for the Planning and Research Division, until 2007, then held the position of an Assistant Division Engineer for Environmental Programs Division until her promotion. She also served as the Chair for several re-write sections of the 2009 specifications. Siv holds a Bachelor's Degree in Civil Engineering from the Indian Institute of Technology in Madras and has a Masters in Civil Engineering from the University of Massachusetts Amherst. She's a registered Professional Engineer in Oklahoma and California. She and her husband live in Norman and have 2 daughters.

Commissioner Burrage recognized Director, Mike Patterson for his announcements.

Mr. Patterson announced that Director of Operations, Paul Green is retiring at the end of the month with 33 years of service. Paul came to the senior staff three years ago and I really appreciate everything that he's done for us here at the Central Office. Paul has been one of those guys, and when you look at his past of how he came to the Department, and then one day a mentor took him under his wing, a guy by the name of Ed Kellogg, suggested to him that he might want to go to get his Degree in Engineering. So Paul went back to school at Oklahoma State, joined the squad up there, and worked his way through that. Paul has been the kind of guy that we all look up to and like being with. Paul has been a great resource for me, not only professionally but as a friend; and I do appreciate that. So Paul come up here, I know you wanted to say something to the Commission.

Mr. Green said, "I've been here 33 years, it's been a great pleasure and a great honor to work here; I love the people I work for and the people I work with". I've had a lot of great opportunities in my time thanks to Ed Kellogg who sent me to school in November and by January I was on the Design Squad in that Division; that's pretty miraculous for that time. I thought I was a decent Inspector and asked him at the time why he would ever do this and he said, "One of these days you will understand; we need you to be in a leadership role". So as a Director once said, "He saw something in me I didn't see in myself". So I'm very appreciative of Mr. Kellogg.

Another guy that influenced me early in my career was Mr. Jim Rader; he was a Survey Chief/Party Chief. When I walked in off the street, I had no idea that I was a going to have a career there, but he showed me some ways, and maybe I wasn't living perfectly like I should and he was a great man that had great character; and as I look back, he had a great impression on my life; as well as many people have in this Department.

So I've seen a lot of things, and it's great to watch people rally at ODOT. You know, when we had the bridge knocked down, when we had the landslides, rock slides, the Moore tornado. You watch this group rally and you watch the team come together and it's really an honor to work with them and to have the professionals that we do. So I really, I just want to say thank you for everything and I'm most appreciative of Mike and Mr. Shell for entrusting me to be the Director of Operations. So thank you!

Director Patterson said when Paul talked about how we rally, we rally behind him because of his leadership skills, his ability to communicate with people of all walks of life, here at the Agency, at the Legislature, or independently. Well with Paul's leaving, we've selected a new Director of Operations, Darren Saliba. Darren came to the Department back in June of 1983. Darren has served as a Resident Engineer, a Construction Engineer, and then became the Division Engineer for Division One in May of 1997. Darren is one of those guys that a lot of people look to for sound advice. Casey Shell described him as a walking historical encyclopedia, because he remembers so many things that have happened. One of the big things that happened, involving Darren, Division One, and Secretary Ridley, was in May of 2002 when the I-40 Bridge was knocked down. The way Darren and his Division took care of business over there, along with help from a lot of people, but Darren had a pivotal role in that effort; without his leadership at that level, it would not have gone as well as it did. So please welcome Darren as he comes up here and says a few things.

Mr. Saliba said, "I'd like to thank the Director and the rest of the Senior Staff for placing their trust in my abilities; I look forward to working with the Commission and it's a very appropriate career opportunity for me at this time in my life". Thank you all very much!

Secretary Ridley commented that it was a good sendoff for Mr. Green; he's been a fixture here for a long time and I certainly hate to see him go; but what a great appointment in his replacement. As it has already been pointed out, and rightly so, what took place that May in 2002, and the leadership that Darren provided us was second to none. I think what a lot of folks may or may not realize, the problem and the importance of putting the bridge back so quickly, was the detour and the problems that were on the detour. Darren took full responsibility of the detour and he was there every day and he's a pretty impressive character. Congratulations, Darren!

Commission Burrage commented, I showed up here in 1990 and this is one of the most remarkable places that I have ever been associated with. When you look out over the crowd here, and you see the ODOTers, and you see a lot of former ODOTers; what has always amazed me is the servant leadership that I've seen in this organization while you're here and when you leave. You guys work together so well, all of us Commissioners are in private businesses and we work to emulate what you guys have gotten done; it is truly remarkable! Here lately, we've had a lot of senior guys go to do other things and it's just appropriate to recognize how you have responded and what you've had to respond to; and I want to just commend you. It's one of the greatest honors of my career to be associated with the Oklahoma Department of Transportation.

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

##### **120. Approval of the Minutes of the Transportation Commission Meeting of August 1, 2016**

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

#### **CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN**

##### **121. Programming of Federal Railroad Crossing Safety Funds—Section 130 Title 23 Funds – Mr. Moody**

- a) Atoka County – District II – a signal project which includes the installation of pedestal-mounted flashing light signals with gate arms at County Road E1620 near Kiowa, with the Union Pacific Railroad - \$304,844
- b) Bryan County - District II - a signal/surface project which includes the installation of pedestal-mounted flashing light signals with gate arms and a 32' concrete crossing surface at County Road E2160 near Colbert, with the Union Pacific Railroad - \$308,394
- c) Pittsburg County - District II - a signal/surface project which includes the realignment of the existing roadway, the installation of pedestal-mounted flashing light signals with gate arms and a 24' concrete crossing surface at Choctaw Street in Savanna, with the Union Pacific Railroad - \$385,349
- d) Pittsburg County - District II - a signal/surface project which includes the installation of pedestal-mounted flashing light signals with gate arms and a 24' concrete crossing surface and a 24' corrugated metal pipe at County Road E1540 near Savanna, with the Union Pacific Railroad - \$284,687
- e) Garfield County – District IV – a signal/surface project which includes the realignment of the existing roadway, the installation of pedestal-mounted flashing light signals with gate arms and a 32' concrete crossing surface at N2900 near Kremlin, with the Union Pacific Railroad - \$392,835
- f) Rogers County – District VIII – a signal project which includes the installation of pedestal-mounted flashing light signals with gate arms at County Road E0340 near Talala, with the Union Pacific Railroad - \$317,828

##### **122. Traffic Control Improvement Projects – Mr. Smart**

- a) Multiple Counties - Districts I, III, IV, V and VII – placement of ground mounted signs in support of our state statutes indicating slower traffic in the right lane(s) and not to impede traffic in the left lane at various locations - \$400,000
- b) Grady County – District VII – installation of a traffic signal system and intersection modification at the intersection of SH-37 and Sara Road in the City of Tuttle - \$200,000

**123. Land Sales – Mr. Phillips**

- a) Oklahoma County – District IV – Land Sale - on the North side of the new I-40 alignment, the Northeast corner of S. Robinson Avenue and SW 7<sup>th</sup> Street in Oklahoma City - \$164,500.00
- b) Tulsa County – District VIII – Land Sale – North of I-444 and West of Peoria Avenue on the Inner Disposal Loop in Tulsa - \$15,250.00
- c) Tulsa County – District VIII – Land Sale – in the Southwest quadrant of the intersection of I-244 and US-75 in Tulsa (Parts of Parcels 510-513) - \$151,750.00
- d) Tulsa County – District VIII – Land Sale – in the Southwest quadrant of the intersection of I-244 and US-75 (Part of Parcel 514) - \$152,925.00

**124. State Highway System Revision – Mr. Lee**

This item is necessitated by an Agreement between the State Department of Transportation and the City of Shawnee. This Agreement is contained in Job Project Numbers 32255(04); 32400(04); and 32401(04).

In exchange for the consideration provided from and through ODOT, the City shall assume the ownership and take over the maintenance responsibilities immediately of that portion of US 270 Business on Kickapoo Spur. This portion of US 270 Business on Kickapoo Spur, beginning at US 270 in Shawnee and extending east 0.90 mile to Kickapoo Street will be removed from the State Highway System. The US 270 Business signage will stay in place until the remainder of US 270 Business in Shawnee be removed from the State Highway System after the completion of all construction pertaining to this Project Agreement. The removal of the remainder of US 270 Business will require the approval of the Transportation Commission and concurrence by AASHTO. In compliance with state law, a public removal hearing was held August 19, 2016.

The first portion of the removal of US 270 Business will become effective upon approval by the State Transportation Commission and completion of certification that the old roadway meets mandated criteria.

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

**END OF CONSENT DOCKET**

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**ITEMS PRESENTED BY DIRECTOR OF ENGINEERING – Mr. Tegeler**

**125. Engineering Contracts**

- a) Beckham County – District V – Bridge Rehabilitation – to provide preliminary engineering and prepare construction plans for I-40, Rehab EB and WB Bridges over the North Fork of Red River located 2.0 miles east of US-283.

EC-1778B	EST, Inc.	\$144,200.00
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- b) Custer County – District V – to provide preliminary engineering and prepare construction plans for I-40, Rehab EB and WB Bridges over Neptune Road and Railroad in Clinton. Located 10.0 miles east of the Washita County Line.

EC-1778A	MacArthur Associated Consultants, LLC	\$247,300.00
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ACTION: Regan moved and Fidler seconded that the Items be approved as presented.  
 MOTION: Carried by the following vote:  
 AYES: Fidler, Overland, Love, Burrage, Huckabay, Alexander, Burgess and Regan  
 NAYES: None  
 ABSENT: None

**126. Engineering Contract Supplements**

- a) Statewide – All Districts – to provide services that result in the submittal of Plans, Specifications, and Estimates (PS&E) for the rehabilitation of 46 structurally deficient bridges.

EC-1414D	Supplement 1	Poe & Associates, Inc.	\$250,000.00
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- b) Statewide – All Districts – to provide Bridge Inspections and perform necessary cleaning of joints, pier caps, bearing and beam ends of 175 bridges over railroads.

EC-1555A	Supplement 1	AIA Engineers, LTD	\$66,000.00
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- c) Statewide – All Districts – to provide On-Demand On-System Bridge Inspection Services.

EC-1631D	Supplement 1	H.W. Lochner, Inc.	\$200,000.00
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- d) Pushmataha County – District II - to provide preliminary engineering and to prepare final design plans for SH-3 over the Kiamichi River, 8 miles east of Antlers and US-271 over the Kiamichi River approx. 2.0 miles north of SH-3.

EC-1360C	Supplement 2	Poe & Associates, Inc.	\$168,284.00
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- e) Oklahoma County – District IV - to perform preliminary engineering and to prepare final design plans for I-35 NB and SB Bridges over Waterloo Road at the Logan County Line.

EC-1500N	Supplement 2	Garver, LLC	\$1,499,950.00
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**Note:** Commissioner Love asked on **Item 126 e)** the Waterloo Road interchange, what the scope of that is going to look like.

*Mr. Tegeler said, “We are going to replace both the northbound and southbound bridges. We’re going to have the roadway involved with it as well. We’re going to traffic and retaining wall. There is going to be some studies. It also includes brand new survey and some traffic signals.*

*Commissioner Love asked if Waterloo goes underneath I-35.*

*Mr. Tegeler said, “Yes”.*

*Commissioner Love asked, if when we do that work, are we going to maintain the present bridge to where we can keep it operating so there is really no impact there per se.*

*Mr. Tegeler said that was correct and that the idea is to keep two lanes in each direction on I-35 going on. So there will be some temporary closures when we're doing structural, hanging beams and such, but we'll work through that with the Construction Contractor.*

- f) Woodward County – District VI - to perform preliminary engineering and to prepare final design plans for US-183/US-270 from approx. 10.5 miles SE of JCT SH-50 extended SE 3.7 miles.

EC-1505C    Supplement 4    Smith Roberts Baldischwiler, LLC    \$398,000.00

- g) Pawnee County – District VIII - to perform preliminary engineering and to prepare final design plans for US-64 from Jct. SH-18 north, extend south to SH-18 south.

EC-1463B    Supplement 3    Smith Roberts Baldischwiler, LLC    \$116,460.00

- h) Pawnee County – District VIII - to perform preliminary engineering and to prepare final design plans for US-64: Cedar Creek, approx. 0.1 miles south of SH-99 Jct.

EC-1463D    Supplement 2    Garver, LLC    \$37,360.00

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

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

##### **127. Lettings**

- a) Final November, 2016 Bid Opening  
b) Tentative January 2017 Bid Opening

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

#### **ITEMS PRESENTED BY ASSISTANT DIRECTOR OF OPERATIONS – Mr. Raymond**

##### **128. Change Orders with Cumulative Total of \$50,000.00 or Less – Information Only**

- a) Adair County - US-59 - NHPP-201N(014)RW / 16928(23), \$19,133.50  
b) Adair County - Co. Rd. - STP-201D(016)CI / 28653(04), \$37,338.50  
c) Alfalfa County - SH-8 - SBR-202C(027)SB / 29465(04), \$16,411.05  
d) Beckham County - I-40 - ACSTP-205B(051)3P / 31111(04), \$13,117.40 Underrun  
e) Beckham County - SH-62 - STP-205F(052)3B / 31669(04), \$14,331.08  
f) Canadian County - US-81 - HISP-209N(039)TR / 32431(04), \$2,250.00  
g) Carter County - I-35 - STP-210F(032)SS / 24336(08), \$36,441.75  
h) Carter County - US-177 - HSIP-210N(029)TR / 31422(04), \$2,178.96  
i) Dewey County - Co. Rd. - CIRB-222D(020)RB / 30025(04), \$311.05

- j) Grant County - Co. Rd. - CIRB-127C(187)RB / 28419(04), \$24,015.50 Underrun
- k) Grant County - US-81 - SBR-227B(001)(013)SB / 29142(04), \$50,000.00
- l) Harmon County - Co. Rd. - CIRB-129D(040)RB / 24950(04), \$5,635.66
- m) Kay County - I-35 - NHPPI-236N(024)SS / 24226(06), \$17,135.50 Underrun
- n) Kay County - I-35 - NHPPI-236N(025)SS / 27100(04), \$40,670.00
- o) Latimer County - Co. Rd. - CIRB-239C(021)RB / 28611(04), \$10,426.44
- p) Leflore County - US-59 - STP-240C(031)(029)SS / SBR-245C(004)SB / SBR- 240N(022)SB / NHPP-240N(032)SS / 27029(04), \$15,002.56
- q) Muskogee County - Co. Rd. - CIRB-251D(041)RB / 29375(04), \$7,756.20
- r) Oklahoma County - Ct. St. - STP-155A(878)AG / 17827(05)#3, \$4,560.00
- s) Oklahoma County - Ct. St. - STP-155A(878)AG / 17827(05)#6, \$3,500.00
- t) Oklahoma County - I-35 - HSIPG-3500(013)IT / 21034(05)#2, \$13,453.25
- u) Oklahoma County - I-35 - HSIPG-3500(013)IT / 21034(05)#3, \$17,455.00
- v) Oklahoma County - SH-66 - SSP-255A(017)SS / SBR-255N(019)SB / 29137(04), \$19,647.98
- w) Oklahoma County - Ct. St. - STP-255A(242)AG / 30718(04), \$31,807.03
- x) Oklahoma County - I-240 - SSP-2400(003)SS / SSP-4000(020)(021)SS / 31818(04), \$48,610.95
- y) Okmulgee County - Co. Rd. - STP-156D(009)CI / 16485(04), \$4,230.24
- z) Okmulgee County - I-40 - NHPPI-4000-(005)SS / HSIPIG-0040-6(380)238TR / 27970(04), \$31,006.80
- aa) Ottawa County - Co. Rd. - STP-258D(017)CI / 29417(04), \$24,195.00

**129. Change Orders with Cumulative Total Greater than \$50,000.00**

- a) Beckham County - Co. Rd. - CIRB-105C(158)RB / 24840(04), \$0.58
- b) Canadian County - I-40 - NHPPIY-0040-4(441) / 29257(04), \$462,966.71
- c) Cherokee County - SH-82 - STPY-111C(093) / 23139(04), \$3.72 Underrun
- d) Cleveland County - Ct. St. - STP-214C(011)AG / 29261(04), \$235,401.57
- e) Grant County - SH-11 - STPY-127B(135)(136) / 24429(04), \$89,694.34
- f) Johnston County - SH-99 - STP-235B(023)SS / 27142(04)#2, \$83,792.12
- g) Johnston County - SH-99 - STP-235B(023)SS / 27142(04)#3, \$570,000.00
- h) Johnston County - Co. Rd. - STP-135C(129)CI / 27846(04), \$80,946.98
- i) Kay County - I-35 - NHPPI-236N(025)SS / 27100(04), \$47,984.00
- j) Kingfisher County - SH-51 - SSP-137C(070)SS / 24211(05), \$1,750.50 Underrun
- k) Kiowa County - Co. Rd. - STP-238D(027)CI / 28713(04), \$138,760.59
- l) Love County - I-35 - SAP-243N(009)(008)FM / 25909(26), \$56,948.10
- m) McCurtain County - Co. Rd. - STP-245C(029)CI / 28625(04), \$668.23
- n) Murray County - Co. Rd. - CIRB-150D(074)RB / 25418(04)#12, \$85,786.55
- o) Murray County - Co. Rd. - CIRB-150D(074)RB / 25418(04)#13, \$2,000.00
- p) Nowata County - US-169 - NHY-030N(011) / 09488(04), \$42,539.70
- q) Oklahoma County - Ct. St. - OKC-XTWN(006)(048)SS / 17428(60), \$257,800.68
- r) Oklahoma County - I-235 - NHPPI-0235-3(105)SS / 23660(04), \$33,795.35
- s) Oklahoma County - Co. Rd. - STP-155D(916)CB / 28765(04), \$32,049.05
- t) Oklahoma County - I-235 - SSP-255N(246)SS / 30422(04), \$20,863.49
- u) Oklahoma County - I-44 - SSP-4400(007)SS / 31623(04), \$300,000.00
- v) Ottawa County - Co. Rd. - STP-158C(147)CI / 25092(04), \$21,599.54 Underrun
- w) Pontotoc County - Co. Rd. - STP-162C(204)CI / 27267(04), \$2,650.00
- x) Tulsa County - I-44 - IMY-0044-2(402)227 / 06374(50), \$112,238.07
- y) Tulsa County - US-169 - NHPP-272N(077) SS / 27939(04), \$105,740.64

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

**130. Awards**

August 18, 2016 – Regular Letting

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

**ITEMS PRESENTED BY THE COMPTROLLER – Ms. Hilmes**

**131. Fiscal Year 2017 Budget Revisions**

a) Request to increase the federal share of Capital Outlays for the carryover of federal earmarked revenue:

Planning Contracts	\$ 17,000,000
Engineering Contracts	7,000,000
Federal Aid Projects	35,000,000
Federal Aid City Projects	79,000,000
County Program	5,800,000
Rail Crossing Projects	<u>6,100,000</u>
Total	\$149,900,000

- b) Increase Asset Preservation \$10,067,585 for carryover.
- c) Increase Building Replacement Program \$757,794 for carryover.
- d) Increase B-Projects \$2,861,086 for carryover.
- e) Increase Routine Highway Maintenance \$11,200,000 for carryover.
- f) Increase County Equipment Revolving Fund \$2,600,000 for carryover.
- g) Increase CIRB Projects by \$104,476,336 for carryover.

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

**ITEMS PRESENTED BY THE DIRECTOR – Mr. Patterson**

**NOTE:** Addendum Item No. 134 was presented at this time.

**134. Declaration of Emergency**

Bryan County – District II - Repair SH-22/US-69 Bridge, 15.96 miles north of the Junction US-69 Business, – Less than \$300,000.00

**NOTE:** Director Patterson read the Declaration of Emergency into the record.

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

## 132. Director's Report

Director Patterson reported that last month's Emergency Declaration for Repair of the Railroad Bridge on the Blackwell Line in north Oklahoma has been repaired; so operations are back on that railroad line.

The bond issue, the much discussed bond issue that came out in the legislative session. I told you last month that I was really looking forward to expediting that process, because we're looking at a \$200 million dollar transfer from ODOT to the Special Cash Fund on December 1<sup>st</sup>; and as quickly as we can get our bond issue underway, the better off we would be. Well I'm here to report that process, through the efforts of many, the Capitol Improvement Authority, the Council on Bond Oversight, and the team that is working the bond issue, are working for a mid-October - October 15th type closure on that transaction. So that will provide the opportunity for us to begin drawing down that \$200 million dollars; and the sooner we can draw that down, to replace the \$200 million dollars that we're going to be transferred on December 1<sup>st</sup>, the better off we will be.

One of the misnomers, if you will, one of the questions that I've been asked on more than one occasion, is what new projects are you adding to the program because of the \$200 million dollars. Well the simple answer is, "None, and it's only because of this \$200 million dollars that we're able to continue with the eight year plan". That's just the way it is, because without the \$200 million dollars, we would be looking to take projects out of the program. We selected 18 projects to use to draw down the \$200 million dollars, and they were just selected simply because of the size and the timing of those projects. They will be the first ones that will provide that ability to draw down the money; and I say "draw down" because one of the misnomers is that, once the bonds are sold, that automatically the Department receives \$200 million dollars; well that's not true. We have to spend money, get reimbursed from the Trustee for that \$200 million dollars, so there's quite a cash flow transaction going on here.

In the coming weeks, you will see Russell Hulin begin to create gray hair because he's trying to keep all this balanced and draw down money, and lose money and spend money. So there's quite a cash flow thing going on here. So I just wanted to make sure everybody understood we're on track just as I had hoped we would be, and I'm very pleased about that, and there are no new budgets.

7:03 last Saturday morning, an earthquake occurred, 5.6, up near Pawnee. You know that the Department has been working for the last 3-4 years on an earthquake protocol. We've gone through several exercises, and we got the real deal on Saturday and I cannot be more proud of our Agency for the way we responded. We inspected more than 180 bridges in a very short period of time. We made those inspections just simply to make sure that everything was okay. It sounds easy to say, but it's hard to do; but that is our goal, to provide a safe, effective efficient transportation system; but safety is number one. So, in three divisions, (eight, four, and six) we inspected those bridges within the protocol that we've established with the help of our consultants, the California Department of Transportation, and a whole lot of people that are standing behind me. They did what they said they could do; and I just can't tell you how proud I am of them, and I know the Governor is too because she's given us a shout out several times.

Secretary Ridley told the Director he was wise to point out the effort that everyone had done in the hours that ensued after the seismic activity event; and you were certainly well prepared. As you pointed out it took 3-4 years before you were more comfortable than when you started, and it really shows what you were able to accomplish. I think that it would be good to point out, and I think the Governor would want me to point out, not only to thank the Department and the Turnpike Authority for what they were able to do; but also recognize that this Agency has focused their attention for the last so many years on structurally deficient bridges, and the effort put in to ensure that the bridges are not only safe to travel today, but safe to travel tomorrow. I don't know that any of us can, and

can't, contemplate what may or may not have happen to any of those bridges that you had replaced or that you repaired or rehabilitated over the last few years. Would there have been a different result on Saturday as opposed to what took place. But I can tell you without hesitation, it certainly gave the Governor a degree of confidence in the Agency that the work that you've been doing, and the focus that you have made, and the attention given to a problem that you identified and working with her plan to replace or rehabilitate these structurally deficient bridges certainly paid off. So again, thank you, Mike, and all of your people and folks that have worked to get this done.

Commissioner Burrage thanked them for the update, I know I appreciate and I know the other Commissioners do too, our Media and Public Affairs Department getting in contact with the newspapers and television stations informing them that we had been out and we had checked our bridges. So that's an integral part of what we're doing, so thank you guys for getting that done. Also, we need to make sure that the Turnpike Authority and ODOT, everybody knows the difference and that theirs have been checked also. I know that's happening, but we need to make sure that we're all coordinating together and we get that message out there. Once again, great job, and Secretary Ridley's comment, "Who knows what would have happened"; I'm certain that the efforts paid off.

Director Patterson said when you were talking about the coordinated effort, we were also able to reach out to County and City Governments and made the offer, and we were accepted on a couple of occasions to help inspect city street bridges. We were happy to do this once we got our jobs done; but certainly ours was the number one priority, and then we came along to see if we could be of assistance to others. But getting to your point about Terri and her group getting the word out; it was huge because you know there were people sitting at home wondering, is it safe to drive.

Commissioner Overland said, "It appears now that the Legislature won't have a special session and that a small portion of the funding will be returned to the agencies". However, I read late last week or this weekend that ODOT would not be a part of that return of funds, can you explain some of that or what the process is.

Director Patterson stated, I don't know that I can explain it all because, as I reported to the Commission the last couple months, that if a Special Session didn't occur that \$11.4 million dollars would be returned to the Agency, because I really thought that's what was going to happen. As the cuts were made last year during the spring, and money was rightly so taken away from General Appropriations Agencies, the Roads Fund has a section of law that says that the Department will participate at the equal level. Last Friday, we too learned that the list now has ODOT with \$0. A discussion late in the afternoon with the Director of Office of Management and Enterprise Services, he reached out to me, and he and I are going to have a meeting sometime soon, maybe this week, but sometime soon to discuss the \$11.4 million dollars. I can't explain it, but I wish I understood it because it's not what I thought was going to happen. But we will get it rectified; and if, ultimately, we don't receive the money, at least I can offer an explanation.

Secretary Ridley commented that this is the first he had heard of this. He asked that after your meeting with OMES, could you send a notice out to all of us, to let us know what has taken place and why.

Director Patterson said, "Yes I can".

Commissioner Burrage said he was under the impression it would take Legislation to change the distribution of those funds, but you will find out and let us know.

Director Patterson, "Yes I will".

Commissioner Alexander asked if we lose part of this fund or the \$11 million dollars, does it not affect us in the future, too, with funding. Do we not lose more money next year, then, also?

Director Patterson said that's another question that we have. So it reestablishes the baseline for the Roads Fund, and the amount that the Roads Fund receives this year and then in two more years, additional funding will be based on that baseline. I'm hoping that the \$11.4 million dollars increases our base, so that the additional money that comes to us is on a new base, and we can actually get to our \$575 cap faster, or more in line with what we originally thought, than where we're at today. So that will be another question that we'll ask as we go through this process.

Commissioner Alexander said, "Because it could adversely affect us several years in the future".

Director Patterson said, "It can, it could affect our eight year plan, development, next year and later on.

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

**ITEM PRESENTED BY COMMISSION CHAIRMAN**

**133. Adjournment Motion**

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

**Meeting adjourned at 11:42 a.m.**

Approval of the Minutes of the Transportation Commission Meeting of September 6, 2016.

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David Burrage – Chairman

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Brad Burgess – Vice Chairman