

**MINUTES OF THE REGULAR TRANSPORTATION COMMISSION MEETING
HELD IN THE O.D.O.T. BUILDING COMMISSION MEETING ROOM
OKLAHOMA CITY, OKLAHOMA**

BE IT REMEMBERED that on Monday, the 2nd day of August, 2004, 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.

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| Present: | Dan Overland | Chairman |
| | James Dunegan | Vice Chairman |
| | Jackie Cooper | Member |
| | Loyd Benson | Member |
| | Brad Burgess | Member |
| | Guy Berry | Member |
| Absent: | Carlisle Mabrey | Member |

Chairman Dan Overland presiding

The agenda for this Commission Meeting was posted at or before 11:45 a.m. on Wednesday, July 28, 2004, prior to the meeting. Said 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 Transportation Commission meeting of August 2, 2004. For those items amended, deferred or rejected those notations were also made. Action taken by the Commission is noted here on these sheets.

Chairman Overland opened the meeting and introduced Director Gary Ridley. Director Ridley introduced former Transportation Commissioners David Burrage and Bill Crawford. He also recognized former Secretary of Transportation Herschal Crow. Director Ridley introduced Bruce Taylor who pointed out significant accomplishments of the former Commission. Burrage and Crawford were honored for their service to the Transportation Commission.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

126. Approval of the Minutes of the Regular Commission Meeting of July 6, 2004

ACTION: Burgess moved and Cooper seconded that the Commission approve the minutes as written and distributed.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

127. Change Orders of \$10,000.00 or Less - Mr. Raymond

- a) Cleveland County - SH-39 - BRFY-14B(327) / 12322(04), \$6,354.43
- b) Cleveland County - Ct. St. - MGSY-14B(414) / 15691(04), \$2,983.00
- c) Cleveland County - Ct. St. - STP-114B(50)AG / 18213(04), \$3,183.05
- d) Cleveland County - SH 77H - STPY-114A(56)TR / 18555(04), \$6,000.00
- e) Comanche County - Ct. St. - STP-116B(45) / 18488(04), \$4,500.00

- f) Custer County - US-183 - NHY-9N(13)/BRFY-9N(14) / 09276(04), \$2,504.96
- g) Delaware County - US-59 - BRFY-21B(257) / 10442(04), \$7,209.50
- h) Garvin County - SH-29 - MC-125C(86)Pt.1,2 / 19826(04), \$6,293.37
- i) LeFlore County - SH-31 - EMC-140C(120) / 21547(04), \$750.00
- j) LeFlore County - US-271 - STPY-140A(112)RW / 11396(07), \$200.00 Underrun
- k) Major County - US-412 - NH-BRFY-019N(17) / 10067(04), \$9,104.00
- l) McCurtain County - Co. Rd. - STP-145C(88) / 19140(04), \$11.42 Underrun
- m) Oklahoma County - IS-40 - HPPIY-1690-0(003)HP / 17430(06), \$2,400.00
- n) Oklahoma County - IS-40 - IMG-40-5(367)157TR / 19856(04), \$4,566.00 Underrun
- o) Okmulgee County - SH-52 - CIP-156C(52)(63)IP / 19102(04), \$43,975.00 Underrun
- p) Osage County - US-60/SH-99 - NHY-18N(34)3R/STPY-157B(52)3R / 20703(04), \$5,800.00
- q) Stephens County - SH-7 - CIP-169N(10)(18)IP / 17005(05), \$1,000.00

128. Traffic Control Improvement Project - Mr. Smart

- a) Rogers County - Commission District VIII - installation of traffic signal system at the intersection of SH-20 and South Haven/Club House Road in the City of Claremore
- b) Rogers County - Commission District VIII - installation of intersection warning signs with flashing beacons along SH-66 for the Sequoyah Public School District

129. Land Sales - Mr. Bell

- a) Canadian County - SH-152, east of Morgan Road in the City of Mustang
- b) Oklahoma County - part of parcel 7 and parcel 8 of block 2, at the intersection of NE 122nd Street and Park Street in Witcher, east of I-35
- c) Oklahoma County - parcel 7 and part of block 2, at the intersection of NE 122nd Street and Martin Street in Witcher, east of I-35
- d) Oklahoma County - parcels 3, 4, 5 and parcels 6 and 9, part of block 1, at the intersection of NE 122nd and Sooner Road in Witcher, east of I-35
- e) Oklahoma County - part of parcels 12.1 and 13, part of block 2, at the intersection of NE 122nd Street and Sooner Road in Witcher, east of I-35
- f) Oklahoma County - part of parcel 12, part of block 1, at the intersection of NE 122nd Street and Glenworth Court in Witcher, east of I-35
- g) Rogers County - part of parcel 120, part of lot 10, block 70, Original Townsite of Chelsea

130. Programming of Federal Railroad Crossing Safety Funds - Section 130 Title 23 Funds for At-Grade Railroad Crossing Safety Projects - Mr. Kyle

- a) Grady County - corridor project in Chickasha with the Union Pacific railroad Company (Total cost \$290,000 - \$261,000 federal funds and \$29,000 railroad funds)
- b) McIntosh County - signal project in Onapa with the Union Pacific Railroad Company (Total cost \$150,000 - \$135,000 federal funds and \$15,000 railroad funds)
- c) Muskogee County - corridor project at two locations in Muskogee with the Union Pacific Railroad Company (Total cost \$250,000 - \$225,000 federal funds and \$25,000 railroad funds)
- d) Muskogee County - signal project in Muskogee with the Union Pacific Railroad Company (Total cost \$270,500 - \$243,450 federal funds \$13,525 state funds and \$13,525 other funds)
- e) Ottawa County - corridor project at six locations near Fairland with The Burlington Northern Santa Fe Railway Company (Total cost \$635,000 - \$571,500 federal funds and \$63,500 railroad funds)
- f) Sequoyah County - signal/surface project near Muldrow with the Union Pacific Railroad Company (Total cost \$220,000 - \$198,000 federal funds and \$22,000 railroad funds)
- g) Wagoner County - signal project near Wagoner with the Union Pacific Railroad Company (Total cost \$200,000 - \$180,000 federal funds, \$4,000 railroad funds and \$16,000 other funds)

ACTION: Cooper moved and Berry seconded that the Commission approve the Consent Docket as presented.

MOTION: Carried by the following vote:

AYES: Dunegan, Cooper, Overland, Benson, Burgess and Berry

NAYS:
ABSENT: Carlisle Mabrey

END OF CONSENT DOCKET

ITEM PRESENTED BY PROJECT MANAGEMENT DIVISION MANAGER - Mr. Gatz

131. 8 Year Construction Work Plan

a) Statewide - All Commission Districts

Requesting Commission approval for the proposed 8 Year Construction Work Plan.

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

ITEMS PRESENTED BY THE ASSISTANT DIRECTOR - PRE-CONSTRUCTION - Mr. Streb

132. Engineering Contracts

a) Statewide (All Districts) - Hydraulics/Hydrology Contract

The following consultants have been selected to provide hydraulics/hydrology analysis and reports at locations statewide:

| | |
|-------------------------------------|---|
| E.C. 913 - Painter & Associates | E.C. 928 - Poe & Associates, Inc. |
| E.C. 926 - Utley & Associates, PLLC | E.C. 929 - MacArthur Associated Consultants |
| E.C. 927 - The Benham Companies | E.C. 930 - Holloway, Updike & Bellen, Inc. |

The total amount requested for the hydraulics/hydrology contract is \$300,000 with 80% federal funds and 20% soft match credit.

b) Statewide (All Districts) - E.C. 912 Bridge Overload Contract

The Department has selected Grossman & Keith to provide services on the Statewide Bridge Overload contract. The total not to exceed amount for this contract is \$200,000, and is 100% state funded.

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

133. Supplemental Engineering Contracts

a) Statewide (All Districts (E.C. 661, Supplemental No. 1)

The Transportation Commission previously authorized Poe & Associates, Inc., to support the Department's staff in providing engineering services upon demand. This supplemental agreement amount of \$250,000 will enable Poe & Associates, Inc., to continue assisting the Department staff with engineering services. Funding for this supplemental agreement will be 80% federal funds and 20% soft match credit.

ACTION: Burgess moved and Dunegan seconded that the Commission approve the item as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

134. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final September 2004 Bid Opening
- c) Tentative October 2004 Bid Opening
- d) Tentative November 2004 Bid Opening

ACTION: Berry moved and Burgess seconded that the Commission approve the items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

135. Change Orders Greater Than \$10,000.00 (Mr. Raymond)

- a) Beckham County - IS-40 - IMY-40-2(115)033 / 10814(04), \$149,441.34
- b) Canadian County - US-81 - NHY-17N(132) / 20243(04), \$36,646.30.
- c) Cleveland County - SH-39 - BRFY-14B(327) / 12322(04), \$24,093.54
- d) Comanche County - US-62 - STPY-116A(002) / 06160(13), \$20,249.61
- e) Custer County - US-183 - NHY-9N(13)/BRFY-9N(14) / 09276(04), \$20,931.47
- f) Delaware County - US-59 - BRFY-21B(257) / 10442(04), \$14,962.70
- g) Haskell County - SH-9 - CIP-131B(19)IP / 16756(09), \$76,585.08
- h) Johnston County - SH-22 - EMC-135C(057) / 21503(04), \$117,650.00
- l) Kay County - IS-35 - IMY-35-4(151)209 / 12671(04), \$23,628.15
- j) LeFlore County - SH-31 - EMC-140C(120) / 21547(04), \$52,500.00
- k) Logan County - Indust. - SAP-142D(44) / 18185(04), \$24,871.50
- l) Major County - US-412 - NH-BRFY-019N(17) / 10067(04), \$536,148.00
- m) McClain County - SH-9 - STPY-144B(18) / 17227(04), \$43,039.21
- n) Muskogee County - US-64 - STPY-51C(404) / 14994(04), \$65,692.00
- o) Oklahoma County - US-77 - CIP-155N(258)IP / 17408(04), \$165,000.00
- p) Oklahoma County - Ct. St. - STP-155B(44)AG / 16653(04), \$28,842.14
- q) Okmulgee County - US-75 - MC-156N(75) / 20641(04), \$24,079.04
- r) Pottawatomie County - IS-40 - IMY-0040-5(372)181 / 20283(04), \$36,960.00
- s) Texas County - US-54 - NHY-008N(046) / 14971(26), \$19,813.66
- t) Tulsa County - US-169 - NHY-30N(42) / 11031(13), \$21,892.58

ACTION: Berry moved and Dunegan seconded that the Commission approve the items as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE OFFICE ENGINEER - Mr. Stewart

136. Awards

ACTION: Berry moved and Burgess seconded that the Commission approve Item No. 136, noting that Call Order 60 is deferred to the September 2004 meeting.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY ASSISTANT DIRECTOR - ADMINISTRATION - Mr. Mayberry

137. ___ Statewide Highway namings requiring suspension of the Commission Rules

- a) The Oklahoma Administrative Code (OAC) provides that, "...part of a state highway system may be considered for dedication in honor of individuals" Persons proposed to be so honored shall have been deceased not less than five years prior to consideration.

Commission approval of Item a) is recommended. Please vote now on suspending the rules.

- b) In accordance with House Concurrent Resolution 1051, the Department has been directed to designate US-70 from the intersection of US-183 east to the intersection of US-81 as the "Trooper Nikky Green Memorial Highway" in Cotton County, Division 7.

Note: Items 137. a) and b) are deferred to the September 2004 meeting.

ITEMS PRESENTED BY THE ASSISTANT DIRECTOR - FISCAL AND PROGRAMS - Mr. Patterson

138. Weigh Station Improvement Revolving Fund

- a) Senate Bill No. 141, "Trucking One-Stop Shop Act", establishes a revolving fund for all activities relating to weigh station facilities. Request is made for a budget increase of \$950,000, for the one time appropriation from the General Revenue Fund in the amount of \$100,000, and estimated earmarked revenues of \$850,000

ACTION: Berry moved and Dunegan seconded that the Commission approve the item as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

Director Ridley discussed the emergency repair project for two (2) bridges in Pushmataha County. During an inspection of bridges over Big Cedar Creek and Hardy Creek it was determined that immediate repairs were necessary. Director Ridley declared that an emergency existed and a special bid opening was held on July 30, 2004. The estimated cost of the repair project is approximately \$140,000.

Note: No action necessary; information only.

Meeting adjourned at 11:30 a.m.

Approval of the Minutes of the Regular Transportation Commission Meeting of August 2, 2004

Dan Overland, Chairman

James H. Dunegan, Vice Chairman

(Seal)