

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

DATE: Monday, November 7, 2005
TIME: 11:00 a.m.
PLACE: Commission Meeting Room,
ODOT Building

BE IT REMEMBERED that on Monday, the 7th day of November, 2005, 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:	James H. Dunegan	Vice Chairman
	Jackie Cooper	Member
	Dan Overland	Chairman
	Bruce Benbrook	Member
	Brad Burgess	Member
	Guy Berry	Member

Absent: Carlisle Mabrey
Lloyd Benson

Chairman Dan Overland presiding

The agenda for this Commission Meeting was posted at or before 9:00 a.m. on Thursday, November 3, 2005, 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 Transportation Commission meeting of November 7, 2005. 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 ASST CHIEF ENGR./DIRECTOR-OPERATIONS - Mr. Evans

167. a) Announcement of Mr. Brian Schmitt as the new Division Manager of the Office Engineer Division

ITEM PRESENTED BY ASST CHIEF ENGR./DIRECTOR-PRE-CONSTRUCTION - Mr. Streb

167. b) Announcement of Mr. Tim Tegler as the new Division Manager of Roadway Design

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

168. Approval of the Minutes of the Regular Commission Meeting of October 3, 2005

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

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

169. Change Orders of \$10,000.00 or Less (Mr. Raymond)

- a) Blaine County - SH-8A - MC-106C(54)/SAP-106D(55) / 21247(04), \$477.20
- b) Cleveland County - IS-35 - BHIY-35-2(285)108 / 20877(04), \$7,481.56
- c) Delaware County - US-59 - BRFY-21B(257) / 10442(04), \$63,626.80 Underrun
- d) Garfield County - Co.Rd. - BRO-124D(32)CO / 19023(04), \$1,350.00
- e) Garfield County - US-64 - NHY-19N(85)(86)3R / 21928(04), \$956.49
- f) LeFlore County - US-271 - STPY-40A(420) / 11396(04)#1, \$5,520.00
- g) LeFlore County - US-271 - STPY-40A(420) / 11396(04)#2, \$8,634.89
- h) Oklahoma County - SH-3 - CMC-155A(463) / 22117(04), \$4,208.20
- i) Pontotoc County - Co. Rd. - BRF-162C(67)CO/BRO-162D(69)CO / 18826(04), \$1,938.14
- j) Rogers County - SH-88 - EMC-166B(165) / 22264(04), \$242.80
- k) Rogers County - US-169 - SAP-166N(161) / 22064(04), \$4,812.37
- l) Rogers County - SH-66 - STPY-166A(125)TR / 20718(04), \$3,250.00
- m) Seminole County - SH-99 - NHY-12N(97)RW / 10166(18), \$2,100.00 Underrun
- n) Tulsa County - IS-244 - BHIY-244-2(426)004 / 20576(04), \$7,454.22
- o) Washita County - IS-40 - IMY-40-2(127)45 / 19574(04), \$5,500.00
- p) Woodward County - US-270 - ACNHY-17N(51)(52)GB / 17457(08), \$2,200.00

170. Traffic Control Improvement Project (Mr. Smart)

- a) Mayes County - installation of traffic signal at the intersection of US-69 and SH-69A and modification of left turn lane for southbound US-69 traffic in the City of Pryor

171. Speed Zone Revisions (Mr. Smart)

- a) Caddo County - along SH-8 (Town of Anadarko concurrence)

172. County Bridge and Road Improvement Fund Force Account Projects (Mr. Johnson)

- a) Creek County - county bridge project over an arm of Sahoma Lake - south of the intersection of 86th Street South and Sahoma Lake Road
- b) Grant County - county bridge project over an unnamed creek east and north of Wakita
- c) Garfield County - county bridge project over Turkey Creek east and south of Lahoma
- d) Washita County - grade and drain project south and west of Dill City

ACTION: Benbrook moved and Dunegan seconded that the Consent Docket be approved as presented.

MOTION: Carried by the following vote:

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

NAYS:

ABSENT: Mabrey and Benson

END OF CONSENT DOCKET

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

173. Programming Item - Bridge Repair Projects

- a) Oklahoma County - repair vehicle impact damage to the Rockwell Avenue bridge over the eastbound lanes of I-40. The party responsible for part of the damage is known.

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

174. Engineering Contract

- a) Pottawatomie County - Commission District III (E.C. 1035)

CLOUR Engineering has been selected to perform design services on the Kickapoo Street project in the City of Shawnee. The Consultant will assist with the development of necessary environmental documentation and final engineering plans for rehabilitating Kickapoo Street from MacArthur Street south to US-270 Business/Kickapoo Spur. A not to exceed amount of \$250,000.00 will be established to begin the initial project investigation and development process, and associated Consultant activities will be specifically directed by task order. Construction projects are included in the 8 Year Construction Work Plan with scheduled letting dates of FFY 2008. Funding will be 80% federal funds and 20% soft match credit.

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

175. Supplemental Engineering Contracts

- a) Cleveland County - Commission District III (E.C. 348 Supplement No. 11)

Poe & Associates, Inc., was previously authorized to develop construction plans for the widening of I-35 beginning at S.E. 15th Street in Oklahoma City extending south to, and including, the Shields interchange in Moore. Adjusted engineering fees total \$11,100.00. The total engineering contract cost, including supplementals, is \$4,569,287.00. This project was let in September, 2005. Funding will be 90% federal funds and 10% soft match credit.

- b) Tulsa County - Commission District VIII (E.C. 573 Supplement No. 3)

HUB & Garver (now Holloway, Updike and Bellen) was previously authorized to prepare final construction plans to upgrade US-64 from the SH-67 junction in Bixby, extending north to approximately the Arkansas River. Adjusted engineering fees for additional work required to complete the project total \$17,000.00. The total engineering contract cost, including supplementals, is \$772,900.00. This project is in the 8 Year Construction Work Plan with a scheduled letting date of FFY 2006. Funding will be 80% federal funds and 20% soft match credit.

- c) Rogers County - Commission District VIII (E.C. 659 Supplement No. 3)

Benham Companies, LLC, was previously authorized to prepare environmental documents and engineering studies for the US-412 Corridor from the I-44/I-244/US-412 interchange east to the Verdigris River, including SH-412P in Rogers, Tulsa and Wagoner Counties. The total engineering contract cost, including supplementals, is \$3,351,946.00. This project is currently

scheduled in the 8 Year Construction Work Plan beginning in FFY 2007. Funding will be 80% federal funds and 20% soft match credit.

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

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

176. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Tentative January 2006 Bid Opening
- c) Tentative February 2006 Bid Opening

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

ITEMS PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

177. Change Orders Greater Than \$10,000.00

- a) Alfalfa County - Co.Rd. - BRO-102D(33)(40)CO / 18707(04), \$14,420.28
- b) Cleveland County - Ct.St. - STP-114B(047)AG / 18210(04), \$84,646.05
- c) Garvin County - SH-19 - BRFY-125B(81) / 19447(05), \$11,305.91
- d) LeFlore County - US-271 - STPY-40A(420) / 11396(04), \$28,580.37
- e) Lincoln County US-177 - MC-141B(132)Pt. 2 / 21283(05), \$19,245.50
- f) Lincoln County - US-377 - NHY-12N(86) / 18965(04), \$11,522.00
- g) McCurtain County - Co. Rd. - BRO-45D(314)CO / 15187(04), \$27,600.00
- h) McIntosh County - US-69 - NHY-13N(22) / 16053(04), \$13,923.53
- i) Muskogee County - US-64 -BRFY-151C(005) / 14994(11), \$46,368.04
- j) Muskogee County - US-64 - STPY-51C(404) / 14994(04), \$198,965.44
- k) Oklahoma County - IS-35 - BHIY-35-3(277)132/BPMY-40-4(401)146 3B/ BHIY-35-3(278)132 / 20867(04), \$25,956.00
- l) Oklahoma County - IS-35 - IM-NHIY-35-3(221)(247)120 / 00292(41), \$335,146.84
- m) Pawnee County - US-64 - NHG-19N(80)(81)(83)TR / 21159(04), \$89,983.69
- n) Payne County - SH-33 - STPY-160B(97) / 20272(04), \$386,125.50
- o) Tulsa County - IS-244 - E-SAP-172N(297) / 22761(04), \$24,000.00
- p) Tulsa County - US-75 - NHY-14N(48) / 12938(04), \$161,519.14
- q) Washita County - IS-40 - IMY-40-2(127)45 / 19574(04), \$160,516.90

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

At this time Director Ridley introduced Mr. Gary Corino who is the new Division Administrator for the Federal Highway Administration in Oklahoma City. Mr. Corino stated that he was glad to be in Oklahoma

City and looked forward to working with our Department.

Note: The following Item was presented out of order.

ITEM PRESENTED BY THE DIRECTOR - Mr. Ridley

182. Emergency Declaration - Murray County - I-35 over SH-77D, 4.8 miles north of the Carter County Line

A special inspection was made on subject bridge on October 17, 2005, revealing bearing failure. Following this inspection, Division VII forces immediately closed the outside southbound climbing lane of I-35. A follow-up inspection by the Bridge Division revealed that additional columns had significant cracking and spalling. Department forces do not have the capability to make repairs to these columns. An emergency project needs to be done to repair the columns and to maintain the structural capacity to an acceptable level to the driving public.

Note: This item presented for information only; no Commission action is necessary.

ITEMS PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

178. Awards

- a) Letting - October 6, 2005 - Emergency - information only
- b) Letting - October 20, 2005 - Regular Letting
- c) Letting - October 27, 2005 - Emergency - information only

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

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

179. FY 2006 Budget Revisions

- a) Chief Engineer requests a budget increase of \$11,347,000 to meet future financial obligations in the Capital Improvement Program
- b) AD Finance requests an increase to Federal Aid Projects of \$9,243,000
- c) Transit Programs Division requests an increase of \$196,392 to the Public Transit Program
- d) AD Finance is requesting an increase to Access Program of \$1,372,000

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

180. Resolution for the issuance of Grant Anticipation Notes

The Department is seeking approval of a second Grant Anticipation Notes (GANS) resolution which will authorize the Director to proceed with the issuance of \$100 million of bonds. The bond proceeds will be used to provide partial financing of the projects that have been identified in the 8 Year Construction Work Plan within these corridors.

Note: At the call for questions, Commissioner Benbrook asked how the Department arrived at the \$100 million figure. Chairman Overland called on Director Ridley who gave a brief history of our GARVEE program, and explained the corridor plan that was announced in the Governor's press release on December 30, 2003, which explained that the \$514 million funding was comprised of \$300 million in proposed bond funds and approximately \$214 million in regular federal aid. The Director went on to cite projects, dates and all other criteria used to establish a sound work plan and best utilization of these funds. The Department had requested and received prior approval for GARVEE bonds in 2002.

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

181. Settlement

On August 1, 2004, a person was westbound on I-244 at the intersection with Detroit Avenue in Tulsa and collided with the exit ramp attenuator. The total cost to repair the attenuator was \$15,571.50. The insurance company is proposing a settlement of \$10,000.00, the policy limit held by the insured. Title 69, Section 1002 of the Oklahoma Statutes provides the Transportation Commission with the authority to settle claims which it may have against any person for damages to facilities belonging to the Department.

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

Director Ridley announced that at 10:00 a.m. on Monday, November 14, 2005, a groundbreaking ceremony will be held to commemorate the commencement of the first in a series of three projects on the new Interstate 40 Crosstown in Oklahoma City.

Meeting adjourned at 11:28 a.m.

Approval of Minutes of the Regular Transportation Commission Meeting of November 7, 2005

Dan Overland, Chairman

James H. Dunegan, Vice Chairman

(Seal)