

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

DATE: Monday, April 7, 2008
TIME: 11:00 a.m.
PLACE: Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Monday, the 7th day of April, 2008, 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:	Carlisle Mabrey	Member
	James H. Dunegan	Vice Chairman
	Dan Overland	Chairman
	Loyd Benson	Member
	Bruce Benbrook	Member
	Brad Burgess	Member
	Guy Berry	Member

Presiding: Dan Overland - Chairman

Absent: Jackie Cooper

The agenda for this Commission Meeting was posted at or before 8:45 a.m. on Thursday, April 3, 2008, 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 Regular Transportation Commission meeting of April 7, 2008. 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

47. Presentation of the Governor's Proclamation declaring April 7 - 11, 2008, Work Zone Awareness Week in Oklahoma - Lt. Governor Jari Askins

Information only; no Commission action necessary.

48. Safety Awards - Director Ridley

Mike Bracken, Human Resources - Safety, announced the following awards winners:

Governor's Safety Excellence Awards

This is the top ODOT Safety Award. This is given to the division having the best safety record for the year.

This year's winner is Division II

Progressive Excellence Award

This award is given to the division that has shown the most improvement in the last year.

This year's winner is Division III

The Director's Award

This award is given to the top overall safety score within a Division.

This year's winner are:

Division I	Cherokee County
DivisionII	Madill Residency
Division III	Purcell Residency
Division IV	Division Wide Bridge Crew 412B
Division V	Clinton Shop
Division VI	Harper County
Division VII	Duncan Residency
Division VIII	Pawnee County
Division IX	Central Sign Shop

Information only; no Commission action necessary.

Note: Item No. 46 is presented now.

- 46. Approval of the Minutes of the Regular Commission Meeting of March 3, 2008

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

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

- 49. Traffic Control Improvement Projects - Mr. Smart

Counties listed a) through g) have requested installation of thermoplastic pavement markings at various locations:

- a) Sequoyah County - Commission District I
- b) Adair County - Commission District I
- c) Beckham County - Commission District V
- d) Texas County - Commission District VI
- e) Grady County - Commission District VII
- f) Grady County - Commission District VII
- g) Carter County - Commission District VII
- h) McCurtain County - Commission District II - City of Idabel requests the installation of School Advance Warning Signs on US-70 for the Idabel School District

- 50. Programming of At-Grade Railroad Crossing Safety Projects - Mr. Kyle

- a) Hughes County - Corridor project in Holdenville with BNSF Railway Company
- b) Mayes County - Corridor project near Adair with Union Pacific Railroad Company

- c) Garfield County - Signal project in Enid with BNSF Railway Company
- d) Wagoner County - Signal/surface project near Wagoner with Union Pacific Railroad Company
- e) Ottawa County - Signal project near Miami with BNSF Railway Company
- f) Murray County - Signal/surface project near Davis with BNSF Railway Company
- g) Okmulgee County - Signal project near Shelter with BNSF Railway Company
- h) Pawnee County - Signal/surface near Terlton with BNSF Railway Company
- i) Pawnee County - Signal/surface project near Pawnee with BNSF Railway Company
- j) Okmulgee County - Signal/surface project near Henryette with BNSF Railroad Company
- k) Ottawa County - Signal project near Afton with BNSF Railway Company

51. County Bridge and Road Improvement Fund Force Account Projects - Mr. Sheffert

- a) Alfalfa County - bridge over Rush Creek east and north of Byron Circle on NS-270
- b) Comanche County - bridge over an unnamed creek north of SH-7/NS 271 junction on NS-271
- c) Haskell County - county road (NS 433) beginning at SH-2 (EW 130), extending north to EW 129, west and north of SH-2/SH-31 junction in Kinta
- d) Haskell County - bridge on EW 125 at NS 454.0
- e) Kiowa County - bridge over an unnamed creek, north and east of the intersection of SH-9 East and US-183 on EW 132
- f) Latimer County - bridge over Buffalo Creek on NS 438 south of SH-63
- g) Pontotoc County - bridge over East Days Creek on EW 159 north and east of Roff

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

52. Item intentionally left blank.

END OF CONSENT DOCKET

ITEMS PRESENTED BY THE DIRECTOR OF ENGINEERING - Mr. Streb

Note: The following items were presented by Mr. Tim Tegeler.

53. Programming Item - Bridge Repair Project

Oklahoma County - The Department requests approval to program a project to repair vehicle impact damage to the I-40 bridge over Choctaw Road. This project is scheduled for a 2008 letting and will use the annual State funds set aside for Bridge Division. The party responsible for the damage is unknown.

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

54. Engineering Contracts

a) Cleveland and Pottawatomie Counties - Commission III (E.C. 1159)

EST, Inc., has been selected to do environmental studies and NEPA documentation, including public involvement, necessary to complete the reconstruction of SH-39 in Asher. Negotiated fees total \$150,000.00. Multiple projects within this extent are included in the 8 Year Construction Work Plan with the first scheduled right-of-way date in FFY 2009. The total estimates for construction of these projects is \$21,200,000.00. Funding will be 80% federal funds and 20% soft match credit.

Note: Item 54.a) Narrative should read **\$21,200,000.00** for the total estimates for construction of these projects.

b) Cleveland County - Commission District III (E.C. 1157)

Three (3) consultants have been selected to provide various services for the US-77 project from Lexington to Noble. C. H. Guernsey and Company has been selected for the project on the north end near Noble, Clour Engineering of Oklahoma, Inc., has been selected for the center section through Slaughterville and Poe & Associates, Inc., has been selected for the project on the south end near Lexington. The project is included in the 8 Year Construction Work Plan, with the first phase of construction scheduled to let in FFY 2010. The total estimate for all phases of construction is \$36,000,000.00. Funding will be 80% federal funds and 20% soft match credit. Negotiated fees are as follows:

C. H. Guernsey & Company	\$ 540,000.00
Clour Engineering of Okla., Inc.	\$ 498,000.00
Poe & Associates, Inc.	\$ 566,000.00
Total Not to Exceed	\$ 1,604,000.00

c) Kay County - Commission District IV (E.C. 08-LG-125)

BKL, Inc., has been selected to prepare construction plans for the replacement of a county bridge and approaches over Canadian Creek east and north of Newkirk. The negotiated fees total \$77,000.00. The construction project is included in the County's 5 Year Construction Work Plan with a scheduled letting date in FFY 2009. The total estimate for construction of this project is \$500,000.00, funded by BIA. Funding for this engineering contract will be 80% federal (BR) funds and 20% county funds (CBRI).

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

55. Supplemental Engineering Contracts

a) Oklahoma County - Commission District IV (E.C. 417, Supplement 6)

The Benham Companies were previously authorized to prepare plans to upgrade the Broadway Extension (US-77) to a six-lane facility from north of NE 63rd Street to Memorial Road. This supplemental agreement is for design modifications to the Memorial Road Interchange construction plans. The adjusted engineering fees total \$180,000.00. State funds will be utilized for this supplement. The total estimate for construction of the interchange is \$27,947,058.00. Funding will utilize the Division IV CIP Budget. The total engineering cost, including supplementals, for the entire

corridor is \$4,554,500.00.

b) Oklahoma County - Commission District IV (E.C. 873, Supplement 2)

The Benham Companies were previously authorized to prepare design plans for the roadway and bridge projects within the east interchange of the I-40 Crosstown Expressway realignment corridor. This supplemental agreement is for multiple changes to the plans for the construction projects established within the east interchange. Adjusted engineering fees total \$1,300,000.00. The total engineering contract cost, including supplements, is \$4,854,000.00.

c) Oklahoma County - Commission District IV (E.C. 1144, Supplement 1)

TetraTech was previously authorized to address contaminated materials encountered within the I-40 Crosstown Expressway realignment corridor. This supplemental agreement is to extend the funding that may be necessary for addressing contaminated materials. The total not to exceed amount of this supplement is \$800,000.00. This bring the total engineering contract cost, including supplements, to \$1,600,000.00. The I-40 Crosstown Realignment project is in the 8 Year Construction Work Plan in FFY 2008, FFY 2009 and FFY 2010. Funding will be a combination of federal earmark funds and formula federal funds.

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

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

56. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final May 2008
- c) Tentative June 2008 Bid Opening
- d) Tentative July 2008 Bid Opening

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

ITEMS PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

Note: The following items were presented by Mr. Gary Evans

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

- a) Altoka County - Co. Rd. - BRO-103D(060)CO / 21111(04), \$11,789.68
- b) Caddo County - IS-40 - IMY-40-3(065)086 / 20251(04), \$10,743.45
- c) Cleveland County - Ct. St. - STPY-014B(378) / 14391(04), \$4,125.00
- d) Cleveland County - Ct. St.- STP-114C(175)AG / 23615(04), \$135,271.40 Underrun
- e) Comanche County - Ct. St. - STP-116B(046)MS / 18489(04), \$23,322.00
- f) Custer County - Co. Rd. - BRO-120D(097)CO / 21395(04), \$396.18
- g) Dewey County - US-270 - NHY-017N(068) / 17671(04), \$2,887.50
- h) Ellis County - SH-15 - BRFY-019N(004) / 08095(04), \$6,447.52 Underrun
- i) Garfield County - US-412 - NHY-019N(070) / 12545(05), \$24,242.70
- j) Garfield County - US-81 - NHY-011N(074)3R / 23903(04), \$29,910.80
- k) Grant County - Co. Rd. - BRF-127C(085)CO / 22892(04), \$1,115.20 Underrun

- l) Harper County - Co. Rd. - BHO-130D(084)CO / 21774(04), \$29,219.00
- m) Lincoln County - SH-102 - BRFY-041C(239) / 13402(04), \$44,207.50 Underrun
- n) Mayes County - US-69 - HSIPY-149A(090)TR / 22907(04), \$5,082.91
- o) Mayes County - US-69 - NHG-013N(112)TR / 23450(04), \$18,870.00
- p) McCurtain County - Co. Rd. - STP-145C(089)MS / 19140(05), \$0.00
- q) Oklahoma County - SH-74 - BRFY-055C(657)BF/STPY-155C(538)HP / 01981(04), \$29,030.00
- r) Roger Mills County - Co. Rd. - STP-165C(055)CO / 21648(04), \$2,191.10
- s) Stephens County - SH-53 - SAB-169C(097)BF / 21719(04), \$7,500.00
- t) Texas County - SH-95 - BRFY-170C(096) / 20948(04), \$1,396.93
- u) Tulsa County - IS-44 - SEC117-172N(344)SG / 06374(66), \$18,125.00
- v) Tulsa County - Ct. St. - STPG-172B(151)(152)(267)(268)IG / 18429(04), \$14,304.75 Underrun

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

- a) Alfalfa County - SH-8 - BHFY-102C(68)/BRFY-147C(76)/BHFY-177B(59) / 20836(05), \$65,042.58
- b) Caddo County - US-277 - STPY-108C(83) / 20232(04), \$201.46
- c) Canadian County - IS-40 - IMY-40-4(407)137 / 21846(04), \$140,441.45
- d) Latimer County - SH-2 - STPY-139B(075)/STPY-164C(101)/BHFY-161C(190) / 23846(05), \$885.15
- e) Lincoln County - SH-99 - NHY-012N(029) / 12539(06), \$9,337.50
- f) Logan County - SH-74 - SBR-142C(122)SB / 23221(04), \$50,320.77
- g) McClain County - US-62 - STPY-144C(89) / 21974(04), \$727.45
- h) McClain County - SH-59 - BRFY-144C(105) / 23281(04), \$130,000.00
- i) Oklahoma County - Ct. St. - STP-155A(197)AG / 17828(04)#7, \$95,289.91
- j) Oklahoma County - Ct. St. - STP-155A(197)AG / 17828(04)#8, \$22,150.00
- k) Oklahoma County - IS-44 - IMY-044-1(103)127 3R / 23905(04), \$70,851.78
- l) Payne County - IS-35 - IMY-35-4(194)172/BRIY-35-4(202)174 / 20245(04)#4, \$117,422.29
- m) Payne County - IS-35 - IMY-35-4(194)172/BRIY-35-4(202)174 / 20245(04)#5, \$559,264.42
- n) Pottawatomie County - Ct. St. - STPY-163C(079)UR/SEC-115-OH17(004)SG / 18866(04), \$98,377.54
- o) Rogers County - SH-20 - STPY-166B(001) / 09485(11), \$0.00
- p) Rogers County - SH-20 - SBR-166A(183)SB / 23577(04), \$210,001.05
- q) Seminole County - SH-99 - ACNHY-012N(014)(15)GB / 10166(08)#4, \$4,575.00
- r) Seminole County - SH-99 - ACNHY-012N(014)(15)GB / 10166(08)#5, \$26,583.48
- s) Tulsa County - US-169 - ACBHFY-30N(027)GB/NHY-30N(34) / 11031(07), \$6,285.50
- t) Tulsa County - Ct. St. - STP-172B(75)IG/STPG-172B(170)IG / 17308(04), \$19,302.72
- u) Tulsa County - SH-51 - HSIPG-172A(303)TR / 22957(04), \$75,313.00
- v) Woods County - US-281 - STPY-176B(022) / 17458(04), \$163,240.17 Underrun

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

ITEM PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

59. Awards

- a) Deferral from January 7, 2008 - Regular Letting
- b) March 20, 2008 - Regular Letting

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

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

60. Resolution for the Issuance of Grant Anticipation Notes

October 2002 the Transportation Commission approved a resolution authorizing the Department to issue \$100 million of Grant Anticipation Notes (GANS). With that authorization the Department issued \$50 million of bonds in March 2004 and again in July 2005. A second resolution was approved in November 2005 in the amount of \$100 million which was followed by a third bond issue in March 2007. The Department is seeking approval of a third GANS resolution which will authorize the Director to proceed with the issuance of an additional \$150 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.

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

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

61. FY 2008 Budget Revisions

- a) Director of Finance/Administration requests to transfer \$10 million from Federal Aid Projects to Engineering Contracts for construction management services.

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

ITEM PRESENTED BY THE DIRECTOR - Mr. Ridley

62. Director's Report

Director Ridley thanked the Commissioners for their participation in today's press conference.

Information only; no Commission action necessary.

There being no further business the meeting **adjourned** at 11:31 a.m.

Approval of the Minutes of the Regular Transportation Commission Meeting of April 7, 2008

Dan Overland - Chairman

James H. Dunegan - Vice Chairman

(Seal)