

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

**DATE:** Monday, March 30, 2009  
**TIME:** 11:08 a.m.  
**PLACE:** Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Monday, the 30th day of March, 2009, at the hour of 11:08 a.m., the Transportation Commission met in the Commission Meeting Room of the ODOT Building in Oklahoma City, Oklahoma.

Present:	Carlisle Mabrey	Member
	James H. Dunegan	Vice Chairman
	Jackie Cooper	Member
	Dan Overland	Chairman
	Loyd Benson	Member
	Bruce Benbrook	Member
	Brad Burgess	Member
	Pete Regan	Member
Presiding:	Dan Overland	Chairman

The agenda for this Commission Meeting was posted at or before 9:00 a.m. on Wednesday, March 25, 2009, prior to the meeting. The notification was posted on the Atrium Informational Monitor in the ODOT Building, 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 Special Transportation Commission meeting of March 30, 2009. For those items amended, deferred or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

**RECOGNITION OF SERVICE OF COMMISSIONER GUY BERRY - Chairman Overland**

Outgoing Commissioner Berry was recognized for his years of service to the Department. Commissioner Berry was presented a commemorative brick from Historic Route 66. Commissioner Berry's Mother, Barbara Berry, was also Transportation Commissioner from 1987 to 1995.

**INTRODUCTION OF NEW COMMISSIONER - Chairman Overland**

Newly appointed Division VIII Commissioner Peter J. Regan was introduced. Mr. Regan who is from Tulsa will represent Craig, Creek, Delaware, Mayes, Nowata, Osage, Ottawa, Pawnee, Rogers, Tulsa and Washing counties.

Secretary Tomlinson introduced Secretary of State Susan Savage. She stated that much effort had been expended in the last several months to understand and prepare to receive the stimulus package funding.

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

48. Approval of the Minutes of the Regular Transportation Commission Meeting of March 2, 2009

ACTION: Benbrook moved and Benson seconded that the Minutes be approved as presented.

MOTION: Carried by the following vote:  
AYES: Mabrey, Dunegan, Cooper, Overland, Benson, Benbrook and Burgess  
NAYS:  
ABSTAIN: Regan  
ABSENT:

**CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN**

**49. Traffic Control Improvement Projects - Mr. Smart**

- a) LeFlore County - Commission District II  
Install pavement markings along US-59/Poteau Bypass from US-59 South extending north 6.0 miles
- b) Pittsburg County - Commission District II  
Install pavement markings along US-69 from SH-113 extending north 17.0 miles

**50. Renewal of Existing Logo Signing Agreement - Mr. Smart**

- a) Statewide Interstate Highway System Commission Divisions I, III, IV, VII and VIII. The Department requests approval to renew the Oklahoma Logos, LLC Agreement which will expire on April 15, 2009.

**51. Programming of Federal Railroad Crossing Safety Funds - Section 130 Title 23 Funds - Mr. Kyle**

- a) Craig County - signal/surface project near Welch (EW-40) with the Union Pacific Railroad Company
- b) Craig County - signal/surface project near Vinita (EW-22) with the Union Pacific Railroad Company
- c) Craig County - signal/surface project near Welch (EW-10) with the Union Pacific Railroad Company
- d) Nowata County - signal/surface project near Coffeyville with the Union Pacific Railroad Company
- e) Craig, Mayes, Wagoner, Muskogee, McIntosh and Pittsburg Counties - LED Lens upgrade in the Cherokee Subdivision with the Union Pacific Railroad Company
- f) Sequoyah, Muskogee, Wagoner, Rogers and Nowata Counties - LED Lens Upgrade in the Wagoner Subdivision with the Union Pacific Railroad Company

**52. Requests for County Bridge and Road Improvement Fund Force Account Projects - Mr. Sheffert**

- a) Caddo County - bridge over Stinking Creek south and east of the SH-37/SH-152 junction
- b) Caddo County - bridge over Spring Creek south and west of the SH-9/SH-146 junction
- c) Wagoner County - bridge over tributary to Blue Creek south and east of Porter

d) Woods County - bridge over an unnamed creek north and east of Waynoka

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

MOTION: Carried by the following vote:

AYES: Mabrey, Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Regan

NAYS:

ABSTAIN:

ABSENT:

### END OF CONSENT DOCKET

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#### ITEM TO BE PRESENTED BY THE DIRECTOR OF ENGINEERING - Mr. Streb

##### 53. Engineering Contracts

a) Bryan County - Commission District II -  
US-69B - EC 1241 - \$215,000.00

b) Latimer and LeFlore Counties - Commission District II  
SH-1 - EC 1240 - \$345,000.00

ACTION: Mabrey moved and Benson seconded that the Items be approved as presented.

MOTION: Carried by the following vote:

AYES: Mabrey, Cooper, Overland, Benson, Benbrook, Burgess and Regan

NAYS:

ABSTAIN: Dunegan

ABSENT:

##### 54. Engineering Contract Supplements

a) Statewide - All Districts - Demand Services - Aerial Survey/Photography  
EC 1149, Supplement No. 1 - \$200,000.00

b) Wagoner County - Commission District 1 - SH-51  
EC 1011A, Supplement No. 1 - \$20,500.00

c) LeFlore County - Commission District II - US-59  
EC 583C, Supplement No. 2 - \$110,000.00

d) Cleveland County - Commission District III - US-77  
EC 1157B, Supplement No. 1 - \$17,100.00

e) Rogers County - Commission District VIII - US-169  
EC 613, Supplement No. 2 - \$216,000.00

ACTION: Dunegan moved and Cooper seconded that the Items be approved as presented.

MOTION: Carried by the following vote:

AYES: Mabrey, Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Regan

NAYS:

ABSTAIN:

ABSENT:

**ITEM TO BE PRESENTED ON BEHALF OF THE PROJECT MANAGEMENT DIVISION - Mr. Sanders**

55. Supplemental Engineering Contract

- a) Multiple Commission Districts - Statewide (EC 1208)

Development of construction documents for Ports of Entry facilities

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

**ITEMS TO BE PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins**

56. Lettings

- a) Deletions and Additions to the Bid Openings  
b) Final May 2009  
c) Tentative June 2009 Bid Opening  
d) Tentative July 2009 Bid Opening

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

**ITEMS TO BE PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond**

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

- a) Alfalfa County - SH-45 - SBR-102B(125)SB / 24808(04)#1, \$5,000.00 Underrun  
b) Alfalfa County - SH-45 - SBR-102B(125)SB / 24808(04)#2, \$4,976.00  
c) Beckham County - SH-6 - SBR-105C(151)(152)SB/SBR-105N(153)(159)SB / 24469(04), \$3,885.00  
d) Caddo County - US-62 - BRFY-108B(122)/IBRY-108(187)IB / 21711(04), \$45,285.58  
  
e) Cherokee County - SH-82 - STPY-011C(341)SS / 10010(04), \$5,307.80  
f) Cleveland County - Ct.St. - STP-114B(138)AG / 22089(04), \$14,168.86  
g) Cleveland County - SH-37 - STPG-114C(217)TR / 25390(04), \$3,997.26  
h) Comanche County - IS-44 - BRIY-044-1(069)043 / 20299(04), \$8,583.40 Underrun  
i) Garvin County - IS-35 - SAP-125N(171) / 25998(04), \$31,500.00  
j) Grady County - US-81 - SSP-126N(120)(121)SS / 24515(04), \$4,897.67  
k) Hughes County - Co. Rd. - BRO-132D(083)CO / 21933(04), \$42,470.00  
l) Kingfisher County - Co. Rd. - BRF-137C(065)CO / 22779(04), \$1,378.00  
m) Lincoln County - SH-18 - STPY-141C(165) / 13403(08), \$2,840.00  
n) Oklahoma County - IS-40 - OKCY-XTWN(007)TI/OKCY-XTWN(008)HP / 17428(26), \$1,375.00  
o) Oklahoma County - Ct. St. - STPG-155F(562)AG / 23516(04), \$11,688.08

- p) Oklahoma County - IS-40 - SAP-155N(673) / 25843(04), \$9,949.80 Underrun
- q) Pottawatomie County - IS-40 - IMG-040-5(397)173 / 24091(04), \$25,250.00
- r) Roger Mills County - SH-47 - STPY-165C(081)3R / 23892(05), \$26,781.10
- s) Seminole County - SH-9A - BRFY-067C(210)HP / 10208(04), \$14,504.00 Underrun
- t) Texas County - SH-95 - STPY-170A(122) / 21725(08), \$4,414.38
- u) Tulsa County - IS-44 - SSP-172N(351)(352)SS / 24156(04), \$12,600.00
- v) Wagoner County - SH-72 - BRFY-173B(083) / 20914(04), \$26,547.58

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

- a) Beckham County - Ct. St. - STP-105B(085)UR / 21322(04), \$6,218.69
- b) Beckham County - SH-6 - SBR-105C(151)(152)SB/SBR-105N(153)(159)SB / 24469(04)#2, \$135,130.84
- c) Beckham County - SH-6 - SBR-105C(151)(152)SB/SBR-105N(153)(159)SB / 24469(04)#3, \$3,434.26
- d) Caddo County - IS-40 - IMY-40-4(391)90/SSP-120N(136)SS/IMG-40-3(69)89TR / 20257(04), \$236,637.96
- e) Caddo County - US-62 - BRFY-108B(148) / 23324(04), \$56,983.59
- f) Canadian County - US-81 - NHY-011N(017) / 12544(12), \$99,178.10
- g) Cleveland County - Ct. St. - STP-114B(138)AG / 22089(04), \$68,559.40
- h) Coal County - SH-31 - BRFY-115C(035)BF/SAB-162C(146)BF / 21770(04), \$710.10
- i) Custer County - Co. Rd. - BRF-120C(104)CO / 22007(04), \$8,360.22
- j) Greer County - SH-6 - STPY-128B(006) / 10101(07), \$114,347.56
- k) Kay County - IS-35 - STPY-136E(127)EH / 20340(06), \$282,215.93
- l) McClain County - SH-59 - BRFY-144C(105) / 23281(04), \$39,440.28
- m) Mayes County - SH-28 - SSR-149C(125)SR / 25452(04), \$115,364.49
- n) Muskogee County - US-64 - BRFY-151C(104) / 20142(04), \$17,630.78
- o) Noble County - US-64 - SBR-152C(148)(149)SB / 24525(04), \$47,792.32
- p) Oklahoma County - SH-74 - BRFY-055C(657)BF/STPY-155C(538)HP / 01981(04)#5, \$351,000.00
- q) Oklahoma County - SH-74 - BRFY-055C(657)BF/STPY-155C(538)HP / 01981(04)#6, \$21,916.01
- r) Oklahoma County - IS-40 - OKCY-XTWN(010)TI / 17428(29), \$35,191.35
- s) Pottawatomie County - IS-40 - BRIY-40-5(387)180 / 21002(04)#6, \$142,506.81
- t) Pottawatomie County - IS-40 - BRIY-40-5(387)180 / 21002(04)#7, \$1,925.00
- u) Sequoyah County - US-59 - ACSTPY-168A(023)GB / 16952(04), \$222,923.11
- v) Tulsa County - US-169 - SSR-172N(433)SR / 25825(04), \$486,000.00
- w) Washington County - US-60 - E-SAP-174A(060) / 25991(04), \$5,347.00

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

**ITEM TO BE PRESENTED ON BEHALF OF THE OFFICE OF GOVERNOR HENRY - Ms. Nance**

- 59. Presentation of the Governor's Proclamation declaring  
 Work Zone Awareness Week April 6-10, 2009

Ms. Jeanette Nance, representing the Office of Governor Henry, presented the Proclamation declaring Work Zone Awareness Week in the State of Oklahoma.

**Information only; no Commission action required.**

**ITEM TO BE PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt**

60. Awards

- a) March 12, 2009 - Special Letting
- b) March 19, 2009 - Regular Letting
- c) March 24, 2009 - Special Letting

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

**ITEM TO BE PRESENTED BY THE DIRECTOR OF FINANCE AND ADMINISTRATION - Mr. Patterson**

61. FY 2009 Budget Revisions

- a) ARRA Stimulus Package
- b) State Construction

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

At this time Secretary Tomlinson recognized Representative Guy Liebmann. Representative Liebmann stated that he was very proud of the Oklahoma Department of Transportation and the work they have done for our state.

Chairman Overland stated that our **next meeting date** will be **April 27, 2009**. This change is being made to accommodate other lettings and awards. Our May 4, 2009 Regular Meeting will be cancelled.

**TO BE PRESENTED BY THE DIRECTOR - Mr. Ridley**

62. Director's Report

Director Ridley acknowledged efforts of all Department Maintenance Workers from across the state who worked so diligently during the recent snow storm in the northwestern part of our state. Commissioner Benbrook who is a resident of this area, thanked all workers for their hard work and said they did a tremendous job of clearing the highways.

Director Ridley introduced Mr. Steve Burrage, State Auditor. Mr. Burrage was appointed by Governor Henry to be watchdog of the State's federal stimulus money. Noting that his office has four auditors at ODOT at all times, he complemented the Agency's ongoing efforts to be accountable to taxpayers.

Director Ridley stated that stimulus money would be used for construction projects only, and discussed the process to be used for the highway projects, e.g., advertising for bids, open competitive bidding process, etc. All stimulus project expenditures by the Department will be presented to the Commission for approval. He further explained the process for accounting for the money, stating that stimulus money would not be used for supplements to projects, change orders, etc.

**Information only; no Commission action required.**

**Meeting adjourned at 11:57 a.m.**

Approval of the Minutes of the March 30, 2009, Special Transportation Commission Meeting

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Dan Overland - Chairman

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James H. Dunegan - Vice Chairman

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