

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

BE IT REMEMBERED that on Monday the 4th day of March 2013, 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 2013 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 10:00 a.m. on Thursday, February 28, 2013, 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. Greg Love called the meeting to order at 11:00 a.m.

ROLL CALL:

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

The following items were presented and approved as written at the Transportation Commission meeting of March 4, 2013. For those items amended, deferred, or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

ITEMS PRESENTED BY COMMISSION CHAIRMAN

Call to Order

Roll Call – Commission Secretary

Mr. Love introduced special guests, Shawn Rose from Governor, Mary Fallin's office, and Tim Stewart, the new Executive Director of the Oklahoma Turnpike Authority.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

34. Approval of the Minutes of the Transportation Commission Meeting of February 4, 2013

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

SPECIAL ANNOUNCEMENT:

Mr. Love called upon Secretary Ridley for a special announcement about the recent snow storm.

Mr. Ridley stated we are always proud of our people that work for the Department; and you really notice them when we have an emergency, and see how fast they respond and what they can accomplish. He asked Casey Shell, Director of Operations to come and introduce some really valuable employees of the agency and talk about some of their accomplishments over the past week.

Mr. Shell commended Transportation crews statewide for their efforts in tackling the blizzard-like conditions from last week's winter storm. This winter storm was extremely unusual for Oklahoma with much of the panhandle and northwest Oklahoma highways shut down due to unsafe road and driving conditions. He proudly reported that ODOT crews worked around the clock to completely clear and open all highways within 36 hours. This storm was reported as 5th highest snowfall event in state history. Mr. Shell presented a slide show with pictures of the winter storm that began early Monday morning, February 25th and subsided overnight Tuesday, February 26th; also some photos were on display in the room.

Mr. Shell introduced 2 crew members representing each division and commended them for their teams' hard work and dedication efforts during the storm. The members recognized were:

Division 1: Gary Lively & Steve Gussert
Division 2: Tony Dunlap & Ashley Hawkins
Division 3: Daniel Burns & Tracy Estep
Division 4: Joel Counts & Brandt Bolay
Division 5: Hilario "Larry" Lira & Jerry "Jr" Laird
Division 6: Ray Garner & Mike Roberts
Division 7: Ron Bartoli & Sam Reynolds
Division 8: Bert Wheeler Mike Loudermilk

Mr. Shell stated that all 8 ODOT field divisions responded to this snowstorm in northwestern Oklahoma; and our workers really went above and beyond to clear the highway and assist with rescuing 137 stranded motorists. He said, "When the agency faces challenging conditions, it really brings out the best in our workers."

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

35. Programming of Federal Railroad Crossing Safety Funds--Section 130 Title 23 Funds – Mr. Hatt

- a) Johnston County - District III – a signal/surface project for the installation of pedestal mounted flashing signals with gate arms and a 32' full depth concrete surface at Jewel Sikes Road near Mill Creek (North of Tishomingo) with the Burlington Northern Santa Fe Railroad

- b) Muskogee County – District I – a signal/surface project for the installation of pedestal mounted flashing signals with gate arms and 3- 32' full depth concrete surfaces at County Road NS-4310 with the Union Pacific Railroad
- c) Wagoner County – District I – a signal/surface project for the installation of pedestal mounted flashing signals with gate arms and a 32' full depth concrete surface at County Road EW-0760 with the Union Pacific Railroad

36. Traffic Control Improvement Project – Mr. Smart

Creek County - District VIII - installation of a traffic signal system at the intersection of SH-51 & Coonrod Drive in the City of Mannford

37. Land Sales – Mr. Bell

- a) Canadian County – District IV – Land Sale – on the north side of SH-3 and east of North Frisco Road in the City of Oklahoma City
- b) Harper County - District VI – Land Sale – west side of US-183, between Broadway Street and Maple Street in the Town of Buffalo

38. State Highway System Revision – Mr. Bowman

Logan and Payne Counties – Relocation of SH-33 North of Coyle; and remove a portion of SH-33 West of Coyle. A Public Removal Hearing was held December 23, 2003 in compliance with state law.

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

END OF CONSENT DOCKET

ITEMS PRESENTED BY THE DIRECTOR OF ENGINEERING – Mr. Streb

39. Programming Item

Statewide – All Districts – Contract Agreements for Recommended Transportation Alternatives Program Project Proposals - \$7,366,489.00

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

Note: Mr. Streb introduced Ernie Mbroh, the new Transit Programs Division Manager.

40. Engineering Contract

- a) Pittsburg County – District II – Preliminary engineering services for US-69 at C-Tree Road at the entrance to the McAlester Army Ammunition Depot
EC-1433 - \$537,230.00 – Garver, LLC
- b) Delaware County – District VIII – Preliminary engineering services for SH-85 over Duck Creek
EC-1412B – \$608,470.00 – Poe & Associates, Inc.
- c) Statewide – All Districts – Bridge Inspections required to comply with 23 CRF Part 650 of the National Bridge Inspection Standards
EC-1426 - \$2,500,000.00 – Ten (10) Engineering Firms

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

41. Engineering Contract Supplements

LeFlore County – District II – Additional engineering services for SH-63 from Talihina extending east approximately 5.0 miles
EC-1328 - Supplemental No. 1 - \$52,400.00 – Guy Engineering Services

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

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER – Mr. Adkins

42. Lettings

- a) Final May 2013 Bid Opening
- b) Tentative June 2013 Bid Opening
- c) Tentative July 2013 Bid Opening

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

ITEMS PRESENTED BY CONSTRUCTION DIVISION ENGINEER – Mr. Raymond

43. Change Orders – Cumulative Total - \$50,000.00 or Less – Information Only

- a) Canadian County – IS-40 – IMG-0040-4(434)120TR/NHG-011N(088)TR / 28012(04), \$3,073.21
- b) Carter County – US-70 – NHY-022N(203)3P / 28159(04), \$6,103.82
- c) Coal County – US-75 – NHY-017N(239)3P / 28215(04), \$48,696.01
- d) Comanche County – SH-115 – STP-116C(194)SS / 27478(04), \$19,648.87
- e) Cotton County – SH-53 – BRFY-117B(046)SS / 23229(04), \$45,356.00
- f) Craig County – SH-82 – BRFY-118C(083) / 24116(04), \$2,128.00
- g) Creek County – Co. Rd.– BRO-119D(129)CO / 22750(04), \$32,643.06
- h) Haskell County – Co. Rd. – CIRB-131C(086)RB / 24966(04), \$630.92 Underrun
- i) Kay County – IS-35 – BRIY-0035-4(239)232 / 27063(04), \$262.64 Underrun
- j) Kingfisher County – US-81 – SSP-237E(001)SS / 29085(04), \$19,392.72
- k) Lincoln County – US-177 – BRFY-141B(206) / 24180(08), \$8,960.00
- l) Lincoln County – SH-105 – SSR-141C(185)SR / 24679(04), \$25,408.84
- m) Love County – IS-35 – BRIY-0035-1(151)015 / 27166(05), \$2,800.00
- n) Major County – US-281 – STPG-147B(171) / 27005(04), \$4,464.34 Underrun
- o) Major County – US-60 – SSR-147C(165)(164)SR / 27572(04), \$11,163.45
- p) Mayes County – SH-28 – BRFY-149C(079) / 21910(04), \$4,840.00
- q) Mayes County – US-69 – SSR-149N(146)SR / 23169(07), \$18,494.40 Underrun
- r) McIntosh County – Co. Rd. – BRF-146C(073)CI / 22223(04), \$19,746.82
- s) Murray County – SH-77D – STPY-150C(090) / 20303(04), \$9,087.24
- t) Nowata County – SH-10 – SBR-253C(001)SB / 29058(04), \$2,450.00
- u) Oklahoma County – IS-35 – IMG-0035-3(298)129TR / 26273(04), \$20,578.04
- v) Oklahoma County – IS-240 – BRFY-155A(877)3B / 28588(05), \$2,841.70
- w) Pawnee County – Co. Rd. – BRF-159C(081)CI / 24375(04), \$1,767.60
- x) Pushmataha County – US-271 – BRFY-164B(146)SS / 26233(04), \$2,244.00
- y) Pushmataha County – US-271 – SBR-164B(162)(163)SB / 27877(04), \$10,274.24
- z) Sequoyah County – US-59 – HSIPG-268F(001)TR / 29283(04), \$1,990.00 Underrun
- aa) Tulsa County – IS-244 – BRIY-0244-1(006)101 / 23171(04), \$2,535.68

44. Change Orders – Cumulative Totals Greater Than \$50,000.00

- a) Atoka County – US-69 – BRFY-203F(009)3B / 29315(05), \$83,104.39
- b) Caddo County – SH-19 – BRFY-108C(140) / 21713(09), \$28,316.64
- c) Cleveland County – IS-35 – STP-114C(292)AG/ACSTP-114A(184)AG / 24029(04)#2, \$50,733.76
- d) Cleveland County – IS-35 – STP-114C(292)AG/ACSTP-114A(184)AG / 24029(04)#3, \$83,575.00
- e) Cleveland County – Ct. St. – STP-114A(197)AG/HSIPY-114A(243)TR / 24282(04), \$55,006.00
- f) Coal County – US-75 – NHY-017N(239)3P / 28215(04), \$58,242.33
- g) Comanche County – IS-44 – IM-STIM(296) / 20313(04), \$7,065.62
- h) Craig County – US-60 – NHY-018N(057) / 21906(04), \$51,053.28
- i) Delaware County – SH-10 – BRFY-021C(256) / 10441(04), \$197,544.60
- j) Kay County – US-60 – SBR-136B(217)SB / 27594(04), \$48,036.17
- k) Kiowa County – US-183 – NHY-009N(055) / 16063(28), \$16,330.79
- l) Muskogee County – US-62 – SBR-151A(229)SB / 27994(04), \$66,341.80

- m) Oklahoma County – IS-235 – IMY-0235-1(103)005IP / 09033(40), \$185,352.27
- n) Oklahoma County – US-77 – NHY-024N(004) / 17271(04), \$16,032.02 Underrun
- o) Oklahoma County – IS-40 – OKCY-XTWN(003)TI / 17428(22)#20, \$191,327.08
- p) Oklahoma County – IS-40 – OKCY-XTWN(003)TI / 17428(22)#21, \$65,771.64
- q) Oklahoma County – IS-40 – ACIMY-XTWN(067) / 17428(77), \$625,000.00
- r) Oklahoma County – IS-40 – IMY-XTWN(074) / 17428(81), \$124,357.23
- s) Oklahoma County – Ct. St.– STP-155B(412)AG / 21043(04), \$17,360.86
- t) Oklahoma County – IS-44 – SBR-255A(063)SB / 29274(04), \$92,036.50
- u) Okmulgee County – IS-40 – IMY-0040-6(370)233/IMY-0040-5(386)207/BRFY-NBIP(422) / 20908(05), \$1,455,000.00
- v) Seminole County – US-270 – SEC117-167B(189)SG / 28553(04), \$26,072.38
- w) Texas County – Co. Rd. – CIRB-170C(140)RB / 25483(04), \$77,913.28
- x) Tulsa County – IS-44 – IM-NHIY-0044-2(371)229 / 06374(08), \$9,075.56
- y) Tulsa County – IS-244 – IM-STIM(049)(050)(047)(048) / 26362(05), \$18,750.00
- z) Tulsa County – IS-244 – BRFY-172A(531)3B / 28593(05), \$94,182.00
- aa) Woods County – US-64 – BRFY-176B(125) / 24243(04), \$109,410.54

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

ITEM PRESENTED BY THE OFFICE ENGINEER – Mr. Schmitt

45. Awards

February 21, 2013 – Regular Letting

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

ITEM PRESENTED BY THE LEGISLATIVE ANALYST – Mr. Bigbie

46. Permanent Rulemaking Action to the Oklahoma Administrative Code, Title 730.

Department of Transportation, Chapter 1. Administrative Operations

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

ITEM PRESENTED BY GENERAL COUNSEL – Mr. Hill

47. Executive Session Discussion of Appointment and Salary of ODOT Director

ACTION: Burrage moved and Fidler seconded that the Item be approved as presented; and that the Commissioners enter into Executive Session.
MOTION: Carried by the following vote:
AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan
NAYES: None
ABSENT: None

***NOTES: The Commissioners entered into Executive Session at 12:01 p.m.
The Commissioners exited Executive Session at 1:10 p.m.***

ACTION: Fidler moved and Huckabay seconded that the Commissioners end Executive Session and reconvene with Regular Meeting.
MOTION: Carried by the following vote:
AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan
NAYES: None
ABSENT: None

ITEM PRESENTED BY COMMISSION CHAIRMAN

48. Motion to appoint the Director of the Oklahoma Department of Transportation effective April 1, 2013, and set his salary

ACTION: Burrage moved and Burgess seconded that Mike Patterson be appointed as the new Director of the Oklahoma Department of Transportation; and his salary be set at \$139,000
MOTION: Carried by the following vote:
AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan
NAYES: None
ABSENT: None

NOTE: Commissioner Love commented that it was a lengthy discussion and tough decision given the talented applicants for the position.

ITEM PRESENTED BY THE SECRETARY OF TRANSPORTATION – Mr. Ridley

49. Director's Report

Mr. Ridley in his final report to the Commission as Director thanked the Commissioners for the opportunity to serve and wished Mr. Patterson well in his new role. Reflecting on his 44 years with the agency, he praised the ODOT employees who often work behind the scenes to improve Oklahoma's transportation system. He commented that the 5 guys sitting at the table on his right are the brains of the agency; and he

couldn't have done this job without them. "Nothing happens without everybody pulling the wagon in the same direction," Ridley said. "Mike understands that and all of the ODOT people across the state understand that."

Mr. Ridley recognized his Executive Assistant, Lena Davis who is retiring the same day as he is. She has been a state employee for 42 years. He commented that she has been his "Rock" throughout his years as the Director.

Information Only; No Commission action required.

ITEM PRESENTED BY COMMISSION CHAIRMAN

50. Adjournment Motion

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

Meeting adjourned at 1:28 p.m.

Approval of the Minutes of the Transportation Commission Meeting of March 4, 2013.

Greg Love - Chairman

David Burrage – Vice-Chairman

Information Only; No Commission action required.

ADDENDUM TO AGENDA

For The Regular Transportation Commission Meeting

DATE: Monday, March 4, 2013

TIME: 11:00 a.m.

PLACE: Commission Meeting Room, ODOT Building

The addendum to the Agenda for March 4, 2013, Regular Commission Meeting was posted at or before 11:00 a.m. on Friday, March 1, 2013 prior to the meeting. The notification was posted on the Atrium Information Monitor in the ODOT Building and on the glass doors at the main entrance of the ODOT Building.

ITEM TO BE PRESENTED BY THE SECRETARY OF TRANSPORTATION – Mr. Ridley

51. Emergency Bridge Repair Project

Haskell County – District I – Bridge at SH-71 over Eufaula Lake Spillway

Information Only; No Commission action required.

Mr. Ridley presented this item before the Director's Report No. 50