

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

DATE: Monday, May 7, 2007
TIME: 11:00 a.m.
PLACE: Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Monday, the 7th day of May, 2007, 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
	Loyd Benson	Member
	Bruce Benbrook	Member
	Brad Burgess	Member
	Guy Berry	Member

Presiding: James H. Dunegan

Absent: Dan Overland
Carlisle Mabrey

The agenda for this Commission Meeting was posted at or before 11:15 a.m. on Thursday, May 26, 2007, 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 May 7, 2007. 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

64. Approval of the Minutes of the Regular Commission Meeting of April 2, 2007

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

ITEM PRESENTED BY THE DIRECTOR - Mr. Fuller for Director Ridley

Mr. Dunegan introduced Mr. Fuller who introduced Dr. James Pappas, Vice President, University Outreach and Dean of the College of Continuing Education at the University of Oklahoma. Also introduced were Ms. Pam Lewis who is Contract Administrator for the College of Continuing Education at the University of Oklahoma, and Mr. W. David Smith, Division Engineer - Division II, who is Chairman of the Scenic Byways Advisory Council.

65. Presentation of the Recognition of Excellence Award for Innovations in Outreach and Engagement to the Scenic Byways Program - Dr. Pappas

Information only; no Commission action necessary.

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

66. Traffic Control Improvement Projects - Mr. Smart
Stephens County - installation and upgrade of guardrail along SH-7
67. Speed Zones - Mr. Smart
Garvin County, Town of Stratford, along US-177 (City Concurrence)
68. Land Sales - Mr. Bell
- a) Cherokee County - in the southwest quadrant at the intersection of SH-51 (Tahlequah SE By-Pass) and Downing Street in Tahlequah
 - b) Sequoyah County - west side of US-59, approximately 900 feet north of SH-141 intersection
69. Programming of Federal Railroad Crossing Safety Funds-Section 30 Title 23 Funds - Mr. Kyle
- a) LeFlore County - signal/surface project near Cameron with the Kansas City Southern Railway Company (SH-112)
 - b) Mayes County - signal/preemption project at 49th Street in Pryor with the Union Pacific Railroad Company
 - c) Ottawa County - signal project at Main Street in Wyandotte with the BNSF Railway Company
 - d) Tulsa County - signal project at 33rd Street in Sand Springs with the Sand Springs Railway Company
70. Requests for County Bridge and Road Improvement Fund Force Account Projects - Mr. Johnson
- a) Alfalfa County - bridge and approaches over West Clay Creek, north and east of Carmen
 - b) Alfalfa County - bridge and approaches over East Clay Creek, east and south of US-64/SH-8 junction
 - c) Comanche County - bridge and approaches over Ninemile Creek, south and west of the SH-7/SH-65 junction
 - d) Delaware County - county road (State Line Road) beginning at SH-25, extending south
 - e) Grant County - bridge and approaches over Crooked Creek, west and north of Wakita
 - f) Harper County - replace four CGSP cross drains and resurface roadway east of intersection of EW-15/NS-198
 - g) Haskell County - bridge and approaches over San Bois Creek, south and east of Stigler
 - h) Kay County - bridge and approaches over Dry Creek, north and west of Braman
 - i) Kiowa County - bridge and approaches over an Unnamed Creek, south and west of SH-54/US-62 intersection east of Snyder
 - j) Kiowa County - bridge and approaches over an Unnamed Creek, west and south of Roosevelt
 - k) McCurtain County - bridge and approaches over Wheelock Creek north and east of Millerton
 - l) Noble County - bridge and approaches over Turkey Creek, east and north of Lucien
 - m) Pushmataha - bridge and approaches over Peak Creek, south and east of Clayton
 - n) Roger Mills County - bridge and approaches over an Unnamed Creek, south and west of Angora
 - o) Rogers County - county road north and east to US-69
 - p) Wagoner County - bridge and approaches over Blue Creek, south and west of Porter

- q) Washington County - bridge over Skalall Creek, west of US-75 and north of the Tulsa County line

71. Intentionally left blank

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

END OF CONSENT DOCKET

ITEMS PRESENTED BY THE ASST CHIEF ENGINEER-DIRECTOR OF PRECONSTRUCTION - Mr. Streb

72. Engineering Contracts

- a) Hughes County - Commission District III (E.C. 1033)

C. H. Guernsey & Company has been selected to complete the design services for the realignment and improvement of US-75 in Wetumka. The total not to exceed negotiated fee is \$202,000.00. The project is in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2010. The total construction estimate for this project is \$5,665,895.00. Funding will be 80% federal funds and 20% soft match credit.

- b) Payne County - Commission District IV (E.C. 1134)

Poe & Associates, Inc., has been selected to complete the design services for replacement of US-177 from SH-33 south through Perkins. The total not to exceed negotiated fee is \$600,000.00. The project is in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2008. The total construction estimate for this project is \$6,560,000.00. Funding will be 80% federal funds and 20% soft match credit.

- c) Pontotoc County - Commission District III (E.C. 1112)

EST, Inc., has been selected to complete the design services to replace the bridges and approaches on SH-99 over Bois D'arc Creek and Clear Boggy Creek. The total not to exceed negotiated fee is \$431,000.00. The project is in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2012. The total construction estimate for this project is \$1,660,900.00. Funding will be 80% federal funds and 20% soft match credit.

- d) Oklahoma County - Commission District IV (E.C. 1113)

Tetra Tech FHC has been selected to complete the preliminary engineering services associated with developing conceptual plans for improvements to I-40 from the I-240 junction east to the Choctaw Road Interchange. The project will extend from east of the SE 59th Street bridge over I-40, to one mile east of the Choctaw Road/I-40 Interchange. The total not to exceed negotiated fee is \$842,400.00. The project is in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2013. The

total construction estimate for this project is \$21,995,057.00. Funding will be 90% federal funds and 10% soft match credit.

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

73. Engineering Supplement

a) Adair County - Commission District I (E.C. 570, Supplement No. 3)

Carter::Burgess was previously authorized to prepare final design plans for the US-59 corridor from Ballard to West Siloam Springs. The original scope of work anticipated the US-59 over the Illinois River project to be let as one project. This supplemental agreement is for the additional work necessary to develop two (2) sets of final construction plans for this section, and additional services required to finalize right-of-way and construction plans for the north section of US-59. The adjusted engineering fee for this additional work totals \$245,000.00. The project is in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2007. The total estimate for construction of this project is \$15,617,237.00. Funding will be 80% federal funds and 20% soft match credit.

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

74. Fiber Optic Proposal

a) Creek, Logan, Oklahoma, Payne and Tulsa Counties - Commission Districts IV and VIII

Since 1995 the Office of State Finance (OSF), Oklahoma Turnpike Authority (OTA) and Oklahoma Department of Transportation (ODOT) have entered into private/public partnerships involving the installation of fiber optic cable on the Oklahoma Interstate and Turnpike systems. A proposal for trading fiber optic strands owned by ODOT for strands owned by MBO Video has been reviewed. The trade would be in the form of an Irrevocable Right to Use (IRU) contract agreement for a period of 30 years. The Department requests approval to enter into negotiations for the above mentioned partnership.

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

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

75. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final June 2007 Bid Opening
- c) Tentative July 2007 Bid Opening
- d) Tentative August 2007 Bid Opening

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

ITEMS PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

76. Change Orders - Cumulative Total - \$50,000.00 or Less - **Information Only** (Mr. Raymond)

- a) Beckham County - I-40 - IMY-40-1(74)025/IBR-105N(108)IB / 20296(04), \$9,325.84
- b) Caddo County - US-277 - STPY-108C(83) / 20232(04), \$33,798.49
- c) Caddo County - Pk. Rd. - SAP-108D(146) / 23035(04), \$4.27
- d) Caddo County - US-281 - SBR-108B(152)SB / 23463(04), \$44,034.50
- e) Caddo County - US-281 - SBR-108B(153)SB / 23464(04), \$5,020.66
- f) Caddo County - US-281 - SBR-108B(154)SB / 23465(04), \$49,897.00
- g) Canadian County - IS-35 - BPMY-109C(120)3B / 23563(04), \$20,470.00
- h) Carter County - IS-35 - IMY-35-1(127)024 / 20276(04), \$31,512.81
- i) Cleveland County - SH-9 - STP-114B(121)AG/STPY-114B(122) / 21301(04), \$2,117.88
- j) Cleveland County - Ct. St. - STP-114B(132)AG/STPG-114B(164)AG / 21534(04), \$23,110.97
- k) Cotton County - SH-53 - SBR-117B(42)SB / 22738(04), \$4,213.51
- l) Custer County - I-40 - IMY-40-2(130)061 / 20253(04), \$17,969.28
- m) Delaware County - SH-85A - BRFY-NBIP(257) / 19476(04), \$30,000.00 Underrun
- n) Hughes County - US-270 - BRFY-132B(57) / 20265(04), \$2,789.48
- o) Hughes County - US-270 - SBR-132A(93)SB / 23470(04)#3, \$4,960.00
- p) Hughes County - US-270 - SBR-132A(93)SB / 23470(04)#4, \$0.00
- q) LeFlore County - US-270 - BPMY-140B(127)3B / 22278(04), \$2,000.00
- r) McClain County - SH-24 - BRFY-144C(025) / 17657(04), \$1,914.78
- s) McCurtain County - Co. Rd. - BRO-45D(314)CO / 15187(04), \$1,729.15
- t) Muskogee County - SH-10 - MC-151C(143)(154) / 22455(04), \$10,393.12
- u) Osage County - Co. Rd. - STP-157C(19)CO / 17369(04), \$2,615.03 No Add'l Funds Required
- v) Ottawa County - US-60 - SBR-158B(91)(108)SB / 22742(04), \$18,876.11
- w) Pawnee County - Co. Rd. - BRO-159D(30)CO / 19958(04), \$324.86
- x) Pittsburg County - SH-31 - MC-161A(170)/SSR-161B(171)SR/SSR-161N(172)SR / 23345(04), \$1,400.97
- y) Pontotoc County - SH-99 - BRFY-62B(231) / 05346(04), \$1,564.00
- z) Pottawatomie County - SH-39 - MC-163C(199)Pt.1 / 23360(04), \$7,814.50 Underrun
- aa) Pottawatomie County - SH-39 - MC-163C(199)Pt. 2 / 23360(05), \$3,907.00 Underrun
- bb) Sequoyah County - Co. Rd. - BRF-168C(113)CO / 20736(04), \$10,000.00
- cc) Stephens County - US-81 - MC-169N(119) / 23327(04), \$991.11
- dd) Tulsa County - I-44 - IMC-172N(328) / 23341(04), \$27,070.00 Underrun
- ee) Woods County - Co. Rd. - BRO-177D(32)CO/BRF-176C(46)CO / 18989(04), \$6,880.00

77. Change Orders - Cumulative Total Greater Than \$50,000.00 (Mr. Raymond)

- a) Cleveland County - IS-35 - IM-NHIY-35-3(108)119/IMY-35-3(240)119 / 00292(17)#11, \$5,475.72
- b) Cleveland County - IS-35 - IM-NHIY-35-3(108)119/IMY-35-3(240)119 / 00292(17)#12, \$330,210.00
- c) Cleveland County - Ct. St. - STP-14C(422)AG / 15892(04), \$36,141.30
- d) Cleveland County - Ct. St. - STP-114B(35)AG / 17963(04), \$73,325.90
- e) Cleveland County - Ct. St. - STP-114B(49)AG / 18212(04), \$47,966.25
- f) Kay County - SH-11 - BRFY-136C(67) / 20248(04), \$77,074.50
- g) Lincoln County - SH-18 - BRFY-41C(240) / 13403(04), \$21,649.00
- h) Oklahoma County - US-77 - NHY-24N(008) / 09033(05), \$43,561.57
- i) Oklahoma County - US-77 - CIP-155N(258)IP / 17408(04), \$7,000.00
- j) Oklahoma County - IS-35 - IMG-35-3(280)133TR/IMG-35-3(281)137TR/IMG-35-3(282)126TR

- / 21157(04), \$214,696.22
- k) Payne County - SH-51 - STPY-160A(74)TR / 18921(04), \$65,280.00
 - l) Payne County - IS-35 - IMY-35-4(200)170 / 20323(04), \$97,127.32
 - m) Pottawatomie County - Ct. St. - STPY-163C(79)UR/SEC-115-OH17(004)SG / 18866(04), \$60,000.00

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

ITEMS PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

78. Awards

- a) April 19, 2007 - Regular AM Letting
- b) April 19, 2007 - Special PM Letting
- c) April 26, 2007 - Special Letting (I-40 Crosstown)

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

ITEM PRESENTED BY THE DIRECTOR - FINANCE - Mr. Patterson

79. FY 2007 Budget Revisions

- a) AD Finance requests to transfer \$10,000,000.00 from Federal Aid Projects to Engineering Contracts for inspection engineering contracts.
- b) AD Finance requests to increase State Aid Projects for inspection of debris removal as a result of Ice Storm 2007. Unbudgeted revenue will fund this increase.

It is **noted** that the amount requested to increase State Aid Projects is **\$750,000.00**.

ACTION: Benbrook moved and Burgess seconded that the Items be approved, noting the amount requested for State Aid Projects is \$750,000.00.
MOTION: Carried by the following vote:
AYES: Cooper, Dunegan, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Mabrey and Overland

ITEM PRESENTED BY THE DIRECTOR - Mr. Fuller for Director Ridley

80. Director's Report

Mr. Fuller announced to the Commission and meeting attendees that Mr. Dale Hill is leaving the Association of General Contractors. Words of appreciation were expressed to Mr. Hill for his past efforts, and we wish him well in his new endeavor.

Information only; no Commission action necessary.

Meeting adjourned at 11:20 a.m.

Approval of the Minutes of the Transportation Commission Meeting of May 7, 2007

James H. Dunegan - Vice Chairman

Guy Berry - Member

(Seal)