

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

DATE: Monday, May 2, 2005
TIME: 11:00 a.m.
PLACE: Commission Meeting Room,
ODOT Building

BE IT REMEMBERED that on Monday, the 2nd day of May, 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 Dunegan	Vice Chairman
	Carlisle Mabrey	Member
	Loyd Benson	Member
	Bruce Benbrook	Member
	Brad Burgess	Member
	Guy Berry	Member

Vice Chairman James Dunegan presiding

Absent: Dan Overland
Jackie Cooper

Representative Fred Perry, House District 69 - Tulsa County, attended today's Commission Meeting. Representative Perry is currently Chairman of the House Transportation Committee. He was welcomed by former colleagues Commissioners Benson and Dunegan. Representative Perry gave the following update on House bills of particular concern to ODOT:

House Bill 1974 - would create a Signage Reform Act of 2005 to require that persons for whom highways, bridges and other facilities are named must have been deceased at least five years prior to consideration for this type memorial. Bill failed in the House.

House Bill 1967 - requires that proceeds from permit fees for oversize and overweight vehicles be deposited in the weigh station improvement revolving fund. Bill still alive.

House Bill 1218 - modifies apportionment of motor vehicle license and registration fees to provide for increases in amounts apportioned to the state highway construction and maintenance fund. Bill has gone to conference committee.

House Bill 1969 - returns the name of the Oklahoma Transportation Authority to the Oklahoma Turnpike Authority. Bill passed and has been signed by the Governor.

ITEM TO BE PRESENTED BY THE SECRETARY TO THE COMMISSION

71. Approval of the Minutes of the Regular Commission Meeting of April 4, 2005

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

CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN

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

- a) Beckham County - Co. Rd. - BRO-105D(23)CO / 16814(04), \$1,628.06
- b) Choctaw County - US-70 - NHY-22N(112) / 18886(04), \$41,026.69 Underrun
- c) Cleveland County - SH-9 - BRFY-14B(321) / 06346(04), \$2,500.00
- d) Comanche County - IS-44 - BPMIY-44-1(82)044 3B / 21202(04), \$1,262.22
- e) Comanche County - US-62 - STPY-116A(002) / 06160(13), \$7,229.76
- f) Garfield County - SH-45 - MC-124C(49)(50)/MC-124C(52)(53) / 21118(04), \$94.20
- g) Garvin County - SH-19 - STPY-125C(069) / 18774(04), \$3,859.08
- h) Grant County - US-60 - STPY-27B(235) / 00418(04), \$1,386.01
- i) Kay County - IS-35 - IMY-35-4(151)209 / 12671(04), \$1,422.00 Underrun
- j) Mayes County - Co. Rd. - STP-149C(44)CO / 18728(04), \$0.00
- k) McIntosh County - IS-40 - IMY-40-6(286)253 / 19563(04), \$5,372.80
- l) Nowata County - Co. Rd. - BRF-153C(22)CO/BRO-174D(20)CO / 20154(04), \$5,198.43
- m) Stephens County - SH-7 - CIP-169N(009)IP / 17005(04), \$0.00
- n) Tulsa County - US-169 - ACBHFY-30N(027)GB/NHY-30N(34) / 11031(07), \$6,371.00
- o) Tulsa County - US-75 - NHY-14N(37) / 12938(08), \$4,316.59 Underrun
- p) Washington County - US-75 - NHY-14N(30) / 20193(04), \$28,725.47 Underrun

ACTION: Berry moved and Benson seconded that Item No. 72.c) be deleted
MOTION: Carried by the following vote:
AYES: Mabrey, Dunegan, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Dan Overland and Jackie Cooper

73. Traffic Control Improvement Project (Mr. Smart)

- a) Okmulgee County - installation of guardrail along US-62/US-75, beginning at the junction of I-40, extending north approximately 12.61 miles to the junction of US-62E in the City of Okmulgee
- b) Okmulgee County - installation of guardrail along US-75, beginning at the junction of US-62 in the City of Okmulgee and extending north approximately 17.93 miles to the Tulsa County line
- c) Bryan County - installation of pavement markings along the following highways in the City of Durant:
 - 1) US-70: beginning at the junction of US-69, extending east 2.60 miles To the junction of SH-78
 - 2) SH-78: beginning at the railroad overpass and extending north approximately 3.64 miles to the junction of US-69
- d) Pottawatomie County - installation of pavement markings along US-177, beginning at the junction of SH-9 and extending north 4.80 miles
- e) Oklahoma County - installation of pavement markings and marker lenses along I-35 in Oklahoma City beginning at mile marker 122.00, extending north 3.00 miles to mile marker 125.00
- f) Payne County - roadway modifications and installation of a traffic signal at the intersection of Washington Street and Richmond Road (US-177) in the City of Stillwater. The City of Stillwater has agreed to pay 100% of the estimated project costs
- g) Washita County - installation of pavement markings along SH-44 in Burns Flat, beginning at Sooner Drive and extending south approximately 3,500 feet
- h) Mayes County - installation of pavement markings and marker lenses along US-412 in Mayes

County, beginning at the Rogers County line, extending east approximately 11.00 miles to the junction of US-412 Alt.

- l) Rogers County - installation of pavement markings and pavement marker lenses along I-44/US-412, beginning at the junction of SH-66, extending east approximately 19.00 miles
- j) Tulsa County - installation of pavement markings and pavement marker lenses along US-75, beginning at the 8th Street South on ramp, extending north approximately 6.60 miles to the end of the 56 Street North bridge

74. Land Sales (Mr. Bell)

- a) Oklahoma County - north of I-44 at the intersection of vacated NW 52nd Street and Classen Boulevard in Oklahoma City
- b) Stephens County - 660 feet south of the intersection of Osage Road and the Duncan bypass in the City of Duncan

75. Programming of Federal Railroad Crossing Safety Funds - Section 130 Title 23 Funds for At-Grade Railroad Crossing Safety Projects (Mr. Kyle)

- a) Creek County - signal/surface project near Kiefer with the BNSF Railway Company
- b) Johnston County - signal/surface project near Troy with the BNSF Railway Company
- c) signal/surface project near Hallett with the BNSF Railway Company
- d) Pittsburg County - surface project near McAlester with the Union Pacific Railroad Company (SH-113)
- e) Sequoyah County - signal project near Muldrow with the Union Pacific Railroad Company
- f) Tulsa County - signal/surface project in Tulsa with the Union Pacific Railroad Company

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

- a) Canadian County - bridge project on county road over Uncle John's Creek, 5.0 miles east and 2.3 miles south of Okarche
- b) Cherokee County - bridge project over Fourteen Mile Creek, 2.0 miles east of Lost City
- c) Kingfisher County - bridge project over unnamed creek, 2.7 miles east and 3.0 miles north of the US-81/SH-51 junction in Hennessey
- d) Kiowa County - bridge replacement project on county road over an unnamed creek 1.0 mile north and 0.5 mile east of Hobart
- e) Roger Mills County - bridge project on county road over Nine Mile Creek, 4.0 miles west and 6.3 miles south of Angora

77. State Highway System Revision (Ms. Sullivan)

- a) Greer and Kiowa Counties - relocation of SH-6 north of Granite. Removal hearing was held December 11, 1997.

ACTION: Berry moved and Benbrook seconded that the Consent Docket be approved, noting that Item 72.c) was deleted by Motion and Action indicated above.

MOTION: Carried by the following vote:

AYES: Mabrey, Dunegan, Benson, Benbrook, Burgess and Berry

NAYS:

ABSENT: Overland and Cooper

END OF CONSENT DOCKET

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

Note: At this time Mr. Streb introduced Mr. Larry Reser who is ODOT's new Chief of Surveys.

78. Programming - Bridge Repair Project

a) Marshall/Bryan Counties - Commission District II

Approval is requested to repair the Roosevelt Bridge on US-70 over Lake Texoma. The bridge was struck by an over-height vehicle on March 7, 2005. The bridge had previous vehicle impact damage, but not as severe as current damages. The estimated cost to repair this bridge is \$75,000 utilizing SAP funds. This project can be ready for an August, 2005 letting. The party responsible for the damage is known for the westbound impact, and is unknown for the eastbound damage.

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

79. Engineering Contracts

a) Tulsa County - Commission District VIII (E.C. 941)

BKL, Inc., of Tulsa has been selected to perform noise analysis studies and provide final sound barrier wall designs for the improvements along US-169, between Mingo Road and Memorial Drive in Tulsa. Negotiated fees total \$286,900.00. The construction project for the sound barrier walls will be funded by the Oklahoma Transportation Authority (OTA).

b) Custer County - Commission District V (E.C. 943)

High Plains Technical Services, Inc., has been selected to prepare construction plans for the bridge and approach roadway replacement project on SH-54, north of I-40, at the bridges over Horse Creek and Deer Creek. Negotiated fees total \$282,300.00. These construction projects are included in the 8 Year Construction Work Plan, with scheduled letting dates of FFY 2009 and FFY 2010. Funding will be 80% federal funds and 20% soft match credit.

c) McClain County - Commission District III (E.C. 1016)

Cobb Engineering Company has been selected to prepare construction plans for the bridge and approach roadway replacement project of SH-24, 1.1 miles west of SH-74, over Finn Creek. This bridge is currently closed due to structural deficiency. Negotiated fees total \$139,000.00. This project is in the 8 Year Construction Work Plan with a scheduled letting date of FFY 2005. Funding will be 80% federal funds and 20% soft match credit.

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

ABSENT: Dan Overland and Jackie Cooper

80. Supplemental Engineering Contracts

a) Rogers County - Commission District VIII (E.C. 101G Supplement No. 2)

Benham Companies, Inc., was previously authorized to complete an alignment study for SH-88, beginning approximately from Will Rogers State University, south to I-44 in Claremore. This supplement is for one additional public meeting, revisions to the environmental document, operational analysis and right-of-way evaluations necessary to complete the environmental studies. Adjusted engineering fees to complete the additional work total \$100,000.00. This project is in the 8 Year Construction Work Plan with right-of-way acquisition scheduled in FFY 2007. The total engineering contract cost, including supplementals, is \$550,000.00. Funding will be 80% federal funds and 20% soft match credit.

b) Tulsa County - Commission District VIII (E.C. 659 Supplement No. 1)

Benham Companies, LLC, was previously authorized to prepare final 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 and Tulsa Counties. This supplement is requested to complete Task Order No. 4 which will include complete roadway, bridge and traffic signal plans. Additional funding required to complete Task Order No. 4 is \$56,061.00. This project is in the 8 Year Construction Work Plan with right-of-way acquisition scheduled for FFY 2007. The total engineering contract cost, including supplementals is \$450,000.00. Funding will be 80% federal funds and 20% soft match credit.

c) Kay County - Commission District IV (E.C. 878 Supplement No. 1)

Smith Roberts Baldischwiler, LLC, was previously authorized to prepare final design plans for the reconstruction to four lanes of US-77 from the junction of US-60/US-177 north approximately one mile to Otoe Avenue in Ponca City. Adjusted engineering fees total \$36,800.00. Funding will be 80% federal funds and 20% soft match credit.

ACTION: Burgess moved and Berry seconded that the items be approved as presented.

MOTION: Carried by the following vote:

AYES: Mabrey, Dunegan, Benson, Benbrook, Burgess and Berry

NAYS:

ABSENT: Dan Overland and Jackie Cooper

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

81. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final June 2005 Bid Opening*
- c) Tentative July 2005 Bid Opening
- d) Tentative August 2005 Bid Opening

* Following are comments regarding the June 2005 Bid Opening:

Mr. Fuller advised of actions taken as a result of favorable discussion at the Legislature to increasing funding for ODOT for maintenance of roads and bridges. In order to take advantage of this summer's construction season, \$45.3 million in special maintenance

(pavement surface improvement) projects have been prepared and placed in the June 2005 letting. Also, in order to address bridge needs as soon as possible, Requests for Proposals (RFPs) have been sent to select consultants to prepare plans for as many as 200 bridge repair and rehabilitation projects. The objective is to have these projects ready for letting by late summer or early fall. The number of these pavement and bridge projects that will be advertised and awarded will depend on funding provided to ODOT.

ACTION: Mabrey moved and Berry seconded that the Commission approve the item as presented.
MOTION: Carried by the following vote:
AYES: Mabrey, Dunegan, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Dan Overland and Jackie Cooper

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

82. Change Orders Greater Than \$10,000.00

- a) Bryan County - US-69 - NHG-13N(80)(81)TR / 20436(04), \$43,718.75
- b) Caddo County - SH-9 - STPY-108B(71) / 19392(04), \$43,321.56
- c) Carter County - US-77 - BRFY-108B(76)/BRFY-108C(77) / 19441(05), \$14,400.00
- d) Cherokee County - SH-10 - STPY-101C(64)3R/STPY-111C(77)3R / 21957(04), \$39,370.50
- e) Cleveland County - Ct.St. - STP-114B(48)AG / 18211(04), \$134,312.47
- f) Comanche County - SH-49 - STPY-116C(001) / 10167(07), \$18,336.80
- g) Grady County - US-62 - STPY-26B(241) / 08170(05), \$63,977.43
- h) Latimer County - SH-1 - EMC-139C(058) / 21783(04), \$13,031.25
- i) McClain County - US-62 - STPY-144C(005) / 09268(08), \$95,842.21
- j) Oklahoma County - US-77 - CIP-155N(258)IP / 17408(04), \$75,555.65
- k) Oklahoma County - Ct.St. - TCSP-155A(415)TC / 21048(04), \$71,997.05
- l) Rogers County - SH-266 - CIP-166C(16)IP / 16967(04), \$35,913.35
- m) Rogers County - SH-20 - STPY-166B(001) / 09485(11), \$32,000.00
- n) Tulsa County - US-75 - NHY-14N(48) / 12938(04), \$24,432.00

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

ITEMS TO BE PRESENTED BY THE ASSISTANT CHIEF ENGINEER/ASSISTANT DIRECTOR - OPERATIONS - Mr. Fuller

83. Settlement of Claim

- a) LeFlore County - bridge repair on SH-63 over Pigeon Creek approximately 6.4 miles east of US-259 (PbX Corporation - \$12,355.60)

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

ABSENT: Dan Overland and Jackie Cooper

84. Settlement of Disputed Judgment

- a) Caddo County - US-277, beginning 1.5 miles east of the junction of US-277/SH-8, extending east 1.5310 miles (Broce Construction Company, Inc., \$87,300.00)
- b) Garvin County - SH-19, beginning approximately .5 miles east of the junction of SH-19/SH-133, extending east to Stratford (7.8020 miles) (Broce Construction Company, Inc., \$857,700.00)

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

ITEMS TO PRESENTED BY THE OFFICE ENGINEER - Mr. Stewart

85. Awards

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

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

86. a) Increase the following for additional federal funding available for State FY 2005:

Planning Contracts	\$	1,279,117.00
Rail Safety Improvement		4,883,500.00
County Road and Bridge		<u>29,546,000.00</u>
Total Increases:	\$	35,708,617.00

- b) Transfer of \$1,400,000.00 from the Administration and Engineering areas to the Operations area for the maintenance program.

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

Meeting adjourned at 11:34 a.m.

Approval of Minutes of the Regular Transportation Commission Meeting of May 2, 2005

James H. Dunegan, Vice Chairman

Guy Berry, Commissioner

(Seal)