

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

**DATE:** Monday, June 4, 2007  
**TIME:** 11:00 a.m.  
**PLACE:** Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Monday, the 4th day of June, 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:	Dan Overland	Chairman
	James H. Dunegan	Vice Chairman
	Carlisle Mabrey	Member
	Jackie Cooper	Member
	Loyd Benson	Member
	Bruce Benbrook	Member
	Brad Burgess	Member
	Guy Berry	Member

Presiding: Dan Overland

The agenda for this Commission Meeting was posted at or before 10:30 a.m. on Thursday, May 31, 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 June 4, 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**

81. Approval of the Minutes of the Regular Commission Meeting of May 7, 2007

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

**CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN**

82. Traffic Control Improvement Projects - Mr. Smart

- a) Creek County - installation of an emergency traffic signal system on SH-66 adjacent to Fire Station Number 4 in the City of Sapulpa
- b) Tulsa County - replacement of an overhead sign structure on I-44/I-244 in the City of Tulsa

- 83. Speed Zone Revision - Mr. Smart
  - a) Canadian County - along SH-3 (City concurrence)
- 84. Land Sale - Mr. Bell
  - a) Hughes County - at the northeast corner of the intersection of US-270 and SH-48 in Holdenville
- 85. Programming of Federal Railroad Crossing Safety Funds-Section 130 Title 23 Funds - Mr. Kyle
  - a) Craig County - corridor project in Vinita with the Union Pacific Railroad Company
  - b) Kay County - signal/surface project at Stateline Road (Co. Rd. EW-1) near Newkirk with the BNSF Railway Company
  - c) Noble County - signal/surface project at Co. Rd. NS-316 near Perry with BNSF Railway Company
  - d) Rogers County - signal/surface project at Co. Rd. NS-424 near Chelsea with the BNSF Railway Company
- 86. Request for County Bridge and Road Improvement Fund Force Account Projects - Mr. Johnson
  - a) Pushmataha County - county road (NS-432) beginning at US-270 extending southerly 0.6 mile

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

**END OF CONSENT DOCKET**

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

- 87. Engineering Contracts
  - a) **Statewide (All Districts) - Underwater Bridge Inspections (E.C. 1023)**

The National Bridge Inspection Standards (NBIS) require deep-water bridge substructures to be inspected every five years. Cobb Engineering has been selected to perform routine underwater inspections from the waterline to the channel bottom for 118 piers on 33 bridges. The underwater inspections will be based on a per pier cost of \$2,600.00. The total not to exceed amount of the contract is \$355,000.00. Funding for this contract will be 80% federal funds and 20% soft match credit.

**b) Statewide - CIRB NEPA Program**

Multiple engineering consulting firms have been selected to complete the environmental studies and coordination on the County system. Federal monies will fund these projects. Consulting firms are as follows:

MACTEC	Division 1	\$250,000.00
Enercon Services	Division 2	\$250,000.00
C.H. Guernsey	Division 3	\$250,000.00
Tetra Tech FHC	Division 4	\$250,000.00
EST, Inc.	Division 5	\$250,000.00
Red Plains Professional	Division 6	\$250,000.00
Garver Engineers	Division 7	\$250,000.00
URS	Division 8	<u>\$250,000.00</u>
Total Not to Exceed Amount		<b>\$ 2,000,000.00</b>

**c) Cleveland County - Commission District III (E.C. 1068A)**

The Benham Companies LLC has been selected to perform an Environmental Assessment for improving I-35 at the I-35/SH-9W Interchange to just north of Main Street in Norman. The improvements to include expansion to a 6-lane facility north of the Canadian River Bridge with improvements to the SH-9E/Lindsay Street and the Main Street Interchanges. The negotiated not to exceed amount of this contract is \$1,265,000.00. There are three construction projects included in the 8 Year Construction Work Plan with scheduled letting dates in FFY 2011, 2013 and 2014. The total estimate for the construction of these projects is \$68,600,000.00. Funding will be 90% federal funds and 10% soft match credit.

**d) Oklahoma County - Commission District IV - (E.C. 1144)**

Tetra Tech has been selected to provide a complete, comprehensive service that will identify and characterize suspected contaminants and, if necessary, provide and execute plans for disposal of hazardous materials. The total not to exceed amount for these services is \$800,000.00. The I-40 Crosstown Expressway project is included in the 8 Year Construction Work Plan with construction projects scheduled FFY 2007 through 2010. Projects will be funded with earmarked federal funds.

**e) Ottawa County - Commission District VIII (E.C. 1072)**

Garver Engineers has been selected to perform design services for improvement on SH-10 on an offset alignment over I-44, Little Creek and Little Elm Creek tributary. The negotiated total not to exceed fee for this project is \$824,000.00. Construction of this project is included in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2009. The total estimate for construction of this project is \$2,725,800.00. Funding will be 80% federal funds and 20% soft match credit.

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 Berry  
NAYS:  
ABSENT:

88. Engineering Supplement

**a) Statewide - Off-System County and Municipal Bridge Inspection Program (E.C. 954, Supplemental No. 1)**

The Department contracted Engineering Services and Testing, Inc., for Off-System County and Municipal Bridge inspections. This supplement is for the additional inspections necessary to complete this cycle of the program. The adjusted fee for this contract supplement is \$8,000.00. The total contract cost, including this supplement, is \$76,040.00. Funding will be 80% federal funds and 20% county and municipal match.

**b) Statewide - Off-System County and Municipal Bridge Inspection Program (E.C. 959, Supplemental No. 1)**

The Department contracted Engineering Services and Testing, Inc., (formerly Kelly Engineering) for Off-System County and Municipal Bridge inspections. This supplement is for the additional inspections necessary to complete this cycle of the program. The adjusted fee for this contract supplement is \$70,100.00. The total contract cost, including this supplement, is \$187,150.00. Funding will be 80% federal funds and 20% county and municipal match.

ACTION: Burgess moved and Benson seconded that Items 88.a) and 88.b) be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Cooper, Overland, Benson, Benbrook, Burgess and Berry  
NAYS:  
ABSTAIN: Dunegan  
ABSENT:

**c) Noble County - Commission District IV (E.C. 1036 Supplemental No. 1)**

Smith Roberts Baldischwiler, LLC was previously selected to perform design services on US-64 beginning at the east Perry city limits and extending east to the junction of US-177. This supplement is for a design change to shift the re-construction alignment of US-64 from the centerline of the current roadway to an offset alignment. The negotiated fee for this additional work is not to exceed \$110,350.00. The total engineering contract cost, including this supplemental, is \$1,239,350.00. The total estimate for construction of this project is \$12,500,000.00 and is scheduled for construction in FFY 2008. Funding will be 80% federal funds and 20% soft match credit.

**d) Oklahoma County - Commission District IV - (E.C. 851, Supplement No. 4)**

MacArthur Associated Consultants was previously selected to assist the Department in facilitating the design and construction of the I-40 Crosstown Expressway. This request is for modification to the project management contract to extend the time and compensation. Negotiated fees are not to exceed \$6,315,000.00. The I-40 Crosstown Expressway project is included in the 8 Year Construction Work Plan with construction projects scheduled FFY 2007 through 2010.

**Note:** For the record it is noted that the amount of Supplement No. 4 is \$915,000.00.

**e) Oklahoma County - Commission District IV - (E.C. 872, Supplemental No. 2)**

Carter::Burgess was previously selected to prepare final design plans for the design of the I-40 Crosstown, Riverside Section, from around Pennsylvania Avenue to approximately Shartel Avenue. Adjusted engineering fees for tasks to be performed, including the elimination of frontage road A, elimination of a detour at Western Avenue and an additional retaining wall design along the UPRR, total not to exceed amount is \$2,262,000.00. The I-40 Crosstown Expressway project is included in the 8 Year Construction Work Plan with construction projects scheduled FFY 2007 through 2010.

**f) Custer County - Commission District V (E.C. 1119, Supplemental No. 1)**

Cobb Engineering Company was previously selected to provide design services for roadway and bridge re-construction along US-183 from I-40 to I-40B in Clinton. This supplement is for additional design costs related to the clearing of the channel on Bridge "C" and work on Locust Street. The negotiated fee for this additional work is not to exceed \$13,100.00. The total engineering contract cost, including this supplemental, is \$293,100.00. The total estimate for construction of these projects is \$4,764,582.00 and is scheduled for construction in 2007. Funding will be 80% federal funds and 20% soft match credit.

**g) Texas County - Commission District VI (E.C. 897, Supplemental No. 1)**

Brawley Engineering Corporation was previously selected to prepare final design plans for US-54. The improvements were to be divided into three sections as follows: South Section, Hooker Section and North Section. This supplemental is for a design change that will split the North Section into two phases. The negotiated fee is not to exceed \$57,000.00. The total engineering contract cost, including this supplemental is \$851,000.00. The total combined estimate for construction of these projects is \$18,498,384.00. Projects are scheduled for construction in FFY 2007 - 2009. Funding will be 80% federal funds and 20% soft match credit.

ACTION: Burgess moved and Benbrook seconded that Items 88.c) through 88.g) be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry  
NAYS:  
ABSENT:

**ITEMS PRESENTED ON BEHALF OF THE PROJECT MANAGEMENT DIVISION - Mr. Andrews**

89. a) Approval - Public Application Cycle Projects in the Transportation Enhancement Program

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

b) Request to increase funding for the State Scenic and Historic Highway Program

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 Berry  
NAYS:  
ABSENT:

**ITEMS PRESENTED ON BEHALF OF THE OFFICE OF THE GENERAL COUNSEL - Mr. Surrett**

90. a) Lake Access

1.	Seminole County -Wewoka Lake	\$145,000.00
2.	Pawnee County - Lake Keystone (Feyodi Creek Park)	\$150,000.00
3.	Muskogee County - Haskell Lake	\$191,000.00
4.	Osage County - Lake Keystone (Ancient Tree Preserve)	\$126,000.00
5.	Atoka County - McGee Creek State Park	\$422,000.00

6.	Lincoln County - Stroud Lake	\$150,000.00
7.	Payne County - Lone Chimney Lake	\$150,000.00
8.	Custer County - Acme Brick Park and Lake	\$284,000.00
9.	Haskell County - Lake Eufaula	\$375,000.00
10.	Sequoyah County - Muldrow Lake	\$260,000.00
11.	Hughes County - Holdenville Lake	\$200,000.00
12.	Okmulgee County - Deep Fork Wildlife Refuge	\$325,000.00
13.	Pottawatomie County - Wes Watkins Reservoir	\$150,000.00

Mr. Surret commented that the remaining \$359,000.00 will be allotted to State Parks.

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

b) Industrial Access

1.	Mayes County - Oklahoma Ordnance Works Authority - Google	\$965,000.00
2.	Blaine County - Brinkman Oilfield Services	\$350,000.00

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 Berry  
NAYS:  
ABSENT:

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

91. Lettings

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

ACTION: Berry 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 Berry  
NAYS:  
ABSENT:

**ITEM PRESENTED BY THE DIRECTOR OF ADMINISTRATION - Mr. Gatz**

92. Statewide - All Commission Districts

Presentation of the proposed CIRB 5 Year County Work Program

Chairman Overland asked Mr. Gatz to explain the process used by the Department in preparing the 5-Year Plan. Mr. Gatz explained that with the passage of House Bill 1176 it was recognized that this program, as provided for us to administer, was going to be a very critical program for the counties. It was also known that we would have to have input from the counties to establish priorities for critical projects. Mr. Gatz stated that the County Commissioners were very cooperative and helped the

Department to establish priorities for projects in their counties.

At this time Chairman Overland asked Secretary Tomlinson to introduce our guests, and also asked for other comments. Secretary Tomlinson introduced the following legislators who have worked closely with the Department regarding needs of Transportation:

House of Representatives

Guy Liebmann - Chair General Government and Transportation Committee  
Mike Thompson - Vice Chair Transportation Committee

Senate

Cliff Branan - Chairman - Appropriations - Senate Transportation  
Mike Johnson - Chairman Appropriations  
Randy Brogdon - Chairman Appropriations Subcommittee on General Government  
Mary Easley - Chairman Appropriations Subcommittee on General Government

All legislators stated they were honored to be serving on the various committees, and expressed appreciation to ODOT personnel for their honesty, flexibility and diligence in establishing our transportation program for the coming years.

Mr. Gatz recognized Ms. Gayle Ward who is Executive Director of Association of County Commissioners of Oklahoma (ACCO). Ms. Ward thanked the Department for their efforts in helping counties over the State of Oklahoma.

Chairman Overland thanked all guests for their leadership and efforts in the State Transportation program.

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

93. Jackson County - Division V - Highway Designation

a) Suspension of the Rules

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

b) Designate a certain portion of US-283 as the "Robert M. 'Bob' Kerr Memorial Highway" from Tamarack Road in Altus, extending north to the Jackson county line.

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

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

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

- a) Atoka County - SH-7 - BRFY-103C(79)/BRFY-145A(100)/BRFY-161A(165) / 23007(05), \$43,063.09
- b) Beckham County - SH-152 - BPMY-105C(136)3B / 23564(04), \$35,587.50
- c) Cimarron County - US-287 - NCIPY-17N(001)NC / 13337(04), \$0.00
- d) Cleveland County - Ct. St. - STP-114B(132)AG/STPG-114B(164)AG / 21534(04), \$2,175.00 Underrun
- e) Garvin County - SH-76 - SBR-125C(129)SB / 22726(04), \$24,248.98
- f) Grant County - Co. Rd. - BRF-127C(49)CO / 20376(04), \$31,381.13
- g) Hughes County - SH-9 - BRFY-32C(184) / 12326(04), \$1,183.63
- h) Hughes County - US-270 - SBR-132A(93)SB / 23470(04), \$21,720.00
- i) Kay County - I-35 - STPY-136E(127)EH / 20340(06), \$4,800.00
- j) LeFlore County - SH-112 - SBR-140C(134)SB / 22723(04), \$7,400.00
- k) Major County - US-412 - HSIPG-147A(113)TR / 23486(04), \$6,736.00
- l) Muskogee County - SH-100 - BRFY-151C(134)MS/BRFY-151B(135)MS/BHIY-40-6 (341)290/BRIY-40-6(350)290MS/BRFY-173B(103)MS / 22165(04), \$23,148.00
- m) Oklahoma County - I-40 - HPPIY-1690-0(007)000 HP / 17428(10), \$44,969.77 Underrun
- n) Oklahoma County - I-35 - HSIPG-155A(522)TR / 22958(04), \$26,073.23
- o) Oklahoma County - I-44 - SAP-155N(535) / 23109(04), \$380.14
- p) Payne County - SH-51 - BRFY-160A(110)/STPY-160A(149) / 20875(04), \$38,168.00
- q) Rogers County - SH-66 - STPY-166A(162)TR / 22106(04), \$1,355.00
- r) Rogers County - SH-66 - STPY-166A(172)TR / 22783(04), \$171.10
- s) Seminole County - SH-56 - IMY-040-5(374)212 / 20292(04), \$7,288.00
- t) Tulsa County - I-44 - IMC-172N(328) / 23341(04), \$4,878.00
- u) Woodward County - US-183 - NHY-017N(53) / 17457(10), \$16,588.26
- v) Woodward County - SH-3 - NHY-019N(104) / 23279(04), \$21,779.20

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

- a) Atoka County - SH-7 - BRFY-103C(79)/BRFY-145A(100)/BRFY-161A(165) / 23007(05), \$69,190.00
- b) Beaver County - US-83 - STPY-4B(170) / 14972(04), \$25,673.60
- c) Cleveland County - Ct. St. - STP-114B(034)AG / 17962(04), \$19,951.22
- d) Lincoln County - SH-18 - BRFY-041C(240) / 13403(04), \$15,589.06
- e) Major County - US-412 - NHY-019N(78) / 17358(04), \$3,236.09
- f) Oklahoma County - I-40 - OKCY-XTWN(034)HP / 17428(20), \$34,420.00
- g) Oklahoma County - Ct. St. - STP-155B(366)AG / 20156(04), \$131,783.22
- h) Payne County - I-35 - IMY-35-4(194)172/BRIY-35-4(202)174 / 20245(04), \$257,635.40
- i) Payne County - I-35 - IMY-35-4(200)170 / 20323(04), \$39,846.40
- j) Payne County - SH-51 - BRFY-160A(110)/STPY-160A(149) / 20875(04), \$98,290.43
- k) Pottawatomie County - I-40 - BRIY-40-5(383)178 / 20880(04)#4, \$65,748.84
- l) Pottawatomie County - I-40 - BRIY-40-5(383)178 / 20880(04)#5, \$43,826.04
- m) Tulsa County - Ct. St. - STP-172B(75)IG/STPG-172B(170)IG / 17308(04), \$32,416.13

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

**ITEMS PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt**

96. Awards



Regular Letting - May 17, 2007

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

**ITEM PRESENTED BY THE COMPTROLLER - Ms. Hilmes**

Following items were presented by Mr. Mike Patterson - Director - Finance

97. FY 2007 Budget Revisions

Assistant Director - Finance requests to increase Special Maintenance - Building Projects by \$1,107,318.00. Unbudgeted revenues will fund this increase.

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

98. Fiscal Year 2008 Budget Work Program

Annual requirement to submit Budget Work Program to the Office of State Finance in June.

ACTION: Benson moved and Dunegan seconded that the 2008 Budget Work Program be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Mabrey, Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry  
NAYS:  
ABSENT:

99. Intentionally left blank

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

100. Director's Report

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

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

Approval of the Minutes of the Transportation Commission Meeting of June 4, 2007

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Dan Overland - Chairman

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James H. Dunegan - Vice Chairman

(Seal)