

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

**DATE:** Monday, December 7, 2009  
**TIME:** 11:00 a.m.  
**PLACE:** Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Monday, the 7th day of December, 2009, 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.

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

Absent: Jackie Cooper                      Member

Presiding:                      Dan Overland                      Chairman

The agenda for this Commission Meeting was posted at or before 4:10 p.m. on Tuesday, November 24, 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 Regular Transportation Commission meeting of December 7, 2009. For those items amended, deferred or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

**Chairman Overland announced that our January 2010 Meeting will be held on January 11, 2009 at 10:00 a.m.**

Chairman Overland welcomed former Secretary of Transportation Neal McCaleb and FHWA Division Administrator Mr. Gary Corino.

**AWARD PRESENTATIONS**

**Ms. Dru Bradford - "Oklahoma Certified Public Manager of the Year"**

Mr. Tim Gatz said that this morning we are honoring Ms. Dru Bradford who is the Oklahoma Certified Public Manager of the Year. He introduced Debbie Smith, Oklahoma University Support Services who presented the award to Ms. Bradford.

**Secretary Ridley was presented a jersey commemorating "Bedlam Football 2009."**

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

163. Approval of the Minutes of the Regular Transportation Commission Meeting of November 2, 2009.

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

**CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN**

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

- a) Atoka County - roadway project on NS-417 south of Atoka
- b) Atoka County - bridge over unnamed creek east and south of Redden
- c) Atoka County - bridge over unnamed creek east and north of Caney
- d) Atoka County - bridge over unnamed creek east and south of Caney
- e) Carter County - drainage structure replacement east and north of Healdton
- f) Choctaw County - bridge over unnamed creek west and south of Sawyer
- g) Coal County - county road (EW-167) between SH-48 and NS-369 south of Tupelo
- h) Coal County - county road (EW-168) between SH-48 and NS-370 south of Tupelo
- i) Coal County - county road at junction of EW-175 and Main Street in Clarita
- j) Coal County - county road - overlay O'Neal, 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Streets and Loop Street in Clarita
- k) Custer County - replace bridge and approaches over Horse Creek South and east of Sunset
- l) Custer County - replace bridge and approaches over unnamed creek east and north of Custer City
- m) Haskell County - bridge on "H" Street on EW-121/NS444.34 north and east of Stigler
- n) Jackson County - bridge over unnamed creek east and north of US-62/US-283 junction
- o) Jackson County - bridge over unnamed creek north and east of Altus
- p) Jefferson County - replace drainage structure east and north of Terral
- q) Kingfisher County - replace bridge and approaches on EW-82 over Trail Creek east, south and east of SH-33/US-81 junction
- r) Latimer County - bridge over Anderson Creek west of Yanush

- s) Love County - bank stabilization of bridge over unnamed creek east and north of the SH-76/SH-32 junction
- t) McIntosh County - county bridge on EW-115 over Wolf Creek north and west of Hanna
- u) Sequoyah County - preparing shoulders and base work on Indian Road at SH-10A junction northeast to the Cherokee/Sequoyah county line

165. State Highway System Revision - **Ms. McGovern**

Blaine County - realignment of US-270, US-281 and SH-8 south of Greenfield

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

**END OF CONSENT DOCKET**

**ITEM PRESENTED BY THE DIRECTOR OF ENGINEERING - Mr. Streb**

166. Engineering Contract

Statewide - Multiple Districts - Bridge and Approach Projects (EC-1280)

The Department has selected two engineering firms to support the Department staff to advance the project development activities for seven Bridge and Approach Projects. These projects are located in multiple counties and are included in the 8 Year Construction Work Plan. These contracts will be funded with 80% federal funds and 20% soft match credit. The combined programmed estimate for the construction of these projects is \$26,435,665.00.

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

167. Engineering Contract Supplement

Love County - Commission District VII (EC-1164, Supplement No. 1)

Cobb Engineering Company was previously authorized to perform preliminary engineering services on SH-32 beginning at SH-96. This supplement is for additional engineering services to complete a design study supporting the NEPA document. The total not to exceed amount of this contract is \$15,000.00. The total for this contract, including this supplemental, is \$200,000.00. This supplement will be funded with 80% federal funds and 20% state funds.

ACTION: Dunegan moved and Regan seconded that the Item be approved as presented.

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

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

168. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final January 2010
- c) Tentative February 2010 Bid Opening
- d) Tentative March 2010 Bid Opening

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

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

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

- a) Alfalfa County - Co. Rd. - STP-STIM(224)CO / 18949(04), \$24,873.11
- b) Beckham County - IS-40 - IMG-40-1(80)18TR/IMY-40-1(90)17 / 24144(04), \$0.34 Underrun
- c) Canadian County - IS-40 - IMY-40-4(396)128SS/IM-STIM(15)/IMG-40-4(421)TR / 20539(04)#2, \$3,663,399.47 Underrun
- d) Canadian County - IS-40 - IMY-40-4(396)128SS/IM-STIM(15)/IMG-40-4(421)TR / 20539(04)#3, \$4,901.76
- e) Canadian County - Co.Rd. - BRO-109D(089)CO / 21566(04), \$1,050.00
- f) Carter County - US-77 - BRFY-110C(179) / 23225(04), \$283,630.18 Underrun
- g) Choctaw County - Co. Rd. - BRO-112D(053)CO / 21100(04), \$6,096.00
- h) Cleveland County - Ct. St. - STP-114C(152)AG / 22518(04), \$1,500.00
- i) Comanche County - US-277 - STPY-116C(144) / 20235(08), \$2,391.00
- j) Craig County - SH-10 - BRFY-018C(125) / 12325(04), \$5,406.00
- k) Craig County - US-60 - BRFY-018N(009)DC / 16229(04), \$2,625.00
- l) Craig County - Co. Rd. - BRF-118C(066)CO/BRO-158D(063)CO / 22474(04), \$9,512.60
- m) Garfield County - Co. Rd. - BRO-STIM(227)CO / 22545(04), \$9,240.31
- n) Grady County - SH-39 - STPY-126B(057) / 20233(04), \$1,900.00 Underrun
- o) Grady County - SH-37 - SBR-126C(137)SB / 25064(04), \$696.77
- p) Grant County - Co. Rd. - BRO-127D(082)CO / 22656(04), \$1,282.00
- q) Harmon County - SH-30 - SBR-129C(036)SB / 24782(04), \$32,000.00
- r) Harper County - Co. Rd. - BRO-130D(095)CO / 22541(04) \$916.81 Underrun
- s) Hughes County - US-270B - STP-STIM(172)3R / 24928(04), \$4,882.37
- t) Kingfisher County - Co. Rd. - BRF-137C(065)CO / 22779(04), \$14,856.45
- u) Mayes County - US-69 - NHY-013N(107) / 23127(04), \$11,107.87
- v) McCurtain County - US-70 - SSR-145N(187)(188)SR / 26525(04), \$43,943.50
- w) Murray County - IS-35 - IM-STIM(120)3R / 26402(04), \$3,363.57
- x) Muskogee County - Co. Rd. - BRO-151D(147)CO / 22532(04), \$2,316.58
- y) Nowata County - Co. Rd. - BRO-153D(31)CO/STP-153C(135)CO / 21781(04), \$13,728.00
- z) Nowata County - US-169 - NH-STIM(062) / 24407(05)#2, \$7,120.00
- aa) Nowata County - US-169 - NH-STIM(062) / 24407(05)#3, \$11,458.63
- bb) Okfuskee County - SH-27 - SSR-154C(108)SR / 24930(04), \$1,572.00
- cc) Oklahoma County - Ct. St. - STP-155C(387)AG / 20474(04), \$17,868.52
- dd) Oklahoma County - IS-35 - SSR-155N(645)SR / 25436(04), \$21,379.75
- ee) Payne County - IS-35 - BRFY-160C(187) / 23306(05), \$31,040.04
- ff) Pittsburg County - Co. Rd. - BRO-161D(120)(122)CO / 21085(04), \$27,175.76

gg) Tulsa County - Co. Rd. - BRF-172C(350)CO / 24095(04), \$2,481.40  
hh) Washington County - Co. Rd. - BRF-174C(037)CO/CIRB-74C(157)RB / 22091(04),  
\$22,500.00

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

- a) Atoka County - SH-7 - SAB-103C(068)BF / 21727(04), \$10,236.91
- b) Beckham County - IS-40 - IMY-40-1(85)020 / 24221(05), \$50,000.00
- c) Cleveland County - Ct. St. - STP-114B(137)AG/BPMY-114B(144)3B / 22022(04),  
\$678.27
- d) Cleveland County - Ct. St. - STP-114B(140)AG / 22138(04), \$141,566.82
- e) Custer County - US-183 - NHY-009N(008) / 02077(04)#10, \$19,700.69
- f) Custer County - US-183 - NHY-009N(008) / 02077(04)#11, \$10,930.00
- g) Delaware County - US-59 - STPY-021B(273) / 15015(04), \$9,635.78
- h) Greer County - SH-6 - STPY-128B(006) / 10101(07), \$157,261.55
- i) LeFlore County - US-59 - SSR-140A(165)SR / 25691(04), \$49,208.72
- j) Lincoln County - SH-102 - BRFY-041C(239) / 13402(04), \$79,650.61
- k) Logan County - SH-51 - BRFY-142C(48)(123) / 18361(04), \$17,302.00
- l) McIntosh County - US-69 - NHY-013N(118)3R / 24363(04), \$84.07
- m) Muskogee County - US-64 - BRFY-151C(104) / 20142(04), \$73,397.77
- n) Noble County - IS-35 - IM-STIM(237) / 20284(04), \$136,500.36
- o) Okfuskee County - SH-56 - BRFY-154C(073)BF / 21792(04), \$90,765.05
- p) Oklahoma County - IS-40 - OKCY-XTWN(010)TI / 17428(29), \$52,900.00
- q) Oklahoma County - Ct. St. - STP-155B(419)AG / 21128(04), \$5,800.00
- r) Pittsburg County - SH-31 - BRFY-161C(182)(181)(183) / 23195(04), \$59,467.18
- s) Rogers County - SH-66 - SAB-066C(305)BF / 13400(04), \$1,012.80
- t) Texas County - US-54 - NHY-008N(068) / 20312(09)#2, \$123,860.78
- u) Texas County - US-54 - NHY-008N(068) / 20312(09)#3, \$358,606.25
- v) Tillman County - US-183 - SSP-171B(130)SS / 26117(04), \$122,362.50
- w) Tulsa County - IS-244 - SBR-172N(409)(410)(435)SB / 25439(04), \$386,924.72

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

MOTION: Carried by the following vote:

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

NAYS:

ABSENT: Cooper

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

171. Awards

November 19, 2009 - Regular Letting

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

MOTION: Carried by the following vote:

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

NAYS:

ABSENT: Cooper

**ITEM PRESENTED BY THE DIRECTOR - FINANCE AND PROGRAMS - Mr. Patterson**

172. FY2010 Budget Revisions

a) Transfer \$80.3 million from State Aid Projects and \$20 million from Right-of-Way to the state sh

state sh

b) Transit Division requests a \$600,000.00 transfer to the FY2010 Rural Public Transit Budget

c) Transfer to decrease Federal Aid Projects and increase Engineering Contracts by \$10.0 million for

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

MOTION: Carried by the following vote:

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

NAYS:

ABSENT: Cooper

**PRESENTED BY THE SECRETARY/DIRECTOR - Mr. Ridley**

173. Director's Report

Secretary Ridley expressed regrets that Commissioner Cooper was unable to attend this meeting.

Secretary Ridley stated that he and some of our ODOT personnel will be meeting with the General Government and Transportation Committee of the State House of Representatives tomorrow to discuss actions we will take at the state level regarding funding. We are currently under a federal Continuing Resolution that ends December 18, 2009.

Commissioner Benbrook asked about the time frame at the federal level. Secretary Ridley responded to Commissioner Benbrook's question stating that we have had a 30-day Continuing Resolution, a 45-day Continuing Resolution and he believes that we will have another Continuing Resolution because of the December 18 date.

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

Meeting adjourned at 11:19 a.m.

Approval of the Minutes of the Transportation Commission Meeting of December 7, 2009

---

Dan Overland - Chairman

---

James H. Dunegan - Vice Chairman

(Seal)