

**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 February 2013, at the hour of 10:00 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, January 31, 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 10:05 a.m.

ROLL CALL:

Present:	John Fidler	Member
	David Burrage	Vice-Chairman
	Dan Overland	Member
	Greg Love	Chairman
	Todd Huckabay	Secretary
	Brad Burgess	Member
	Pete Regan	Member

Absent: Bobby Alexander

Presiding: Greg Love

The following items were presented and approved as written at the Transportation Commission meeting of February 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

ANNOUNCEMENTS & PRESENTATIONS

Presentation of National Partner Award for Great American Cleanup Efforts

Commissioner Love called upon Deputy Director/Chief Engineer, Mr. Gary Evans for announcements and presentations.

Mr. Evans recognized Keep Oklahoma Beautiful Executive Director, Gail Ederer. Ms. Ederer presented ODOT the “National Partner Award” from Keep America Beautiful, for partnership with Keep Oklahoma Beautiful and support of litter removal efforts during the 2012 Great American Cleanup. During cleanups events last spring,

more than 60,000 volunteers in all 77 counties removed more than 5 million pounds of litter, saving state and local governments more than 6 million dollars. Accepting the award were ODOT Employees, Kevin Bloss, State Maintenance Engineer and Melody Johnson, Beautification Coordinator.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

17. Approval of the Minutes of the Transportation Commission Meeting of January 7, 2013

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

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

18. Programming of Federal Railroad Crossing Safety Funds—Section 130 Title 23 Funds – Mr. Dougherty

LeFlore County - District II – a signal/surface project for the installation of pedestal mounted flashing signals with gate arms and 2 - 56' full depth concrete surfaces at SH-128 in Heavener with the Kansas City Southern Railroad

19. Traffic Control Improvement Projects – Mr. Smart

- a) Various Counties - District II - installation of milled shoulder rumble strips along approximately 387.0 miles of highways at various locations
- b) Various Counties – District III – installation of milled shoulder rumble strips along approximately 139.0 miles of highways at various locations
- c) Various Counties – District V – installation of milled shoulder rumble strips along approximately 49.0 miles of highways at various locations

20. Land Sales – Mr. Bell

- a) Custer County – District V – Land Sale – on the west side of US-183 and south of the Washita River in the City of Clinton
- b) Tulsa County - District VIII – Land Sale – west of the intersection of East 15th Street South and South Detroit Avenue, just outside the Southeast Quadrant of the Inter-Dispersal Loop in downtown Tulsa

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

END OF CONSENT DOCKET

ITEMS PRESENTED BY THE DIRECTOR OF ENGINEERING – Mr. Streb

21. Engineering Contract

- a) Dewey County – District V – Preliminary engineering services for US-183 over the Canadian River
EC-1430 - \$468,560.00 – MacArthur Associated Consultants, LLC
- b) Statewide – All Districts – On Demand Preliminary engineering services
EC-1307 – \$1,750,000.00 – Seven (7) Consulting Engineering Firms
- c) Statewide – All Districts – Bridge Redeck and Rehabilitation
EC-1421 - \$1,500,000.00 – Six (6) Consulting Firms

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

22. Engineering Contract Supplements

Statewide – All Districts – Geotechnical Services for Bridge Division
EC-1368 - Supplemental No. 1 - \$1,250,000.00 – Five (5) Consulting Firms

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, Burgess and Regan
NAYES: None
ABSENT: Alexander

23. Intentionally left blank

ITEMS PRESENTED ON BEHALF OF RAIL PROGRAMS DIVISION – Mr. Streb

24. 8 Year State Owned Rail Construction and Maintenance Work Plan

The Department has completed the proposed 8-Year State-Owned Rail Construction and Maintenance Work Plan with consideration for the critical needs of Oklahoma’s State-Owned Short Line Rail Operators and the financial constraint of available State funding. The Work Plan is designed to provide improved rail infrastructure to allow the State-Owned Short Line Operators to compete in Regional and National markets. The encompassed projects have been defined, validated, and included in accordance with the Short Line Rail Operators needs and priorities of the State, for 2013 through 2020.

***NOTE:** Commissioner Love asked who operates these short line rails. Mr. Streb replied that we have a variety of rail lines in Oklahoma, and this particular plan addresses only the rail lines owned by the State of Oklahoma. We purchased a lot of these lines around 1980, 1981, one was purchased as recent as 1997. They were purchased by the State of Oklahoma under the hat of corridor preservation so that these lines were not forever lost and abandoned. They were purchased at surplus value and it*

has proved to be very profitable for the State. The state owned lines which are referenced here; about 420 miles worth a lot of these are leased out to Short Line Operators, i.e. Farmrail, Grainbelt, A-OK and other short line operators. We essentially receive some of their profits and taxes, and put that money right back into the rail line in the forms of these projects. These short line rails are not to be confused with the hundreds of miles of the Class I rail lines run by BN, Union Pacific, or Kansas City Southern out east.

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

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER – Mr. Adkins

25. Lettings

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

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

ITEMS PRESENTED BY CONSTRUCTION DIVISION ENGINEER – Mr. Raymond

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

- a) Bryan County – US-69B – BRFY-107B(151) / 26231(04), \$9,094.12
- b) Cimarron County – Co. Rd. – ACSTP-113C(087)CI / 28322(04), \$18,625.21
- c) Comanche County – US-62 – NHY-020N(030)(032) / 27048(04), \$1,039.83
- d) Haskell County – Co. Rd. – BRF-131C(103)CI / 27386(04), \$18,161.52
- e) Jackson County – Co. Rd. – BRF-133C(105)CI / 26627(04), \$5,600.00
- f) Kingfisher County – US-81 – SSR-137N(098)SR / 24886(04), \$9,011.11
- g) Kiowa County – US-183 – SSR-138A(182)SR / 28134(04), \$30.19
- h) Mayes County – Co. Rd – STP-149D(124)CI / 25417(04), \$40,135.43
- i) Oklahoma County – IS-40 – BTOP-255N(002) / 28128(30), \$22,000.00
- j) Osage County – Ct. St. – STP-157A(143)IG / 22146(07), \$48,035.80
- k) Osage County – SH-11 – E-SAP-257B(011) / 28262(04), \$101.83
- l) Ottawa County – Ct. St. – STP-158B(182)UR / 27812(04), \$7,162.25
- m) Pushmataha County – SH-3 – BRFY-164A(166)3B / 28586(05), \$8,064.53
- n) Rogers County – Co. Rd. – STP-166C(210)CO / 25427(04), \$17,846.29
- o) Texas County – Co. Rd. – CIRB-170C(140)RB / 25483(04), \$13,820.00 Underrun
- p) Tulsa County – US-169 – NHG-030N(059)TR / 24110(04), \$27,826.81
- q) Wagoner County – Co. Rd. – CIRB-173D(101)RB / 22156(04), \$3,628.97

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

- a) Blaine County – US-270 – NHY-010N(027) / 20237(04), \$74,390.62
- b) Bryan County – US-70 – SAP-022N(089) / 18847(06), \$36,496.84
- c) Bryan County – US-69B – SSP-107B(148)SS / 26148(04), \$118,484.62
- d) Canadian County – Co. Rd. – STP-109C(159)CI / 26646(04), \$43,003.17
- e) Comanche County – SH-7 – SAP-021N(029) / 20298(04), \$87,312.14
- f) Garfield County – Ct. St. – STP-124B(079)UR / 23086(04), \$41,999.99
- g) Garvin County – SH-74 – SSP-125C(180)SS / 27134(04), \$35,289.00
- h) Haskell County – SH-9 – BRFY-131B(064) / 23101(04), \$42,390.00
- i) Kiowa County – SH-54 – STPY-175C(128)3P/STPY-138C(186)3P / 28321(04), \$523.08
- j) Lincoln County – Co. Rd. – CIRB-141C(191)RB / 25087(04), \$9,500.00
- k) Oklahoma County – IS-40 – ACIMY-XTWN(067) / 17428(77)#2, \$200,213.20
- l) Oklahoma County – IS-40 – ACIMY-XTWN(067) / 17428(77)#3, \$209,339.09
- m) Oklahoma County – IS-40 – SBR-155N(837)SB / 28308(04), \$166,516.07
- n) Okmulgee County – IS-40 – BTOP-256N(001) / 28128(35), \$62,875.00
- o) Osage County – Ct. St. – STP-157A(143)IG / 22146(07)#2, \$1,096,497.06
- p) Osage County – Ct. St. – STP-157A(143)IG / 22146(07)#3, \$140,945.31
- q) Pottawatomie County – SH-9 – STPY-163B(357)SG / 28041(04), \$16,472.06
- r) Rogers County – SH-66 – BRFY-166C(130)SS / 20899(04), \$343,762.50 Underrun
- s) Seminole County – IS-40 – BTOP-267N(003) / 28128(34), \$99,422.05
- t) Tulsa County – IS-44 – IM-NHIY-0044-2(494)229 / 06374(82), \$1,120.00
- u) Tulsa County – SH-51 – STPY-172C(509) / 11143(07), \$47,235.32
- v) Tulsa County – Ct. St. – STP-172A(210)IG / 19690(04), \$298,358.36
- w) Tulsa County – IS-244 – IM-STIM(049)(050)(047)(048) / 26362(05), \$599,460.75
- x) Tulsa County – IS-244 – IMY-244-2(500)014/IMY-244-2(499)011 / 27146(04), \$235,198.61

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

ITEM PRESENTED BY THE OFFICE ENGINEER – Mr. Schmitt

28. Awards

January 17, 2013 – Regular Letting

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

ITEM PRESENTED BY THE LEGISLATIVE ANALYST – Mr. Bigbie

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

Department of Transportation, Chapter 30. Highway Design

NOTE: Mr. Bigbie handed out an Amended Agenda Item. He said that 1 line had been omitted from the cover page.

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

ITEM PRESENTED BY THE COMPTROLLER – Ms. Hilmes

30. Fiscal Year 2013 Budget Revisions

- a) Deputy Director requests to increase Federal Aid Projects by \$132 million and decrease State Aid Projects by \$20 million to bring budget in accordance with the updated 8 Year Construction Work Plan.
- b) Rail Programs requests to increase federal share of Rail Projects by \$6,756,580 for TIGER Grant.
- c) Deputy Director requests to increase the Ports of Entry Projects by \$5,237,055 for Technology Installation.

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

ITEM PRESENTED BY COMMISSION CHAIRMAN

31. Search Committee for Department Director

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

ITEM PRESENTED ON BEHALF OF THE SECRETARY OF TRANSPORTATION – Mr. Evans

32. Director's Report

Deputy Director/Chief Engineer Gary Evans stated that Mr. Ridley couldn't be here today because he had to attend the Governor's cabinet meeting; and later would be in attendance at the Governor's State of the State Address.

Mr. Evans talked about the upcoming projects on the Letting that the Commissioners just approved. These 55 projects will repair or replace 9 structurally deficient bridges and several large highway reconstruction projects planned for the summer construction season. He stated that, "ODOT is looking at about \$274 million in projects over the next 2 months set to begin at the perfect time of year when we can take full advantage of the construction season.

Information Only; No Commission action required.

ITEM PRESENTED BY COMMISSION CHAIRMAN

33. Adjournment Motion

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

Meeting adjourned at 10:28 p.m.

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

Greg Love - Chairman

David Burrage – Vice-Chairman

Information Only; No Commission action required.