

**MINUTES OF THE REGULAR TRANSPORTATION COMMISSION MEETING
HELD IN THE O.D.O.T. BUILDING COMMISSION MEETING ROOM
OKLAHOMA CITY, OKLAHOMA**

DATE: Monday, November 6, 2006
TIME: 11:00 a.m.
PLACE: Commission Meeting Room,
ODOT Building

BE IT REMEMBERED that on Monday, the 6th day of November, 2006, 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
	Carlisle Mabrey	Member
	James H. Dunegan	Vice Chairman
	Jackie Cooper	Member
	Loyd Benson	Member
	Bruce Benbrook	Member
	Brad Burgess	Member
	Guy Berry	Member

Presiding: Chairman Dan Overland

The agenda for this Commission Meeting was posted at or before 4:00 p.m. on Wednesday, November 1, 2006, 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 November 6, 2006. For those items amended, deferred or rejected those notations were also made. Action taken by the Commission is noted here on these sheets.

ITEM RESENTED BY THE SECRETARY TO THE COMMISSION

186. Approval of the Minutes Regular Commission Meeting of October 2, 2006

ACTION: Dunegan moved and Berry 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

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

- a) Atoka County - US-69 - NHY-13N(98)3R / 22693(04), \$.00
- b) Beckham County - SH-152 - BHFY-105C(079) / 20799(04), \$7,658.74
- c) Blaine County - US-270 - NHY-10N(16)/BRFY-10N(26) / 12555(08), \$10,965.00 Underrun
- d) Bryan County - SH-48 - SBR-107C(105)SB / 22929(04), \$1,833.26
- e) Canadian County - US-81 - NHY-11N(10) / 12544(05), \$263.90
- f) Cleveland County - Ct. St. - STP-114D(044)AG / 18207(04), \$11,997.38 Underrun
- g) Custer County - US-183 - NHY-9N(13)/BRFY-9N(14) / 09276(04), \$4,342.73
- h) Grady County - Co. Rd. - BRO-126D(101)CO / 22093(04), \$9,960.10

- l) Greer County - SH-6 - STPY-028B(147) / 15589(04), \$7,002.23
- j) Mayes County - Pk.Rd. - SAP-149D(92) / 23037(04), \$4,698.94
- k) McClain County - SH-9 - STPY-144B(108)TR / 23376(04), \$6,100.00
- l) McIntosh County - IS-40 - IMY-040-6(210)259 / 06308(04), \$84,716.79 Underrun
- m) Muskogee County - Pk.Rd. - SAP-151D(156) / 23502(04), \$920.52
- n) Oklahoma County - IS-44 - BPMY-44-1(80)115 3B / 21193(04), \$9,117.65
- o) Oklahoma County - US-77 - NHY-024N(008) / 09033(05), \$9,360.52
- p) Oklahoma County - Ct. St. - STP-55B(949)AG / 15909(04), \$5,450.22
- q) Osage County - SH-99 - MC-157B(70) / 22394(04), \$.00
- r) Pittsburg County - SH-31 - MC-161A(170)/SSR-161B(171)SR/SSR-161N(172)SR / 23345(04), \$43.50 Underrun
- s) Pittsburg County - US-69 - SAP-161N(167) / 23030(04), \$762.50
- t) Rogers County - US-169 - NHY-30N(008) / 09487(04), \$1,350.00 No Add'l Funds Required
- u) Rogers County - SH-20 - STPY-166B(001) / 09485(11), \$6,024.24
- v) Tulsa County - SH-97 - BRFY-172C(308) / 22978(04), \$157.47
- w) Tulsa County - US-75 - NHG-14N(55)TR / 22782(04), \$697.44
- x) Tulsa County - US-75 - NHY-14N(37) / 12938(08), \$2,058.45
- y) Washington County - Co.Rd. - BRO-174D(18)CO / 19090(04), \$1,232.54

188. Land Sales (Mr. Bell)

- a) Choctaw County - approximately two miles east of the intersection of US-70 and SH-93 east of the City of Hugo (Parcel 5)
- b) Choctaw County - approximately two miles east of the intersection of US-70 and SH-93 east of the City of Hugo (Parcels 9 and 10)
- c) Logan County - SH-33 approximately eight miles west of Guthrie

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

- a) Creek County - corridor project near Milfay with the Stillwater Central Railroad Company
- b) Hughes County - signal/surface project in Holdenville with the BNSF Railway Company
- c) Johnston County - signal/surface project near Mill Creek with the BNSF Railway Company
- d) Marshall County - signal/surface project near New Woodville with the BNSF Railway Company
- e) Muskogee County - signal/surface project in Muskogee with the BNSF Railway Company

190. County Road Improvement Revolving Fund - Advance Funding Program (Mr. Johnson)

- a) Pottawatomie County - bridge project over Little River (NS343), 4.7 miles south of SH-9/US-270 junction

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

- a) Caddo County - county bridge on county road EW-141, over Delaware Creek, located 4.9 miles north and 4.9 miles east of Cyril
- b) Canadian County - county bridge over unnamed creek, located 5.0 miles east and 3.9 miles south of Okarche
- c) Cherokee County - county bridge over Double Spring Creek, 3.3 miles east and 2.0 miles north of Hulbert
- d) Cleveland County - resurface county road NS-320 (96th Avenue), beginning at EW-138/NS-320 extending 1.0 mile north to EW-137 and 2.0 miles west of Spring Hill
- e) Cleveland County - resurface county road NS-320 (96th Avenue) beginning at EW -137/NS-320 extending 1.0 mile north to EW-136 and 2.0 miles west and 1.0 mile north of Spring Hill
- f) Cleveland County - resurface county road NS-320 (96th Avenue) beginning at EW-136/NS-320 extending 1.0 mile north to EW-135 and 2.0 miles west and 2.0 mile north of Spring Hill

- g) Cleveland County - resurface county road NS-320 (96th Avenue) beginning at EW-135/NS-320 extending 1.0 mile north to EW-134 and 2.0 miles west and 3.0 miles north of Spring Hill
- h) Cleveland County - resurface county road NS-320 (96th Avenue) beginning at EW 134/NS320 extending 1.0 mile north to EW-133 2.0 miles west and 4.0 mile north of Spring Hill
- l) Craig County - resurface county road EW-34 beginning at NS-444.8 extending east 1.2 miles to SH-82
- j) Garfield County - bridge on county road EW-30 over Coldwater Creek located 2.0 miles north and 1.7 miles east of Kremlin
- k) Garfield County - bridge on county road EW-34 over and unnamed creek located 0.1 mile north, 3.0 miles south and 0.8 mile west of Hillsdale
- l) Grant County - bridge on county road NS-290 over an unnamed creek 1.0 mile south and 11.4 miles east of Manchester
- m) Grant County - bridge on county road NS-299 over an unnamed creek 1.3 miles west and 1.5 miles south of Renfrow
- n) Grant County - bridge on county road NS-276 over an unnamed creek 3.0 miles west and 5.5 miles north of the SH-132/SH-11 junction
- o) Grant County - bridge on county road NS-299 over Cottonwood Creek located 3.0 miles north, 3.2 miles east and 3.5 miles south of Medford
- p) Major County - bridge over West Creek located 3.0 miles west and 4.1 miles north of US-281/SH-15 junction on NS-228
- q) Major County - bridge over an unnamed creek located 1.0 mile west and 4.7 miles north of SH-58/US-60 junction on NS-266
- r) Major County - bridge over Cheyenne Creek located 6.5 miles north and 8.5 miles west of Fairview on NS-246
- s) Major County - bridge over Griever Creek located 4.0 miles east and 2.3 miles south of the US-281/US-412 junction on NS-235
- t) Ottawa County - surfacing and bridge replacement over an unnamed tributary of Horse Creek 0.4 mile north and 3.1 miles east of Afton
- u) Ottawa County - bridge and approaches over an unnamed creek located 0.4 mile north and 5.4 miles east of Afton
- v) Texas County - repair bridge over Coldwater Creek located 4.9 miles north and 3.7 miles west of Hitchland, Texas on D 91.3
- w) Woods County - county bridge over an unnamed creek located 1.5 miles north and 6.3 miles east of Hopeton on EW-21
- x) Woods County - repair bridge over Salt Fork Arkansas River located 4.0 miles east and 5.4 miles south of US-281/SH-11

192. State Highway System Revision (Ms. Sullivan)

- a) Garfield County - remove US-64 business designation from US-412, beginning at the junction of US-64 and US-412 in Enid and extending west 2.30 miles to Grand Avenue. A Public Removal Hearing was held March 25, 2003.

Note: Item 192.a) is being deferred to a later meeting.

ACTION: Benbrook moved and Benson seconded that the Consent Docket be approved, noting that Item 192.a) is deferred to a later meeting.

MOTION: Carried by the following vote:

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

NAYS:

ABSENT:

END OF CONSENT DOCKET

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

193. Programming

a) Garfield County - Commission District IV

The Department requests to program a street improvement project on Wheat Capital Road from US-81 extending west approximately 4,600 feet in the City of Enid. The construction cost estimate for this project is \$3,400,000.00. This will be funded with 80% federal funds and 20% city funds.

Mr. Streb began discussion of the above project. Secretary Tomlinson stated that Mr. Mike Cooper and Mr. Robert Hitt are present at our meeting. Mr. Cooper was appointed by Governor Henry and is Chairman of the Oklahoma Strategic Military Planning Commission, and Mr. Hitt is City Engineer for the City of Enid.

Secretary asked if there were comments concerning this project. Mr. Cooper stated Oklahoma had not had a base closure due to efforts of community, state and our congressional delegation working together to protect and enhance Oklahoma military installations. Vance Air Force Base, through BRAC recommendations, is now a consolidated National Guard Center and is also the number one air force protection project since 9/11 at this facility. Vance AFB is also receiving Lead in to Fighter Fundamentals which is a huge increase in mission at this facility. Mr. Cooper thanked the Commission for their consideration of this project.

Mr. Streb further stated that the City of Enid will be providing engineering, right-of-way and utility locations, as well as 20% of the cost of construction.

ACTION: Dunegan 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:

194. Engineering Contracts

a) Custer County - Commission District V (E.C0.-1119)

Cobb Engineering Company has been selected to develop final construction plans for roadway and bridge reconstruction along US-183 from I-40 to I-40B in Clinton. The negotiated not to exceed amount is \$261,500.00. The project is included in the 8 Year Construction Work Plan with a scheduled let date in FFY 2007. The construction estimate for the project is \$4,764,582.00. Funding will be 80% federal funds and 20% soft match credit.

Note: Mr. Streb asked that the record show a correction that the negotiated not to exceed amount of this contract is **corrected to \$280,000.00**

b) Cimarron County - Commission District VI (E.C.-1061)

Cobb Engineering Company has been selected to develop final construction plans for transportation improvements in support of the National Ports-to-Plains Transportation Corridor. Primary project phases include the Boise City bypass. The negotiated fee is \$1,644,150.00. Project phases of the Ports-to-Plains initiative are included in the 8 Year Construction Work Plan, with the first phase scheduled to let in FFY 2007. Preliminary construction estimates for these improvements total

approximately \$22,735,553.00. Funding will be 80% federal funds and 20% soft match credit.

c) Ottawa County - Commission District VIII (E.C. 1063)

Garver Engineers, LLC has been selected to develop final design plans for US-60 beginning approximately 3.2 miles north of the SH-11 junction and extending east of the SH-99 junction in Osage County. The negotiated fee is \$473,500.00. The project is included in the 8 Year Construction Work Plan with a scheduled let date in FFY 2009. The construction estimate for the project is \$5,927,210.00. Funding will be 80% federal funds and 20% soft match credit.

ACTION: Burgess moved and Mabrey seconded, noting correction as outlined in 194.a) above, 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:

195. Supplemental Engineering Contracts

a) Statewide - Commission District VIII (E.C. 942, Supplemental No. 1)

The Benham Company LLC was previously selected to provide services required for the Work Zone Traffic Studies Contract. This supplemental agreement will enable the continuation of the required services in accordance with the provisions of the contract. Additional funding not to exceed \$100,000.00. Funding will be 80% federal and 20% soft match credit.

b) Payne County - Commission District IV (E.C. 895, Supplemental No. 1)

Brawley Engineering Corporation was previously selected to develop final design plans for SH-51, which consists of replacing the eastbound Stillwater Creek and Cow Creek bridges on SH-51 between Sangre Road and Western Road. This supplement is to widen the Stillwater Creek Bridge for the 5-lane section, and a new 5-lane structure at Cow Creek. Additional funding is not to exceed \$44,500.00. The total contract cost, including this supplemental, is \$483,700.00. The total estimate for construction of this project is \$5,500,000.00. Funding will be 80% federal funds and 20% soft match credit.

c) Comanche County - Commission District VII (E.C. 921, Supplemental No. 1)

Triad Design Group was previously selected to prepare final design plans for the project located on US-277 in the Town of Elgin, through the Town of Fletcher to just south of the Caddo County line. This supplement is for additional work due to the project being split into two construction projects. Additional funding not to exceed \$37,000.00. This project is in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2008. The total estimate for construction of this project is \$3,306,894.00. Funding will be 80% federal funds and 20% soft match credit.

ACTION: Mabrey 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:

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

196. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final December 2006 Bid Opening
- c) Tentative January 2007 Bid Opening
- d) Tentative February 2007 Bid Opening

ACTION: Burgess moved and Mabrey 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 CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

197. Change Orders Greater Than \$10,000.00

- a) Canadian County - IS-40 - IMY-40-4(382)124 / 19571(04), \$104,203.45
- b) Canadian County - US-81 - NHY-17N(132) / 20243(04), \$14,303.03
- c) Choctaw County - US-70 - ACNHY-22N(75)(76)GB/BRFY-22N(108) / 18851(04) #2, \$14,579.00
- d) Choctaw County - US-70 - ACNHY-22N(75)(76)GB/BRFY-22N(108) / 18851(04) #3, \$35,000.00
- e) Cleveland County - IS-35 - IM-NHIY-35-3(108)119/IMY-35-3(240)119 / 00292(17), \$14,719.12
- f) Cleveland County - SH-37 - SSR-114C(167)SR/SSR-144C(93)(107)Pt.1,2 SR / 23356(04), \$21,904.07
- g) Cleveland County - SH-9 - STP-114B(121)AG/STPY-114B(122) / 21301(04), \$34,850.00
- h) Dewey County - Co. Rd. - BRO-122D(40)CO / 21410(04), \$22,349.10
- i) Dewey County - US-270 - NHY-17N(184)(185)(186) 3R / 22652(04), \$163,016.49
- j) Garfield County - US-81 - STPG-124A(76)TR / 22706(04), \$55,461.08
- k) Garvin County - IS-35 - IMC-125N(132) / 23031(04), \$18,306.19
- l) Kiowa County - US-183 - NHY-009N(047) / 16063(19), \$18,005.42
- m) McClain County - IS-35 - SBR-144N(111)SB / 23459(04), \$73,689.01
- n) Oklahoma County - IS-35 - BHIY-35-3(277)132/BPMY-40-4(401)146 3B / 20867(04), \$56,564.66
- o) Oklahoma County - Ct. St. - STP-155B(375)AG / 20347(04) #3, \$18,495.70
- p) Oklahoma County - Ct. St. - STP-155B(375)AG / 20347(04) #2, \$118,000.00
- q) Oklahoma County - SH-152 - STPY-155A(408) / 00095(13), \$213,091.74
- r) Okmulgee County - Co. Rd. - STP-156C(092)CO / 21615(04), \$11,853.96
- s) Payne County - IS-35 - IMY-35-4(200)170 / 20323(04), \$101,080.20
- t) Pontotoc County - SH-99 - ACNHY-012N(001)GB / 10164(13), \$99,680.00
- u) Pontotoc County - SH-3W - STPY-162B(62) / 18775(04) #3, \$27,350.13
- v) Pontotoc County - SH-3W - STPY-162B(62) / 18775(04) #4, \$15,462.50
- w) Pushmataha County - SH-3 - NHY-17N(134) / 20249(05), \$30,600.00
- x) Rogers County - SH-20 - STPY-166B(001) / 09485(11), \$25,112.61
- y) Seminole County - Co. Rd. - STP-167C(60)CO / 19342(04), \$76,465.85
- z) Stephens County - US-81 - MC-169N(119) / 23327(04), \$17,293.05
- aa) Tulsa County - US-64 - NHG-19N(84)TR / NHY-19N(96) / 21467(04), \$357,710.50

Note: Mr. Raymond called attention to Item No. 197.i) (US-270 Dewey County) and said this change order has been revised. Original change order reflected items as being new and they were not. Revision indicates that the asphalt concrete items were actually an overrun. (Please see attached).

Commissioner Dunegan questioned if there would be any recovery of money for Item No. 197.aa). Mr. Raymond stated that the party is known and that the Department is seeking full recovery for damages. Relating to this same subject, it was pointed out that Commissioner Benson has requested a periodic review of outstanding claims.

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

ITEM PRESENTED BY THE STATE CONSTRUCTION ENGINEER - Mr. Raymond

198. Request for Additional Appropriations on Certification Acceptance Project in the amount of \$12,000.00

- a) City of Tulsa - grading, drainage, surfacing on East 71st Street South from US-169 to Garnett Road for a contract amount of \$4,683,604.80

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 OFFICE ENGINEER - Mr. Schmitt

199. Awards

- a) Deferral from September 21, 2006 Letting
b) Regular Letting - October 19, 2006

Chairman Overland called for questions: Commissioner Mabrey questioned the rejection of call order 130 and asked for an explanation. Mr. Schmitt explained that four bids were received and that the low bid was \$4.3 million over the estimate. The Department is carefully scrutinizing this project to try to bring it back to within budget.

ACTION: Berry 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:

- c) Emergency Letting (US-60 in Washington County) October 19, 2006 - **Information only.**

ITEMS PRESENTED BY THE DIRECTOR - FINANCE - Mr. Patterson

200. FY 2007 Budget Revisions

- a) AD Finance requests to increase Federal Aid Projects by \$53,874,019.00 and Right-of-Way by \$1,740,00.00. Funding for these increases is available from several sources, most notably increased participation by tribal governments.
b) AD Finance requests to transfer \$223,000.00 from State Aid Projects to Right-of-Way for property acquisitions associated with the Load Posted Bridge Program.

ACTION: Overland moved and Dunegan 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:

ITEM PRESENTED BY THE COMPTROLLER - Ms. Hilmes

201. Settlement

- a) On June 15, 2005, Arzate Jorge Marquez was traveling eastbound on I-40 in the westbound lane and struck another vehicle at full speed. Mr. Marquez died as a result of the accident. Topa Insurance Company holds the insurance and the policy in question has a \$10,000.00 limit for property damage. Topa Insurance proposes a settlement to ODOT in the amount of \$108.38, which represents an apportionment of the policy limit held by Mr. Marquez.

ACTION: Berry 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:

ITEM PRESENTED BY THE DIRECTOR OF ADMINISTRATION - Mr. Gatz

202. Highway and Bridge Designations

- a) Suspension of Rules - Title 730:15-1-9

Oklahoma Administrative Code (OAC), Title 730:15-1-9 provides that, "highways, bridges and other facilities which are part of the state highway system may be considered for dedication in honor of individuals Persons proposed to be so honored shall have been deceased not less than five years prior"

Item 202.a) requests the Commission, by unanimous vote, to suspend the rules to waive this 5-year requirement.

ACTION: Dunegan moved and Burgess 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:

- b) In accordance with House Concurrent Resolution 1050, filed with the Secretary of State on April 4, 2006, the Department has been directed to place a suitable marker as follows:

"Jared 'Jed' Douglas Hartley Memorial Highway"

from the north boundary of Newkirk to the Kansas state line in Kay County, Division 4

ACTION: Benbrook moved and Burgess 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:

- c) In accordance with House Concurrent Resolution 1074, filed with the Secretary of State on May 26, 2006, the Department has been directed to place a suitable marker as follows:

“Don Reynolds Memorial Bridge”

At I-40 and Sooner Road in Oklahoma County, Division 4

ACTION: Mabrey moved and Dunegan 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:

ITEM PRESENTED BY THE DIRECTOR - Mr. Ridley

203. Director’s Report

Director Ridley advised the Commission that the Department has been working with the Field Division Engineers to finalize the 8 Year Construction Work Plan. Meetings will be held in the next couple of months with the Commissioners and the field engineers to discuss this work plan. Also, as a result of passage of House Bill 1176 by the legislature, we have been in contact with the County Advisory Board as well as the Circuit Engineers regarding the state-funded county program. They will be submitting projects that they believe to be the highest priority, and the Department will review all requests, validate all information, etc., prior to meeting with the Commissioners on these projects. We do not anticipate any great changes on these projects.

Information only; no Commission action necessary.

Meeting adjourned 11:34 a.m.

Approval of the Minutes of the Regular Meeting of November 6, 2006

Dan Overland - Chairman

James H. Dunegan - Vice Chairman

(Seal)