

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

DATE: Friday, April 25, 2008
TIME: 2:00 p.m.
PLACE: Commission Meeting Room, ODOT Building

BE IT REMEMBERED that on Friday, the 25th day of April, 2008, at the hour of 2:00 p.m. the Transportation Commission met in the Commission Meeting Room of the ODOT Building in Oklahoma City, OK.

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| Present: | Dan Overland | Chairman |
| | James H. Dunegan | Vice Chairman |
| | Jackie Cooper | Member |
| | Loyd Benson | Member |
| | Bruce Benbrook | Member |
| | Brad Burgess | Member |
| | Guy Berry | Member |

Presiding: Dan Overland Chairman

Absent: Carlisle Mabrey

The agenda for this Commission Meeting was posted at or before 11:30 a.m. on Wednesday, April 23, 2008, 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 Special Transportation Commission meeting of April 23, 2008. For those items amended, deferred or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

ITEM TO BE PRESENTED BY THE DIRECTOR - Mr. Ridley

63. Declaration of Emergency in Rogers County

Floods and rapid runoff, commencing on April 9, 2008, were experienced throughout Rogers County as a result of extremely heavy rains. The flooding and associated runoff have produced serious and extensive damage to the State road system which includes bridges, roadbeds, and other facilities. Most significantly impacted was SH-20 approximately 5.5 miles east of US-169 where, due to the heavy rain and saturated soils, a slope failure occurred on the northeast side of the highway. The damage to SH-20 will require immediate repair to reopen the road to traffic. The repair will consist of up to one-half mile of slope repair and replacement of 2,000 linear feet of pavement. The slope repair will involve the placement of sheet piling, benching the slope and placement of under-drain. This repair work will exceed the Director's emergency authority of \$500,000.00.

The Department therefore requests that the Transportation Commission find that an emergency situation exists and authorize the Department to utilize emergency contracting procedures to expedite the repair of this highway.

Mr. Fuller discussed details of the damaged highway, and congratulated our people on their good work to have this project ready in a two weeks, plus two days, time frame. This joint effort included Division VIII personnel, and Survey, Roadway, Bridge, Environmental, Right-of-Way, Traffic Engineering, Materials, Maintenance and Media and Public Relations Divisions.

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

ITEM TO BE PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

64. Awards

Emergency Letting - Rogers County - SH-20

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

77. Awards

April 17, 2008 - Regular Letting

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

ITEM TO BE PRESENTED BY THE SECRETARY TO THE COMMISSION

65. Approval of the Minutes of the Regular Commission Meeting of April 7, 2008

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

CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN

66. Traffic Operational Improvement Projects - Mr. Smart

- a) Johnston County - installation of a traffic signal system at the intersection of US-377/SH-99/Kemp Avenue and SH-22/Main Street in Tishomingo. The City of Tishomingo will be responsible for the operation and maintenance of the traffic signal system upon completion of construction.
- b) Tulsa County - installation of pavement markings and raised pavement marker replacement lenses along SH-11 from 56th Street North, extending north to the Washington County line.
- c) Tulsa County - installation of pavement markings along SH-151 from US-412 interchange south, extending north to the junction of SH-51.

- d) Tulsa County - installation of pavement markings along US-64 from Mingo Road, extending east to the Wagoner County line.
 - e) Tulsa County - installation of pavement markings for the on and off ramps of US-64/US-412 beginning at the Quanah Avenue ramps, extending west to the eastbound exit ramp at 81st Street West Avenue.
 - f) Tulsa County - installation of pavement markings along US-64/US-412 from west of 209th West Avenue, extending west to the Osage County line.
67. Speed Zone - Mr. Smart
- Blaine County, Town of Okeene - along SH-51
68. Land Sales - Mr. Bell
- a) Logan County - south side of SH-33, approximately three miles southwesterly of the Town of Langston
 - b) Payne County - SH-108, approximately one mile north of the Town of Glencoe
69. Programming of At-Grade Railroad Crossing Safety Projects - Mr. Kyle
- a) Stephens County - corridor project in Marlow with Union Pacific Railroad Company
 - b) Kay County - signal/surface project near Newkirk with BNSF Railway Company
 - c) Noble County - signal project near Perry with BNSF Railway Company
 - d) Hughes County - surface project near Yeager with BNSF Railway Company
 - e) Okmulgee County - signal/surface project near Okmulgee with BNSF Railway Company
 - f) Muskogee County - signal/surface project in Muskogee with BNSF Railway Company
 - g) Tulsa County - signal/surface project in Tulsa with BNSF Railway Company
 - h) Rogers County - signal/surface project near Bushyhead with BNSF Railway Company
70. County Bridge and Road Improvement Fund Force Account Projects - Mr. Sheffert
- a) Choctaw County - bridge over Bokchito Creek, north and west of the US-271/SH-70 junction
 - b) Cimarron County - bridge over an unnamed creek, south of Kenton
 - c) Custer County - bridge over West Barnitz Creek, south and east of Butler on EW-97
 - d) Delaware County - county road (NS510) from SH-28, extending south to SH-20
 - e) Delaware County - county road (EW430) from the State line west.
 - f) Delaware County - county road (EW260) from SH-10 west to NS635
 - g) Pawnee County - bridge over Spring Creek on NS353 north of Skedee
 - h) Rogers County - bridge over Dog Creek on NS422 (Sawyer Road), south of SH-66 and north of SH-28A
 - i) Woods County - bridge over Yellow Stone Creek, west of Alva and north of US-64 on NS229.2

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

MOTION: Carried by the following vote:

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

NAYS:

ABSENT: Mabrey

END OF CONSENT DOCKET

ITEMS TO BE PRESENTED BY THE DIRECTOR OF ENGINEERING - Mr. Streb

Note: The following items were presented by Mr. Kurt Harms, Chief of Right-of-Way Division

71. Engineering Contracts

- a) Statewide - (All Districts) Reconnaissance Data Collections Contracts (E.C. 1170A, E.C. 1170B, E.C. 1070C, E.C. 1170D, E.C. 1170E, E.C. 1170F, E.C. 1170G and E.C. 1170H)

Eight (8) consulting firms have been selected to provide Reconnaissance Data Collection services in support of ODOT staff as related to accelerating pre-construction activities for projects in the 8 Year Construction Work Plan. The following firms were selected:

- | | | | |
|----|----------------------------------|----|---------------------------|
| 1. | C. H. Guernsey & Company | 5. | Able Consulting |
| 2. | Smith Roberts Baldischwiler, LLC | 6. | Guy Engineering Company |
| 3. | Garver Engineers, LLC | 7. | Cobb Engineering Company |
| 4. | BWR | 8. | The Benham Companies, LLC |

The aggregate not to exceed amount for the eight contracts is \$2,000,000.00. Funding will be 80% federal funds and 20% soft match credit.

- b) McClain County - Commission District III (E.C. 1158)

PSA Dewberry has been selected to do preliminary engineering and preparation of construction plans on SH-39 in Purcell. The negotiated fee is \$365,400.00. The project is in the 8 Year Construction Work Plan with a scheduled let date in FFY 2010. The total estimate for construction of this project is \$6,557,500.00. Funding will be 80% federal funds and 20% soft match credit.

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

72. Supplemental Engineering Contracts

- a) Bryan County - Commission District II (E.C. 122G, Supplemental No. 3)

Triad Design Group was previously authorized to prepare both conceptual studies and final construction plans for the proposed bypass around the City of Durant on US-70. This supplemental contract is for additional work required to perform a design study for the proposed fly-over ramp from southbound US-69B to southbound US-69. The negotiated fee is \$75,000.00. The total engineering contract cost, including supplements, is \$3,323,100.00. The US-70 Durant Bypass is scheduled in the 8 Year Construction Work Plan beginning in 2008. The total estimate for construction of this project is \$36,404,707.00. Funding for this supplemental agreement will be 80% federal funds and 20% soft match credit.

- b) Hughes County - Commission District III (E.C. 1033, Supplemental No. 1)

C.H. Guernsey & Company was previously selected to development construction plans for the realignment and improvement of US-75 at the intersection of Main Street and Grand Avenue in Wetumka, extending to the North Canadian River Bridge. Additional engineering services will be required, and the negotiated fee totals \$19,430.00. The total engineering contract cost is \$221,430.00. The project is in the 8 Year Construction Work Plan with a scheduled let date in FFY 2010. The total estimate for construction of this project is \$5,665,895.00. Funding for this

supplemental agreement will be 80% federal funds and 20% soft match credit.

c) Oklahoma County - Commission District IV (E.C. 569, Supplemental No. 7)

Triad Design Group was previously authorized to complete engineering plans for upgrading SH-74 from Memorial Road, north to SH-33 in Logan County. This supplement will fund modifications for moving the construction termini from one project to another. Additional funding required for this modification totals \$23,000.00. This brings the total engineering contract cost, including supplementals, to \$3,336,823.35 for the entire SH-74 corridor. The corridor includes projects in the 8 Year Construction Work Plan, which total \$82,900,000.00. Funding will be 80% federal funds and 20% soft match credit.

d) Oklahoma County Commission District IV (E.C. 874, Supplemental No. 2)

Cobb Engineering was previously authorized to prepare final construction plans for the roadway and bridge projects within the **west interchange** of the I-40 Crosstown Expressway realignment corridor. This supplemental agreement is for multiple changes to the plans within the west interchange. These changes will result in saving approximately \$2,000,000.00, and reducing overall construction delays experienced by the public. Additional engineering fees total \$735,000.00. The total engineering contract cost, including supplementals, is \$4,014,000.00. The I-40 Crosstown Expressway realignment project is in the 8 Year Construction Work Plan in FFY 2008, FFY 2009 and FFY 2010. Funding for this supplement will be a combination of federal earmark funds and formula federal funds.

e) Tulsa County - Commission District VIII (E.C. 503, Supplemental No. 5)

The Benham Companies, LLC, were previously authorized to prepare construction plans for the upgrade of US-75 from 151st Street South, extending north to 91st Street. This supplemental agreement is for an additional drainage study for the 111th Street Interchange. Additional funding needed for this study totals \$60,000.00. This brings the total engineering contract cost, including supplementals, to \$1,965,700.00. The total estimate for construction of the 111th Street Interchange is \$12,184,696.00. The 111th Street Interchange project is in the 8 Year Construction Work Plan with a scheduled letting date in FFY 2009. Funding for this supplement will be 80% federal funds and 20% soft match credit.

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

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

73. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final June 2008
- c) Tentative July 2008 Bid Opening
- d) Tentative August 2008 Bid Opening

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

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

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

- a) Cleveland County - Ct. St. - STP-114B(140)AG / 22138(04)#1, \$974.05
- b) Cleveland County - Ct. St. - STP-114B(140)AG / 22138(04)#3, \$3,111.70 Underrun
- c) Cleveland County - Ct. St. - STP-114B(140)AG / 22138(04)#4, \$32,288.56
- d) Cleveland County - Ct. St. - STP-114B(140)AG / 22138(04)#5, \$6,050.00
- e) Custer County - Co. Rd. - BRO-120D(102)CO / 22005(04), \$4,225.40
- f) Custer County - IS-40 - SSP-120C(121)SS / 24079(04), \$4,624.34
- g) Ellis County - SH-15 - BRFY-019N(004) / 08095(04), \$8,411.48
- h) Garfield County - US-412 - NHY-019N(070) / 12545(05), \$2,925.34 Underrun
- i) Garfield County - Co. Rd. - BRO-124D(071)CO / 22544(04), \$1,750.00
- j) Garvin County - IS-35 - IMY-35-2(262)67/IMY-40-5(353)196/BHIY-35-2(264)77/NHY-17N(104)(105) / 18001(05), \$35,412.78
- k) Harper County - US-64 - BRFY-130B(042) / 18868(04), \$4,605.17
- l) Lincoln County - Co. Rd. - BRF-141C(118)CO / 20731(04), \$84.57
- m) Lincoln County - SH-66 - SSR-141C(174)SR / 24463(04), \$6,000.00
- n) Logan County - SH-74C - SAB-142C(086)BR / 20982(04), \$4,886.18
- o) Mayes County - US-414B - MC-149C(96) / 23322(04), \$105,356.37 Underrun
- p) Okfuskee County - Co. Rd. - BRO-154D(070)CO / 21358(04), \$7,000.00
- q) Okfuskee County - US-77 - BPMY-125C(150)3B / 24396(04), \$4,620.00
- r) Oklahoma County - Co. Rd. - STP-155C(385)AG / 20456(04), \$37,641.26
- s) Oklahoma County - Ct. St. - STPG-155B(553)AG / 23422(04), \$10,552.94
- t) Oklahoma County - IS-40 - SSP-155N(604)SS / 24081(04), \$15,091.83
- u) Pushmataha County - Co. Rd. - BRO-164D(52)CO / 20678(04), \$3,000.00
- v) Sequoyah County - SH-10 - BPMY-151C(166)3B / 24394(04), \$4,235.00
- w) Tulsa County - SH-20 - BRFY-172C(345) / 23185(04), \$11,803.51
- x) Wagoner County - US-69 - SBR-173A(126)SB / 23999(04), \$2,125.60
- y) Washita County - US-183 - ACNHY-009N(082)GB / 17126(08)#1, \$10,599.26
- z) Washita County - US-183 - ACNHY-009N(082)GB / 17126(08)#2, \$1,431.00
- aa) Washita County - US-183 - ACNHY-009N(082)GB / 17126(08)#3, \$1,079.53
- bb) Washita County - US-183 - ACNHY-009N(082)GB / 17126(08)#4, \$8,404.50
- cc) Washita County - Co. Rd. - BRO-175D(064)CO / 22361(04), \$8,373.00

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

- a) Caddo County - US-277 - STPY-108C(83) / 20232(04), \$4,070.00
- b) Cleveland County - Ct. St. - STP-114B(018)(046)AG / 17069(04), \$3,087.65
- c) Cleveland County - Ct. St. - STP-114B(136)AG / 21979(04), \$53,310.00
- d) Cleveland County - Ct. St. - STP-114B(137)AG/BPMY-114B(144)3B / 22022(04), \$47,072.59
- e) Custer County - IS-40 - IMY-040-2(130)061 / 20253(04), \$122,228.48
- f) Garfield County - Ct. St. - STPY-124B(53)MS / 21340(04), \$4,596.30
- g) Garfield County - US-81 - STPG-124A(76)TR / 22706(04), \$2,415.76
- h) Garfield County - US-81 - NHY-011N(074)3R / 23903(04), \$33,495.80
- i) Garvin County - IS-35/US-7 - IMY-35-2(256)72/IMY-35-2(254)81/IMY-35-2(261)67/BRFY-144C(44)/IMY-40-5(357)186 / 17981(05), \$26,085.68
- j) Hughes County - US-270 - BRFY-132B(057) / 20265(04), \$3,933.68
- k) Kay County - US-77 - SSR-136B(144)SR / 24312(04), \$934,727.47
- l) Lincoln County - SH-99 - BRFY-12N(28) / 12539(05), \$25,490.68
- m) McClain County - SH-59 - BRFY-144C(105) / 23281(04), \$3,069.31
- n) Oklahoma County - Co. Rd. - BRO-155D(472)CO / 22127(04), \$875.00
- o) Payne County - SH-51 - BRFY-160A(110)/STPY-160A(149) / 20875(04), \$9,965.00
- p) Pottawatomie County - IS-40 - BRIY-40-5(383)178 / 20880(04), \$50,010.00
- q) Seminole County - SH-99 - ACNHY-012N(014)(015)GB / 10166(08), \$31,248.49

- r) Sequoyah County - US-59 - ACSTPY-168A(023)GB / 16952(04), \$88,951.71
- s) Tulsa County - SH-20 - STPY-072B(421) / 09482(04), \$19,650.00
- t) Tulsa County - US-75 - NHY-14N(48) / 12938(04), \$1,202.95 Underrun
- u) Wagoner County - SH-51 - STP-173B(56)IG/STPG-173B(95)IG / 18434(04), \$29.06 Underrun

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

ITEM TO BE PRESENTED BY THE DIRECTOR OF OPERATIONS - Mr. Evans

76. Settlement of Claim

Payne County - C-P Integrated Services, Inc. - \$114,615.70. Approval of this settlement will eliminate the need for formal mediation or arbitration of this claim.

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

ITEM TO BE PRESENTED BY THE DIRECTOR FINANCE AND ADMINISTRATION - Mr. Patterson

78. FY 2008 Budget Revisions

- a) General Counsel requests an increase of \$4.0 million for the Ports of Entry weigh station program. Transfers from the Corporation Commission will fund this increase.

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

TO BE PRESENTED BY THE DIRECTOR - Mr. Ridley

79. Director's Report

Director Ridley thanked all employees for their efforts concerning the SH-20 emergency. He also stated that currently a survey is being conducted of ODOT employee salaries.

Information only; no Commission action necessary.

Approval of the Minutes of the Special Meeting of the Special Transportation Commission Meeting of April 25, 2008

Dan Overland - Chairman

James H. Dunegan - Vice Chairman

(Seal)