

AGENDA
STATE TRANSPORTATION BOARD MEETING
9:00 a.m., Friday, October 17, 2008
Town of Wickenburg Council Chambers
155 N. Tegner
Wickenburg, AZ 85390

Pursuant to A.R.S. Sec. 38-431.02, notice is hereby given to the members of the State Transportation Board and to the general public that the State Transportation Board will hold a meeting open to the public on Friday, October 17, 2008, 9:00 a.m., at the Town of Wickenburg Council Chambers, 155 N. Tegner, Wickenburg, Arizona 85390. The Board may vote to go into Executive Session, which will not be open to the public, to discuss certain matters relating to any items on the agenda. Members of the Transportation Board will attend either in person or by telephone conference call.

EXECUTIVE SESSION OF THE STATE TRANSPORTATION BOARD

Pursuant to A.R.S. 38-431.03 (A) (3), notice is hereby given to the members of the Arizona State Transportation Board and to the general public that the Board may meet in Executive Session for discussion or consultation for legal advice with legal counsel at its meeting on Friday, October 17, 2008. The Board may, at its discretion, recess and reconvene the Executive Session as needed, relating to any items on the agenda.

PLEDGE

The Pledge of Allegiance to the flag led by Chairman Schorr.

OPENING REMARKS

Opening remarks by Chairman Schorr

CONSENT AGENDA (Action as Required)

- *ITEM 1:** Bring forward Items not to be included in the consent agenda. ("*" Indicates items recommended by ADOT staff for further discussion & possible action by the Board.)

- *ITEM 2: Director's Report**
The Director will provide an up to date report regarding current issues and events affecting ADOT. (For information and discussion only – Richard Travis, Deputy Director.)

- *ITEM 3: Legislative Report**
Staff will provide an update on State and Federal Legislative Issues.
(For information and discussion only – Gail Lewis)

***ITEM 4: Financial Report**

Staff will provide summary reports on revenue collections for Highway User Revenues and Maricopa Transportation Excise Tax Revenues, comparing fiscal year results to last year's actuals and forecasts, and report on interest earnings, HELP Fund status, and other financial information relative to the Board and Department.

(For information and discussion only – John McGee)

***ITEM 5: Financing Program**

Staff will provide an update on financing issues affecting the Board and the Department, including HURF and RARF Bonding, GAN issuances and Board Funding Obligations

(For information and discussion only – John McGee)

***ITEM 6: Discussion of Public Private Partnerships (PPP) in rest areas**

Staff will provide an update.

(For information and discussion only – Gail Lewis)

***ITEM 7: Governor's Growth Scorecard**

(For information and possible action – Shannon Scutari and Patrick Cunningham)

ITEM 8: Minutes – Approval

Board Meeting Minutes – September 19, 2008

***ITEM 9: Policy Guidance on Project Selection Criteria**

(For information and possible action – Rakesh Tripathi)

***ITEM 10: Consideration of request by the Arizona Community Foundation to make a presentation to the board at the November meeting regarding the foundation's Housing & Transportation Survey of Arizona Employers and possible discussion of the survey.**

Visit the following link for more information:

http://www.azfoundation.org/File/content/HTSurvey_Sept08_Small.pdf

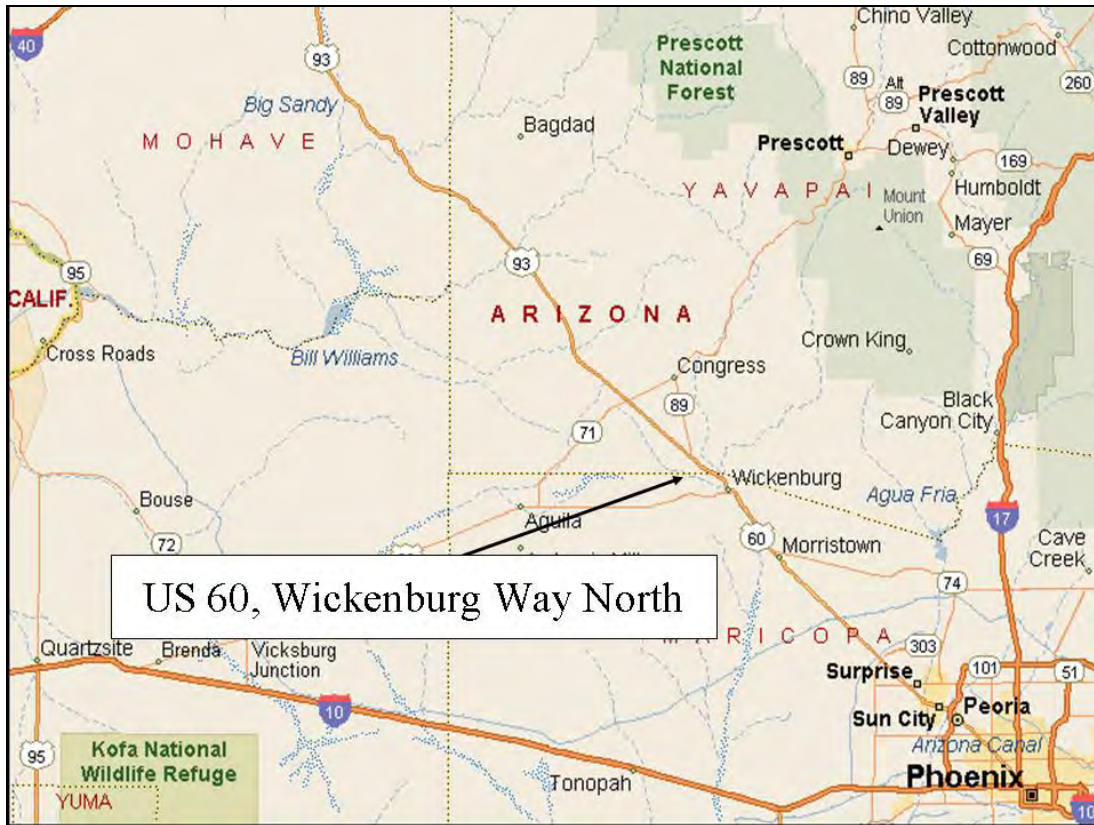
(For information and possible action by the board)

***ITEM 12:**

ROUTE NO: US 93 @ MP 192.4
COUNTY: Yavapai
DISTRICT: Prescott
SCHEDULE: New Project Request
SECTION: Wickenburg Way North
TYPE OF WORK: Pavement preservation
PROGRAM AMOUNT: New Project
PROJECT MANAGER: Yumi Shapiro
PROJECT: H682101C
REQUESTED ACTION: Establish a new pavement preservation project for \$2,150,000 in the FY 2009 Highway Construction Program. Project is 1.45 miles in length.
Funds are available from the FY 2009 Pavement Preservation Fund #72509.

NEW PROGRAM AMOUNT:

\$2,150,000

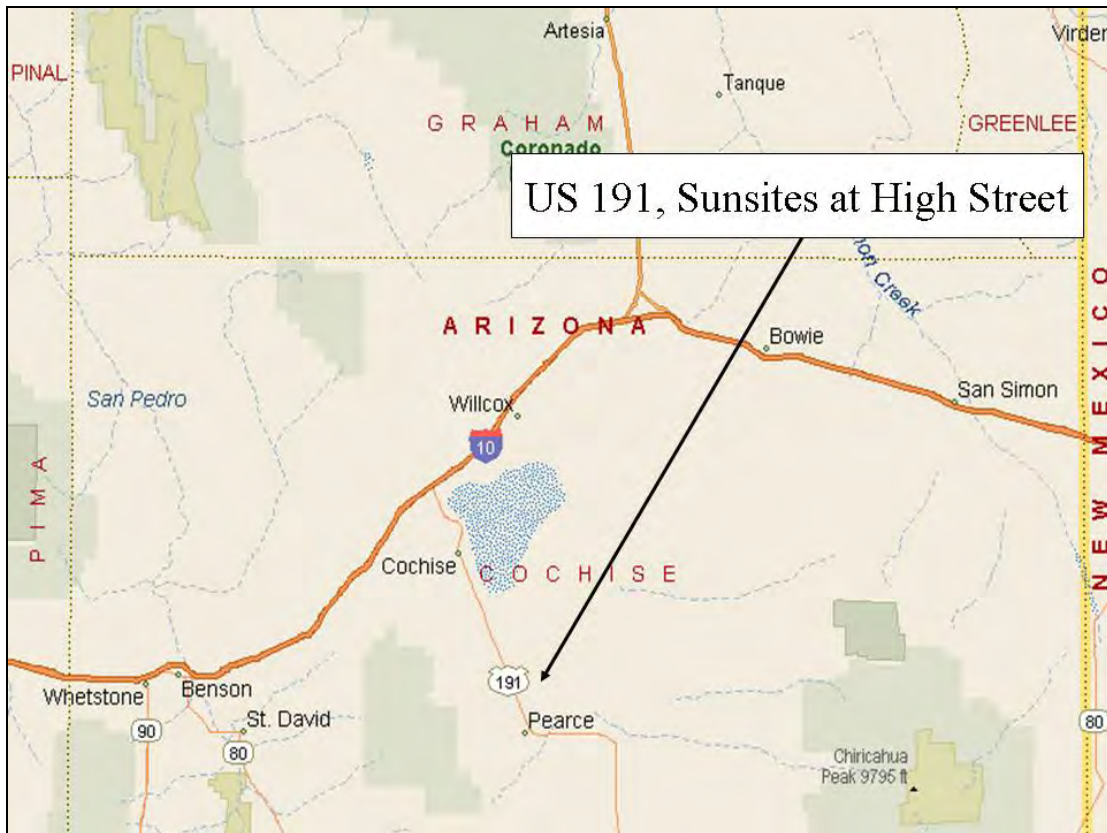


***ITEM 13:**

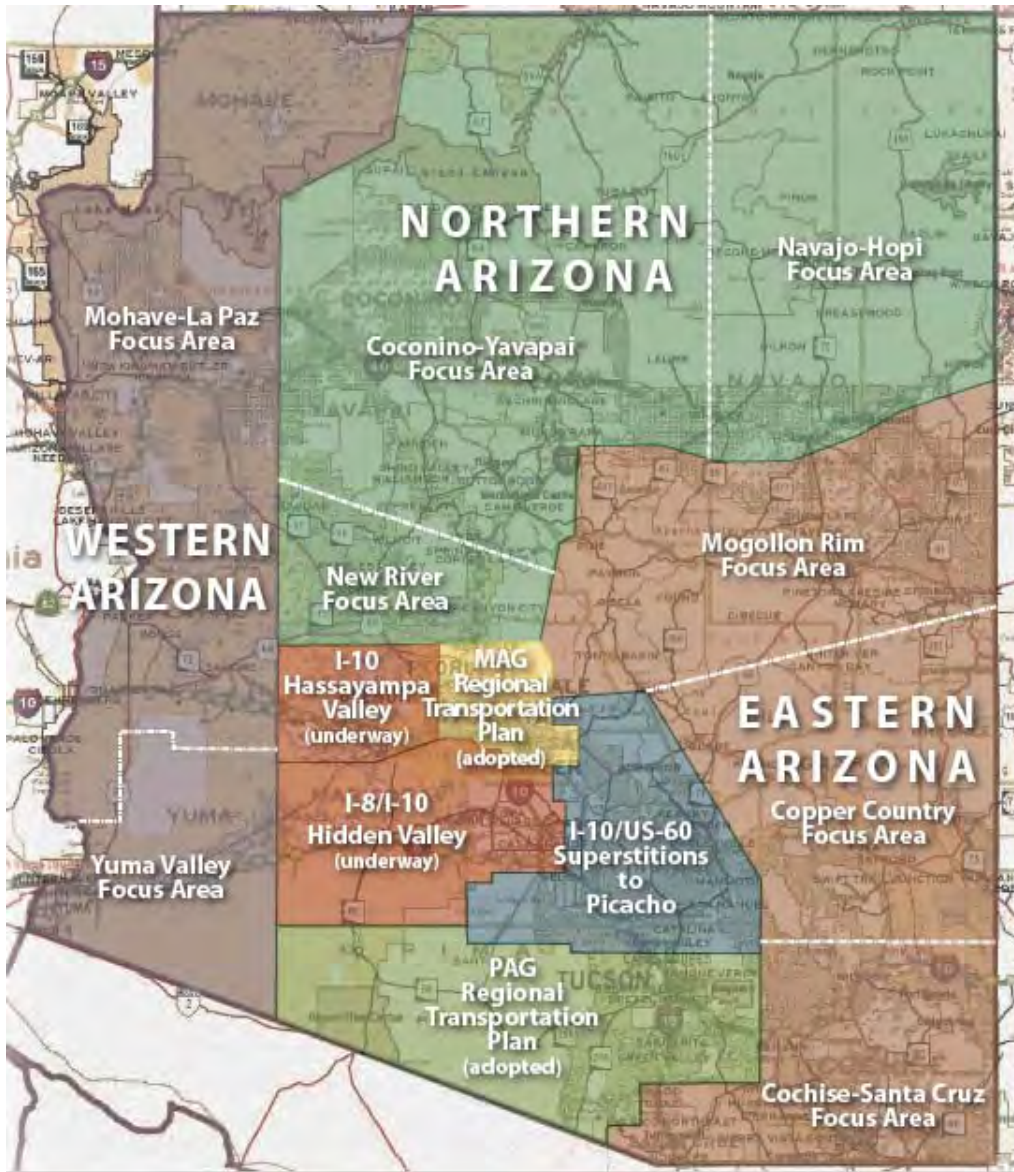
ROUTE NO: US 191 @ MP 48.5
COUNTY: Cochise
DISTRICT: Safford
SCHEDULE: New Project Request
SECTION: Sunsites at High Street
TYPE OF WORK: Widen roadway for turn lanes
PROGRAM: New Project
AMOUNT:
PROJECT: Robin Raine
MANAGER:
PROJECT: H650901C
REQUESTED ACTION: Establish a new roadway widening project for \$595,000 in the FY 2009 Highway Construction Program.
Funds are available from the FY 2009 District Minor Fund #73309.

NEW PROGRAM AMOUNT:

\$ 595,000



***ITEM 14:** Statewide Transportation Planning Framework Study - Increase the funding by \$3,500,000 for additional work on the scope of study. **Funds are available from the FY 2009 Statewide Contingency Fund #72309.**



***ITEM 15:**

ROUTE NO: SR 66 @ MP 0.0
 COUNTY: Coconino
 DISTRICT: Flagstaff
 SCHEDULE: New Project Request
 SECTION: Route 66 Corridor Management Plan
 Implementation – Year 2
 TYPE OF WORK: Implement the Corridor Management Plan
 PROGRAM: New Project
 AMOUNT:
 PROJECT: Phil Jeselnik
 MANAGER:
 PROJECT: H748401X
 JPA: 08-096 I - Historic Route 66 Association of Arizona
 REQUESTED ACTION: Establish a new corridor management
 plan for \$25,000 in the FY 2009
 Highway Construction Program. **See
 funding sources below.**

FY 2007 National Scenic Byways Grant	\$20,000
JPA 08-096 I - Historic Rte 66 Assoc. of Arizona	\$5,000
NEW PROGRAM AMOUNT:	\$ 25,000

Historic Route 66 and FWS Lands Map - Arizona

Some regions of this map can be clicked on to view further information.



- ITEM 16:**
- Minutes from the PPAC Meeting held on September 3, 2008.
 - Highway Program Monitoring Report

RIGHT OF WAY RESOLUTIONS (Action as Noted)

- ITEM 17:** RES. NO: 2008-10-A-045
PROJECT: F-191-E-800 / 191AP418H451801R
HIGHWAY: CHAMBERS – MEXICAN WATER
SECTION: Burnside Junction - North
ROUTE NO. U.S. Route 191
ENG. DIST. Holbrook
COUNTY: Apache
RECOMMENDATION: Establish new right of way as a state route and state highway for slope and retaining wall purposes for construction of a Round-about to enhance safety for the traveling public
- ITEM 18:** RES. NO: 2008-10-A-046
PROJECT: U-089-C-801 / 089CN418H5106R
HIGHWAY: FLAGSTAFF - CAMERON
SECTION: East Flagstaff T.I.
ROUTE NO. U.S. Route 89
ENG. DIST. Flagstaff
COUNTY: Coconino
RECOMMENDATION: Abandon a portion of U.S. Route 89 and State Route 40B (Old U.S. Route 66) to the City of Flagstaff in accordance with Intergovernmental Agreements # 03-64, dated August 20, 2004 and # 05-048, dated July 15, 2005
- ITEM 19:** RES. NO: 2008-10-A-047
PROJECT: 191CH048H650901R
HIGHWAY: DOUGLAS - WILLCOX
SECTION: Sunsites at High Street
ROUTE NO. U.S. Route 191
ENG. DIST. Safford
COUNTY: Cochise
RECOMMENDATION: Establish additional right of way as a state highway for intersection and drainage improvements to enhance safety for the traveling public
- ITEM 20:** RES. NO: 2008-10-C-048
HIGHWAY: COPPER CORRIDOR SCENIC ROAD
SECTION: State Route 77 (MP. 124 TO 162)
State Route 177 (MP. 149 to 164)
ROUTE NO. State Route 77 and State Route 177
ENG. DIST. Globe / Tucson
COUNTY: Gila / Pinal
RECOMMENDATION: Designating portions of State Route 77 and State Route 177 as Copper Corridor Scenic Road

ITEM 21: RES. NO: 2008-10-A-049
PROJECT: 260NA353HX21501R
HIGHWAY: SHOW LOW-MCNARY-EAGAR
SECTION: Woodland Lake Road Intersection
ROUTE NO. State Route 260
ENG. DIST: Globe
COUNTY: Navajo
RECOMMENDATION: Establish new right of way as a state route for traffic signal improvements to enhance safety for the traveling public

STATE ENGINEER’S REPORT – Floyd Roehrich – (Information Only)

***ITEM 22:** Report on construction and projects completed in September 2008.

CONSTRUCTION CONTRACTS

Non-Interstate Federal-Aid (“A” “B”) projects do not need FHWA concurrence, but must comply with DBE regulations; other projects are subject to FHWA and/or local government concurrence and compliance with DBE regulations)

***ITEM 23:** BIDS OPENED: September 26
HIGHWAY: CASA GRANDE – TUCSON HIGHWAY (I-10)
SECTION: I-10 / I-19 T.I.
COUNTY: Pima
ROUTE NO.: I-10
PROJECT: IM-010-D(200)A 010 PM 260 H734501C
FUNDING: 94% Federal 6% State
LOW BIDDER: Recon, Inc.
AMOUNT: \$ 1,942,490.00
STATE AMOUNT: \$ 2,767,196.00
\$ UNDER: \$ 824,706.60
% UNDER: 29.8%
NO. BIDDERS: 5
RECOMMENDATION:

Non-Interstate Federal-Aid (“N” “X”) required FHWA concurrence and compliance with DBE regulations)

***ITEM 24:** BIDS OPENED: September 26
HIGHWAY: HOOVER DAM – KINGMAN HIGHWAY (US 93)
SECTION: Hoover Dam to Milepost 17
COUNTY: Mohave
ROUTE NO.: US 93
PROJECT: NH-093-A(200)N 093 MO 002 H534701C
FUNDING: 94% Federal 6% State
LOW BIDDER: FNF Construction, Inc.
AMOUNT: \$ 71,269,683.07
STATE AMOUNT: \$ 86,311,400.00
\$ UNDER: \$ 15,041,716.93
% UNDER: 17.4%
NO. BIDDERS: 9
RECOMMENDATION:

Non-Interstate Non-Federal Aid

***ITEM 25:** BIDS OPENED: September 12
HIGHWAY: CARRIZO-WHITERIVER-INDIAN PINES
HIGHWAY (SR 73)
SECTION: Milepost 334
COUNTY: Gila
ROUTE NO.: US 73
PROJECT: 073-A-NFA 073 GI 334 H670901C
FUNDING: 100% State
LOW BIDDER: Beco Construction Co., Inc.
AMOUNT: \$ 197,741.41
STATE AMOUNT: \$ 161,533.00
\$ OVER: \$ 36,208.41
% OVER: 22.4%
NO. BIDDERS: 11
RECOMMENDATION: AWARD

***ITEM 26:** BIDS OPENED: September 26
HIGHWAY: FLAGSTAFF-CAMERON-BITTER SPRINGS
HIGHWAY (US 89)
SECTION: Gray Mountain – The Gap
COUNTY: Coconino
ROUTE NO.: US 89
PROJECT: 089-C-NFA 089 CN 457 HX19701C
FUNDING: 100% State
LOW BIDDER: Rural Electric, Inc.
AMOUNT: \$ 105,624.00
STATE AMOUNT: \$ 128,770.00
\$ UNDER: \$ 23,146.00
% UNDER: 18.0%
NO. BIDDERS: 8
RECOMMENDATION: AWARD

COMMENTS:

At the bid opening, G.U.Y. Construction, LLC was read as the apparent low bidder with a bid of \$111,111.11. The second low bidder was CS Construction, Inc. with a bid of \$111,427.34. The third bidder was Rural Electric, Inc. with a bid of \$115,624.00.

Subsequent to the bid opening, the Department reviewed Rural Electric’s bid. The product of the quantity shown in the bidding schedule and the unit price specified in the bidding schedule for each item was shown correctly. However, the summation of the products was shown on the bid as \$115,624.00, which was incorrect. The correct summation is \$105,624.00, which makes Rural Electric the low bidder.

The Rural Electric bid also contained an irregularity regarding the non-collusion affidavit. In submitting its paper format bid documents, Rural Electric failed to sign and notarize the non-collusion affidavit form.

The non-collusion affidavit states in part:

[The undersigned] certifies that neither he nor anyone associated with the company, firm, corporation, or individual mentioned above has, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of full competitive bidding in connection with project:
[Description of project]

The third paragraph of the Proposal states in part the following:

The undersigned hereby certifies that...neither he nor anyone associated with the company, firm, or corporation mentioned above has, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such project...

The Proposal makes the same representation as the non-collusion form. The non-collusion certificate only strengthens that representation by adding the requirement of a notarized acknowledgement. The lack of the notarized non-collusion certificate is an irregularity that can be cured by submitting the non-collusion form.

Subsection 102.10(A)(7) of the Standard Specifications states that proposals may be considered irregular and may be rejected if the bidder fails to sign the non-collusion certificate when submitting a bid in the paper format.

The State Engineer believes the Transportation Board should waive the minor irregularity and recommends that the Board award the contract to Rural Electric, Inc.

ITEM 27:	BIDS OPENED:	September 26
	HIGHWAY:	WILLCOX - DOS CABEZAS - CHIRICAHUA HIGHWAY (SR 186)
	SECTION:	Dos Cabezas – Jct. SR 181
	COUNTY:	Cochise
	ROUTE NO.:	SR 186
	PROJECT:	S-186-A-500 186 CH 342 H451301C
	FUNDING:	100% State
	LOW BIDDER:	Agave Environmental Contracting, Inc.
	AMOUNT:	\$ 352,007.79
	STATE AMOUNT:	\$ 388,807.75
	\$ UNDER:	\$ 36,799.96
	% UNDER:	9.5%
	NO. BIDDERS:	7
	RECOMMENDATION:	AWARD

COMMENTS:

At the bid opening, Beco Construction Co., Inc. was read as the apparent low bidder with a bid of \$333,278.35. The second low bidder was Agave Environmental Contracting, Inc. with a bid of \$352,007.79.

Beco Construction

Subsequent to the bid opening, Beco's bid was determined to be \$383,778.35 00. The product of the quantity shown in the bidding schedule and the unit price specified in the bidding schedule for each item was shown correctly. However, the summation of the products was shown on the bid as \$333,278.35, which was incorrect. The correct summation is \$383,778.35, which makes Agave Environmental Contracting the low bidder.

Agave Environmental Contracting

Agave’s bid contained an irregularity regarding the non-collusion affidavit. In submitting its paper format bid documents, Agave notarized but failed to sign the non-collusion affidavit form.

The non-collusion affidavit states in part:

[The undersigned] certifies that neither he nor anyone associated with the company, firm, corporation, or individual mentioned above has, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of full competitive bidding in connection with project: [Description of project]

The third paragraph of the Proposal states in part the following:

The undersigned hereby certifies that...neither he nor anyone associated with the company, firm, or corporation mentioned above has, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such project...

The Proposal makes the same representation as the non-collusion form. The non-collusion certificate only strengthens that representation by adding the requirement of a notarized acknowledgement. The lack of the signature on the non-collusion certificate is an irregularity that can be cured by submitting the non-collusion form.

Subsection 102.10(A)(7) of the Standard Specifications states that proposals may be considered irregular and may be rejected if the bidder fails to sign the non-collusion certificate when submitting a bid in the paper format.

The State Engineer believes the Transportation Board should waive the minor irregularity and recommends that the Board award the contract to Agave Environmental Contracting, Inc.

***ITEM 28:**

BIDS OPENED:	September 12
HIGHWAY:	STATEWIDE HIGHWAY
SECTION:	Statewide Dynamic Message Signs (Phase 8)
COUNTY:	Statewide
ROUTE NO.:	999
PROJECT:	999-A-NFA 999 SW 000 H699201C
FUNDING:	100% State
LOW BIDDER:	C S Construction, Inc.
AMOUNT:	\$ 1,068,725.00
STATE AMOUNT:	\$ 1,290,752.50
\$ UNDER:	\$ 222,027.50
% UNDER:	17.2%
NO. BIDDERS:	5
RECOMMENDATION:	AWARD

***ITEM 29: Comments and Suggestions**

Board Members will have the opportunity to suggest items they would like to have placed on future Board Meeting Agendas.

***ITEM 30: Consent Agenda (Approval)**

Consideration of all items included in the consent agenda.

CALL TO AUDIENCE (Information and discussion)

An opportunity for citizens to discuss items of interest with the Board. **Please fill out a Request for Public Input** form and turn in to the Chairman or Secretary if you wish to address the Board.

Please limit your comments to three minutes, so everyone is given the chance to speak.

ADJOURN