

AMENDED: 12/18/03-8:25 A.M.

AGENDA
STATE TRANSPORTATION BOARD MEETING
9:00 A.M., Friday, December 19, 2003
The City of Globe Council Chambers
150 North Pine Street
Globe, Arizona 85501

The Board may vote to go into Executive Session, which will not be open to the public, to discuss certain matters.

EXECUTIVE SESSION OF THE STATE TRANSPORTATION BOARD

Pursuant to A.R.S. 38-431.02, 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 December 19, 2003, relating to any items on the agenda. Pursuant to A.R.S. 38.431.03(A), 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 Ingo Radicke.

OPENING REMARKS

Opening remarks and recognition of dignitaries by Chairman Ingo Radicke.

DISRICT ENGINEER REPORT

The District Engineer for Globe (Rick Powers) will provide an update on projects/issues of regional significance.

CALL TO AUDIENCE (Information and Discussion)

An opportunity for citizens to discuss Items of interest with the Board. **Please fill out an information sheet** and turn in to the Chairman or Secretary if you wish to address the Board.

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).
- *ITEM 2:** **Director's Report**
(Information, Discussion, Action as required – Victor Mendez.)
- *ITEM 3:** **Resolution of Support for a Primary Seat Belt Law**
Staff will present a Resolution by the Boards in support of a Primary Seat Belt Law. (For Discussion and Possible Action – Victor Mendez.)
- *ITEM 4:** **Legislative Report**
Staff will provide an update on Legislative Issues. (For Information and Discussion Only – Kevin Biesty.)

***ITEM 5: 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 & Discussion Only – John McGee.)

***ITEM 6: 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 & Discussion Only – John McGee.)

***ITEM 7: Appointment of Underwriters, Highway Revenue Bonds**

Staff will present a Resolution recommending appointment of Underwriters for the Board's anticipated issuance of Highway Revenue Refunding Bonds, Series 2004A and/or Subordinated Highway Revenue Refunding Bonds, Series 2004A. (For Discussion and Possible Action – John McGee.)

***ITEM 8: Round 11 TERC (Transportation Enhancement Review Committee)**

Staff will present to the Board, the TERC applications received for Round 11, for their approval. (For Discussion and Possible Action.)

PRIORITY PLANNING ADVISORY COMMITTEE (PPAC)

(Information, Discussion, Action as required)

FY 2004 - 2008 Transportation Facilities Construction Program

*ITEM 9: Approved Changes to the FY 04 – 08 Information only
 Highway Construction Program
 Fiscal Year Summary

*ITEM 10: ROUTE NO: SR 98 @ MP 340.00
 COUNTY: Coconino
 SCHEDULE: FY 2004
 SECTION: Square Butte - Navajo County Line
 TYPE OF WORK: Pavement Preservation
 PROGRAM AMOUNT: \$791,000 Funding Source: STP
 PROJECT MANAGER: James Reeves
 PROJECT: H527301C Item #: 22702
 REQUESTED ACTION: Reduce program amount by \$90,000 to \$701,000
 due to updated estimates. **Funds return to the FY
 2004 Pavement Preservation Fund #72504.**

 PROGRAM AMOUNT: \$791,000
 DECREASE AMOUNT: \$90,000
 NEW PROGRAM AMOUNT: \$701,000

*ITEM 11: ROUTE NO: SR 98 @ MP 348.40
COUNTY: Navajo
SCHEDULE: FY 2004
SECTION: Inscription House - Jct. US 160
TYPE OF WORK: Pavement Preservation
PROGRAM AMOUNT: \$2,177,000 Funding Source: STP
PROJECT MANAGER: James Reeves
PROJECT: H567601C Item #; 20403
REQUESTED ACTION: Increase program amount by \$360,000 to \$2,537,000 due to updated cost and expanding the friction course to full width. **Funds available from the FY 2004 Pavement Preservation Fund #72504.**

PROGRAM AMOUNT: \$2,177,000
INCREASE AMOUNT: \$360,000
NEW PROGRAM AMOUNT: \$2,537,000

*ITEM 12: ROUTE NO: US 191 @ MP 318.00
COUNTY: Apache
SCHEDULE: FY 2004
SECTION: Landfill Road - Standard Parallel
TYPE OF WORK: Pavement Preservation
PROGRAM AMOUNT: \$2,342,000 Funding Source: STP
PROJECT MANAGER: James Reeves
PROJECT: H557101C Item #; 21003
REQUESTED ACTION: Increase program amount by \$231,000 to \$2,573,000 due to related structural pavement changes. **Funds available from the FY 2004 Pavement Preservation Fund #72504.**

PROGRAM AMOUNT: \$2,342,000
INCREASE AMOUNT: \$231,000
NEW PROGRAM AMOUNT: \$2,573,000

*ITEM 13: ROUTE NO: US 160 @ MP 341.00
COUNTY: Coconino

SCHEDULE: FY 2004
 SECTION: E. Tuba City - Navajo County Line
 TYPE OF WORK: Pavement Preservation
 PROGRAM AMOUNT: \$4,840,000 Funding Source: NH
 PROJECT MANAGER: Mazen Muradvich
 PROJECT: H584201C Item #; 19104
 REQUESTED ACTION: Increase program amount by \$1,573,000 to \$6,413,000 due to the addition of a passing lane to project. **Funds available from the FY 2004 District Minor Fund #73304.**

PROGRAM AMOUNT: \$4,840,000
 INCREASE AMOUNT: \$1,573,000
 NEW PROGRAM AMOUNT: \$6,413,000

*ITEM 14: ROUTE NO: SR 202 L @ MP 36.50
 COUNTY: Maricopa
 SCHEDULE: FY 2005
 SECTION: Higley Road - Power Road
 TYPE OF WORK: Construct roadway
 PROGRAM AMOUNT: \$29,504,000 Funding Source: RARF
 PROJECT MANAGER: Paul Waung
 PROJECT: H591101C Item #; 80005
 REQUESTED ACTION: Reduce program amount by \$6,000,000 to \$23,504,000 due to reduction in scope of work. **Funds return to the RARF Cashflow.**

PROGRAM AMOUNT: \$29,504,000
 DECREASE AMOUNT: \$6,000,000
 NEW PROGRAM AMOUNT: \$23,504,000

*ITEM 15: ROUTE NO: SR 202 L @ MP 33.00
 COUNTY: Maricopa
 SCHEDULE: FY 2004
 SECTION: Power Road - Elliot Road
 TYPE OF WORK: Construct roadway
 PROGRAM AMOUNT: \$60,800,000 Funding Source: RARF
 PROJECT MANAGER: Paul Waung
 PROJECT: H591301C Item #; 80304
 REQUESTED ACTION: Increase program amount by \$6,000,000 to \$66,800,000 due to increase in scope of work. **Funds available from the RARF Cashflow.**

PROGRAM AMOUNT: \$60,800,000
 INCREASE AMOUNT: \$6,000,000
 NEW PROGRAM AMOUNT: \$66,800,000

*ITEM 16: ROUTE NO: SR 179 @ MP 306.37
 COUNTY: Yavapai
 SCHEDULE: FY 2004 - New Project Request
 SECTION: Cortez Drive

TYPE OF WORK: Construct new signal
 PROJECT MANAGER: Talal Kamal
 PROJECT: HX14901C JPA # 03-65
 REQUESTED ACTION: Add a new traffic signal project in the amount of \$302,000 to the FY 2004 Highway Construction Program. **See funding sources below.**
 FY 2004 Traffic Engineering Fund #71204 \$151,000
 Yavapai County JPA # 03-65 \$151,000
 NEW PROGRAM AMOUNT: \$302,000

*ITEM 17: ROUTE NO: US 191 @ MP 87.40
 COUNTY: Cochise
 SCHEDULE: FY 2004
 SECTION: MP 87.4 - MP 91.6 (Segment I)
 TYPE OF WORK: Construct parallel roadway
 PROGRAM AMOUNT: \$13,039,700 Funding Source: STP
 PROJECT MANAGER: Bob Mickelson
 PROJECT: H503703C Item #; 18703
 REQUESTED ACTION: Reduce program amount by \$2,125,000 to \$10,914,700 due to updated cost estimates, and increase project length 0.2 miles to allow for extension of crossover roadway. **Funds return to the FY 2004 Program Cost Adjustment Fund #72304.**

 PROGRAM AMOUNT: \$13,039,700
 DECREASE AMOUNT: \$2,125,000
 NEW PROGRAM AMOUNT: \$10,914,700

*ITEM 18: ROUTE NO: I-10 @ MP 259.80
 COUNTY: Pima
 SCHEDULE: FY 2004
 SECTION: 29th Street Gateway
 TYPE OF WORK: Construct a gateway feature in the detention/multi-use facility
 PROGRAM AMOUNT: \$59,000 Funding Source: STP
 PROJECT MANAGER: Bruce Cannon
 PROJECT: H429101C Item #; 11298
 REQUESTED ACTION: Delete project from the FY 2004 Highway Construction Program. Right of way planned for this project has now been used by the City of South Tucson. **Funds return to the FY 2004 Statewide Enhancemnet Fund # 75304.**

*ITEM 19: ROUTE NO: I-10 @ MP 144.7
 COUNTY: Maricopa
 SCHEDULE: FY 2004
 SECTION: 7th Street – 16th Street, WB

TYPE OF WORK: Construct auxillary lane and widen off ramp
 PROGRAM AMOUNT: \$125,000 Funding Source: CMAQ
 PROJECT MANAGER: Steve Beasley
 PROJECT: H626401C Item #; 26803
 REQUESTED ACTION: Increase program amount by \$700,000 to \$825,000
 due to modification of scope of work. **See funding
 sources below**

PROGRAM AMOUNT:	\$125,000
INCREASE AMOUNT:	\$700,000
FY 2004 Program Cost Adjustment Fund #72304	\$300,000
FY 2004 District Minor Fund #73304	\$400,000
NEW PROGRAM AMOUNT:	\$825,000

ITEM 20: Next regular scheduled meetings of the Priority Planning Advisory Committee (PPAC). Times and dates of meetings could vary and will be announced at time of agenda distribution. (Information Only)

- December 30, 2003 9:00 AM

ITEM 21: Priority Planning Advisory Committee (PPAC)

- Minutes – November 6, 2003 Regular Meeting
- Highway Program Monitoring Report.

RIGHT OF WAY RESOLUTIONS (Action as Noted)

ITEM 22: RES. NO: 2003-12-A-072
 PROJECT: S-251-702 / 287PN116H088801R
 HIGHWAY: CASA GRANDE – LA PALMA
 SECTION: Weaver Road – Eleven Mile Corner Road
 Unit 1
 ROUTE NO.: State Route 287
 ENG. DIST: T
 COUNTY: Pinal
 PARCEL: 11-0636
 RECOMMENDATION: Establish donated right of way as a state
 route and state highway for a right turn
 lane recently constructed by the
 Developer

ITEM 23: RES. NO: 2003-12-A-073
 PROJECT: S-082-A-701 / 082SC037H598701R
 HIGHWAY: NOGALES - TOMBSTONE
 SECTION: South Road – Upper Elgin Road
 ROUTE NO.: State Route 82
 ENG. DIST: T

COUNTY: Santa Cruz
RECOMMENDATION: Establish as a state route to improve safety for the traveling public

ITEM 24: RES. NO: 2003-12-A-074
PROJECT: U-060-C-808 / 060MA182H601501R
HIGHWAY: SUPERSTITION FREEWAY
SECTION: Stapley, Gilbert & Val Vista T.I.'s
ROUTE NO.: U.S. Route 60
ENG. DIST: M
COUNTY: Maricopa
RECOMMENDATION: Establish as a state route for traffic interchange improvements

ITEM 25: RES. NO: 2003-12-A-075
PROJECT: 600-7-806 / 202LMA000H538401R
202-B-700 / 202LMA030H578301R
HIGHWAY: SANTAN FREEWAY
RED MOUNTAIN FREEWAY
SECTION: Warner Road - U.S. 60, U.S. 60 T.I.
ROUTE NO.: State Route 202 Loop
ENG. DIST: M
COUNTY: Maricopa
RECOMMENDATION: Amendment of Resolution 2003-04-A-020 due to design changes

ITEM 25A: RES. NO: 2003-12-A-079
PROJECT: S-179-A700 / 179YV306HX14901R
HIGHWAY: RIMROCK-SEDONA
SECTION: Cortez Drive Intersection
ROUTE NO: State Route 179
ENG. DIST. F
COUTNY: Yavapai
RECOMMENDATION: Establish additional right of way as a State route and state highway for traffic Intersection improvements.

ITEM 26: RES. NO: 2003-12-A-076
PROJECT: 600-8-804 / 202LMA000H540101R
HIGHWAY: RED MOUNTAIN FREEWAY
SECTION: Higley Road – U.S. 60
ROUTE NO.: State Route 202 Loop
ENG. DIST: M
COUNTY: Maricopa
RECOMMENDATION: Amendment of Resolution 2003-05-A-025 due to design change

ITEM 27: RES. NO: 2003-12-A-077
PROJECT: 600-7-804 / 202LMA000H538201R

600-7-805 / 202LMA000H538301R
HIGHWAY: SANTAN FREEWAY
SECTION: Gilbert Road – Higley Road
Higley Road – Warner Road
ROUTE NO.: State Route 202 Loop
ENG. DIST: M
COUNTY: Maricopa
RECOMMENDATION: Amendment of Resolution 2002-10-A-050 due to design changes

ITEM 28: RES. NO: 2003-12-A-078
PROJECT: U-060-E-702 / 060GI316H596401R
HIGHWAY: GLOBE – SHOW LOW
SECTION: Carrizo Driveway
ROUTE NO.: U.S. Route 60
ENG. DIST: G
COUNTY: Gila
PARCEL: 4-0712
RECOMMENDATION: Establish additional right of way as a state route and state highway for improvements

STATE ENGINEER’S REPORT (Information Only)

ITEM 29: Report on construction and projects completed in November, 2003.

ITEM 30: Right of Way Acquisition Report for November, 2003.

CONSTRUCTION CONTRACTS (Action As Noted)

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 31: BIDS OPENED: November 21
HIGHWAY: ASH FORK-FLAGSTAFF-HOLBROOK
HIGHWAY
SECTION: Bellemont-Winslow
COUNTY: Coconino
ROUTE NO: I-40
PROJECT: IM-040-C(005)A 040 CN 185 H578001C
FUNDING: 94% Federal 6% State
LOW BIDDER: Warning Lites & Equipment, Inc.
AMOUNT: \$ 1,452,523.50
STATE ESTIMATE: \$ 1,713,870.00
\$ UNDER: \$ 261,346.50
% UNDER: 15.3%
NO. BIDDERS: 7
RECOMMENDATION: AWARD contingent upon Warning Lites & Equipment, Inc. possessing the appropriate license within 60 calendar days of the date of the bid opening. In the event they don't have the appropriate license within the specified time, award the project to C S Construction, Inc.

(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 32: BIDS OPENED: November 21
HIGHWAY: SANTAN FREEWAY (SR 202L)
SECTION: Arizona Avenue – Gilbert Road
COUNTY: Maricopa
ROUTE NO: SR 202L
PROJECT: STP-202-C(001)B 202 MA 044 H538101C
FUNDING: Federal 79% RARF 16% City of Chandler 5%
LOW BIDDER: Pulice Construction, Inc.
AMOUNT: \$ 47,704,946.00
STATE ESTIMATE: \$ 50,320,000.00
\$ UNDER: \$ 2,615,054.00
% UNDER: 5.2%
NO. BIDDERS: 5
RECOMMENDATION: AWARD

*ITEM 33: BIDS OPENED: November 21
HIGHWAY: CITY OF SCOTTSDALE
SECTION: Scottsdale – Fiber Optic Cable Installation
COUNTY: Maricopa

ROUTE NO: N/A
 PROJECT: CM-SCT-0(013)A 0000 MA SCT SS52901C
 FUNDING: 65% Federal 35% City of Scottsdale
 LOW BIDDER: Trans Tech Electric, L.P.
 AMOUNT: \$ 411,638.00
 STATE ESTIMATE: \$ 552,166.00
 \$ UNDER: \$ 140,528.00
 % UNDER: 25.5%
 NO. BIDDERS: 11
 RECOMMENDATION: AWARD

(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 33A: BIDS OPENED: October 10
 HIGHWAY: WICKENBURG-KINGMAN HIGHWAY
 (US 93)
 SECTION: Burro Creek Section
 COUNTY: Mohave
 ROUTE NO: US 93
 PROJECT: NH-093-B(001)B 093 MO 138 H549401C
 FUNDING: 94% Federal 6% State
 LOW BIDDER: R.E. Monks Construction Company, LLC
 Traylor Bros., Inc. a joint venture
 AMOUNT: \$ 25,934,219.70
 STATE ESTIMATE: \$ 23,495,805.42
 \$ OVER: \$ 2,438,414.28
 % OVER: 10.4%
 NO. BIDDERS: 5
 RECOMMENDATION: Confirm the award to R.E. Monks Construction Company, LLC/Traylor Bros., Inc. a joint venture.

On October 10, 2003, bids were opened on the above referenced project. At the bid opening, R.E. Monks Construction Company, LLC/Traylor Bros., Inc. joint venture was read as the apparent low bidder with a bid of \$25,934,219.70. The second low bidder, Fann Contracting, Inc., bid \$26,762,684.70.

Subsequent to the bid opening, the Department became aware that one of the parties in the joint venture, R.E.

Monks Construction Company, LLC, did not possess a license to perform work in Arizona. Subsection 102.16 of the specifications states that on Federal-aid funded projects, the bidder is not required to have the proper license at the time of bidding, but it must procure the proper license before award can be made, and no later than 60 calendar days after the date bids were opened. Since the project is Federal-aid funded, the low bidder had until close of business on December 9, 2003 to obtain an appropriate license.

On November 21, 2003, the Transportation Board awarded the project to the joint venture contingent upon R.E. Monks Construction Company, LLC obtaining the licensing as required in the specifications.

Since the last Board Meeting the Department requested an opinion from the Registrar of Contractors concerning the license requirement for a joint venture. The Registrar of Contractors stated that a joint venture need only have one party fully licensed to perform the work as of the date of bid submission and award, even under a State-funded contract. The second party in the joint venture would only have to have a license before that party started construction work.

R. E. Monks Construction Company, LLC did not have to possess the license at the time of Bid or Award, because Traylor Bros., Inc. did have a license. Therefore, the State Engineer recommends that the Board confirm the award of the contract to R.E. Monks Construction Company, LLC/Traylor Bros., Inc. joint venture without conditions.

Non-Interstate, Non-Federal Aid

ITEM 34: BIDS OPENED: November 21
 HIGHWAY: PRESCOTT-FLAGSTAFF HIGHWAY

(SR 89A)
SECTION: SR 89A @ Zalesky Road
COUNTY: Yavapai
ROUTE NO: SR 89A
PROJECT: S-A89-B-500 089A YV 356 HX11701C
FUNDING: 100% State
LOW BIDDER: EME West Construction, Inc.
AMOUNT: \$ 229,495.00
STATE ESTIMATE: \$ 242,967.00
\$ UNDER: \$ 13,472.00
% UNDER: 5.5%
NO. BIDDERS: 7
RECOMMENDATION: AWARD

***ITEM 35: CONSENT AGENDA (Approval)**
Consideration of all items included in the consent agenda.

ADJOURN