

**TRANSPORTATION COMMISSION MEETING
NOVEMBER 8, 2011**



Recognition of Guests

1. Approve minutes of previous meeting.

PRE-CONSTRUCTION

2. Authorize the Executive Director to approve the listed Utility Agreements:

North Haven Water Association
SR 15 from Kings CR South of New Albany to the Tippah CL, Union
County
STP-0022-04(045)/101630-201000
Estimate Cost: \$7,500.00
MDOT Share: \$7,500.00
Company Share: \$0.00

Dolan MHC, LLC
SR 601 from 33rd Street to 600 ft. south of the Seaboard RR, Harrison
County
STP-GAI-1145-00(007)/101212-201000
Estimate Cost: \$600,349.00
MDOT Share: \$600,349.00
Company Share: \$0.00

Singing River Electric Power Association
SR 611 from US 90 to the end of Route – Review purchase of ROW,
Jackson County
STP-9392-00(003)/100710-202000
Estimate Cost: \$86,306.97
MDOT Share: \$86,306.97
Company Share: \$0.00

3. Authorize the Executive Director to approve the following listed Agreements for Engineering Services:

Dolan MHC, LLC & SpeedWork, Inc.
SR 601 from 33rd Street to 600 ft. south of the Seaboard RR, Harrison
County
STP-GAI-1145-00(007), 101212-201000
Estimate Cost: \$41,000.00
MDOT Share: \$41,000.00
Company Share: \$0.00

4. Authorize the Executive Director to approve the following listed Supplemental Utility Agreement:

Plantation Pipeline Company
SR 493 btw Broadmoor and SR 495, Lauderdale County
STP-0447-00(015)/100589-201000

This supplement is requested to include more expensive right-of-way prices and a revised longer route due to difficulty acquiring right-of-way.

Approved Utility Agreement Amount:	\$1,191,316.00
Requested Supplement Amount:	\$783,044.00
MDOT Supplement Amount:	\$779,128.78
Plantation Pipeline Company:	\$3,915.22

Total Revised Agreement Amount:	\$1,974,360.00
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5. Authorize the Executive Director to approve the following listed Supplemental Utility Agreement:

Tennessee Valley Authority
US 278 Amory By-Pass, Monroe County
MDA-0048-01(034)/102198-201000

The cost increase is due to Right-of-Way access costs and additional matting requirements in wet areas.

Approved Utility Agreement Amount:	\$215,314.52
Requested Supplement Amount:	\$72,049.62
MDOT Supplement Amount:	\$215,314.52
Tennessee Valley Authority Company:	\$0.00

Total Revised Agreement Amount:	\$287,364.14
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6. Pass Condemnation Orders on the listed parcels:

US 49 E From Sidon to US 82, Leflore County	
STP-0008-05(023)/102129-201000	
002-0-00 T	Glenn D. Miller
002-0-00 W	Glenn D. Miller
003-0-00 W	Country Manor, Ltd

(ITEM 6 CONTINUED)

SR 57 From I-10 to Humphrey Road, Jackson County
STP-0066-01(007)/103060-201000
003-0-00 W Smag, Inc.

SR 328 From SR 7 to SR 315 Bridge Replacement Project, Lafayette
County
BR-0845-00(006)/103326-201000
014-1-00 W John B. Briscoe & Paul Briscoe

7. Authority to advertise for sale to the highest bidder uneconomic remnant (x-deed) property purchased during the acquisition of Project Number STP-2901-00(020)/102250-201000, parcels 034-0-00-X, , 035-0-00 X, 036-0-00 X, 037-1-00 X, 038-1-00 X 039-0-00-X, which collectively contain 0.48 acres, and for which is an appraised value of \$31,600.00. Subject property is located along US 51 in Grenada County.
8. Authorize the acquisition of a parcel of wetland property in Perry County, Mississippi, for project STP-9999-00(361), 103421-209000, and further authorize the transfer of the parcel to the United States National Forest Service for maintenance and preservation, as wetlands in perpetuity.
9. Authorize the Executive Director to execute an Engineering Services Contract with the selected consultant; Fisher and Arnold, Inc. [Memphis, TN]; for the preparation of right-of-way plans for the widening of SR 15 from SR 41 to SR 336, Project No. STP-0022-03(039)/101629-103000, Pontotoc County. The amount of the Contract will not exceed \$564,456.88. (*sub: Florence & Hutcheson, Inc.*)
10. Authorize the Executive Director to execute Work Assignment No. VI-RWD 2011-01 under the Roadway Design Master Agreement Contract with Volkert, Inc. [Biloxi, MS] to conduct a feasibility/constructability study for the I-55 Corridor from Byram to McDowell Road, Project No. IM-0055-02(225)/106023-105000, Hinds County. The amount of the Work Assignment will not exceed \$692,219.

11. Authorize the Executive Director to execute Work Assignment No. GAR-BR 2011-03 under the Bridge Services Master Agreement Contract with Garver, LLC [Brandon, MS] to provide bridge plans to replace the SR 7 bridge over the Tallahatchie River, Project No. BR-0019-02(030)/102454-101000, Lafayette County. The amount of the Work Assignment will not exceed \$249,700.

12. Authorize the Executive Director to execute Supplemental Agreement No. 1 to the small purchase contract with SJB Group, LLC [Jackson, MS] to prepare an additional Specialty Report on SR 57 from I-10 to Humphrey Road, Project No. STP-0066-01(007)/103060-201000, Jackson County. The amount of the Supplemental Agreement will not exceed \$6,850 for a total contract amount of \$16,450.

13. Authorize the Executive Director to adopt amendments to the Statewide Transportation Improvement Program pending no adverse comments received prior to the end of the public comment period:

STIP Amendments

Agency	County	Project Description	STIP Action
MDOT	Jackson	SR 57 from I-10 to Vancleave	Add Design phase

OPERATIONS

14. Authorize the Executive Director to increase the aggregate amount of the 2007 Engineering Services Master Contract with Mississippi State University from \$5,000,000 to \$7,000,000 with no additional time added to the Master Agreement Contract. This contract was approved by the Mississippi Transportation Commission on June 12, 2007, as recorded in Minute Book 12, Page 1528.

15. Upon the receipt of all necessary documentation from the LPA and FHWA approval, request concurrence with the listed LPA recommendation, to award construction bids on the following project:

GM&O Rails to Trails District
 STP-0000-01(003)LPA/105227-701000 Tanglefoot Trail, Chickasaw, Pontotoc, Union Counties to the low bidder Glasgow Construction Co., Inc. at a cost of \$8,555,689.22 which is 6.9% over the LPA Engineer's Estimate of \$8,001,903.00.

FIELD OPERATIONS

16. Authorize the Executive Director to execute a Class III Supplemental Agreement with Gulf Equipment Corporation on Project No. STP/IM-0010-01(133)/105570 in Jackson County. This project is for site improvements to the Rest Areas on I-10. This Agreement adds a pay item, Alterations to Lift Station, to install a pre-grinder pump to the sewage system. This will add \$130,913.89 and 268 days to the contract for a revised construction cost of \$1,223,128.00 and a revised completion date of January 23, 2012.
17. Authorize the Executive Director to execute a Class III Supplemental Agreement with Tanner Construction Company, Inc. on Project No. BR-0022-01(046)/102455 in Jasper County. This project is for replacing 8 bridges on SR 15. This Agreement is to substitute pre-stress concrete piles for steel piles in 15 bents, substitute crush stone base and geotextile stabilization for soil cement, add a pay item for removal of bridge end pavement that was inadvertently left off the plans and add pay items for precast concrete median barrier and impact attenuators. This will add \$112,287.21 to the contract for a revised construction cost of \$10,418,645.64, with no additional time.
18. Authorize the Executive Director to concur in the execution of a Supplemental Agreement with City of Pascagoula and B & B Electrical & Utility Contractors, Inc., on Project No. ER-0370-00(021)LPA/105099, in Jackson County. This project is for the construction of traffic loops throughout the City and for lighting on Market Street. This Agreement adds 50 calendar days due to the delay in executing the Notice to Proceed by the LPA, resulting in a revised completion date of December 30, 2010, at no additional cost.
19. Authorize the Executive Director to execute a Memorandum of Understanding between the Mississippi Transportation Commission and the Sheriff of Winston County, Mississippi for the Sheriff's participation in the Inmate Litter Program.
20. Authorize the Executive Director to enter into an Adopt an Interchange Agreement between the Mississippi Transportation Commission and the City of D'Iberville for aesthetic improvements to the I-10 and I-110 interchange in Harrison County.
21. Authorize payment of \$526 for annual membership fee to the American Institute of Architects (AIA) for the period of January 1, 2012 through December 31, 2012 for the Architectural Services Unit.

22. Authorize payment of \$282 for annual membership fee to the Construction Specifications Institute (CSI) for the period of January 1, 2012 through December 31, 2012 for the Architectural Services Unit.
23. Ratify the Executive Director's action imposing the posted weight limits on the following bridge:

<u>Route</u>	<u>County</u>	<u>Bridge No.</u>	<u>Structure Key</u>	<u>Weight Restriction</u>
SR 184	Wayne	178.6	15026	28 Tons H-Truck

24. Ratify the Executive Director's action modifying the posted weight limits on the following bridges:

<u>Route</u>	<u>County</u>	<u>Bridge No.</u>	<u>Structure Key</u>	<u>Weight Restriction</u>
SR 305	Tate	1.4	14645	7 Tons Tandem Axle 6 Tons Single Axle
SR 305	Tate	1.5	14646	7 Tons Tandem Axle 6 Tons Single Axle
SR 305	Tate	1.6	14647	7 Tons Tandem Axle 6 Tons Single Axle
SR 305	Tate	2.0	14648	7 Tons Tandem Axle 6 Tons Single Axle
SR 487	Leake	7.1	12545	27 Tons H Truck

25. Authorize the Executive Director to execute Memorandums of Understanding as outlined below for the implementation of the Safe Routes to School program as required by SAFETEALU:

Safe Routes to School Round 3 Funding - Phase 1 – Recommendations

<u>Organization</u>	<u>Total</u>	<u>Description</u>
City of Greenville	\$353,895	Construct and repair sidewalks on Old Leland Road from Harvey to MLK, on Redbud Street from Old Leland Road to W. Union Street, on Cleveland Street from Old Leland Road to W. Union Street, and on Wilson Street from Union Street to Gloster Street; stripe crosswalks and install signage as is recommended by the MUTCD. Conduct education and encouragement activities to increase the safety of kids walking and biking to school and to increase the number of kids walking and biking to school.

(ITEM 25 CONTINUED)

Gulfport Police
Department

\$33,765

GPD will launch a district-wide walking school bus program and will continue the bicycle and pedestrian safety education in the schools and the community as well as their public information campaign; this program serves 15 schools; 5 schools are centrally located in heavily populated residential areas

26. Award of Construction Bids per staff recommendations. See **Exhibit A** for details (bid results from October 25, 2011).

INTERMODAL

27. Authorize the Executive Director to execute Supplemental Agreement No. 1 for Section 5311 Contract No. 502478 with Claiborne County Human Resource Agency. This Supplemental authorizes a maximum of \$479,410.00, an increase of \$74,290.00 in Federal funds to purchase 1-6 passenger van and 1-17 passenger bus. The project provides services in Claiborne County.
28. Authorize the Executive Director to execute Supplemental Agreement No. 1 for Section 5311 Contract No. 502484 with Hinds County Human Resource Agency. This Supplemental authorizes a maximum of \$280,639.00, an increase of \$53,758.00 in Federal funds to purchase 3-15 passenger vans. The project provides services in Hinds County.
29. Authorize the Executive Director to execute Supplemental Agreement No. 1 for Section 5311 Contract No. 502493 with NROUTE Transit Commission. This Supplemental authorizes a maximum of \$473,022.00, an increase of \$55,871.00 in Federal funds to purchase 2-6 passenger vans. The project provides services in Warren County.
30. Authorize the Executive Director to execute Supplemental Agreement No. 1 for Section 5311 Contract No. 502491 with Natchez Transit System. This Supplemental authorizes a maximum of \$1,010,162.00, an increase of \$15,695.00 in Federal funds to purchase a service truck. The project provides services in Adams County.

31. Authorize the Executive Director to execute a contract agreement with the Bolivar County Council on Aging. The agreement authorizes an amount not to exceed \$20,000.00 in federal funds to secure technical assistance for a comprehensive financial management plan to be developed for the 5311 Rural Transit, Section 5310 Elderly and Persons with Disabilities as well as the Regional Call Center project. The contract will be funded from Grant MS-18-X024.
32. Authorize the Executive Director to execute a contract agreement with the Meridian Transit Commission. The agreement authorizes an amount not to exceed \$20,000.00 in Federal funds to secure technical assistance for a comprehensive financial management plan to be developed for the 5311 Rural Transit. The contract will be funded from Grant MS-18-X024.
33. Authorize the Executive Director to execute Supplemental Agreements No. 1 for the following projects. These agreements cover capital expenses. The agreements are necessary to complete the activities outlined in the original Contracts.

5310 Organization(s) 2011-2012	CONTRACT NUMBERS	Supplement No.	Supplement Amount
Alcorn County Human Resource	76-0016-06-616 X004	1	\$18,132.20
City of Jackson	76-0016-11-727	1	\$53,039.20
Climb-Up, Incorporated	76-0016-06-600 X004	1	\$17,919.20
Delta Community Mental Health	76-0016-11-621	1	\$299,676.00
East Central Planning and Development District	76-0016-11-608 X004	1	\$69,286.40
MS Christian Family	76-0016-11-654 X003	1	\$160,940.00
Southern Mississippi Planning and Development District	76-0016-06-629 X004	1	\$157,830.40
Pine Belt Mental Healthcare Resources	76-0016-06-629 X004	1	\$75,863.60
Three Rivers PDD	76-0016-11-633 X003	1	\$37,300.00
Warren Yazoo Mental Health Services (Region XV)	76-0016-06-610 X003	1	\$118,108.80

34. Authorize the Executive Director to execute a Contract Agreement for Section 5310 Contract No. 76-0016-11-732 with the City of Tchula. This agreement authorizes a maximum of \$25,000.00 in Federal funds to support a Purchase of Service Contract for the City of Tchula. The increase will be funded from Grant MS-16-X003.

ADMINISTRATIVE SERVICES

35. Ratify and approve payment of the Accounts Payable in the amount of \$14,531,803.94, for the period November 9, 2011 and November 16, 2011.
36. Approve the Payroll Docket for the period November 1, 2011 through November 15, 2011 not to exceed the sum of \$3,500,000.00, plus statutory withholding, state match, fringe and employee authorized deductions.
37. Ratify and approve the Commissioners' and Executive Director's salaries and expenses for an aggregate amount of \$10,948.01, plus statutory withholding, state match, fringe and employee authorized deductions for the period November 9, 2011 and November 16, 2011.
38. Authorize the Executive Director to execute a contract with AMTEC to provide continued arbitrage rebate calculation services for the City of Madison Series 2006 bond issue for an amount not to exceed \$5000.00. These services are necessary to provide annual rebate reports and an Arbitrage Rebate Certification for the next five-year rebate cycle through June 30, 2016.
39. Authorize the Executive Director to execute a service agreement with R.J. Young Company, Ridgeland, MS, for two (2) Canon Image Runner 3225 copiers with accessories for a period of 36 months for \$175.00 each per month and a charge of \$.0128 per copy over 4,000 copies for the Law Enforcement Division.
40. Authorize the Executive Director to execute a service agreement with Orkin Commercial Services, Hattiesburg, MS, for pest control services, beginning December 1, 2011, through November 30, 2014, for the following locations in District VI:
- | | | |
|----|--------------------------------|---------------------|
| a. | Laurel Project Office | \$900.00 per year |
| b. | Hattiesburg Maintenance Office | \$2,400.00 per year |

41. Request permission to extend the following agency contracts through December 31, 2012:

6-Passenger Vans

27/29-A ADA buses

Guard Rail Terminal End Supplies

42. Request authority to purchase the following from state or agency contract:

- a. Gray Daniels Ford, Brandon, MS:

One (1) truck, specification 070-48-52465-1, with options totaling \$24,081.00 for District I.

- b. Tri State Truck Center, Jackson, MS:

Three (3) trucks, specification 925-108CA-52DAS-1032/190, with options totaling \$74,450.00, for a total of \$223,350.00 for District II.

Two (2) trucks, specification 925-108CA-52DAS-1032/190, with options totaling \$73,640.00, for a total of \$147,280.00 for District V.

43. Action on bids received September 13, 2011:

- a. One (1) bucket truck, specification 804-AMH/B-40DAT-TM-1032/101, for the Traffic Engineering Division:

Watson Quality Ford	Jackson, MS	\$91,716.00
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Aerial Truck Equipment	Olive Branch, MS	<u>\$97,945.00</u>
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Truck Center, Inc.	Tupelo, MS	\$98,350.00
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Watson Quality Ford, Jackson, MS, does not meet bid requirements (body requirements and irregular bid [bid is non-conforming due to qualifying statements in specifications]). Aerial Truck Equipment, Olive Branch, MS, meets bid requirements; recommend award.

- b. Agency contract for the purchase of bucket trucks, specification 804-AMH/B-40DAT-TM-1032/101, delivered statewide for the period of Commission approval through June 30, 2012:

(ITEM 43 CONTINUED)

Watson Quality Ford	Jackson, MS	\$91,716.00
Aerial Truck Equip	Olive Branch, MS	<u>\$97,945.00</u>
Truck Center, Inc.	Tupelo, MS	\$98,350.00

Watson Quality Ford, Jackson, MS, does not meet bid requirements (body requirements and irregular bid [bid is non-conforming due to qualifying statements in specifications]). Aerial Truck Equipment, Olive Branch, MS, meets bid requirements; recommend award.

- c. Two (2) sign trucks with 19,500 lb. GVWR upgrade option, specification 862-84CA-17DAA-MSBW-1032/250, for the Traffic Engineering Division:

Watson Quality Ford	Jackson, MS	\$54,302.00	\$108,604.00
Country Ford	Southaven, MS	\$54,545.08	\$109,090.16
Buck Sullivan	Jackson, MS	\$55,186.00	<u>\$110,372.00</u>
Ward International	Biloxi, MS	\$58,575.00	\$117,150.00
Aerial Truck Equip	Olive Branch, MS	\$60,323.75	\$120,647.50
Truck Center, Inc.	Tupelo, MS	\$61,845.00	\$123,690.00
Nesco LLC	Bluffton, IN	\$63,625.00	\$127,250.00

Watson Quality Ford, Jackson, MS, does not meet bid requirements (crane rotation requirements and irregular bid [bid is non-conforming due to qualifying statements in specifications]). Country Ford, Southaven, MS, does not meet bid requirements (minimum outside to outside clearance requirements and irregular bid [bid is non-conforming due to qualifying statements in specifications]). Buck Sullivan, Jackson, MS, meets bid requirements; recommend award.

- d. Agency contract for the purchase of sign trucks with 19,500 lb. GVWR upgrade option, specification 862-84CA-17DAA-MSBW-1032/250, delivered statewide for the period of Commission approval through June 30, 2012:

(ITEM 43 CONTINUED)

Watson Quality Ford	Jackson, MS	\$54,302.00
Country Ford	Southaven, MS	\$54,545.08
Buck Sullivan	Jackson, MS	<u>\$55,186.00</u>
Ward International	Biloxi, MS	\$59,075.00
Aerial Truck Equip	Olive Branch, MS	\$60,323.75
Truck Center, Inc.	Tupelo, MS	\$61,845.00
Nesco LLC	Bluffton, IN	\$63,625.00

Watson Quality Ford, Jackson, MS, does not meet bid requirements (crane rotation requirements and irregular bid [bid is non-conforming due to qualifying statements in specifications]). Country Ford, Southaven, MS, does not meet bid requirements (minimum outside to outside clearance requirements and irregular bid [bid is non-conforming due to qualifying statements in specifications]). Buck Sullivan, Jackson, MS, meets bid requirements; recommend award.

STATE AID

44. Authorize the Executive Director to execute the following Supplemental Agreements:

Project No. MS 095-015 (1) B, Copiah County, Johnson & Associates, LLC – to add Phase II right-of-way services to the contract at an increase in cost of \$35,014.00.

Project No. BR 0004 (18) B, Attala County, J. J. Ferguson Sand & Gravel, Inc. – to add 20” wattles for increased erosion control at an increase in cost of \$2,268.00.

LEGAL

45. Request an Executive Session to discuss pending litigation.

**ADDENDUM
NOVEMBER 8, 2011**

LEGAL

1. Authorize the Executive Director to execute a Declaration of Abandonment and Release of Easement in settlement of the lawsuit styled Grinnel Run Hunting Club, Inc. Humphreys County, Mississippi, Cause No. 2010-0183 pursuant to the Order Quietening and Confirming Title filed October 18, 2011, and in exchange for the payment of the sum of \$9,126.00 said sum being the fair market value of that property described in paragraph II of the Complaint and paragraph III of the Order (and the property to be released hereby) as determined by MDOT's appraisers and based on concurrence by MDOT's staff.

2. Authorize the Executive Director to execute a contract with the Office of the Attorney General for legal representation for the period July 1, 2011 through June 30, 2012 in a base amount not to exceed \$1,063,096.54 plus any amounts for additional expenses incurred.

3. Authorize the Executive Director to enter into the following Contracts for Legal Services for the period October 24, 2011 through June 30, 2012:

Attorney/Firm	Matter	Atty Fees Per Hour	Paralegal Fees Per Hour	Cost Per Tax Parcel	Total Contract Amount Not Exceed Excluding Expenses
Amanda G. Alexander, Esq. Alexander & Watson, P.A.	Non-Controverted Claim Robert Govan	\$125.00	\$55.00	n/a	\$50,000.00

4. Authorize the Executive Director to enter into the following Contracts for Legal Services for the period November 3, 2011 through June 30, 2012:

Attorney/Firm	Matter	Atty Fees Per Hour	Paralegal Fees Per Hour	Cost Per Tax Parcel	Total Contract Amount Not Exceed Excluding Expenses
Bob Owens, Esq. Owens Loss PLLC	Workers' Compensation Matter Steven D. Peppers MWCC No. 0907337-K-9407-D	\$150.00	\$55.00	n/a	\$50,000.00

