

**MINUTES
OF
MEETING OF STATE HIGHWAY AND TRANSPORTATION COMMISSION**

Richmond, Virginia

November 13, 1975

The monthly meeting of the State Highway and Transportation Commission was held at the Central Highway Office in Richmond, Virginia, on November 13, 1975, at 9:30 a.m. The Chairman, Mr. Douglas B. Fugate, presided.

Present: Messrs. Fugate, Reeton, Fralin, Glass, Hall, Hassell, Hooper, Landes and Roos.

Absent: Messrs. Crowe and Janney.

On motion of Mr. Fralin, seconded by Mr. Landes, the minutes of the meeting of October 23, 1975, were approved.

On motion of Mr. Fralin, seconded by Mr. Landes, permits issued from October 23, 1975, to November 12, 1975, inclusive, as shown by records of the Department, were approved.

Motion was made by Mr. Fralin, seconded by Mr. Landes, that cancellation of permits from October 23, 1975, to November 12, 1975, inclusive, as shown by records of the Department, be approved. Motion carried.

Mr. Fugate told the Commission of the second place award the Department had received from the Federal Highway Administration for the Parkway Road Express Bus operation in nationwide competition in the category "The Highway and Its Environment."

Mr. Fugate remarked that the Blackstone Bypass will probably be the last full arterial bypass built for some time. Heretofore, bypasses around political subdivisions have been four lane divided highways with interchanges. Because of increased costs and decreased funds, future bypasses, he said, will be limited to two lanes of traffic with curtailed interchanges. Mr. Fugate stated he was glad the Department had completed as many bypasses as it had.

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Moved by Mr. Frahn, seconded by Mr. Landes,
that the Commission confirm letter ballot action on bids received
October 22, 1975, on the following projects:

Hamilton Street, Project U000-127-108, C-501

Int. Broad St. - Int. 195, City of Richmond. Award of contract to low
bidder, Simons Hauling Company, Inc., Richmond, Virginia

	<u>Construction</u>	<u>Right of Way</u>
Bid	\$139,723.60	\$1,650.00
10% for engineering and additional work	13,972.36	165.00
Work by State Forces	4,502.85	
Amount chargeable to project	160,014.00	
Acct. Rec. City of Richmond - \$24,869.39		

Route 17, Project 0017-036-1946

Repairs to Fender System - Bridge over York River, Gloucester and York
Counties. Award of contract to low bidder, Carpenter Construction Company,
Inc., Virginia Beach, Virginia.

Bid	\$48,169.00
10% for engineering and additional work	4,816.90
Amount chargeable to project	52,986.00
To be financed from the Reserve Maintenance Fund taken from Toll Revenue Bonds.	

Route 64, Project 0064-122-109, C-501

Additional Ramps at Norview Avenue Interchange, City of Norfolk. Award
of contract to low bidder, Ames and Webb, Inc., Norfolk, Virginia.

	<u>Construction</u>	<u>Right of Way</u>
Bid	\$462,081.49	\$8,679.00
10% for engineering and additional work	46,208.14	857.90
Work by State Forces	6,944.00	
Utilities	8,500.00	
Amount chargeable to project	533,171.00	

Route 77, Project 0077-017-101, 6-303, B-629, B-634

1.642 Mi. N. Int. 58 - 3.290 Mi. N. Int. 58, Carroll County. Award of
contract to low bidder, A. B. Burton Company, Inc., Lynchburg, Virginia.

Bid	\$1,421,971.16
10% for engineering and additional work	142,197.11
Work by State Forces	5,584.00
Amount chargeable to project	\$1,569,752.00
\$1,569,752.00 to be provided for in 1976-77 Interstate Construction Allocation.	

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Route 156, Project 0156-043-102, C-501; 0156-042-103, C-501, B-601

0.172 MI. W. of Henrico & Hanover CL - 0.183 MI. E. of Henrico & Hanover CL, Henrico and Hanover Counties. Award of contract to low bidder, Stanley Construction Company, Inc. and A. Wayland Stanley, Ashland, Virginia.

	<u>Construction</u>	<u>Right of Way</u>
Bid	\$658,819.65	\$8,910.00
10% for engineering and additional work	65,881.96	891.00
Work by State Forces	5,600.00	
Amount chargeable to project	741,103.00	
Acct. Rec. C & P Telephone Co. - \$6,566.67		
\$24,275.00 to be provided for in 1976-77 Primary Construction Allocations.		

Route 164, Project 0164-124-101, B-601

Bridge over Western Branch Elizabeth River, City of Portsmouth. Award of contract to low bidder, T. A. Loving Company, Goldsboro, North Carolina.

	<u>Construction</u>	<u>Right of Way</u>
Bid	\$7,793,300.10	\$220,000.00
10% for engineering and additional work	779,330.01	22,000.00
Amount chargeable to project	8,814,630.00	
Acct. Rec. City of Portsmouth - \$1,527,894.51		
\$386,735.00 to be provided for in future Urban Construction Allocations.		

Route 613, Project 0613-080-151, C-501, B-634, B-643, B-647, B-648

Int. 1564 - Franklin CL, Roanoke County. Award of contract to low bidder, Laughon & Johnson, Inc., Bedford, Virginia.

	<u>Construction</u>	<u>Right of Way</u>
Bid	\$567,022.64	\$150.00
10% for engineering and additional work	56,702.26	15.00
Work by State Forces	44,756.00	
Utilities	15,850.25	
Flagging	132.05	
Amount chargeable to project	684,628.00	

Route 649, Project 0649-087-146, C-501

Int. 641 - Int. 644, Southampton County. Award of contract to low bidder, Campbell-Eller Construction Company, Inc., Franklin, Virginia.

Bid	\$116,128.75	
10% for engineering and additional work	11,612.87	
Work by State Forces	948.75	
Utilities	52,176.69	
Amount chargeable to project	180,867.00	
Acct. Rec. County of Southampton - \$1,505.32		
\$41,000.00 to be provided for in 1976-77 and Subsequent Years' Budgets.		

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Route 682, Project 0682-041-144, C-801, B-833

0.337 Mi. E. Mikes Creek - 0.208 Mi. N. W. Int. 848, Halifax County. Award of contract to low bidder, Evans & Nash Construction Company, Appomattox, Virginia.

Bid	\$148,825.95
10% for engineering and additional work	14,882.59
Work by State Forces	12,189.10
Utilities	2,247.50
Amount chargeable to project	178,145.00

Route 802, Project 0802-023-134, C-501; 0802-030-156, C-501; 157, B-621

0.204 Mi. N. E. Rapahannock River - 0.289 Mi. S. W. Rappahannock River, Fauquier and Culpeper Counties. Award of contract to low bidder, Wilkins Construction Company, Inc., Amherst, Virginia.

Bid	\$343,319.55
10% for engineering and additional work	34,331.95
Work by State Forces	35,651.00
Utilities	3,650.32
Amount chargeable to project	416,953.00

75% of Allocation Available is from Federal Bridge Replacement Funds.

Route 168, Project 5504-131-101, C-501

Intersection Rattlefield Blvd., Atlantic Ave. & Campostella Rd., City of Chesapeake. Award of contract to low bidder, Warren Brothers Company, A Division of Ashland Oil, Inc., Richmond, Virginia.

Bid	\$122,790.60
10% for engineering and additional work	12,279.06
Work by State Forces	4,616.00
Amount chargeable to project	139,685.00

Acct. Rec. City of Chesapeake - \$20,952.85

MOTION CARRIED

Moved by Mr. Frahn, seconded by Mr. Landes, that the Commission confirm letter ballot action reflecting bids received October 22, 1975, and authorize readvertisement of these projects:

Route 95, Project 0095-029-108, C-501, B-639, B-640, B-641

Prince William - Fairfax CL - 1.615 Mi. N. Prince William CL, Fairfax County. Low bid - 15.4% over estimate.

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Route 118, Project D118-128-101, C-501

0.178 Mi. N. Int. 11 & 101 (Near Maitland Ave.) - Int. 11 (at Hearthstone Rd.), City of Roanoke. Low bid - 35.6% over estimate.

MOTION CARRIED

that Moved by Mr. Rooper , seconded by Mr. Hassell,

WHEREAS, in accordance with the statutes of the Commonwealth of Virginia and policies of the Highway and Transportation Commission, a location and design public hearing was held in the Fairview Beach Volunteer Fire Department Building at Fairview Beach on August 12, 1975, at 8:00 p.m., for the purpose of considering the proposed improvement of Route 696 from the intersection of Route 218 to 0.765 mile north of the intersection of Route 218 in King George County, Virginia, State Project 0696-048-123, C-501; and

WHEREAS, proper notice was given in advance and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the location and major design features of this project be approved in accordance with the plan as proposed and presented at the said location and design public hearing by the Department's engineers, amended to reduce the right of way width five feet on the east side at the north end of the project.

MOTION CARRIED

that Moved by Mr. Frahn , seconded by Mr. Glass,

WHEREAS, Route 460 in Giles County has been altered and reconstructed as shown on plans for Project 0460-035-117, C-501; 6460-035-113, C-502; and

WHEREAS, three (3) sections of the old road are no longer necessary as a public road, the new road serving the same citizens as the old, and one (1) section of the old road is no longer necessary for purposes of the State Highway System and three (3) sections of the old road are to be transferred to the Secondary System;

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NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 33.1-148 of the Code of Virginia of 1950, as amended, 0.47 mile of old location of Route 460, shown in blue and designated as Sections 1, 4 and 11 on the plat dated December 31, 1974, Project 0460-035-117, C-501; 6460-035-119, C-502, be abandoned as a part of the State Highway System; and

BE IT FURTHER RESOLVED, that pursuant to Section 33.1-144 of the Code of Virginia of 1950, as amended, 0.10 mile of old location of Route 460, shown in yellow and designated as Section 10 on the plat and project referred to hereinabove, be discontinued as a part of the State Highway System; and

BE IT ALSO FURTHER RESOLVED, that pursuant to Section 33.1-35 of the Code of Virginia of 1950, as amended, 2.49 miles of old location of Route 460 shown in red and designated as Sections 2, 3 and 9 on the plat and project referred to hereinabove, be transferred from the Primary System of Highways.

MOTION CARRIED

Moved by Mr. Hooper , seconded by Mr. Glass,
that

WHEREAS, with respect to the forthcoming completion of construction on the route bypassing the Town of Blackstone and in accordance with recommendations by our Highway engineers, it is deemed necessary to establish the route marker designations preparatory for signing;

NOW, THEREFORE, BE IT RESOLVED, that the route bypassing the Town of Blackstone, beginning at a point on existing U.S. Route 460 east of Blackstone and extending northwesterly approximately 8.70 miles to a point on existing U.S. Route 460 northwest of Blackstone, be designated U.S. Route 460; and

BE IT FURTHER RESOLVED, that present U.S. Route 460 through the Town of Blackstone and between points of intersection with the new route, approximately 10.8 miles in length, be redesignated as U.S. Route 460 Business.

MOTION CARRIED

Moved by Mr. Hall , seconded by Mr. Hooper,
that

WHEREAS, with respect to the forthcoming completion of construction on the route bypassing the Town of Tazewell and in accordance with recommendations by our Highway engineers, it is deemed necessary to establish the route marker designations preparatory for signing;

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NOW, THEREFORE, BE IT RESOLVED, that the route bypassing the Town of Tazewell, beginning at a point on existing U.S. Route 19-460 northeast of Tazewell and extending southwesterly approximately 6.10 miles to a point on existing U.S. Route 19-460 west of Tazewell, be designated U.S. Route 19-460; and

BE IT FURTHER RESOLVED, that present U.S. Route 19-460 through the Town of Tazewell and between points of intersection with the new route, approximately 7.2 miles in length, be redesignated as U.S. Route 19-460 Business.

MOTION CARRIED

Moved by Mr. Roos , seconded by Mr. Reeton.
that

WHEREAS, with respect to the forthcoming completion of construction on the route bypassing what was formerly the Town of Holland, that now being a part of the City of Suffolk, and in accordance with recommendations by our Highway engineers, it is deemed necessary to establish the route marker designations preparatory for signing; and

WHEREAS, said section of road will ultimately be a part of the major relocation of U.S. Route 58 continuing in a westerly direction, bypassing the City of Franklin, to a point on existing U.S. Route 58 west of Franklin; and

WHEREAS, construction on the remaining portion of this major relocation is not scheduled for advertisement until a later date; and

WHEREAS, this section of road bypassing what was formerly the Town of Holland cannot be designated as U.S. Route 58 until such time as the relocation is completed in its entirety as a through route as required by the AASHTO:

NOW, THEREFORE, BE IT RESOLVED, that the route, approximately 1.2 miles in length, bypassing what was formerly the Town of Holland, that now being a part of the City of Suffolk, and having a direct tie-in with State Route 189 on its south terminus will be an extension of State Route 189 and designated as such to a point of intersection with U.S. Route 58 east of the former Town of Holland; and

BE IT FURTHER RESOLVED, that existing State Route 189 extending into what was formerly the Town of Holland to its intersection with U.S. Route 58, approximately 0.50 mile, shall be redesignated as State Route 189 Business, this designation shall then extend over U.S. Route 58 approximately 0.75 mile to a point of intersection with the new route east of the former Town of Holland.

MOTION CARRIED

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Moved by Mr. Glass , seconded by Mr. Roos,
that

WHEREAS, the Administrative Process Act became effective June 1, 1975, requiring rules and regulations to be adopted in conformity with that Act; and

WHEREAS, the Commission deems that amendments to "Land Use Permit Manual" which regulates uses and users of the right of way, should be considered and interested persons given an opportunity to make comments on the amendments to them; and

WHEREAS, the Act permits the Commission to designate a subordinate to receive said comments from the public;

NOW, THEREFORE, BE IT RESOLVED, that the appropriate officials of the Department present the proposed amendments to the public before this Commission takes any action on the amendments and that Mr. W. S. G. Britton is designated as the official to receive said public comments and preside over such meeting as may be required in accordance with the Administrative Process Act, or in his absence, Mr. Leo E. Busser, III, reporting back to this Commission the results of said public comments or meeting at the same time that the Commission entertains the said amendments.

MOTION CARRIED

Moved by Mr. Glass, , seconded by Mr. Hooper,
that

WHEREAS, Section 5 of the Urban Mass Transportation Assistance Act of 1964, as amended through November 26, 1974, designates the Governor to receive and administer apportioned funds to urbanized areas of the Commonwealth with populations between 50,000 and 200,000; and

WHEREAS, the Governor has delegated this responsibility to Mr. Wayne A. Whitham, Secretary of Transportation and Public Safety, and Mr. Douglas B. Fugate, Commissioner of Highways and Transportation; and

WHEREAS, the Greater Lynchburg Transit Company has submitted an application in the amount of \$128,000 in operation assistance for Fiscal Year 1975 under the Section 5 Program; and

WHEREAS, this application has been approved by Mr. Wayne A. Whitham and Mr. Douglas B. Fugate;

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NOW, THEREFORE, the State Highway and Transportation Commission deems and resolves that payment in the amount of \$128,000 be made pursuant to the Operating Assistance Grant Contract for the benefit of the Greater Lynchburg Transit Company and that such funds be reimbursed the Commission by the Urban Mass Transportation Administration.

MOTION CARRIED

Moved by Mr. Beeton , seconded by Mr. Fralin,
that

WHEREAS, in accordance with the statutes of the Commonwealth of Virginia and policies of the Highway and Transportation Commission, a location and design public hearing was held in the Cora Kelly Elementary School, 3600 Commonwealth Avenue, Alexandria, Virginia, on October 29, 1975, at 7:30 p.m., for the purpose of considering the proposed Bridge and Approaches over Four Mile Run on Route 1 from 0.136 mile north of the intersection of East Reed Avenue to 0.017 mile south of the intersection of Glebe Road in the City of Alexandria and Arlington County, State Project 0001-100-103, C-502; 0001-000-101, C-503, B-608; and

WHEREAS, proper notice was given in advance and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the location and major design features of this project be approved in accordance with the plan as proposed and presented at the said location and design public hearing by the Department's engineers.

MOTION CARRIED

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Moved by Mr. Frahn, seconded by Mr. Reeton,

that

WHEREAS, in connection with Route 168, State Highway Project 1177-A, the Commonwealth acquired certain lands from R. T. Bowden by deed dated December 9, 1937 as recorded in Deed Book 27, Page 270 in the Office of the Clerk of the Circuit Court of New Kent County; and

WHEREAS, the plans originally called for the construction of four lanes and the northbound lane has never been constructed; and

WHEREAS, the adjoining landowner has requested that we convey to him the unneeded portion of the right of way which has never been utilized; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the lands lying between the northeast original proposed right of way line and the revised proposed right of way line of Route 168 from a point 60 feet opposite approximate Station 165+35 (center-line present Route 168) to a point 60 feet opposite Station 174+40 (center-line present Route 168) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of § 33.1-149 of the 1950 Code of Virginia, as amended, the conveyance of the said land, so certified, to the adjoining landowner of record is hereby approved and the State Highway and Transportation Commissioner is hereby authorized to execute a deed, without warranty, for a consideration acceptable to the State Right of Way Engineer, and subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Frahn, seconded by Mr. Reeton,

that

WHEREAS, in connection with Route 19, State Highway Project 518-AS1-2, now Projects 0019-095-101, RW-201 and 0019-095-102, RW-202, the Commonwealth acquired certain lands, a portion of which lies outside the normal right of way from James H. McClung and Ruth R. McClung by deed dated September 24, 1945 and recorded in Deed Book 211, Page 75 in the Office of the Clerk of the Circuit Court of Washington County; and

WHEREAS, as the portion of the land outside the normal right of way is large enough for independent development, we propose to advertise it for public sale, reserving the right to reject any and all bids; and

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WHEREAS, provided the highest bid received is not satisfactory, we propose to convey the land to anyone willing to pay a price that is satisfactory to this Department; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying on the east side of and adjacent to the east proposed right of way line of Route 19 from a point approximately 135 feet opposite approximate survey Station 344+70 (construction centerline) to a point approximately 155 feet opposite approximate survey Station 375+60 (centerline N.B.L.) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, the conveyance of the said land, in accordance with the provisions of § 33.1-149 of the 1950 Code of Virginia, as amended, to the person or persons making an offer satisfactory to the Department, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed conveying same, without warranty, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Frahn, seconded by Mr. Beaton,

that

WHEREAS, in connection with Route 195, State Highway Project 0195-127-101, RW-201, the Commonwealth acquired certain lands, a portion of which lies outside the normal right of way from the Richmond, Fredericksburg and Potomac Railroad Company by deed dated April 20, 1972 and recorded in Deed Book 676A, Page 129 in the Office of the Clerk of the Court of Chancery of the City of Richmond and in Deed Book 1502, Page 319 in the Office of the Clerk of the Circuit Court of Henrico County; and from Richmond Land Corporation by deed dated April 20, 1972 and recorded in Deed Book 676A, Page 148 in the Office of the Clerk of the Court of Chancery of the City of Richmond and in Deed Book 1502, Page 341 in the Office of the Clerk of the Circuit Court of Henrico County; and

WHEREAS, as the portion of the land outside the normal right of way is large enough for independent development, we propose to advertise it for public sale, reserving the right to reject any and all bids; and

WHEREAS, provided the highest bid received is not satisfactory, we propose to convey the land to anyone willing to pay a price that is satisfactory to this Department; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying on the northwest side of and adjacent to the northwest proposed right of way and limited access line from a point 247.45 feet opposite survey Station 218+00.45 (centerline Route 195) to a point approximately 213 feet opposite survey Station 220+57.18 (centerline Route 195) does not constitute a section of the public road and is

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deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, the conveyance of the said land, in accordance with the provisions of § 33.1-149 of the 1950 Code of Virginia, as amended, to the person or persons making an offer satisfactory to the Department is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed conveying same, without warranty, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Fralin, seconded by Mr. Reston,

that

WHEREAS, in connection with Route 6, State Highway Project 0006-037-104, RW-206, the Commonwealth acquired certain land from Gilbert J. Eades and Sallie B. Eades by deed dated October 19, 1973 as recorded in Deed Book 133, Page 144 and in connection with Route 600, the Commonwealth acquired certain land by curibus deed dated March 24, 1966 as recorded in Deed Book 104, Page 327; both of the aforesaid deeds are recorded in the Office of the Clerk of the Circuit Court of Goochland County; and

WHEREAS, under the aforesaid project, a portion of Route 600, north of approximate Station 1558+80 (office revised centerline Route 6), was relocated in an easterly direction which serves the same citizens as the old location; and

WHEREAS, at a meeting of the Board of Supervisors of Goochland County held on February 4, 1975 a resolution was passed abandoning as a public road the old section of Route 600; and

WHEREAS, in negotiating with the adjoining landowner for certain right of way required for the widening of Route 6, it was agreed that we would recommend to the State Highway and Transportation Commission that the excess land lying between the west revised proposed right of way line of connection Route 600 and the west existing right of way line of old Route 600 be conveyed to him; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying between the west revised proposed right of way line of connection Route 600 and the west existing right of way line of old Route 600 from a point 75 feet opposite Station 1558+87 (office revised centerline Route 6) to a point 35 feet opposite Station 13+87 (centerline connection Route 600) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

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NOW, THEREFORE, the conveyance of the said land, so certified, to the adjoining landowner of record in accordance with the provisions of § 33.1-149 of the 1950 Code of Virginia, as amended, is hereby approved and the State Highway and Transportation Commissioner is authorized to execute in the name of the Commonwealth a deed, without warranty, in exchange for the land required for the widening of Route 6, and subject to such restrictions as may be deemed requisite.

Motion carried.

The Chairman said we had been meeting with the Virginia Advisory Legislative Council subcommittee set up to study highway revenues and had furnished them a great deal of information as to the status of the highway program. At their request, he said, we had suggested several sources of additional revenue. Another meeting is scheduled for November 24. No decisions have been reached. Mr. Fugate also said the Congress is considering the Federal Aid Highway bill which expires at the end of the present fiscal year and said he was delighted to say that the Administration's proposal for practically destroying the Highway Trust Fund had apparently received little consideration. Both the Senate and the House are marking up bills now which would extend the Trust Fund for another two years and would, without too many changes, extend the present Highway Federal Aid Act which was passed in 1973 for another two years. Mr. Fugate said he thought the bills in the House and Senate were close enough together for there to be no major controversy in the offing and he has hopes they will both pass their respective houses and be worked out in compromise before the end of the Congress so our highway program for next year, almost entirely federal aid, can carry forward.

On motion of Mr. Hooper, seconded by Mr. Glass, the Commission decided not to meet in December unless the chairman determines that a meeting is necessary. Unless a meeting is called, the next Commission meeting will be January 15, 1976.

The meeting was adjourned at 10:20 a.m.

Approved:


Chairman

Attested:


Secretary