

MINUTES FOR THE TRANSPORTATION COMMISSION MEETING

AUGUST 2, 2021

MINUTES OF THE HYBRID MEETING OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, HELD AUGUST 2, 2021 VIA IN-PERSON AND BY VIDEO TELECONFERENCE ONLY PURSUANT TO THE OKLAHOMA OPEN MEETING ACT, AS AMENDED BY SENATE BILL 1031, RECORDED AND AUDIO LIVESTREAMED FROM THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, 200 NE 21ST STREET, OKLAHOMA CITY, OK 73105

Notice of the schedule of regular meetings of the Oklahoma Department of Transportation for the calendar year 2021 having been given in writing to the Oklahoma Secretary of State, and public notice and agenda having been posted in a prominent public view on the website of the Oklahoma Department of Transportation, www.ok.gov/odot, and on the glass doors on the north side of the ODOT Building twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and legal holidays, in accordance with Oklahoma Open Meeting Act, 25 O.S. Section 311.

Special Note: The public access was monitored by ODOT to ensure that if the audio connection was lost or interrupted, the meeting would be stopped and not resumed until an audio connection was restored.

ITEMS PRESENTED BY COMMISSION CHAIRMAN

CALL TO ORDER: Mr. McKown called the meeting to order at 11:00 a.m.

ROLL CALL:

Present:	Gene McKown	Chairman
	TW Shannon	Secretary
	Bob Coburn	Member
	James Grimsley	Member
	Don Freymiller	Member
	David Dyson	Member
	Bobby Alexander	Member
	Steve LaForge	Member
	Bob Peterson	Vice-Chairman
Absent:	None	
Presiding:	Gene McKown	

The following items were presented and approved as written at the Transportation Commission meeting August 2, 2021. For those items amended, deferred, or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

Commissioner McKown thanked everyone for coming and introduced Special Guest: Baylee Williams from Governor Stitt's office. We really do appreciate everybody coming and participating in our Commission Meeting.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

101. Approval of the Minutes of the Transportation Commission Meeting of July 6, 2021

ACTION: Peterson moved and Dyson seconded that the Minutes be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
ABSTAIN: None
ABSENT: None

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

102. Programming of Federal Railroad Crossing Safety Funds - Section 130 Title 23 Funds - Mr. Schwennesen

a) Tulsa County – Commission District VIII

In Sand Springs, Construction funding for a Yield/Stop signage project which includes the installation of Yield or Stop signs, cross bucks, breakaway posts, ENS signs and reflective strips at various locations on the SSR mainline. Total cost is \$59,205.78

103. Modification of Federal Railroad Crossing Safety Funds - Section 130 Title 23 Funds - Mr. Schwennesen

- a) Washita County – Bessie – US-183A – JP35180(12) - GNBC - \$80,738.00 - 18.9%
- b) Mayes County – Pryor – SH-20/Graham Ave – JP33075(52) - UP - \$39,189.02 – 82.5%
- c) Tulsa County –Tulsa – South 65th Street West Ave – JP33960(21) - SSR- \$165,568.40 – 20.1%

104. Land Sales – Mr. Phillips

- a) Muskogee County – District I – located along the north side of US-62, approximately 2.75 miles westerly of the intersection of US-62/69 in Muskogee - \$25,700.00
- b) McCurtain County – District II – located along the north side of US-70 at the Choctaw & McCurtain County lines and is approximately 5.81 miles northwesterly of Valliant - \$20,200.00
- c) Kingfisher County – District IV – located along the west side of US-81, approximately 0.40 miles south of E. Will Rogers Drive in Kingfisher - \$12,380.00
- d) Delaware County – District VIII – located along the west side of US-59, approximately 0.75 miles south of Sailboat Bridge in Grove, OK - \$301,001.00

105. State Highway System Numbering Revisions – Mr. Swift

- a) Removal of the SH-152 Designation between JCT I-44/SH-152 and JCT SH-152/John Kilpatrick TP
- b) Addition of a new Designation of I-240 to the above section of SH-152, the John Kilpatrick TP, and the Kickapoo TP
- c) Addition of an I-240 Follow Route on portions of I-44 and I-40
- d) Addition of a new Designation of SH-4 to the H.E. Bailey Turnpike – Norman Spur
- e) Addition of a new Designation of SH-301 to the Chickasaw Turnpike
- f) Addition of a new Designation of SH-312 to the Cimarron Turnpike Spur
- g) Addition of a new Designation of SH-375 to the Indian Nation Turnpike

ACTION: Coburn moved and Freymiller seconded that the Consent Docket be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

END OF CONSENT DOCKET

ITEMS PRESENTED BY DIRECTOR OF ENGINEERING – Mr. Tegeler

106. Engineering Contracts

- a) McCurtain County – District II - to provide preliminary engineering and prepare construction plans for US-70: from 15.11 miles east of Broken Bow, east 0.59 miles

CI-2325	CEC Corporation	\$607,795.00
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- b) Cleveland County – District III - to prepare construction plans for SH-9: over Bishop Creek, 0.8 miles west of US-77

CI-2328A	Aguirre & Fields, LP	\$577,909.00
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- c) McClain County – District III – to provide preliminary engineering and prepare construction plans for SH-74: at I-35, 2.76 miles south of the Cleveland County line

CI-2327	TEIM Design, PLLC	\$791,245.00
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- d) Alfalfa County – District VI - to prepare construction plans for US-64: beginning approximately 7.4 miles east of the US-64/SH-8 junction, extending east approximately 6.4 miles to the Grant County line

CI-2330	Smith Roberts Baldischwiler, LLC	\$1,089,300.00
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- e) Beaver County – District VI - to prepare construction plans for US-64: beginning approximately 6.0 miles east of junction US-64/US-83, extending east approximately 8.0 miles

CI-2330B	MKEC Engineering, Inc.	\$826,545.00
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ACTION: Shannon moved and Alexander seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

107. Engineering Contract Supplements

- a) Statewide – All Districts- On-Demand Engineering Services for Strategic Asset & Performance Management (SAPM)

CI-2250A	Supplement 1	Garver, LLC
CI-2250B	Supplement 1	HNTB Corporation
CI-2250C	Supplement 2	High Street Consulting Group, LLC

The total aggregate increase for these Contract supplements is \$750,000.00

- b) Sequoyah County – District I – this supplement is for additional engineering to develop final construction plans for SH-10A: from 2 miles east of SH-10 junction, east to SH-100 junction

EC-1915	Supplement 2	Triad Design Group, Inc.	\$147,264.00
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- c) Atoka County – District II – this supplement is for additional engineering to develop final construction plans for US-69 in Tushka

CI-2222E	Supplement 1	HNTB Corporation	\$50,000.00
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- d) Choctaw County – District II – this supplement is for additional engineering to develop final construction plans for US-271 over Kiamichi Railroad and county road approximately 2.38 miles north of Texas State line

EC-1684 Supplement 2 MacArthur Associated, LLC \$132,253.00

- e) Tulsa County – District VIII – this supplement is for additional engineering to develop final construction plans for the I-44/US-75 interchange reconstruction from I-244 thru the Arkansas River

CI-2123B Supplement 2 Poe & Associates, Inc. \$106,564.00

ACTION: Peterson moved and Grimsley seconded that the Item be approved as presented.
 MOTION: Carried by the following vote:
 AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
 NAYES: None
 ABSENT: None

ITEMS PRESENTED BY CONSTRUCTION DIVISION ENGINEER – Mr. Leonard

108. Change Orders with Cumulative Total of \$75,000.00 or Less – Information Only

- a) Canadian County - Co. Rd. - STP-209C(071)CI / 31181(04), \$4,241.90, 0.29%
- b) Canadian County - US-81 - SBR-011N(104)SB / 32762(04), \$20,884.88, 0.77%
- c) Choctaw County - US-70 - STP-212F(053)3B / 34778(04), \$6,010.56, 1.86%
- d) Cleveland County - US-77 - STP-114C(111)SS / 20997(04), \$7,750.00, 0.07%
- e) Cleveland County - I-35 - STP-214B(104)AG / 31506(04), #1, \$3,161.03, 0.06%
- f) Cleveland County - I-35 - STP-214B(104)AG / 31506(04), #2, \$2,473.25, 0.05%
- g) Ellis County - Co. Rd. - CIRB-223C(017)RB / 28457(04), #1, \$650.00, 0.02%
- h) Ellis County - Co. Rd. - CIRB-223C(017)RB / 28457(04), #2, \$23,625.00, 0.57%
- i) Garfield County - US-60 - SBR-224N(066)SB / 32771(04), \$1,335.00, 0.20%
- j) Harmon County - Co. Rd. - CIRB-229C(016)RB / 28710(04), \$3,861.00, 0.06%
- k) Kay County - I-35 - NHPPI-3500-(101)PM / 29845(04), \$30,023.35, 0.28%
- l) Kay County - SH-11 - SBR-236B(069)SB / 32772(04), \$48,562.00, 10.80%
- m) Lincoln County - SH-102 - SSR-241C(075)SR / 33334(04), \$21,551.04, 2.49%
- n) Love County - Co. Rd. - NHPPI-3500-(061)PM / 30365(04), \$3,716.64, -0.13% Underrun
- o) Murray County - I-35 - HSIPG-243F(033)TR / 34144(04), \$20,967.51, 0.80%
- p) Oklahoma County - I-44 - NHPPI-4400-(034)SS / 28855(04), \$772,186.89, -12.53% Underrun
- q) Oklahoma County - Co. Rd. - STP-255D(506)CO / 32884(04), \$10,000.00, 1.00%
- r) Osage County - SH-99 - STP-257B(056)SS / 28860(04), \$44,542.50, 4.47%
- s) Pushmataha County - Co. Rd. - CIRB-264D(068)(069)RB / 28631(04), \$17,176.00, 0.32%
- t) Seminole County - SH-3E - SBR-9595(004)SB / 29595(04), \$7,392.00, 0.34%
- u) Sequoyah County - Co. Rd. - CIRB-268C(069)RB / 28513(04), \$7,237.50, 0.21%

109. Change Orders with Cumulative Total Greater than \$75,000.00

- a) Atoka County - US-69 - NHPP-013N(174)PM / 30411(04), #3, \$1,254,271.77, 6.50%
- b) Atoka County - US-69 - NHPP-013N(174)PM / 30411(04), #4, \$40,988.41, 0.21%
- c) Canadian County - SH-3 - NHPP-209N(075)3P / 33889(04), \$99,654.46, 2.63%
- d) Creek County - US-75A - ACSTP-219C(033)SS / 27075(04), \$114,853.50, 1.42%
- e) Grady County - US-81 - SBR-226N(062)SB / 31311(04), \$4,513.63, 0.13%
- f) Kiowa County - SH-6 - STP-038B(232)SS / 15027(04), \$86,410.83, 0.43%
- g) Logan County - SH-33 - ACSTP-242C(046)SS / 21860(04), \$103,926.09, 0.60%
- h) Major County - Co. Rd. - STP-247C(026)CI / 31771(04), \$89,502.38, 13.81%
- i) McClain County - I-35 - NHPPI-0035(297)SS / 23283(04), \$10,521.94, 0.22%
- j) McClain County - US-77 - ACNHPP-244N(052)SS / 27946(04), \$27,881.79, 0.08%
- k) Oklahoma County - I-235 - NHPPI-2350-(009)PM / 09033(27), \$59,485.80, 0.06%
- l) Oklahoma County - Ct. St. - STP-155B(614)AG / 24364(04), \$5,284.81, 0.06%
- m) Oklahoma County - I-44 - NHPPI-4400-(037)(039)(040)(041)(042)(043)PM / 31006(04), \$19,974.34, 0.07%
- n) Pottawatomie County - SH-39 - STP-163B(212)SS / 24240(07), \$92,930.36, 1.34%
- o) Texas County - SH-136 - STP-170C(123)(127)SS / 24241(04), \$14,357.20, 0.08%

- p) Tulsa County - I-44 - NHPPI-4400(058)PM / 29693(04), \$500,000.00, 4.59%
- q) Tulsa County - Ct. St. - STP-272B(278)CI / 30703(04), \$35,142.21, 1.22%

ACTION: LaForge moved and Coburn seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

ITEM PRESENTED BY THE COMPTROLLER DIVISION

110. Proposed Bid Openings – Mr. Hackney, Project Funding Manager

- a) Final October, 2021 Proposed Bid Opening
- b) Tentative November, 2021 Proposed Bid Opening

ACTION: Dyson moved and Shannon seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

ITEM PRESENTED BY DIRECTOR OF OPERATIONS – Mr. Davis

111. Settlement of Claim for Project Delay to Duit Construction Company

Okmulgee County – District I – Pavement Rehabilitation – I-40/US-75B: On I-40, from Mile Marker 237.41 extending east and on US-75B, from I-40 extending northeast in Henryetta, Project No.: NHPPI-4000(005)SS; HSIPG-40-6(380)238TF - \$355,424.00

ACTION: LaForge moved and Coburn seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

ITEM PRESENTED BY LOCAL GOVERNMENT DIVISION ENGINEER – Ms. Williams

112. Presentation of the proposed CIRB 5 Year County Work Plan (2022-2026)

The Department has worked with the County Circuit Engineering Districts from across the State to compile an update to the 5 Year CIRB plan.

Funding for the CIRB program is currently derived from a portion of the revenues accruing from the Motor Vehicle and Registration Act as authorized in HB 2249.

The Plan was developed with consideration for the critical needs of the County Transportation System within the financial constraints of funding projected to be available to the program.

The CIRB Plan to improve the county road system includes:

- Approximately \$540 million in improvements
- Replacement or rehabilitation of 272 county bridges, 129 structurally deficient or functionally obsolete
- 25 bridges incorporating recycled I-40 Crosstown bridge beams
- Improvements to 443 miles of county roads

ACTION: Peterson moved and Coburn seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

ITEM PRESENTED BY THE OFFICE ENGINEER – Mr. Delce

113. Awards

July 15, 2021 – Regular Letting

ACTION: Coburn moved and LaForge seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

ITEM TO BE PRESENTED BY THE DIRECTOR – Mr. Gatz

114. Director's Report

Secretary Gatz thanked the Commissioners for approving the County Improvements for Roads and Bridges (CIRB) 5 Year Plan. The County Commissioners work hard to maintain the county road system; and the CIRB 5 Year Plan assists them in coordinating and assigning the funds as needed. He stated in the past 15 years, the CIRB Program has successfully helped fund major projects that no single county could have done on its own; including the replacement of hundreds of structurally deficient county bridges. He said we are constantly working to strengthen our relationship with County Commissioners to be sure we are helping bring the best projects forward in the CIRB Plan. Recently the Legislative Office of Fiscal Transparency (LOFT) reviewed the CIRB Program and made some recommendations that we on working on as well.

He thanked the Commission for approving the item to add State Highway Numbering to several Oklahoma Turnpikes, including designating the Indian Nation Turnpike as SH-375 and the H.E. Bailey Turnpike Norman Spur as SH-4. As part of this action, the I-240 designation was added to 75 miles of highway in the Oklahoma City Metro area, including all of the John Kilpatrick Turnpike and Kickapoo Turnpike along with segments of SH-152/Airport Road, I-44 and I40

He thanked the Commission for approving the item to add state highway numbering revisions to several Oklahoma turnpikes; including designating the Indian Nation Turnpike as SH-375 and the H.E. Bailey Turnpike Norman Spur as SH-4. As part of this action, the I-240 designation will be added to 75 miles of highway in the Oklahoma City metro area, including the entire John Kilpatrick Turnpike and Kickapoo Turnpike along with segments of SH-152/Airport Rd., I-44 and I-40, creating a continuous loop around the City. Because of its status as a national route, the I-240 designation will require AASHTO and FHWA approval before being implemented; whereas the state highway designations will occur relatively soon. These highway numbering changes are being made to improve route consistency for drivers using mapping and navigation apps; and do not add or remove any highway or turnpike mileage. He noted that the JKT went to cashless plate billing because of safety considerations.

He said at the Federal level the Senate Infrastructure Appropriations Bill is still being considered. A full text of the bill was recently released (2500 pages) and looks like it would result in reapportionment that would reduce Oklahoma's overall national percentage by 2%, but will result in approximately a 30% increase of funds. However, not all of these funds will be for roads and bridges. If this bill is passed in the Senate it will go to the House for consideration. He was optimistic that we will have a reauthorization bill before the end of the federal fiscal year in September.

ODOT is continuing our safety campaign, “*Make Safety Stick – Everybody Click*”. This month’s emphasis will be on School Zone Safety. Please slow down in those school zone and be extremely cautious around school buses. Also, there have been too many motorcycle accidents, please watch out for them when driving; but to motorcycle drivers please slow down!

He also updated the board on the next steps for the Transportation Modernization Initiative, which is working to improve shared services and create a blended organizational structure across ODOT, the Oklahoma Turnpike Authority and the Oklahoma Aeronautics Commission. The consultant, Guidehouse, will be retained for another year to help with implementation of its modernization recommendations and early initiatives, as well as creation of cost-sharing agreements and performance metrics. They are going to be looking at job titles, performance measures and salaries. The Department, OTA and OAC will share the cost of the \$790,000 contract with Guidehouse.

NOTE: *Commissioner Peterson asked how many employees are there across the 3 agencies.*

Secretary Gatz answered, “approximately 3000”.

Commissioner McKown asked about Civil Service Reform in the Legislature.

Secretary Gatz explained that is basically what the Modernization is for; to do market studies and look at salary levels. The Governor and Legislature are all in support of this.

Commissioner Alexander gave a shoutout to Brandon Weir an ODOT employee who helped his wife out around 10:30 at night. She had broken down on the interstate and he stopped to help her; was so grateful that our ODOT workers are willing to work 24/7.

Information Only: No Commission action required.

ITEM PRESENTED BY COMMISSION CHAIRMAN

115. Adjournment Motion

ACTION: Coburn moved and Dyson seconded that the Meeting be adjourned.

MOTION: Carried by the following vote:

AYES: Coburn, Grimsley, Freymiller, Shannon, McKown, Dyson, Alexander, LaForge and Peterson

NAYES: None

ABSENT: None

Meeting adjourned at 11:38 a.m.

Approval of the Minutes of the Transportation Commission Meeting August 2, 2021.

Gene McKown – Chairman

Bob Peterson – Vice Chairman