

MINUTES FOR THE TRANSPORTATION COMMISSION MEETING OCTOBER 5, 2020

MINUTES OF THE VIRTUAL MEETING OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, HELD OCTOBER 5, 2020 VIA VIDEO TELECONFERENCE ONLY PURSUANT TO THE OKLAHOMA OPEN MEETING ACT, AS AMENDED BY SENATE BILL 661, 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 2020 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.

Commissioners joined the meeting by video teleconference

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. Gene McKown called the meeting to order at 11:02 a.m.

ROLL CALL:

Present:	Gene McKown	Chairman
	Bob Coburn	Member
	James Grimsley	Member
	T.W. Shannon	Secretary
	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 October 5, 2020. For those items amended, deferred, or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

Chairman McKown recognized Secretary Gatz for some comments.

Secretary Gatz recognized Chief Engineer, Brian Taylor for an announcement.

Mr. Taylor announced that Shawn Davis has been chosen as the new Director of Operations. He said Mr. Davis had had 30 years of experience in the transportation industry and we are happy for him to join our team; please help me welcome Mr. Davis.

ANNOUNCEMENTS AND PRESENTATIONS

I'm pleased to announce that our Media and Public Relations Group won an award from the AASHTO Committee on Transportation Communication, otherwise known as TransComm. Each year this Committee recognizes the outstanding work of State Transportation Public Relations Practitioners. The contest is considered the premier competition in the transportation industry, and the awards have become a standard of public relations excellence among State Departments of Transportation.

The 2020 TransComm awards were announced virtually this year due to the COVID-19 precautions, and our ODOT MPR Office was selected for **1st Place in the "News Release Category"** for its work to announce the opening of the Oklahoma City Boulevard to traffic in 2019. This release encompassed ODOT's 25 year path of the I-40 Crosstown relocation and construction of the new Boulevard. So congratulations to Media and Public Relations on the receipt of this award, and we are proud to have that designation and be selected by AASHTO.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

122. Approval of the Minutes of the Transportation Commission Meeting of September 8, 2020

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

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

123. Land Sales – Mr. Phillips

- a) Atoka County – District II – located along the west side of US-69, 0.47 miles northeast of the intersection of Chochie Mountain Road and US-69 - \$10,340.00
- b) Woodward County – District VI – located at NE corner of US-270 and BNSF Railway in Woodward, OK - \$176,000.00

124. State Highway System Revision - Mr. Swift

- a) Removal of US-270 between Central Ave. and US-270
- b) Addition of new alignment of US-270 between Central Ave. and US-270, City of Wister

LeFlore County – Commission District II

This item is necessitated to correct a sharp curve and replace a bridge along US-270 through the City of Wister in LeFlore County.

Remove from the State Highway System, a 0.80 mile stretch of roadway, known as US-270, beginning at the intersection of US-270 and Central Ave. to the intersection of US-270. Then add to the State Highway System, a 0.86 mile new alignment of roadway known as US-270, beginning at the intersection of US-270 and Central Ave. to the intersection of US-270. The removed portion of US-270 will be transferred to the appropriate local jurisdiction for further maintenance or abandonment.

In accordance with state law, a Public Removal Hearing will be held in the City of Wister, OK.

This revision will become effective upon approval by the State Transportation Commission, completion of new construction and completion of certification by the District II Engineer that the proposed removed roadways meet mandated criteria.

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

END OF CONSENT DOCKET

ITEMS PRESENTED BY DIRECTOR OF ENGINEERING – Mr. Tegeler

125. Programming Item

Cleveland County – District III - a project to repair vehicle impact damage to NW 12th Street over I-35 in Moore, located 11.4 miles north of McClain County Line in Cleveland County - \$120,000 - Party responsible for the damage is known.

NOTE: *Commissioner LaForge stated you know who the party responsible is; but you don't say anything about getting any money from them.*

Mr. Tegeler said our General Counsel handles that part for us; and pursues getting the money through their insurance company.

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

126. Engineering Contracts

a) Statewide – All Districts – On-Demand General Environmental/Engineering

CI-2245A	Altamira-US, LLC
CI-2245B	Enercon Services, Inc.
CI-2245C	Environmental Works, Inc.
CI-2245D	Stantech, LLC
CI-2245E	Terracon Consultants, Inc.

The aggregate not to exceed amount for these five (5) contracts is \$1,000,000.00

b) Statewide – All Districts - On-Demand Bridge Rehabilitation 8 year CWP

CI-2247A	CEC Corporation
CI-2247B	EST, Inc.
CI-2247C	MacArthur Associated Consultants, LLC
CI-2247D	NEO Design, LLC
CI-2247E	Tetra Tech, Inc.
CI-2247F	Walter P. Moore & Associates

The aggregate not to exceed amount for these six (6) contracts is \$1,500,000.00

c) Statewide – All Districts - On-Demand Shop Drawing Review

CI-2248A	CONSOR Engineering, LLC
CI-2248B	MKEC Engineering

The aggregate not to exceed amount for these two (2) contracts is \$500,000.00

d) Statewide – All Districts - On-Demand Aerial Photography

CI-2249	Quantum Spatial, Inc.	\$100,000.00
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e) Wagoner County – District I - to prepare construction plans for SH-51: from 6.8 miles east of SH-51/US-69 junction, in Wagoner, east 0.95 miles

CI-2222C	Craig & Keithline, Inc.	\$344,896.00
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f) Atoka County – District II - to prepare construction plans for US-69 in Tushka

CI-2222E	HNTB Corporation	\$859,089.00
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g) Pontotoc County – District III - to prepare construction plans for SH-1: over Two Unnamed Creeks, beginning 2.19 miles northeast of SH-1/Hickory Street in Roff, extending northeast 0.93 miles

CI-2223A	C. H. Guernsey & Company	\$227,375.00
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h) Kay County – District IV - to prepare construction plans for US-77: from US-60, south 1 mile to US-60B. East along US-60B, then north to US-60

CI-2222A	Cowan Group Engineering, LLC	\$519,335.00
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i) Kay County – District IV – to prepare construction plans for US-60: from Waverly Street in Ponca City east 1.8 miles to the US-177 junction

CI-2222D	Freese and Nichols, Inc.	\$548,500.00
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j) Jackson County – District V - to prepare construction plans for SH-6: over Gypsum Creek 1.1 miles northeast of the SH-34 junction

CI-2223K	White Engineering Associates, Inc.	\$451,400.00
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k) Delaware County – District VIII - to prepare construction plans for SH-10: beginning approximately 1.10 miles east of the US-59/SH-10 junction, extending east approximately 1.35 miles (includes signals and turning movements)

CI-2222B	CP&Y, Inc.	\$575,680.00
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ACTION: Freymiller moved and Shannon seconded that the Item be approved as presented.

MOTION: Carried by the following vote:

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

NAYES: None

ABSENT: None

127. Engineering Contract Supplements

a) Statewide – All Districts – On-Demand Land Surveying

CI-2085A	Supplement 3	Carroll Surveying and Mapping, LLC
CI-2085B	Supplement 4	CEC Corporation
CI-2085C	Supplement 3	Frontier Land Surveying, LLC
CI-2085D	Supplement 3	Heartland Surveying and Mapping, PLLC
CI-2085E	Supplement 3	Keystone Engineering and Land Surveying
CI-2085F	Supplement 3	White Hawk Engineering and Design, LLC

The total aggregate increase for these Contract supplements is \$1,800,000.00

b) Statewide – All Districts – On-Demand State Bridge Rehabilitation

CI-2186A	Supplement 2	Aguirre & Fields, LP
CI-2186B	Supplement 2	CONSOR Engineers, LLC
CI-2186C	Supplement 2	CP&Y, Inc.
CI-2186D	Supplement 2	Freese and Nichols, Inc.
CI-2186E	Supplement 2	Garver, LLC
CI-2186F	Supplement 2	White Engineering Associates

The total aggregate increase for these Contract supplements is \$1,500,000.00

c) Haskell and LeFlore Counties – District II – this supplement is for additional engineering to develop final construction plans for SH-2 over Beaver Creek, US-271 over Fourche Maline Creek, SH-63 over Billy Creek and US-270 over Caston Creek

EC-1360B	Supplement 6	Guy Engineering Services, Inc.	\$233,455.79
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d) Washington County – District VIII – this supplement is for additional engineering to develop final construction plans for SH-11 from the Osage County Line east & south 3.33 miles

EC-1463F	Supplement 4	Poe and Associates, Inc.	\$17,635.00
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ACTION: Shannon moved and Grimsley seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Shannon, Freymiller, McKown, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: None

ITEMS PRESENTED BY CONSTRUCTION DIVISION ENGINEER – Mr. Leonard

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

- a) Adair County – I-40 - SBR-268B(067)SB / 32792(04), \$25,514.20, 8.36%
- b) Atoka County – Co. Rd. - STP-203D(060)CI / 31171(04), \$6,016.87, 1.00%
- c) Atoka County – US-69 NB - NHPP-013N(181)3P / 34254(04), \$18,650.69, 1.56%
- d) Bryan County – US-69 - NHPP-207N(098)3P / 34267(04), \$27,074.20, 1.02%
- e) Carter County – SH-199 - STP-210B(074)3P / 32829(04), \$5,260.00, 0.61%
- f) Creek County – US-169 - HSIPG-219F(057)TR / 33302(04), \$20,293.61, 1.63%
- g) Garvin County – SH-19 - SSP-125B(112)SS / 21786(04), \$51,812.79, 0.87%
- h) Garvin County – Co. Rd. - CIRB-225C(073)RB / CIRB-225C(074)RB / 27848(04), \$16,351.18, .32%
- i) Haskell County – Co. Rd. - ACSTP-231D(038)CI / 31284(04), \$20,326.46, 4.56%
- j) Kay County – US-77 - STP-136B(145)SS / 24380(04), \$28,799.84, 0.31%
- k) Kay County – US-77 - SSR-236N(065)SR / 32773(04), \$33,150.00, 1.96%
- l) Love County – Co. Rd. - CIRB-243C(031)RB / 31411(04), \$65,684.00, 4.61%
- m) McClain County – US-75 - STP-244F(067)3B / 34098(04), \$2,203.90, 0.51%
- n) Murray County – SH-7 WB - SBR-3500(080)SB / 31309(04), \$5,137.00, 0.25%
- o) Noble County – I-35 - STP-252F(070)PM / 24239(10), \$8,970.00, 1.02%

- p) Okfuskee County – SH-62 - ACHSIPG-254C(039)AD / TAP-254D(038)TP / 32966(04), \$1,573.47, 16%
- q) Oklahoma County – I-240 FRONTAGE ROAD - TAP-255N(331)AG / 31438(04), \$2,731.85, 0.44%
- r) Ottawa County – US-60 - SSR-258B(055)SR / 32712(04), \$62,734.00, 5.97%
- s) Rogers County – US-412 - NHPP-019N(135)PM / 29601(04), \$7,245.00, 0.11%
- t) Seminole County – US-270 - STP-267B(076)PM / 28923(04), #3, \$18,816.26, 1.10%
- u) Seminole County – US-270 - STP-267B(076)PM / 28923(04), #4, \$924.00, 0.05%
- v) Texas County – Co. Rd. - CIRB-270C(038)RB / STP-270C(037)CI / 28465(11), \$2,750.00, 0.05%
- w) Tulsa County – I-44 - NHPPI-4400(058)PM / 29693(04), \$35,646.30, 0.33%
- x) Tulsa County – Ct. St. - STP-272B(278)CI / 30703(04), \$17,425.70, 0.60%
- y) Tulsa County – Ct. St. - TAP-272D(279)IG / 31619(04), \$5,203.64, 8.08%
- z) Tulsa County – Ct. St. - TAP-272N(281)IG / 31621(04), #1, \$46,037.55, 3.00%
- aa) Tulsa County – Ct. St. - TAP-272N(281)IG / 31621(04), #2, \$1,240.00, 0.08%
- bb) Tulsa County – Ct. St. - STP-272C(261)CI / 32203(04), \$12,984.58, 0.61%
- cc) Woods County – Co. Rd. - CIRB-276D(044)RB / 29782(04), \$4,667.12, 0.76%

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

- a) Adair County – US-59 - NHPP-101A(052) / 16928(17), \$122,442.53, 0.47%
- b) Caddo County – US-281 - STP-208B(075)PM / 30175(04), \$80,000.00, 4.15%
- c) Canadian County – Co. Rd. - CIRB-209D(063)RB / 27858(04), \$152,325.56, 3.48%
- d) Canadian County – Ct. St. - TAP-255A(334)AG / 31441(04), \$16,637.01, 2.13%
- e) Carter County – Co. Rd. - CIRB-110C(205)RB / 24819(04), #6, \$2,085.64, 0.03%
- f) Carter County – Co. Rd. - CIRB-110C(205)RB / 24819(04), #7, \$61,412.77, 0.83%
- g) Choctaw County – US-70 - SSR-212N(046)SR / SSR-022N(221)SR / 33944(04), \$48,000.00, 1.49%
- h) Creek County – SH-33 - SSP-219B(063)PM / 27083(04), \$97,250.07, 10.31%
- i) Creek County – SH-99 - SBR-219N(060)SB / 30599(04), \$74,195.07, 4.15%
- j) Johnston County – SH-7 - STP-235C(037)PM / 29666(04), \$140,934.26, 8.08%
- k) Kay County – Co. Rd. - CIRB-136C(162)RB / 25085(04), \$163,023.04, 5.45%
- l) Love County – Co. Rd. - CIRB-243C(031)RB / 31411(04), \$120,292.55, 8.45%
- m) Marshall County – Co. Rd. - CIRB-248C(034)RB / 29986(04), \$5,171.67, 0.20%
- n) McCurtain County – Co. Rd. - CIRB-145C(172)RB / 25468(04), \$36,168.94, 2.98%
- o) McIntosh County – Co. Rd. - CIRB-246C(039)RB / 28502(04), \$294,998.50, 7.20%
- p) Murray County – SH-7 - TAP-250D(022)TP / SSP-250N(018)PM / 33320(04), \$94,928.84, 2.70%
- q) Okfuskee County – I-40 - NHPPI-4000-(077)PM / 21007(06), \$113,305.38, -0.60% Underrun
- r) Oklahoma County – SH-74 - STP-155C(569)SS / 14964(08), #5, \$5,539.50, 0.03%
- s) Oklahoma County – SH-74 - STP-155C(569)SS / 14964(08), #7, \$212,884.60, 1.01%
- t) Oklahoma County – SH-74 - STP-155C(569)SS / 14964(08), #9, \$9,429.80, 0.04%
- u) Oklahoma County – I-35 - NHPPI-3500-(066)FP / 27897(04), \$39,147.59, 0.13%
- v) Pawnee County – US-64 - STP-259C(050)PM / 24323(07), \$255,250.60, -1.84% Underrun
- w) Pittsburg County – US-69 - NHPP-013N(168)3P / 33393(04), \$283,194.59, 24.07%
- x) Seminole County – SH-9 - STPY-167C(102) / 21845(04), \$21,037.50, 0.61%
- y) Seminole County – SH-56 - SBR-267C(077)SB / 30580(04), \$2,477.65, 0.07%
- z) Stephens County – SH-29 - STP-169B(134)PM / 24412(04), \$5,512.09, 0.04%
- aa) Stephens County – Co. Rd. - CIRB-269C(002)RB / 27847(04), \$99,500.50, 2.08%
- bb) Tulsa County – Ct. St. - STP-172B(400)IG / 25212(04), \$289,239.44, 4.71%
- cc) Tulsa County – US-64 - NHPP-272N(231)SS / 28878(04), \$6,999.14, 0.44%

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

ITEMS PRESENTED BY THE COMPTROLLER DIVISION

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

- a) Tentative January, 2021 Proposed Bid Opening
- b) Tentative February, 2021 Proposed Bid Opening

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

ITEM PRESENTED BY THE OFFICE ENGINEER – Mr. Delce

131. Awards

September 17, 2020 – Regular Letting

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

ITEM PRESENTED BY THE DIRECTOR – Mr. Gatz

132. Director's Report

Secretary Gatz updated the Commissioners on the activities related to the Federal Highway Program. The Congress and the President approved to extend the FAST Act for 1 more year through September 2021. And, at the same time, they included Transportation as part of the Continuing Resolution that will keep the federal government operating through mid-December, 2020. That translates for the Department of Transportation to the point that we will have federal aid funding through December 11th that will get us out of the starting blocks for Federal Fiscal Year '21 and allow us to continue to make progress. We will monitor the status of the federal aid program as Congress begins to consider what the budgetary authorizations are going to look like beyond December 11th. I will give you periodic updates of those proceedings as they occur.

With the extension of the federal funding we will restart the 8 Year Construction Work Plan rebalance procedure with each Commissioner individually. Those meeting are going to be scheduled through the month of October into November, in preparation to present the 8 Year Construction Work Plan for your consideration at the December Commission Meeting.

The Department was a recipient of a Build Grant from the Federal Government. This \$22 million Build Grant will help fund upgrades and preservation to the historic US-281/Route 66 Bridgeport Bridge in Caddo and Canadian counties. This Grant will allow us to preserve the landmark and return that bridge to its full carrying capacity and really improve the condition of it, while preserving the historic character of that bridge. We are really excited to have the opportunity and want to certainly thank Senator Jim Inhofe, Representative Frank Lucas and the rest of our Congressional Delegation, Lt. Governor Matt Pinnell, Dr. Bob Blackburn with the Historical Society and the Oklahoma Route 66 Association for supporting our application and really lending a lot of tremendous insight into crafting a project there and help us to preserve the historical character of the structure. We will do everything that we can to have that project completed in advance of the Route 66 Centennial Celebration.

We also were the partner in a Kiamichi Railroad Grant from the USDOT. It was a \$10 million Consolidated Rail Infrastructure and Safety Improvement (CRISI) Grant was awarded to the Kiamichi Tri-State Freight Rail Project. The Grant will fund major upgrades to restore 36 miles of railroad between Antlers and Hugo. The Department supported this grant application, and again, we thank Senator Inhofe, the Congressional Delegation, and certainly the Choctaw Nation for supporting this project also. It will be a great benefit to southeastern Oklahoma as that rail line comes back in a much improved form.

Want to comment briefly on the I-40 widening project east of Oklahoma City, from I-240 Junction east about 4 miles to nearly the Pottawatomie County line. This project has constructed 2 major interchanges at Choctaw Road and the Kickapoo Turnpike. The new turnpike is set to partially open on October 13th which will allow travel between I-44/Turner Turnpike and US-62/NE 23rd Street. The southern segment of the Kickapoo Turnpike will connect to I-40 once completed.

We also opened a new interchange on I-40 in Elk City; it is a Diverging Diamond Interchange, the first of its kind in the State of Oklahoma. This is an innovative design, moves traffic very efficiently and very safely, but it is a little bit unusual in its operation, and certainly takes a little bit of time to get used to how it functions. Again, this is going to be a much safer interchange, and we look forward to long service and a much safer travel for the traveling public at that particular location.

We appreciate your consideration and award of the project on US-69 in McAlester. That's one of the significant contracts that you considered today that's representative of the next phase of the reconstruction of US-69 between 270 and South 14th Street there in McAlester. It's going to greatly improve the traffic flows in the area, and there are more phases to come, to continue our efforts to modernize US-69.

The update on the Department's efforts associated with the Oklahoma Public Transit Policy Plan as required by HB1365. We have been working very closely with the Oklahoma Transit Association and other stakeholders, and we have a draft that is completed, are we are going to release that draft on October 23rd and open that for public comments. We expect to meet the deadline for presentation of the final plan to the Governor and Legislature in December, 2020. That begins to set the stage for considering what types of public transit opportunities Oklahoma citizens expect and need for the future; and then it also considers some of the funding and revenue challenges that we're going to have ahead of us to try to be able to provide for those services.

On the Transportation Modernization Initiative front, we're continue our work with our consultant Guidehouse. We're progressing in accordance with the schedule for that project. They are still in the process of gathering data and will have recommendations to us sometime around April, 2021.

On the COVID-19 front update we are still following all CDC guidelines and teleworking as much as possible. Our virtual meetings continue to be very successful; and we are continuing to manage our business in a very responsible manner. So credit to our employees, they've done a tremendous job managing through this pandemic and are to be congratulated for their progress; and I just ask that they keep up the good work.

Also on the COVID front, the ability to have our Transportation Commission Meetings virtually will expire on November 15th. We will be discussing how to proceed after that date, if this is not extended. I will give you a firm plan at the November Commission Meeting for what our future meetings will look like in December, January and into 2021.

So that's concludes my report, will be happy to answer any questions you might have.

Information Only: No Commission action required.

ITEM PRESENTED BY COMMISSION CHAIRMAN

133. Adjournment Motion

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

Meeting adjourned at 11:37 p.m.

Approval of the Minutes of the Transportation Commission Meeting October 5, 2020.

Gene McKown – Chairman

Bob Peterson – Vice Chairman