

MINUTES FOR THE TRANSPORTATION COMMISSION MEETING JANUARY 3, 2022

MINUTES OF THE COMMISSION MEETING OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, WAS HELD JANUARY 3, 2022 IN THE COMMISSION MEETING ROOM OF 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 2022 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.

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
	Bob Peterson	Vice Chairman
	TW Shannon	Secretary
	Bob Coburn	Member
	James Grimsley	Member
	Don Freymiller	Member
	Bobby Alexander	Member
Absent:	David Dyson	
	Steve LaForge	
Presiding:	Gene McKown	

The following items were presented and approved as written at the Transportation Commission meeting January 3, 2022. 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 Guests: Brent Burwell, Executive Director of the OK/AR American Concrete Pavement Association (ACPA), Bobby Stem, Executive Director of the Association of Oklahoma General Contractors and Mike Patterson, former Secretary of Transportation. We really do appreciate everybody coming and participating in our Commission Meeting. He then recognized Secretary/Director Tim Gatz for some announcements and presentations.

ANNOUNCEMENTS AND PRESENTATIONS:

Secretary Gatz. I have the honor this morning of recognizing some pretty special guys out in Division Six that have received a very prestigious award for some work that they did in Boise City. I would like to invite Brent Burwell from ACPA that can tell us more about this award.

Mr. Burwell announced that the American Concrete Pavement Association recently awarded the National Gold Award to the US-385/US-64 junction reconstruction project in Boise City. This award was earned by ODOT District 6 Guymon Construction Residency along with the Contractor, Interstate Highway Construction Inc. Accepting the award was Ron McDaniel, District 6 Engineer, Charles Michael, Guymon Residency Manager, Brendan Barnes, Guymon Residency Project Inspector, Bobby Alexander, District 6 Commissioner, Secretary Gatz and Commission Chairman, Gene McKown.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

1. Approval of the Minutes of the Transportation Commission Meeting of December 6, 2021

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

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

2. Land Sales – Mr. Phillips

- a) Muskogee County – District I – located along the south side of US-62 at E. Bengé Road on the south side of Fort Gibson, OK - \$7,900.00
- b) Latimer County – District II – located along the southwesterly side of SH-82, approximately 3.5 miles southeasterly of the Latimer/Haskell County line - \$6,500.00
- c) LeFlore County – District II – located on the west side of US-59 (Cavanal Expressway), approximately 2 miles north of US-271 on the west side of Poteau, OK - \$3,483.00
- d) Hughes County – District III – located along the north side of US-270 Business at Vorhees Street in Holdenville, OK - \$2,566.00
- e) Kingfisher County – District IV – located along the west side of US-81, approximately 0.40 miles south of East Will Rogers Drive in Kingfisher, OK - \$26,620.00
- f) Kingfisher County – District IV – located along the east side of US-81, approximately 0.72 miles south of East Boundary Street in Dover, OK - \$3,074.00
- g) Oklahoma County – District IV - located on the east side of SH-74, at the southeast corner of NW 178th Street in Oklahoma City, OK - \$320,000.00
- h) Grady County – District VII - located on the south side of US-62 at 4 Lakes Drive in Four Lakes Phase I, southwest of Blanchard, OK - \$38,601.25
- i) Osage County – District VIII – located on the north side of SH-11 at Apperson Road, approximately 5.50 miles westerly of Shidler, OK - \$7,900.00
- j) Rogers County – District VIII – located along the west side of SH-88, approximately 3.93 miles southeasterly of I-44 (Will Rogers Turnpike) near Claremore, OK - \$5,439.00

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

END OF CONSENT DOCKET

ITEMS PRESENTED BY DIRECTOR OF ENGINEERING – Mr. Tegeler

3. Engineering Contracts

a) Statewide – All Districts – On-Demand Mobile LiDAR Mapping

CI-2345A CEC Corporation
CI-2345B Half Associates, Inc.

Total Aggregate Not to Exceed Amount for these 2 contracts is \$500,000.00

b) Statewide – All Districts – On-Demand Subsurface Utility Engineering

CI-2346A Bearing Tree Land Surveying, LLC
CI-2346B EST, Inc.
CI-2346C Guy Engineering Services, Inc.
CI-2346D Half Associates, Inc.
CI-2346E KMCE, Inc.
CI-2346F Universal Surveying and Mapping, LLC

Total Aggregate Not to Exceed Amount for these 6 contracts is \$4,500,000.00

c) Statewide – All Districts – On-Demand Ancillary Structure Safety Inspections

CI-2347A Burgess and Niple, Inc.
CI-2347B CONSOR Engineers, LLC

Total Aggregate Not to Exceed Amount for these 2 contracts is \$2,000,000.00

d) Statewide – All Districts – On-Demand Underwater Bridge Inspections

CI-2348 CONSOR, Engineers, LLC \$400,000.00

e) Statewide – All Districts – On-Demand Wetland and Stream Mitigation

CI-2349A Freese and Nichols, Inc.
CI-2349B HDR Engineering, Inc.
CI-2349C Kleinfelder, Inc.
CI-2349D Olsson, Inc.
CI-2349E Switchgrass Consulting, Inc.

Total Aggregate Not to Exceed Amount for these 5 contracts is \$1,000,000.00

f) Statewide – All Districts – On-Demand Project Reconnaissance Data Collection

CI-2351A BKL, Inc.
CI-2351B Garver, LLC
CI-2351C Half Associates, Inc.
CI-2351D Native Strategies, PLLC
CI-2351E Parkhill, Smith & Cooper, Inc.
CI-2351F Poe & Associates, Inc.
CI-2351G Professional Engineering Consultants, P.A.
CI-2351H The Schemmer Associates, Inc.
CI-2351I Walter P. Moore & Associates, Inc.
CI-2351J White Hawk Engineering & Design, LLC

Total Aggregate Not to Exceed Amount for these 10 contracts is \$2,500,000.00

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

4. Engineering Contract Supplement

Cleveland County – District III – this supplement is for additional engineering to develop final construction plans for SH-9: from east end of Pecan Creek bridge, east 5.55 miles to SH-102

CI-2011	Supplement 3	C.H. Guernsey & Company	\$62,760.00
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ACTION: Alexander moved and Peterson seconded that the Items be approved as presented.
 MOTION: Carried by the following vote:
 AYES: McKown, Coburn, Grimsley, Shannon, Freymiller, Alexander and Peterson
 NAYES: None
 ABSENT: Dyson and LaForge

ITEMS PRESENTED BY CONSTRUCTION DIVISION ENGINEER – Mr. Leonard

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

- a) Beckham County – County Road – STP-205C(092)CI / 32970(04), \$2,350.54, 0.26%
- b) Cleveland County – City Street – STP-114E(300)EH / 28811(04), \$11,039.00, 1.21%
- c) Garvin County – SH-19 – MC-225C(092)MD / 35205(04), \$11,373.07, 2.53%
- d) Lincoln County – SH-99 – STP-241B(064)PM / 29543(04), \$2,904.72, 0.13%
- e) Murray County – County Road – CIRB-250D(032)RB / 27855(04), \$5,460.00, 0.07%
- f) Noble County – County Road – STP-252D(048)CI / 31215(04), \$2,999.60, 0.43%
- g) Oklahoma County – WEST RIVER TRAIL – TAP-255D(527)AG / 33275(04), \$4,311.00, 1.96%
- h) Oklahoma County – City Street – STPG-255F(482)AG / 33739(04), \$7,292.46, 1.74%
- i) Ottawa County – US-60 – STP-258B(083)AD / 32897(04), \$19.88, -0.00% Underrun
- j) Pottawatomie County – SH-9A – STP-263C(075)3P / STP-263C(074)3P / 28204(04), \$52,417.07, 2.65%
- k) Sequoyah County – US-64 – SSR-268C(073)SR / 33443(04), \$16,060.75, 0.68%
- l) Washington County – US-75 – NHPP-014N(115)PM / 34228(04), \$66,181.50, 1.16%

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

- a) Beckham County - I-40B - NHPP-205N(086)PM / 27900(04), \$124,930.94, 2.64%
- b) Canadian County - US-81 - NHPP-209N(051)SS / 27004(04), \$9,563.64, 0.10%
- c) Cleveland County - I-35 - NHPPIY-0035-2(176)(304) / 09031(05), \$49,466.20, 0.07%
- d) Custer County - I-40 - NHPPI-4000(073)PM / 28997(04), \$114,370.26, 1.33%
- e) Dewey County - County Road - CIRB-222C(026)RB / 28699(04), \$126,679.88, 1.43%
- f) Harmon County - County Road - CIRB-229C(016)RB / 28710(04), #6, \$57,037.70, 0.90%
- g) Harmon County - County Road - CIRB-229C(016)RB / 28710(04), #8, \$12,992.26, 0.20%
- h) Jackson County - US-62 - NHPP-CRRS(014)PM / 34829(04), \$261,023.30, 9.92%
- i) Kay County - I-35 - NHPPI-3500-(101)PM / 29845(04), \$899,971.74, 8.52%
- j) Okmulgee County - US-75 - NHPP-256N(034)PM / HSIPG-256N(041)PM / 28967(04), \$102,884.38, 2.52%
- k) Stephens County - SH-53 - STP-269C(080)PM / 30362(04), \$65,503.81, 1.41%

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

ITEMS PRESENTED BY THE COMPTROLLER DIVISION

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

- a) Final March, 2022 Proposed Bid Opening
- b) Tentative April, 2022 Proposed Bid Opening
- c) Tentative May, 2022 Proposed Bid Opening

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

ITEM PRESENTED BY THE DIRECTOR – Mr. Gatz

8. Director's Report

Secretary Gatz stated when you look at the award that Division 6 received, that is a true example of State Government partnering with our private sector Contractor; and that Contractor was Interstate Highway Construction to really deliver an exceptional finished product. I want to thank them again for their efforts, and it certainly takes a partnership to yield a great National Gold Award winning final project like that.

Secretary Gatz thanked the Maintenance Crews who worked through the New Year's Holiday weekend during our first winter storm of 2022. Though the snowfall was light in most areas very low temperatures kept our crews busy treating and clearing ice from highways and turnpikes to keep traffic moving during the holiday. He stated, "I really appreciate our crews giving up time with their families and working around-the-clock during a holiday weekend to keep our highways safe"!

On the State Budget front, we have already had a couple of budget hearings and we have a few more to attend in the coming month. The Oklahoma State Board of Equalization met last week and reported that revenues for this year are on the increase. So, as we prepare for the beginning of the new legislative session, I think that the State Budget outlook for Fiscal Year 2023 is very favorable and actually a little bit better than expected. So that's really good news!

On the Federal front, the Infrastructure Investment Jobs Act is now in effect. We are however, operating under a Continuing Resolution in the absence of a budget through mid-February. That's not really bad news because at least we have got a Continuing Resolution; but it causes us to be a little bit mindful. When you are operating under a Continuing Resolution, we only have access to the portion of our annual budget that's available under the time period of the Continuing Resolution. So that can be a little bit challenging, especially going into our preparation for the construction season. Typically, our January, February and March Lettings are some of the biggest that we do across the course of the year. I don't foresee any changes as of today; but we will continue to monitor that situation and be mindful that if we have to make some adjustments, we will certainly let the Commission know. I hope to see Congressional action pass a full year's budget soon.

On our Transportation Modernization front you guys are now receiving a report every month that was sent out to you about a week ago. We are continuing to make good progress with Transportation Modernization across the Cabinet. We are going to create a Cabinet-wide Customer Service Center and we have chosen Marcus Williams with OTA who is going to lead this effort. Please help me welcome Marcus who is the perfect leader to partner with the Office of Innovation and head up that customer service unit. So, welcome Marcus, glad to have you on the cabinet wide team and look forward to all you are going to accomplish in that capacity and in that role.

Something else that's significant is you've heard me talk many times over the previous months about the Department needing to do a Market Study. The Department hadn't done any type of a market study since 2018. Our employees work really hard and the Department has a tendency to get a little bit behind on the compensation front. This market study and the implementation of it will allow us to close some of the big gaps that have occurred since 2018. We can't get all the way flush with market; but we are working hard to try to get everybody to 95%. Effective January 1st, we are able to implement this market adjustment; this will help us to retain employees and really show them how much we value them and appreciate the good job they are doing.

Secretary Gatz presented the Commission a video called, "ODOT's 2021 Year in Review". It was a look back on major transportation highlights from the past year. The video included Oklahoma's Top Ten State ranking for bridge conditions, the first phase of I-44 and US-75 interchange reconstruction in Tulsa and the 50th Anniversary of the McClellan-Kerr Arkansas River Navigation System and among other numerous achievements.

Secretary Gatz said looking back on 2021 we have a tendency to be so close to it, that sometimes we forget how busy we really are. I can't thank the folks with the Department enough for their incredible efforts. I want to thank our partners in the Consulting Engineering world, the Contractor world, they really help us make things as good as they can be out on the highway system. It was just a great year; I'm really looking forward to a continuation and an outstanding 2022! So, thank you Commissioners for your support and bright future ahead of us.

Information Only: No Commission action required.

ITEM PRESENTED BY COMMISSION CHAIRMAN

9. Adjournment Motion

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

Meeting adjourned at 11:30 a.m.

Approval of the Minutes of the Transportation Commission Meeting January 3, 2022.

Gene McKown – Chairman

Bob Peterson – Vice Chairman