

# MINUTES OF THE TRANSPORTATION COMMISSION MEETING

## October 2, 2023

**MINUTES OF THE COMMISSION MEETING OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, HELD OCTOBER 2, 2023, IN THE COMMISSION MEETING ROOM OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, 200 NE 21<sup>ST</sup> STREET, OKLAHOMA CITY, OK 73105**

Notice of the schedule of regular meetings of the Oklahoma Department of Transportation for the calendar year 2023 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](http://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. Peterson called the meeting to order at 11:00 a.m.

The following items were presented and approved as written at the Transportation Commission meeting on October 2, 2023

**ROLL CALL:**

<b>Present:</b>	Bob Peterson	Chairman
	David Dyson	Vice-Chairman
	Bob Coburn	Secretary
	Steve LaForge	Member
	Don Freymiller	Member
	Michael Junk	Member
	Bobby Alexander	Member
	TW Shannon	Member
	James Grimsley	Member
<b>Absent:</b>		
<b>Presiding:</b>	Bob Peterson	

District I Commissioner Coburn virtually attended and participated the Commission meeting from District I Headquarters, 2800 S. 32<sup>nd</sup> Street, Muskogee, OK 74401.

Chairman Peterson thanked everyone for coming and recognized Bobby Stem, Executive Director of Association of Oklahoma General Contractors (AOGC)

**ITEM TO BE PRESENTED BY THE SECRETARY TO THE COMMISSION**

**145. Approval of the Minutes of the Transportation Commission Meeting of September 11, 2023**

ACTION: Grimsley moved and Dyson seconded that the Minutes be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Peterson  
ABSTAIN: Coburn, Junk  
ABSENT:

**CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN**

**146. Railroad Crossing Safety Projects – Mr. Schwennesen**

- a) District VI – Alfalfa County – Installation of rail signals at CR N2740 with BNSF – \$565,934.00
- b) District VII – Love County – Humped crossing elimination at Addington Bend Road with BNSF – \$596,972.00

**147. Safety Improvement Projects – Ms. January**

- a) District II – Atoka County – Installation of school zone advanced warning signs along SH-7 in Atoka – \$12,000.00
- b) District V – Jackson County – Installation of school zone advanced warning signs along US-283 in Blair – \$8,000.00

**148. Speed Zone Revisions – Ms. January**

- a) District VII – Love County – Along SH-76 for 9.02 miles.
- b) District VII – Carter County – Along SH-76 including the City of Wilson for 7.62 miles.
- c) District VII – Carter County – Along US-70A including the City of Wilson for 0.89 miles.

**149. Land Sales – Mr. Phillips**

- a) District V – Dewey County – Southeast corner of US-270 & 4th Street in Seiling – \$19,200.00
- b) District IV – Logan County – Southwest corner of SH-33 & N. Westminster Road – \$6,1270.00
- c) District III – McClain County – Northeast corner of US-62 & Jefferson Avenue – \$7,120.00

**150. Designation Order – Mr. Mitchell**

- a) All Districts – Statewide – Final approval of County Designation Order for FY 2024
- ACTION: Freymiller moved and LaForge seconded that the Consent Docket be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson  
ABSTAIN:  
ABSENT:

**END OF CONSENT DOCKET**

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**ITEMS TO BE PRESENTED BY DIRECTOR OF ENGINEERING – Mr. Tegeler**

**151. Programming Item**

- a) District VIII – Tulsa County – Union Ave Bridge over US 64 – \$510,000.00

ACTION: Grimsley moved and Shannon seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson  
ABSTAIN:  
ABSENT:

**152. Engineering Contracts**

- a) District I – Okmulgee County – Prepare construction plans for US-266

CI-2446C H W Lochner, Inc. \$545,515.00

- b) District VI – Beaver County – Prepare construction plans for US-270

CI-2448B MKEC Engineering, Inc. \$2,522,680.00

- c) District VIII – Creek County – Prepare construction plans for city bridges in Drumright

CI-2445D Jacobs Engineering Group Inc. \$468,468.00

ACTION: LaForge moved and Grimsley seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson  
ABSTAIN:  
ABSENT:

**153. Engineering Contract Supplements**

- a) All Districts – Statewide – Supplement 1 for Creation of Low-Distortion Projections

CI-2097 Halff Associates, Inc. \$1,600.00

- b) All Districts – Statewide – Supplement 5 On-Demand Cultural Resources Inventories, NRHP Evaluations & Mitigation Proposals

CI-2334D Integrated Environmental Solutions, LLC. \$300,000.00

ACTION: Shannon moved and Alexander seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson  
ABSTAIN:  
ABSENT:

**ITEMS TO BE PRESENTED BY CONSTRUCTION DIVISION ENGINEER – Mr. Leonard**

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

- a) Alfalfa County - US-64 - STP-202C(064)(067)AD / 35169(04), \$13,492.85, 1.20%
- b) Atoka County - SH-3 - NHPP-017N(148)PM / 20307(04), \$10,725.00, 0.08%
- c) Blaine County - SH-58 - MC-206C(073)PM / 36197(04), \$44,790.00, 8.33%
- d) Canadian County - SH-4 - STP-009C(247)PM / 04757(04), \$12,400.00, 0.10%
- e) Cherokee County - US-62 - NHPP-211N(062)PM / 32105(04), \$2,942.50, 0.05%
- f) Cleveland County - City Street - STP-214D(125)AG / 35323(04), \$22,265.42, 0.28%
- g) Creek County - US-75A - SSR-219N(103)SR / 35450(04), \$1,650.00, 0.25%
- h) Grady County - SH-39 - STP-226B(104)PM / 20302(07), #3, \$3,946.50, 0.04%
- i) Grady County - SH-39 - STP-226B(104)PM / 20302(07), #4, \$2,175.00, 0.02%
- j) Kiowa County - SH-115 - STP-238C(080)PM / 30334(04), \$32,193.74, 2.08%
- k) Latimer County - County Road - CIRB-239C(037)RB / 31233(04), \$14,940.20, 0.29%
- l) Mayes County - City Street - TAP-249E(057)TP / 34117(04), \$6,000.00, 0.83%
- m) Oklahoma County - SH-66 - STP-155C(610)(712)PM / 24356(04), \$4,450.00, 0.01%
- n) Pittsburg County - US-270 - STP-261C(117)UR / 35365(04), \$4,320.00, 0.09%
- o) Pottawatomie County - City Street - TAP-263D(093)TP / 32996(04), \$50,005.71, 5.17%
- p) Sequoyah County - County Road - CIRB-268C(075)RB / 25434(08), \$188.40, -0.01% Underrun
- q) Wagoner County - SH-51 - SBR-273B(098)SB / 35086(04), \$19,800.00, 1.91%

Total of Change Orders: \$245,908.52

**155. Change Orders with Cumulative Total Greater than \$75,000 - Mr. Leonard**

- a) Carter County - US-70 - STP-010B(306)PM / 10154(04), \$55,686.38, 0.30%
- b) Delaware County - US-59 - NHPP-CRRS(009)(008)PM / 33781(04), \$32,291.31, 0.54%
- c) Grady County - SH-39 - STP-226B(104)PM / 20302(07), \$320,000.00, 3.00%
- d) Okfuskee County - I-40 - NHPPI-4000-(100)PM / 21007(09), \$791,035.69, -4.47% Underrun
- e) Okfuskee County - County Road - CIRB-254C(051)RB / 30087(04), \$36,192.57, 0.65%
- f) Oklahoma County - I-35 - NHPPI-0035-3(125)121 / 09032(05), \$493,481.75, 0.68%
- g) Oklahoma County - I-40 - NHPPI-4000-(126)(156)PM / 28992(04), \$267,204.20, 0.17%
- h) Oklahoma County - City Street - TAP-255D(510) AG / 33269(04), \$97,359.49, 6.61%
- i) Oklahoma County - I-40 - NHPPI-4000-(081)3P / 33776(04), #1, \$150,035.85, 2.42%
- j) Oklahoma County - I-40 - NHPPI-4000-(081)3P / 33776(04), #2, \$480,000.00, 7.74%
- k) Osage County - SH-20 - STP-157C(122)PM / 24268(04), \$114,064.06, 0.67%
- l) Ottawa County - SH-69A - STP-258B(089)PM / 32698(04), \$226,003.67, 6.18%
- m) Rogers County - TNPK - NHPP-166N(232)PM / NHPP-266N(101)PM / WR-MC-131 / WR-MC-131A /26242(04), \$9,500.00, 0.01%

- n) Texas County - SH-136 - STP-270C(041)PM / 24241(07), \$189,639.84, 1.52%
- o) Tulsa County - City Street - STP-172B(533)IG / 28656(04), \$107,254.42, 6.82%
- p) Tulsa County - BIXBY EAST FRY TRAIL - TAP-272F(341)IG / 33040(04), \$55,738.59, 4.29%

Total of Change Orders: \$1,843,416.44

ACTION: Dyson moved and Junk seconded that the Item be approved as presented.

MOTION: Carried by the following vote:

AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson

ABSTAIN:

ABSENT:

Commissioner LaForge questioned how rubblized concrete pavement is used.

**ITEMS TO BE PRESENTED BY THE PROJECT MANAGEMENT DIVISION – Mr. Nguyen**

**156. Asset Preservation Plan – Information Only**

- a) All Districts – Statewide – Presentation of Asset Preservation Plan for FY 2024 through FY 2027

**157. 8-Year Construction Work Plan**

- a) All Districts – Statewide – Approval of 8-Year Construction Work Plan for FY 2024 through FY 2031

ACTION: Freymiller moved and Alexander seconded that the Item be approved as presented.

MOTION: Carried by the following vote:

AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson

ABSTAIN:

ABSENT:

Commissioner Grimsley expressed his gratitude to the legislature and stated the 8-year Construction Work Plan represented creative thinking and problem-solving and is looking forward to the RETRO funding outcome. Chairman Peterson followed Commissioner Grimsley’s comments by thanking Representative Nicole Miller for her attendance at the Commission meeting.

**ITEM TO BE PRESENTED BY THE COMPTROLLER DIVISION**

**158. Proposed Bid Openings – Mr. Hackney**

- a) Final November, 2023 Proposed Bid Opening
- b) Tentative January, 2024 Proposed Bid Opening

ACTION: Freymiller moved and Dyson seconded that the Item be approved as presented.

MOTION: Carried by the following vote:

AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson

ABSTAIN:

ABSENT:

**159. Fiscal Year 2024 Budget Revisions – Ms. Hilmes**

- a) All Districts – Statewide – Request to increase funds for multiple Programs

ACTION: Dyson moved and Shannon seconded that the Item be approved as presented.

MOTION: Carried by the following vote:

AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson

ABSTAIN:

ABSENT:

**ITEMS TO BE PRESENTED BY THE OFFICE ENGINEER – Mr. Delce**

**160. Awards**

- a) September 14, 2023 – Regular Bid Opening
- b) September 21, 2023 – Regular Bid Opening

ACTION: Grimsley moved and Junk seconded that the Item be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson  
ABSTAIN:  
ABSENT:

**ITEM TO BE PRESENTED BY THE DIRECTOR – Mr. Gatz**

**161. Director’s Report – Information Only**

Secretary Gatz began his report by thanking the Chairman and Commissioners for their consideration and approval of the 8-Year Construction Work Plan and the Asset Preservation Plan, which has made a difference in assisting ODOT address lifecycle issues on the highway systems. Gatz commended the District Engineers for their data-driven expertise on ODOT’s priorities, which are bridge infrastructure, rural two-lane highways, pavement condition and safety. Gatz seconded Commissioner Grimsley’s comment regarding the support of the Legislature, past and present governors and confirmed that RETRO funding has helped to accelerate some projects on the 8-Year Construction Work Plan. He spoke briefly on the importance of the Infrastructure Investment and Jobs Act (IIJA) and the funding it provides. Gatz brought attention to the inflationary pressure that IIJA alleviates, and some future conversations are needed for a plan to sustain the long-term funding.

Gatz continued his funding update with the Continuing Resolution that was passed by Congress on September 30<sup>th</sup>, and the tentative November letting may require some adjustments depending on the outcome of the availability of funds.

Secretary Gatz gave an update on the upcoming project on I-235 and a bridge rehabilitation in Oklahoma City. The bridge projects will include I-40, I-235 over I-40, Reno Avenue and the Pacific Railroad and will have an impact on traffic. Gatz added the projects are incentivized for an accelerated completion and asks for the attention of the traveling public to stay alert and prepared for traffic during construction.

Secretary Gatz continued with the bridge project on US-270 near Calumet over Six Mile Creek south of town. The project will start in early 2024 and will be approximately eight months in duration.

In an additional project update, Secretary Gatz included the Cherokee County project on State Highway 10 to reinforce the Illinois River embankment between Tahlequah and the Delaware County line. Gatz acknowledged the uniqueness of this project, as ODOT corresponded with the Grand River Dam Authority and Scenic Rivers in the planning stages to ensure that their needs were accommodated due to the sensitivity of the watershed.

Secretary Gatz concluded his project updates with a bridge project on US-283, the last structurally deficient bridge in District V. The project will start in the Spring of 2024 and will be approximately ten months in duration.

Secretary Gatz updated the Commission on the significant US-54 groundbreaking in Guymon in which Commissioner Alexander, Representative Pat Sakowski, Chief Engineer, Brian Taylor and now retired Ron McDaniel were in attendance. Gatz added Highway 54 is a heavily traveled truck route across the panhandle and commended District VI for their work in ensuring this project's success and this was an example of a long-term investment in Oklahoma's future.

Another example of Oklahoma's investments is US-69 in the Calera, Durant area, Gatz congratulated Anthony Echelle in District II, his team, and the contractor partners for their dedication to the project as the Choctaw Road intersection had one of the highest accident and fatality rates in Oklahoma. Gatz expressed the need for continued work south of the Red River that is being impacted by Oklahoma's growth.

Secretary Gatz concluded his report with the monthly safety campaign, Work Zone Awareness which will put an emphasis on work zones, crashes, and increasing traffic fatalities not just in Oklahoma, but nationwide. Gatz expressed the importance of seat belt usage as Oklahoma still ranks 40<sup>th</sup> in the nation for seat belt use and the statistics need improvement. Gatz addressed the traveling public to be attentive, slow down in work zones and to buckle up.

No Commission action required.

#### **ITEM TO BE PRESENTED BY COMMISSION CHAIRMAN**

##### **162. Adjournment Motion**

ACTION: Shannon moved and LaForge seconded that the Item be approved as presented.

MOTION: Carried by the following vote:

AYES: Coburn, Dyson, Shannon, LaForge, Grimsley, Freymiller, Alexander, Junk, Peterson

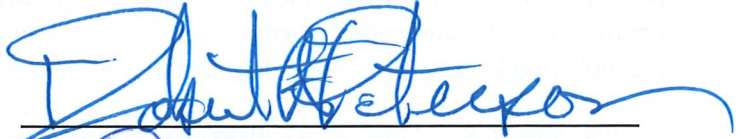
ABSTAIN:

ABSENT:

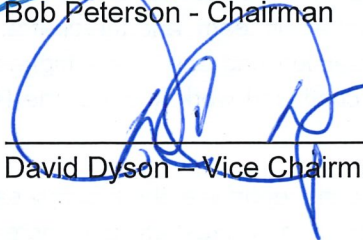
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Approval of the Minutes of the Transportation Commission Meeting October 2, 2023.



Bob Peterson - Chairman



David Dyson - Vice Chairman