

MINUTES FOR THE TRANSPORTATION COMMISSION MEETING DECEMBER 7, 2020

MINUTES OF THE VIRTUAL MEETING OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, HELD DECEMBER 7, 2020 VIA IN-PERSON AND BY VIDEO TELECONFERENCE PURSUANT TO THE OKLAHOMA OPEN MEETING ACT, 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 some by video teleconference and some in-person.

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. Bob Peterson called the meeting to order at 11:01 a.m.

ROLL CALL:

Present:	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:	Gene McKown	
Presiding:	Bob Peterson	

The following items were presented and approved as written at the Transportation Commission meeting December 7, 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.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

149. Approval of the Minutes of the Transportation Commission Meeting of November 2, 2020

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

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

150. Speed Zone Revisions – Mr. Pendley

a) Beaver, Harper and Woodward Counties – District VI – at the following locations:

1. Along SH-34 in Woodward and Harper Counties, including the City of Woodward
2. Along US-183 in Woodward County, including the City of Woodward
3. Along US-412 in Woodward County, including the City of Woodward
4. Along SH-50 in Woodward County, including the Town of Mooreland
5. Along US-64 in Beaver County, including the Town of Forgan

b) Caddo, Grady, Jefferson and Stephens Counties - District VII – at the following locations:

1. Along SH-19 in Caddo County, including the Town of Cyril
2. Along SH-89 in Jefferson and Stephens Counties, including the Town of Ringling
3. Along SH-92 in rural Grady County, near Friend school
4. Along US-62 in Caddo and Grady Counties, including the Town of Verden

c) Mayes County - District VIII – at the following locations:

1. Along SH-82 in Mayes county, including the Town of Salina
2. Along SH-20 in Mayes County, including the Town of Salina
3. Along SH-82 In Mayes County, including the Town of Locust Grove

151. Land Sales – Mr. Phillips

- a) Pontotoc County – District III – located on the north side of SH-3 with the intersection of N-S 364 Rd. south of Stonewall, OK - \$7,100.00
- b) Tulsa County – District VIII – located at the southwest intersection of the northwest quadrant of the I-244 Inner Dispersal Loop (IDL) in the City of Tulsa - \$2,500.00

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

END OF CONSENT DOCKET

ITEMS PRESENTED BY DIRECTOR OF ENGINEERING – Mr. Tegeler

152. Programming Item

Tulsa County – District VIII - a project to repair vehicle impact damage to 65th W. Avenue over US-64, located 11.2 miles east of the Osage County line - \$40,000 - Party responsible for the damage is known.

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

153. Engineering Contracts

a) Statewide – All Districts – On-Demand Environmental Studies

CI-2253A	Able Consulting
CI-2253B	C.H. Guernsey & Company
CI-2253C	CC Environmental
CI-2253D	Cox McLain Environmental Consulting, Inc.
CI-2253E	CP&Y, Inc.
CI-2253F	Freese and Nichols, Inc.
CI-2253G	Garver, LLC
CI-2253H	Olsson, Inc.
CI-2253J	TEIM Design, PLLC

The aggregate not to exceed amount for these nine (9) contracts is \$1,800,000.00

b) Bryan County – District II - to provide preliminary engineering for US-70 over Lake Texoma (Roosevelt Bridge)

CI-2262	Garver, LLC	\$3,538,938.00
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c) Jackson County – District V - to prepare construction plans for SH-19: over the north fork of the Red River located at the Jackson/Kiowa county line

CI-2223C	EST, Inc.	\$540,200.00
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ACTION: Dyson moved and Alexander seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: McKown

154. Engineering Contract Supplements

a) Pottawatomie County – District III – this supplement is for additional engineering to develop final construction plans for I-40 from Oklahoma County Line, east 2.5 miles; I-40 from 2.5 miles east of the Oklahoma County Line, east 2.2 miles and I-40 from 4.7 miles east of the Oklahoma County Line, east 2.7 miles

CI-2012	Supplement 6	CEC Corporation	\$215,352.00
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b) Oklahoma County – District IV – this supplement is for additional engineering to develop final construction plans for Reconstruction of the I-35/I-240 interchange in Oklahoma City

CI-1060	Supplement 7	Poe and Associates, Inc.	\$2,000,718.00
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c) Payne County - District IV - this supplement is for additional engineering to develop final construction plans for SH-51: from junction I-35, east to SH-86. On eastbound SH-51 from SH-86, extend east 10 miles

CI-1825	Supplement 4	Tetra Tech, Inc.	\$395,000.00
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ACTION: Freymiller moved and Dyson seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Freymiller, Shannon, Dyson, Alexander, LaForge and Peterson
NAYES: None
ABSENT: McKown

ITEMS PRESENTED BY CONSTRUCTION DIVISION ENGINEER – Mr. Leonard

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

- a) Adair County - SH-51/SH-100 - SSP-201C(035)PM / SBR-201C(001)SB / 27949(04), \$0.00, 0.00%
- b) Alfalfa County - SH-8/SH-45 - STP-102B(025)SS / 17668(10), \$43,227.00, 0.44%
- c) Atoka County - SH-131 - STP-203C(070)3B / 34094(04), \$2,400.00, 0.50%
- d) Beaver County - US-83 - SSR-204B(029)SR / 33399(04), \$5,994.12, 0.24%
- e) Blaine County - SH-8 - STP-206C(044)SS / 27918(04), \$13,551.15, 0.57%
- f) Blaine County - Co. Rd. - CIRB-206D(049)RB / 30044(04), \$18,038.00, 3.44%
- g) Caddo County - US-62 - STP-208B(072)3P / 33883(04), \$31,719.60, 4.31%
- h) Canadian County - US-81 (I-40B) - NHPP-209N(051)SS / 27004(04), \$38,062.81, 0.38%
- i) Cleveland County - Ct. St. - STP-214B(068)AG / STP-214B(069)AG / 29300(04), #3, \$18,858.46, 0.20%
- j) Cleveland County - Ct. St. - STP-214B(068)AG / STP-214B(069)AG / 29300(04), #4, \$10,370.03, 0.11%
- k) Custer County - SH-73 - SBR-220C(066)SB / 31793(04), \$30,000.00, 2.97%
- l) Custer County - SH-33 - MC-220F(073)MD / 34771(04), \$2,400.00, 0.12%
- m) Greer County - US-283 - STP-228B(017)PM / 29509(04), \$47,915.65, 0.61%
- n) Harmon County - SH-30 - STP-229C(011)PM / 27898(04), \$63,916.72, 1.57%
- o) Jackson County - Co. Rd. - STP-233D(041)CI / 31149(04), \$7,711.20, 1.09%
- p) Johnston County - SH-22/SH-99 - STP-235C(038)PM / 31841(04), \$7,274.43, 0.11%
- q) Kay County - Ct. St. - STP-236B(062)UR / 33687(04), \$10,017.35, 0.68%

- r) Kingfisher County - US-81 - STP-NBIP(523)SS / 32687(04), \$17,500.00, 3.37%
- s) Logan County - US-77 - SSR-242B(074)SR / SSR-242B(075)SR / 33803(04), \$3,504.00, -0.14% Underrun
- t) Noble County - I-40 - STP-252F(071)PM / 24239(20), \$24,253.93, 4.12%
- u) Osage County - US-60 - SBR-257N(080)SB / 32732(04), \$58,350.00, 4.74%
- v) Pittsburg County - SH-31 EB - SBR-261B(090)SB / 29738(04), #1, \$9,703.42, 0.46%
- w) Pittsburg County - SH-31 EB - SBR-261B(090)SB / 29738(04), #2, \$1,393.28, 0.07%
- x) Pittsburg County - US-69 - SSP-013N(176)PM / 34329(04), \$73,179.81, 1.15%
- y) Rogers County - Ct. St. - STP-266B(072)IG / 33314(04), \$4,769.44, 0.59%
- z) Sequoyah County - Co. Rd. - STP-268C(056)CI / 32396(04), \$9,660.00, 0.11%
- aa) Texas County - Co. Rd. - STP-270C(039)CI / 28649(04), \$7,920.00, -1.13% Underrun
- bb) Tulsa County - Ct. St. - ACNHPP-2440-(017)FP / 28859(04), \$6,116.00, 0.12%
- cc) Tulsa County - SH-11 - STP-272B(266)PM / 31885(04), \$51,000.00, 2.91%

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

- a) Adair County - US-59 - NHPP-101A(052) / 16928(17), \$0.02, 0.00%
- b) Atoka County - COUNTY ROAD (BOGGY D - CIRB-203C(068)RB / 31192(04), \$46,268.36, 2.85%
- c) Beckham County - SH-6 - STP-205B(076)PM / ACNHPP-4000(061)PM / 30998(04), #7 \$998.25, 0.00%
- d) Beckham County - SH-6 - STP-205B(076)PM / ACNHPP-4000(061)PM / 30998(04), #8, \$12,681.41, 0.04%
- e) Beckham County - SH-6 - STP-205B(076)PM / ACNHPP-4000(061)PM / 30998(04), #10, \$84,931.25, 0.30%
- f) Beckham County - SH-6 - STP-205B(076)PM / ACNHPP-4000(061)PM / 30998(04), #11, \$36,800.00, 0.13%
- g) Beckham County - SH-6 - STP-205B(076)PM / ACNHPP-4000(061)PM / 30998(04), #12, \$70,027.08, 0.24%
- h) Blaine County - SH-3 - NHPP-017N(254)PM / 27913(10), \$95,842.71, 0.97%
- i) Canadian County - I-40 / SH-4 - IMY-0040-4(436) / IMY-0040-4(435)138 / SBR-109N(182)SB / 24424(07), \$233,267.60, 0.48%
- j) Garvin County - Co. Rd. - CIRB-225C(073)RB / CIRB-225C(074)RB / 27848(04), \$37,497.42, 0.74%

- k) Kay County - US-77 - STP-136B(145)SS / 24380(04), \$105,656.00, 1.13%
- l) Logan County - Co. Rd. - ACERSTP-242C(056)ER / 32379(04), \$1,551.53, 0.15%
- m) Major County - SH-58 - SBR-247C(025)SB / 29477(04), #3, \$147,502.04, 3.55%
- n) Major County - SH-58 - SBR-247C(025)SB / 29477(04), #4, \$21,031.93, 0.51%
- o) Mayes County - SH-28 - SSP-249C(049)SS / SSP-249C(052)SS / 31884(05), \$145,005.00, 1.05%
- p) Oklahoma County - I-235 - NHPPI-2350-(009)PM / 09033(27), \$8,885.23, 0.01%
- q) Oklahoma County - Ct. St. - TAP-255D(328)AG / 31435(04), \$13,310.31, 2.53%
- r) Oklahoma County - SH-66 - TAP-255C(490)TP / NHPP-255N(489)EH / 32984(04), \$62,796.80, 1.80%
- s) Oklahoma County - I-35 - STP-255F(501)3B / 34180(04), \$2,452.87, 0.30%
- t) Osage County - Co. Rd. - STP-157C(167)CI / 25528(04), \$54,590.96, 2.41%
- u) Pittsburg County - US-69 - SSP-013N(176)PM / 34329(04), \$235,627.04, 3.70%
- v) Pottawatomie County - US-270 - SSP-263B(062)PM / 29569(04), \$9,802.49, 0.53%
- w) Pottawatomie County - I-40 - NHPPI-4000(096)3P / NHPPI-4000(097)3P / 33336(04), \$17,308.40, 0.29%
- x) Sequoyah County - I-40/US-64 - NHPPI-4000-(248)FP / NHPPI-4000-(064)PM / 10618(07), \$391,472.23, 0.92%
- y) Tulsa County - SH-51 - NHPP-272N(205)PM / SSP-272N(206)PM / 11477(04), \$207,755.86, 1.62%
- z) Tulsa County - I-44 - ACNHPPI-4400-(438)SS / 21899(04), \$41,587.68, 0.14%
- aa) Tulsa County - I-244 - NHPPIY-0244-2(501) / NHPPIY-0244-2(504) / NHPPIY-0244-2(507) / 26300(06), \$50,600.99, 0.14%
- bb) Tulsa County - Ct. St. - STP-272B(278)CI / 30703(04), \$108,163.33, 3.75%

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

ITEMS PRESENTED BY THE COMPTROLLER DIVISION

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

- a) Final February, 2021 Proposed Bid Opening
- b) Tentative March, 2021 Proposed Bid Opening
- c) Tentative April, 2021 Proposed Bid Opening

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

ITEM TO BE PRESENTED BY DIRECTOR OF OPERATIONS – Mr. Davis

158. Settlement of Claim for Rock Excavation to Kolb Grading, LLC

Latimer County – District II - Grade, Drain and Surface US-270: from 2.5 miles east of the Pittsburg County Line - Project No.: ACSTP-139B(049)SS, 20922(04) - \$207,642.08

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

**ITEM PRESENTED BY STRATEGIC ASSET & PERFORMANCE MANAGEMENT DIVISION
ENGINEER - Mr. Swift**

159. 2020-2040 Oklahoma Public Transit Policy Plan

The Oklahoma Department of Transportation (ODOT), in collaboration with the Oklahoma Transit Association (OTA), and along with the help of many stakeholders, has completed the 2020-2040 Oklahoma Public Transit Policy Plan (OPTPP). Directed by the passage of House Bill 1365, the plan is a policy document that guides ODOT and OTA in the development, management, and operation of the state's public transit system over the next 20 years. The OPTPP does not focus on specific projects or service routes, but rather focuses on overall mobility strategies and priorities for improving transit service and connectivity.

Public involvement and stakeholder outreach were a vital part of developing the OPTPP. During the planning process, input was gathered from across Oklahoma from the general public as well as representatives from businesses, local governments, tribes, and transit service providers to understand their transportation priorities and needs.

Following this presentation and with Commission approval, the OPTPP will be submitted to the Governor and State Legislature.

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

ITEM PRESENTED BY THE OFFICE ENGINEER – Mr. Delce

160. Awards

- a) Deferral from the October 15, 2020 - Regular Bid Opening
- b) November 19, 2020 – Regular Bid Opening

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

ITEMS PRESENTED BY THE PROJECT MANAGEMENT DIVISION – Mr. Nguyen

161. Asset Preservation Plan

The Department has completed the proposed Asset Preservation Plan with consideration for the critical needs of Oklahoma's transportation infrastructure and the financial constraint mandated by the projected Federal and State funding availability. The Work Plan is balanced by District within the budgetary limitations of State fiscal years 2021 through 2024. The encompassed projects have been defined, validated and included in accordance with the transportation needs and priorities of the State.

Information Only: No Commission action required.

162. 8-Year Construction Work Plan

The Department has completed the proposed 8-Year Construction Work Plan with consideration for the critical needs of Oklahoma's transportation infrastructure and the financial constraint mandated by the projected Federal and State funding availability. The Work Plan is balanced by District within the budgetary limitations of Federal fiscal years 2021 through 2028. The encompassed projects have been defined, validated and included in accordance with the transportation needs and priorities of the State.

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

ITEM PRESENTED BY THE DIRECTOR – Mr. Gatz

163. Director's Report

Secretary Gatz started out with a Special Recognition of Steve Jacobi, our State Bridge Engineer. Mr. Jacobi is retiring after 34 years of service to the State of Oklahoma. He has had a very illustrious career with the Department of Transportation and has contributed significantly to the success that we have had with achieving some pretty major accomplishments in our Structurally Deficient Bridge numbers. He has been a tremendous advocate for investment in bridge infrastructure across the state. This is one of those bittersweet days, we are certainly going to miss Steve, but we wish him well in his future endeavors. One of the things that we do for significant contributors to Transportation in Oklahoma is we recognize their service with a Route 66 brick that was taken from Route 66 in Arcadia. We have a brick here and we will make sure that it gets delivered into Steve's hands. Secretary Gatz read the inscription on the brick and said it was signed by Governor Kevin Stitt, Chairman Gene McKown and myself as Secretary of Transportation and Director of the Department of Transportation.

Secretary Gatz thanked the Commission for approving our 8-Year Construction Work Plan for 2021-2028. That plan has over \$6 billion dollars and more than 1,300 critical highway and bridge improvement projects included. We appreciate your consideration and your work as we developed that 8-Year Construction Work Plan. We also want to show our appreciation to the District Engineers for their work in putting this together and all the folks that contributed to getting this plan ready. While this year we have had some extreme budgetary challenges to deal with, we still produced a strong 8-Year Construction Work Plan that will provide a framework for much needed safety improvements to our transportation infrastructure. We will continue to work with the Governor and the Legislature to try to make sure that we continue making transportation an investment priority for the State of Oklahoma. We do appreciate your consideration and approval of the 8-Year Plan this morning.

He also thanked the Commission for their approval of the Transit Plan and thanked all of the stakeholders who were directly involved in helping us assemble that plan. It's something we're very proud of; and I would like to specifically recognize Director of the Oklahoma Transit Association, Mark Nestlen, and his membership. I think Mark is on the line with us this morning; and we certainly appreciate his fellowship and partnership as we put that plan together. This plan is extremely important for Oklahoma's future! This week on December 10th at about 2 o'clock, we're going to present the plan in accordance with the requirements of HB 1365 to the Governor and Legislature over at the Capitol

In closing he updated the Commission on the progress of the continuing resolution budget discussions in Washington, D.C. As of this morning, it sounds like the Congress may be looking at a short-term, maybe 1-week extension, to give themselves a little bit more time to consider the coronavirus relief, and packaging a full year's worth of budget coming out of this. So again, as of this morning, it looks like we may get a 1-week extension of the current continuing resolution, as they work to try to develop a longer-term solution that will carry us through the end of the fiscal year.

He advised that this meeting format will look very similar for the January meeting. We will hold to this format as long as we continue to conduct these types of in-person meetings. So again, thank you Commissioners for coming in this morning and helping us assemble a quorum.

Information Only: No Commission action required.

Ms. Riddle reported that ODOT had been monitoring the public audio connection; and it was reported that the public audio connection has been maintained throughout the meeting.

ITEM PRESENTED BY COMMISSION CHAIRMAN

164. Adjournment Motion

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

Meeting adjourned at 11:30 a.m.

Approval of the Minutes of the Transportation Commission Meeting December 7, 2020.

Bob Peterson – Vice Chairman

Bobby Alexander - Member