

MINUTES OF THE TRANSPORTATION COMMISSION MEETING

February 5, 2024

MINUTES OF THE COMMISSION MEETING OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, HELD FEBRUARY 5, 2024, 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 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, 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 February 5, 2024.

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

Chairman Peterson thanked everyone for coming and recognized Robert Stout with Governor Stitt's office, Joshua Sharam with Senator Langford's office and Bobby Stem, Executive Director of Association of General Contractors.

ITEMS TO BE PRESENTED BY COMMISSION CHAIRMAN

Call to Order

Roll Call – Commission Secretary

ANNOUNCEMENTS AND PRESENTATIONS

Recognition of District VI Emergency Response – Mr. Davis

ITEM TO BE PRESENTED BY THE SECRETARY TO THE COMMISSION

17. Approval of the Minutes of the Transportation Commission Meeting of January 8, 2024

ACTION: Grimsley moved and Freymiller seconded that the Minutes be approved as presented.

MOTION: Carried by the following vote:

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

ABSTAIN: LaForge

ABSENT: Shannon

18. Safety Improvement Projects – Ms. January

a) District II, VI, & VIII – School Zone Improvement Projects – \$24,000.00

a. District II – McCurtain County – Smithville SH-4 School Zone – \$8,000.00

b. District VI – Woodward County – Sharon SH-34 School Entrance Assembly – \$8,000.00

c. District VIII – Mayes County – Adair SH-28 School Zone – \$8,000.00

b) District I – Installation of Pavement Markings & Edge-Line Rumble Strip – \$949,469.00

a. Cherokee County – Along US-62 for approx. 9.50 miles – Pavement Markings

b. Muskogee County – Along US-62 for approx. 10.00 miles – Edge-Line Rumble Strip

c. Muskogee County – Along SH-165 for approx. 6.00 miles – Pavement Markings

d. Okmulgee County – Along IH-40 for approx. 5.00 miles – Pavement Markings

e. Okmulgee County – Along US-75 for approx. 5.50 miles – Pavement Markings

f. Sequoyah County – Along IH-40 for approx. 5.00 miles – Pavement Markings

g. Wagoner County – Along SH-72 for approx. 1.50 miles – Pavement Markings

c) District II – Installation of Pavement Markings – \$513,606.00

a. Bryan County – Along US-70 for approx. 8.00 miles – Pavement Markings

b. Le Flore County – Along US-59 for approx. 7.00 miles – Pavement Markings

c. Le Flore County – Along US-270 for approx. 11.00 miles – Pavement Markings

d) District III – Installation of Pavement Markings & Centerline Rumble Strip – \$772,399.00

a. Lincoln & Okfuskee Counties – Along US-62 for approx. 21.50 miles – Pavement Markings & Centerline Rumble Strip

b. Seminole County – Along US-377 for approx. 16.50 miles – Pavement Markings & Centerline Rumble Strip

- e) District IV – Installation of Pavement Markings – \$780,712.00
 - a. Canadian County – Along US-81 for approx. 10.50 miles – Pavement Markings
 - b. Canadian County – Along SH-152 for approx. 5.00 miles – Pavement Markings
 - c. Kay County – Along US-77 for approx. 2.00 miles – Pavement Markings
 - d. Kay County – Along SH-11 for approx. 3.50 miles – Pavement Markings
 - e. Noble & Payne Counties – Along IH-35 for approx. 15.00 miles – Pavement Markings
- f) District V – Installation of Pavement Markings & Centerline Rumble Strip – \$632,078.00
 - a. Jackson County – Along US-283 for approx. 3.00 miles – Pavement Markings
 - b. Kiowa County – Along US-183 for approx. 28.50 miles – Pavement Markings & Centerline Rumble Strip
- g) District VI – Installation of Pavement Markings – \$599,821.00
 - a. Major & Woodward Counties – Along US-412 for approx. 4.50 miles – Pavement Markings
 - b. Woodward County – Along US-183 for approx. 22.00 miles – Pavement Markings
- h) District VII – Installation of Pavement Markings, Centerline Rumble Strip, & Edge-Line Rumble Strip – \$685,560.00
 - a. Caddo County – Along SH-146 for approx. 13.50 miles – Pavement Markings
 - b. Comanche County – Along SH-7 for approx. 13.50 miles – Pavement Markings
 - c. Cotton County – Along SH-36 for approx. 4.00 miles – Pavement Markings, Centerline Rumble Strip, & Edge-Line Rumble Strip
- i) District VIII – Installation of Pavement Markings – \$1,066,355
 - a. Mayes & Rogers Counties – Along SH-20 for approx. 15.50 miles – Pavement Markings
 - b. Rogers County – Along US-412 for approx. 5.00 miles – Pavement Markings
 - c. Tulsa County – Along US-64 for approx. 1.50 miles – Pavement Markings
 - d. Tulsa County – Along US-75 for approx. 4.00 miles – Pavement Markings

19. Speed Zone Revisions – Ms. January

- a) District VII – Caddo County – Along US-281 including the City of Hinton for 13.27 miles
- b) District VIII – Tulsa County – Along SH-20 including the Cities of Collinsville & Skiatook for 9.55 miles

20. Land Sales – Mr. Phillips

- a) District II – Bryan County - \$121,450.00
- b) District VIII – Rogers County - \$7,084.00
- c) District VIII – Rogers County - \$75,350.00
- d) District VIII – Rogers County - \$16,825.00
- e) District IV – Oklahoma County - \$210,000.00

21. Modification of Federal Railroad Crossing Safety Funds – Mr. Schwennesen

- a) District VIII – Rogers County – BNSF - \$456,368.00
- b) District VIII – Creek County – BNSF - \$56,200.00
- c) District VIII – Creek County – BNSF - \$288,935.00

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

END OF CONSENT DOCKET

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

22. Engineering Contracts

- a. District III – McClain County – Prepare construction plans for I-35
CI-2447 CEC Corporation \$1,223,156.00
- b. District III – Pottawatomie County – Prepare construction plans for SH-102
CI-2448A Smith Roberts Baldischwiler, LLC \$1,304,219.00
- c. District VII – Grady County – Prepare construction plans for SH-37
CI-2464C Cowan Group Engineering, LLC \$750,275.00
- d. District VII – Grady County – Prepare construction plans for US-81
CI-2464D CP&Y, Inc. dba STV Infrastructure \$1,963,891.00
- e. District VIII – Pawnee County – Prepare construction plans for SH-18
CI-2449B Smith Roberts Baldischwiler, LLC \$1,030,075.00

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

23. Engineering Contract Supplements

- a) All Districts – Statewide – Supplement 6 for On-Demand Cultural Resources Inventories, NRHP
Evaluations & Mitigation Proposals
CI-2334D Integrated Environmental Solutions, LLC \$600,000.00
- b) All Districts – Statewide – Supplement 1 for On-Demand Shop Drawing Review
CI-2395A Consor Engineers, LLC

CI-2395B	R.R.P. Consulting Engineers, LLC (formerly S&B Infrastructure, L.P.)	
	Total of two (2) contracts not to exceed	\$300,000.00
c)	District I – Adair County – Supplement 9 for final construction plans for SH-100	
EC-1959A	Atkins North America, Inc.	\$34,000.00

Public Access to total contracts by Consultant, type: Oklahoma.gov, under Business Center or click:
[8-Year CWP Contract Totals by Consultant FFY 2017-2024](#)

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

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

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

- a) Alfalfa County - County Road - CIRB-202D(065)RB / 30436(04), \$3,858.75, 0.50%
- b) Alfalfa County - US-64 - STP-202C(064)(067)AD / 35169(04), \$4,980.28, 0.44%
- c) Atoka County - SH-3 - NHPP-017N(148)PM / 20307(04), \$5,250.00, 0.04%
- d) Cleveland County - City Street - STP-214D(125)AG / 35323(04), \$8,508.67, 0.11%
- e) Coal County - SH-3 - NHPP-017N(291)3P / 34346(04), \$22,946.00, 1.07%
- f) Custer County - I-40 - NHPPI-4000-(193)3B / 36440(04), \$5,240.00, 0.63%
- g) Hughes County - County Road - CIRB-232C(067)RB / 27886(04), \$15,021.33, 0.23%
- h) Johnston County - SH-1 - STP-235C(074)PM / 35650(04), \$23,440.22, 0.78%
- i) Kay County - PARK ACCESS ROAD - STP-136E(219)EH / 28822(04), \$25,809.65, 3.27%
- j) Logan County - I-35 - HSIPG-3500(143)TR / 36005(04), \$207,074.95, -11.19% Underrun
- k) McClain County - I-35 - NHPPI-3500-(154)(162)FP / 19314(04), \$3,412.48, -0.00%
Underrun
- l) Muskogee County - US-64 - STP-251C(137)PM / 28987(04), \$0.02, -0.00% Underrun
- m) Muskogee County - SH-2 - STP-251B(124)PM / 29763(04), \$6.00, -0.00% Underrun
- n) Oklahoma County - City Street - TAP-255D(578)AG / 33281(04), \$29,135.68, 4.71%
- o) Osage County - SH-20 - STP-257C(074)PM / 27084(04), \$4,227.52, 0.03%
- p) Pittsburg County - SH-31 - SSR-261C(113)SR / 36018(04), \$15,148.10, 3.16%
- q) Pontotoc County - SH-99 - STP-162B(150)PM / 23286(04), \$23,100.00, 0.19%
- r) Pushmataha County - SH-3 - NHPP-264N(090)PM / 28007(07), \$42,857.50, 0.38%
- s) Seminole County - SH-39 - SSR-267C(082)SR / 33321(04), \$1,100.00, 0.09%
- t) Seminole County - SH-59 - STP-267C(099)(100)PM / 35661(04), #1, \$22,623.38, 0.80%

u) Seminole County - SH-59 - STP-267C(099)(100)PM / 35661(04), #2, \$19,008.26, 0.67%
Total of Change Orders: \$61,761.89

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

- a) Canadian County - SH-4 - STP-009C(247)PM / 04757(04), \$200,000.00, 1.58%
- b) Canadian County - US-81 - SBR-209N(094)SB / 33880(04), \$356,186.50, 8.33%
- c) Comanche County - I-44 - SSP-216F(114)PM / 29438(08), \$81,462.00, 3.26%
- d) Custer County - SH-73 - STP-220C(090)(089)3P / 35146(05), \$35,083.54, 0.79%
- e) Dewey County - US-270 - NHPP-017N(077)PM / 17671(13), \$12,494.68, 0.10%
- f) Haskell County - County Road - CIRB-131C(087)RB / 24967(04), \$13,597.00, 0.51%
- g) Love County - I-35 - NHPPI-3500-(081)PM / 19576(05), \$31,667.14, 0.10%
- h) Love County - US-77 - STP-243C(042)PM / 28803(04), #1, \$98,631.85, 0.63%
- i) Love County - US-77 - STP-243C(042)PM / 28803(04), #2, \$43,675.13, 0.28%
- j) McClain County - City Street - TAP-244D(083)TP / 32995(04), \$2,650.00, 0.09%
- k) Nowata County - SH-28 - STP-253C(066)PM / 31073(04), \$126,411.83, 11.15%
- l) Okfuskee County - I-40 - NHPPI-4000-(100)PM / 21007(09), \$53,265.00, 0.30%
- m) Oklahoma County - I-35 - NHPPI-0035-3(125)121 / 09032(05), \$87,708.81, 0.12%
- n) Oklahoma County - SH-66 - STP-155C(610)(712)PM / 24356(04), #7, \$37,614.80, 0.12%
- o) Oklahoma County - SH-66 - STP-155C(610)(712)PM / 24356(04), #8, \$6,087.48, 0.02%
- p) Oklahoma County - I-40 - NHPPI-4000-(081)3P / 33776(04), \$2,002.00, 0.03%
- q) Osage County - US-60 - NHPP-257N(085)PM / 24233(04), \$44,528.00, 0.15%
- r) Ottawa County - SH-125 - STP-258B(079)PM / 29689(04), #9, \$3,216.09, 0.05%
- s) Ottawa County - SH-125 - STP-258B(079)PM / 29689(04), #11, \$79,306.42, 1.24%
- t) Payne County - County Road - CIRB-160C(184)RB / 25445(04), #3, \$83,901.55, 1.80%
- u) Payne County - County Road - CIRB-160C(184)RB / 25445(04), #4, \$14,984.84, 0.32%
- v) Payne County - SH-18 - STP-260C(086)PM / 28968(04), \$130,891.40, 0.71%
- w) Pontotoc County - SH-1 - NHPP-262N(061)PM / 28946(04), \$44,912.95, 0.50%
- x) Texas County - US-54 - NHPP-008N(108)FP / 14971(42), \$155,236.91, 1.01%
- y) Texas County - US-54 - NHPP-008N(109)PM / 30402(04), \$114,840.00, 0.35%
- z) Tulsa County - City Street - STP-172N(455)IG / 26308(04), #2, \$77,598.40, 0.54%
- aa) Tulsa County - City Street - STP-172N(455)IG / 26308(04), #4, \$25,949.02, 0.18%
- bb) Tulsa County - US-75 - SBR-014N(117)SB / SAP-014N(121)ES / 33802(04), \$10,715.49, 0.42%

Total of Change Orders: \$1,974,618.83

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

ABSENT: Shannon

ITEM TO BE PRESENTED BY THE DIRECTOR OF OPERATIONS

**26. District I – Canadian County - Additional Claim for Payment to Wildcat Construction Co., Inc.
- \$33,759.42 – Mr. Davis**

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

ITEM TO BE PRESENTED BY THE LOCAL GOVERNMENT DIVISION

27. Municipal Road Drilling Activity Fund FY24 – Mr. Mitchell

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

ITEM TO BE PRESENTED BY THE CHIEF FINANCIAL OFFICER

28. Authority to Enter into Loan Agreements – Ms. Hilmes

This request for authorization is to support the third, fourth, and fifth TIFIA Loan Agreements to be entered into by the Oklahoma Capitol Improvement Authority (OCIA) and the U.S. Department of Transportation (USDOT) pursuant to Title 73 Oklahoma Statutes 2021, Section 350.1, and the Resolution adopted by OCIA on September 8, 2021, and as amended and restated by the OCIA Board on April 12, 2022. Debt service on the associated TIFIA Notes (the third, fourth, and fifth under the Resolution) will be payable from and secured by increased payments to OCIA from the Oklahoma Department of Transportation (ODOT) pursuant to certain Lease Agreement for Use and Possession between OCIA and ODOT dated May 27, 2022, as contemplated by the Resolution (Lease Agreement). ODOT, through the Director of ODOT, requests authorization to negotiate the terms and conditions of and to execute and deliver direct agreements between ODOT, OCIA, and USDOT to provide certain assurances and agreements with respect to the Lease Agreement, additional TIFIA Loan Agreements and the transactions contemplated thereby and such other documents, agreements, and certifications as may be necessary or required in connection with any of the foregoing financing agreements.

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

ITEM TO BE PRESENTED BY THE COMPTROLLER DIVISION

29. Proposed Bid Openings – Ms. Bryant

- a) Final March, 2024 Proposed Bid Opening
- b) Tentative April, 2024 Proposed Bid Opening
- c) Tentative May 2024 Proposed Bid Opening

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

MOTION: Carried by the following vote:

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

ABSTAIN:

ABSENT: Shannon

ITEMS TO BE PRESENTED BY THE OFFICE ENGINEER

30. Awards – Mr. Ngoka

- a) January 11, 2024 – Regular Bid Opening
- b) January 18, 2024 – Regular Bid Opening

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

MOTION: Carried by the following vote:

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

ABSTAIN:

ABSENT: Shannon

ITEM TO BE PRESENTED BY THE DIRECTOR – Mr. Gatz

31. Director’s Report – Information Only

Secretary Gatz started his report by recognizing the 59th Legislative Session, beginning on February 5th, ending in May, and Governor Stitt’s State of the State Address.

Secretary Gatz provided the Commission with an update on the Continuing Resolution that will expire March 1st and expressed his optimism for Congress to reach full appropriations before expiration.

In the Secretary’s project updates, Gatz began with the fifteen-day asphalt project, in Norman between Lindsay and Robinson on I-35. Due to the area being a heavily traveled route, Gatz wished to bring awareness to the traveling public for potential traffic issues. The Department has approximately eleven asphalt projects in queue and construction is set to begin in spring, in various locations across the state.

Secretary Gatz thanked the Commission for their approval on the I-35 engineering contract to continue the widening efforts in McClain County. The project extends north from Johnson Road in attempt to widen and add capacity from four lanes to six lanes on the I-35 corridor. Gatz thanked ODOT’s Chief Engineer, Brian Taylor for his work on the interactive dashboard that will soon be available.

In another project update on US-77 near Perkins, the resurfacing project will be from SH-33, extending north seven miles towards Stillwater. The traveling public should expect lane closures and construction activity to begin late spring/early summer and at least one lane to be open in each direction during construction, and in segments to avoid as many traffic disruptions as possible.

Secretary Gatz continued the project updates with the significant I-35 and 9-West reconstruction project. Construction will begin mid-February 2024 and will continue through Spring of 2026. This project will bring a Diverging Diamond Interchange (DDI) that will accommodate heavy traffic, improve navigation and will expand I-35 from six lanes from the Canadian River, south to Goldsby. The Department will have smart work zones in effect during the construction that use traffic sensors and displays messages on the construction progress to accommodate traffic flows.

Secretary Gatz continued with the roundabout project on US-81 and SH-66 in El Reno. Much like the roundabout project in Tahlequah, the Department had a wide acceptance from the traveling public and Gatz believes the SH-66 project will have a similar public reaction. The project will be the fourth of its kind in Oklahoma, and construction is set to begin late February 2024 and is expected to last approximately a year and a half in duration, just in advance of the Centennial Celebration for Route 66.

Secretary Gatz concluded his project updates with several upcoming US-259 projects, as this corridor carries a significant amount of continuously increasing traffic. With the growth in McCurtain County, the Department has a project that will expand into five lanes between 259A South and 259A North in Hochatown, to facilitate the ingress and egress into the adjacent Choctaw Nation Resort. Bids are scheduled later in 2024, and a second scheduled project that will extend through Hochatown proper north to Golf Course Road is scheduled in FY2026. Additional work to follow that will connect South to Broken Bow on the US-259 corridor, a total investment of approximately \$80 million, desperately needed for the continued facilitation of the traffic growth in that area.

As Secretary Gatz moved to discuss safety, he brought attention to distracted driving. In 2021, nationally claimed more than 3,500 lives and the data showed the age categories between 31 and 50 years old and under age 21. The most common causes of crashes in Oklahoma are unsafe speed, driving while under the influence, driving left of center, inattention and failure to stop. Gatz addressed the public in asking that Oklahomans consciously decide to put safety first every time they get behind the wheel and always remember to buckle their seat belts. Gatz brought attention to the Department's equipment, personnel, efforts and prioritization to safety and the importance of putting away distractions, especially in the event of winter weather. January's inclement weather brought about 37,000 hours of operation from personnel and an investment of \$3.68 million of material that is placed on the highways in attempt to improve road conditions. Oklahomans rely on field personnel to keep to conditions safe and Gatz reminded the public that distracted driving is a choice and being attentive ensures the safety of all motorists.

Secretary concluded his report by bringing attention to the 5.1 earthquake in the Prague area. He reminded the Commission of the Department's system, ShakeCast, which includes the conditional information related to bridge infrastructure. The system alerts the Department if the need arises for bridge inspection after an earthquake.

Commissioner Alexander commended the District VI crew for commitment to keeping Oklahomans safe.

A final discussion was had with the Chairman, Commissioners and Secretary Gatz regarding distracted driving, cell phones being the primary culprit and how we have a helpful advantage with driver assist technologies such as emergency/auto braking, lane departure assistance, and backup cameras.

No Commission action required

ITEM TO BE PRESENTED BY COMMISSION CHAIRMAN

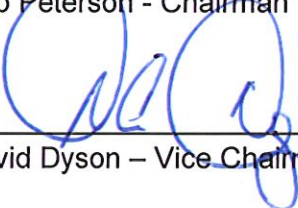
32. Adjournment Motion

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

The Oklahoma Department of Transportation (ODOT) ensures that no person or groups of persons shall, on the grounds of race, color, sex, religion, national origin, age, disability, retaliation or genetic information, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any and all programs, services, or activities administered by ODOT, its recipients, sub-recipients, and contractors. To request an accommodation please contact the ADA Coordinator at 405-521-4140 or the Oklahoma Relay Service at 1-800-722-0353. If you have any ADA or Title VI questions email ODOT-ada-titlevi@odot.org.



Bob Peterson - Chairman



David Dyson – Vice Chairman