

MINUTES OF THE TRANSPORTATION COMMISSION MEETING

September 9, 2024

MINUTES OF THE COMMISSION MEETING OF THE OKLAHOMA DEPARTMENT OF TRANSPORTATION, HELD SEPTEMBER 9, 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 2024 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 VICE-CHAIRMAN

Vice-Chairman, David Dyson acted as Chairman in the September 9th, 2024 Commission Meeting in the absence of Chairman Bob Peterson.

CALL TO ORDER: Mr. Dyson called the meeting to order at 11:00 a.m.

The following items were presented and approved as written at the Transportation Commission meeting September 9, 2024.

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

At-Large Commissioner Michael Junk attended and voted virtually from 1111 W. 17th Street, Tulsa, OK 74107 (Oklahoma State University Center)

Vice-Chairman Dyson thanked everyone for coming and recognized Mike Patterson, former Secretary of Transportation and Tim Stewart, former Director of Oklahoma Turnpike Authority.

ITEMS TO BE PRESENTED BY COMMISSION CHAIRMAN

Call to Order

Roll Call – Commission Secretary

ANNOUNCEMENTS AND PRESENTATIONS

Assistant Director of Operations Announcement, Taylor Henderson – **Shawn Davis**

ITEM TO BE PRESENTED BY THE SECRETARY TO THE COMMISSION

- 111. Approval of the Minutes of the Transportation Commission Meeting of August 5, 2024**
ACTION: Shannon moved and LaForge seconded that the Minutes be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Shannon, Dyson, LaForge, Junk
ABSTAIN: Grimsley
ABSENT: Freymiller, Alexander, Peterson

CONSENT DOCKET TO BE PRESENTED BY COMMISSION CHAIRMAN

- 112. Safety Improvement Projects – Ms. January**
- a) District I – Haskell County – Kinta SH-2 School Zone – \$8,000.00
 - b) District III – McClain County – Wayne US-77 School Zone - \$8,000.00
 - c) District IV – Payne County – Ripley SH-108 School Zone – \$8,000.00
 - d) District V – Kiowa County – Mountain Park US-183 School Zone - \$16,000.00
 - e) District VI – Alfalfa County – Jet SH-38 School Zone - \$8,000.00
- 113. Speed Zone Revisions – Ms. January**
- a) District V – Kiowa County – Along SH-9 including the Town of Mountain View for 13.85 miles
 - b) District V – Kiowa County – Along SH-115 including the Town of Mountain View for 1.11 miles
- 114. Land Sales – Mr. Phillips**
- a) District IV – Oklahoma County - \$6,591.92
 - b) District V – Blaine County - \$3,340.00
- 115. State Highway System Revisions – Mr. Coldiron**
- a) District III – Lincoln County – Removal of SH-66B Designation
 - b) District III – Lincoln County – Addition of SH-66B Designation
- 116. Modification of Federal Railroad Crossing Safety Funds, Section 130 Title 23 Funds – Mr. Schwennesen**
- a) District I – Okmulgee County - \$64,655.67
 - b) District IV – Garfield County - \$26,115.13
 - c) District IV – Noble County - \$60,380.76
 - d) District IV – Oklahoma County - \$20,296.22
 - e) District IV – Oklahoma County - \$84,562.97
 - f) District V – Washita County - \$21,646.00

- g) District VI – Alfalfa County - \$79,047.82
- h) District VII – Carter County - \$40,093.82
- i) District VIII – Creek County - \$9,668.98
- j) District VIII – Pawnee County - \$82,667.28

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

END OF CONSENT DOCKET

ITEMS TO BE PRESENTED BY DIRECTOR OF PROJECT DELIVERY – Mr. Nguyen

117. Engineering Contracts

- a) All Districts – Statewide – Provide On-Demand Shop Drawing Review
 - CI-2503A CONSOR Engineers, LLC
 - CI-2503B R.R.P. Consulting Engineers, LLC
 - Total of two (2) contracts not to exceed \$500,000.00

- b) District II – McCurtain County – Provide preliminary engineering and prepare construction plans for city bridges in Idabel
 - CI-2490H Jacobs Engineering Group, Inc. \$479,296.00

- c) District IV – Oklahoma County – Provide preliminary engineering and prepare construction plans for I-240
 - CI-2494C H W Lochner, Inc. \$574,419.00

- d) District V – Kiowa County – Prepare construction plans for SH-9
 - CI-2495A Aguirre & Fields, LP \$1,215,842.00

- e) District VIII – Delaware County – Provide preliminary engineering and prepare construction plans for city bridge in Grove
 - CI-2490G Halff Associates, Inc. \$190,393.00

- f) District VIII – Rogers County – Provide preliminary engineering and prepare construction plans for city bridge in Inola
 - CI-2490K Walter P. Moore and Associates, Inc. \$99,474.00

- g) District VIII – Tulsa County – Provide preliminary engineering and prepare construction plans for city bridges in Skiatook
 - CI-2490E Guy Engineering Services, Inc. \$478,368.00

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

118. Engineering Contract Supplements

- a) All Districts – Statewide – Supplement 2 for On-Demand Multidimensional Design Support Services
 - CI-2407A Freese and Nichols, Inc.
 - CI-2407B Garver, LLC
 - CI-2407C Jacobs Engineering Group, Inc.
 - Total of three (3) contracts not to exceed \$3,000,000.00

- b) All Districts – Statewide – Supplement 1 for On-Demand State Bridge Rehabilitation
 - CI-2410A Aguirre & Fields, LP
 - CI-2410B EST, Inc.
 - CI-2410C Garver, LLC
 - CI-2410D MacArthur Associated Consultants, LLC
 - CI-2410E MKEC Engineering, Inc.
 - CI-2410F Poe & Associates, Inc.
 - Total of six (6) contracts not to exceed \$1,500,000.00

- c) All Districts – Statewide – Supplement 1 for On-Demand Cultural Resources Inventories, National Register of Historic Places (NRHP) Evaluations & Mitigation Proposals
 - CI-2443D Integrated Environmental Solutions, LLC \$300,000.00

- d) District III – Cleveland County – Supplement 4 for final construction plans for SH-9
 - CI-2011 C.H. Guernsey & Company \$50,235.00

- e) District III – Okfuskee County – Supplement 1 for final construction plans for I-40
 - CI-2355D Half Associates, Inc. \$300,861.00

- f) District IV – Kay County – Supplement 1 for final construction plans for SH-11
 - EC-1500D Tetra Tech, Inc. \$6,293.00

- g) District IV – Logan County – Supplement 3 for final construction plans for SH-105
 - EC-1961 EST, Inc. \$59,834.00

- h) District VII – Caddo County – Supplement 2 for final construction plans for SH-58
 - CI-2374C H W Lochner, Inc. \$601,115.00

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

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

119. Change Orders with Cumulative Total of \$150,000 or Less – Information Only

- a) Alfalfa County - SH-8 - STP-102B(016)PM / 17668(04), \$7,643.00, 0.05%
 - b) Atoka County - City Street - TAP-203D(080)TP / 34121(04), \$2,628.46, 1.99%
 - c) Atoka County - City Street - TAP-203D(081)TP / 34122(04), \$10,234.96, 3.46%
 - d) Beaver County - County Road - STP-204C(041)CI / 31134(04), \$2,706.06, 0.11%
 - e) Canadian County - SH-4 - STP-209F(118)PM / 24237(10), \$20,181.60, 2.03%
 - f) Canadian County - SH-3 - STP-209F(105)3B / 36491(04), \$56,648.00, 5.69%
 - g) Canadian County - City Street - STP-209B(107)AG / 37929(04), \$2,875.05, 0.56%
 - h) Cleveland County - US-77 - STP-114C(207)SS / 20997(10), \$24,187.00, 0.11%
 - i) Coal County - County Road - STP-215D(055)CI / 34443(04), #2, \$85,040.00, 2.20%
 - j) Coal County - County Road - STP-215D(055)CI / 34443(04), #3, \$8,280.99, 0.21%
 - k) Comanche County - City Street - TAP-216N(111)TP / 32988(04), \$17,573.00, -0.73%
Underrun
 - l) Creek County - SH-67 - SSR-219B(106)SR / SSR-272B(377)SR / 35474(04), \$498.60, 0.03%
 - m) Garfield County - County Road - CIRB-224D(014)RB / 29873(04), \$2,220.00, 0.20%
 - n) Grady County - SH-19 - STP-226C(113)(106)PM / 30425(07), \$7,924.14, 0.02%
 - o) Haskell County - County Road - CIRB-231C(050)RB / 31283(04), \$6,745.11, -0.07%
Underrun
 - p) Hughes County - US-75 - SBR-232B(074)SB / 35608(04), \$2,003.21, 0.16%
 - q) Jackson County - SH-6 - STP-233C(056)AD / 35177(04), \$3,479.26, 0.55%
 - r) Jackson County - US-62 - SSR-020N(059)SR / 36163(04), \$34,073.81, 0.57%
 - s) Johnston County - County Road - STP-235C(069)CI / 30017(04), \$22,417.19, 2.40%
 - t) Kay County - US-177 - SSR-236C(124)SR / 34359(04), \$9,100.00, 0.36%
 - u) Lincoln County - US-177 - SBR-241B(100)SB / 35602(04), \$59,979.32, 8.74%
 - v) McClain County - County Road - STP-244D(095)CI / 33484(04), \$8,070.00, 1.01%
 - w) McIntosh County - US-266 - STP-246C(053)3P / 34369(04), \$144,021.33, 5.33%
 - x) Noble County - US-177 - STP-252B(110)3P / 38206(04), \$0.00, 0.00%
 - y) Nowata County - US-60 - SSR-253C(067)SR / 33768(04), \$6,774.24, 0.42%
 - z) Oklahoma County - EAGLE LAKE TRAIL - TAP-255E(608)AG / TAP-255D(594)AG / 33272(04), \$16,518.24, 0.71%
 - aa) Osage County - County Road - CIRB-257D(098)RB / 34578(04), \$7,920.00, 0.66%
 - bb) Pawnee County - SH-18 - STP-259B(066)PM / 29692(04), \$89,784.18, 1.77%
 - cc) Pawnee County - County Road - STP-259C(076)CI / 30588(04), \$3,795.00, 0.40%
 - dd) Pawnee County - US-60 - SSP-272F(355)PM / 31944(10), \$113,297.01, 13.06%
 - ee) Payne County - SH-51 - STP-260B(052)3P / 33794(04), \$58,452.21, 3.40%
 - ff) Pittsburg County - US-69 - SSP-013N(216)PM / 35594(04), \$9,768.00, 0.19%
 - gg) Texas County - US-64 - NHPP-017N(290)AD / 32909(04), \$49,931.27, 9.24%
 - hh) Texas County - SH-94 - STP-270C(049)PM / 33323(04), \$0.00, 0.00%
 - ii) Tulsa County - SH-97 - STP-272B(368)AD / 32896(04), \$47,870.70, 2.98%
 - jj) Tulsa County - US-64 - SAP-019N(167)ES / 36661(04), \$96.44, 0.09%
 - kk) Wagoner County - SH-51 - NHPP-273N(105)FP / 30648(04), \$10,004.00, 0.50%
 - ll) Washington County - US-60 - NHPP-018N(083)PM / 31086(04), \$21,844.15, 0.65%
 - mm) Woods County - County Road - STP-276D(057)CI / 29822(04), \$2,000.00, 0.25%
 - nn) Woods County - US-281 - STP-276B(064)PM / 30408(04), \$2,624.46, 0.03%
 - oo) Woodward County - County Road - CIRB-277C(053)RB / 28460(04), \$14,372.60, 0.20%
- Total of Less Than Change Orders: \$944,946.37**

120. Change Orders with Cumulative Total Greater than \$150,000 - Mr. Leonard

- a) Canadian County - US-281 - STP-109B(154)PM / 26360(04), \$33,148.59, 0.10%
- b) Coal County - County Road - STP-215D(055)CI / 34443(04), \$93,293.62, 2.41%

- c) Custer County - US-183 - NHPPI-4000-(184)PM / 31696(04), \$74,665.36, 0.80%
 - d) Delaware County - US-59 - STP-121B(111)PM / 24963(04), \$27.37, -0.00% Underrun
 - e) Mayes County - US-69 - NHPP-013N(206)3P / 35479(04), \$4,357.33, 0.19%
 - f) McClain County - I-35 - NHPPI-3500-(154)(162)FP / 19314(04), \$0.65, -0.00% Underrun
 - g) McCurtain County - US-259 - NHPP-016N(003)PM / 24404(04), \$7,176.96, 0.03%
 - h) McCurtain County - SH-3 - NHPP-245N(006)PM / 24409(04), \$1,485.00, 0.01%
 - i) Okfuskee County - US-75 - STP-254B(055)PM / 12972(08), \$48,739.95, 0.44%
 - j) Oklahoma County - I-40 - ACNHPPI-0040-5(382) / ACNHPPI-4000-(047) / 20324(04), \$7,044.00, 0.01%
 - k) Oklahoma County - I-40 - NHPPI-0040-5(394)129SS / NHPPI-4000-(095)PM / 23310(04), \$4,906.20, 0.01%
 - l) Pawnee County - SH-99 - SSP-259B(056)SS / 27983(04), \$382,575.68, 2.41%
 - m) Payne County - SH-18 - STP-260C(086)PM / 28968(04), \$305,549.74, 1.65%
 - n) Payne County - US-177 - STP-260B(056)PM / 29860(04), \$84,324.48, 0.48%
 - o) Pontotoc County - SH-1 - NHPP-262N(081)PM / 31878(04), \$154,389.67, 4.06%
 - p) Pottawatomie County - SH-102 - STP-163C(328)PM / 21788(07), \$120,099.71, 1.13%
 - q) Tulsa County - US-64 - SSP-272N(374)PM / 30368(04), \$90,000.00, 3.39%
 - r) Tulsa County - City Street - STP-272F(367)IG / 33955(04), \$48,415.50, 0.60%
 - s) Tulsa County - US-64 - SBR-019N(165)(166)SB / 34303(04), \$8,822.52, 0.28%
- Total of Greater Than Change Orders: \$1,468,966.29**

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

ITEM TO BE PRESENTED BY GENERAL COUNSEL – Ms. Penn

**121. Damage to State Property Settlement
District V – Beckham County**

On March 23, 2023, a motorist was driving a motor vehicle westbound in the inside lane of eastbound I-40 in Elk City, Oklahoma. The motorist drove the wrong way on I-40, resulting in a head-on collision with a semi-truck, which caused the semi-truck to collide with a cable barrier owned by ODOT. The damage to repair/replace the cable barrier is \$19,560.05. As a result of the motorist having only the minimum required insurance coverage, the insurance payment is pro-rated between the damage to the semi-truck and ODOT. The share proposed to be remitted to ODOT is \$4,500.00. The Office of General Counsel has reviewed the cost to litigate and the likelihood of successful collection versus the time value of money and the preference by District 5 to have the money in hand and has determined that accepting the settlement offer of the insurance company is more cost-effective to ODOT.

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

ITEM TO BE PRESENTED BY LOCAL GOVERNMENT – Mr. Mitchell

122. Final Approval of the County Designation Order for Fiscal Year 2025 – Off System

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

ITEM TO BE PRESENTED BY OPERATIONS – Mr. Davis

**123. Emergency Declaration – Information Only
District V – Beckham County**

ITEM TO BE PRESENTED BY FINANCIAL SERVICES – Ms. Bryant

124. Proposed Bid Openings

a) Final October, 2024 Proposed Bid Opening
b) Tentative November, 2024 Proposed Bid Opening
ACTION: LaForge moved and Shannon seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Shannon, Dyson, LaForge, Junk
ABSTAIN:
ABSENT: Freymiller, Alexander, Peterson

ITEMS TO BE PRESENTED BY THE OFFICE ENGINEER – Mr. Ngoka

125. Awards

a) August 8, 2024 – Regular Bid Opening
b) August 15, 2024 – Regular Bid Opening
ACTION: Coburn moved and LaForge seconded that the Item be approved as presented.
MOTION: Carried by the following vote:
AYES: Coburn, Grimsley, Shannon, Dyson, LaForge, Junk
ABSTAIN:
ABSENT: Freymiller, Alexander, Peterson

ITEM TO BE PRESENTED BY THE DIRECTOR – Mr. Gatz

126. Director's Report – Information Only

Prior to Director Gatz beginning his report, Vice-Chairman Dyson commended Gatz on 35 years with Oklahoma Department of Transportation and presented a pin in honor of his service to Oklahoma. Gatz thanked the Commission and stated it has been an honor to service the citizens of Oklahoma and the Department and expressed his gratitude for the time he has spent with the Agency.

Director Gatz began his report by extending his congratulations to Taylor Henderson, Assistant Director of Operations and is looking forward to the capabilities that will occur within Operations and the field Districts.

Gatz mentioned the dump truck bed that hit the monotube overhead sign on I-35 and reminded the public of the importance of securing your load and being diligent in safety and awareness on the highways. Unsecured loads not only endanger the highway infrastructure, but the citizens that are traveling along side the trucks.

Director Gatz had the opportunity to join TxDOT in Gainesville Texas for the I-35 groundbreaking of a \$480 million project that will improve and enhance capacity on I-35, replace the Red River bridges and expand to six lanes. Oklahoma and Texas share the responsibility for the Red River bridges, Oklahoma's portion is approximately \$37 million for the project that does not include the bridges. Gatz continued by acknowledging the traffic volume growth on I-35 and the potential need for 8 lanes in the future.

At the end of every federal fiscal year, the Federal Highway Administration (FHWA) looks at the revenues that are outside of the Departments regular formula programs and will potentially redistribute funds to projects that are in a state of readiness, to move past the inflationary pressures and accelerate projects to completion. The FHWA assembled approximately \$119 million for the Department. Gatz commended Daniel Nguyen's team in Project Delivery, and Chelley Hilmes' team on the financial side for working with FHWA in a timely manner to prioritize the project lists.

Project Updates:

District VII – Caddo County – Highway 281 & Route 66, north of Hinton

- Bridge replacement
- Project cost – approximately \$3 million
- Expected completion – by spring of 2025
- Traffic Impact – full road closure, north & southbound on Highway 281, local detour in place

District IV – Oklahoma County – I-35, Edmond

- Bridge & surface, turnaround addition at 33rd Street, 15th Street, & 2nd Street
- Project duration – begin end of September, approximate completion summer 2025
- Traffic Impact – the Department will improve shoulders to switch lanes during construction to alleviate traffic impacts

District V – Washita County – SH-152 between SH-44 & Dill City, east of Sayre

- Widening
 - Project duration – begin early 2025 and will take approximately a year to complete
- District V has a few shoulder projects remaining. However, this is the last section east of SH-6 and one of five total projects planned on the SH-152 corridor.

District V – Oklahoma County – I-44/I-235

- Northbound Lincoln Boulevard ramp to westbound I-44, I-235 & US-77/Broadway Extension is now open
- Contractors will continue work to complete minor shifts & off-roadway work and is expected to be completed by the end of October 2024

Director Gatz finalized his report by updating the Commission on the monthly safety campaign, Slow Down and Move Over. With a new law in place to protect enforcement officers, tow trucks, wrecker drivers and first responders, Gatz reminded the traveling public to slow down or move over when a disabled vehicle or emergency responders are on the shoulders of the highways. It is the motorists responsibility to put down distractions, pay attention to flashing lights, disabled vehicles, refrain from texting and driving and as always, buckle up.

Commissioner Shannon requested elaboration on the additional federal funding. Director Gatz went into significant detail on discretionary programs and how they are administered such as grant and TIFIA loan programs.

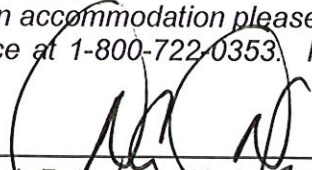
No Commission action required

ITEM TO BE PRESENTED BY COMMISSION CHAIRMAN

127. Adjournment Motion

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

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

Dyson

Coburn

