Highway Construction Materials Technician Certification Board Meeting Minutes

May 23, 2011

Meeting was announced by posting at the ODOT Central Office and on the internet web site at http://oktechcert.org/Meetings.

The meeting was called to order in the Commission Room of the ODOT Central Office at 200 NE 21st Street, Oklahoma City, Ok. at 9:00 AM. The following members/guests were present.

MEMBERS

Reynolds Toney ODOT Scott Seiter ODOT George Raymond ODOT

Craig Parker Silver Star Construction

Clint Mahanay ODOT

John Privrat Duit Construction

Shawn Davis ODOT

Rich Horrocks Manhattan Road & Bridge

Tammy Robinson OTA
Randy Robinson ACCO

GENERAL COUNSEL

Jan Preslar Bill O'Brien Alecia George

TRAINING CENTER STAFF

Steve Sawyer Program Director

- 1. Reynolds Toney determined that a quorum was present and called the meeting to order.
- 2. Motion to approve the minutes of April 1, 2011 made by Craig Parker, seconded by Rich Horrocks. All voting members approved with one abstention (R. Robinson).
- 3. Hearing Board v. Charlie Reeves, Registration No. 2051, Cause No. 2011-02.
 - a. Hearing was presided over by the Vice Chair, Scott Seiter.
 - b. The State's case against Mr. Reeves was put on by Jan Preslar. The hearing officer advising the Board was Bill O'Brien. Mr Reeves did not appear, but a letter from his attorney was introduced into the record which stated that he had decided not to

contest the action but in no way admitted to or agreed that the allegations against him were true or that cause existed for the actions being taken.

- c. Testimony was heard from Reynolds Toney.
- d. General Counsel presented evidence from the Site Manager records supporting the charge that the respondent, Mr. Reeves, had reported test results that were not representative of the materials being tested and that many of the reported values were duplicated in the official record. The witness, Mr. Toney, testified that such frequent duplication was unprecedented in legitimate materials testing. The witness concluded that much of the data appearing in the official record had been knowingly copied from a test run on a single sample and entered repeatedly into the records for samples that were required to be tested separately.
- e. Ms. Preslar concluded that Mr. Toney's testimony and the supporting evidence showed that the respondent, Mr. Reeves, had demonstrated gross negligence and misconduct in his duties as a Registered Highway Construction Materials Technician.
- f. After a brief discussion, the Board voted to suspend the respondent's registration until the expiration date of his most recent certification, November, 2014.
- 4. Meeting adjourned.