

## TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met in the Commission Room of the Transportation Headquarters building in Cheyenne on August 20, 2009. The meeting was convened at 8:30 a.m. by Vice Chairman Monk. The following members were present constituting a quorum:

Charlie Monk, Vice Chairman, Lovell  
Cactus Covello Jr., Commissioner, Torrington  
Jim Latta, Commissioner, Pinedale  
Ted Ertman, Commissioner, Newcastle  
Jim Hladky, Commissioner, Gillette  
John F. Cox, Director  
Sandra J. Scott, Commission Secretary

Also present at and participating in the meeting were: Delbert McOmie, Chief Engineer; Pat Collins, Assistant Chief Engineer of Engineering and Planning; Tim Hibbard, Assistant Chief Engineer of Operations; Tom Loftin, Support Services Administrator; Colonel Sam Powell, Wyoming Highway Patrol Administrator; Dennis Byrne, Aeronautics Administrator; Doug Moench, Senior Assistant Attorney General; Kevin Hibbard, Budget Officer; Doug McGee, Public Affairs Manager; and Phil Miller, Division Administrator, Federal Highway Administration.

Commission Chair Susan Dziardziel, of Douglas, and Commissioner Sandi McCormick, of Rock Springs, were absent.

Others present: Bob McCue, Attorney for Speight, McCue & Crank, P.C.; Dave Ditto, Attorney representing WYDOT; Mayor Cliff Clevenger and Melinda Johnson, Grants Administrator, Town of Ranchester; Monte Norris, Agent for the Old Apostolic Lutheran Church in Moorcroft; Mike Gostovich, State Traffic Engineer; Ron Archuleta, Assistant Lands Management Administrator; and Dan Kline, Railroads Supervisor, Planning Program.

1. Secretary Scott advised of three additions to the agenda: 1) Mr. Bob McCue as a late-scheduled delegation; 2) Item 6.c.1(b), Casper West Belt Loop project, as requested by Mr. McCue; and 3) Item 6.c.1(c), Exercise of Eminent Domain, revised resolution for the Casper West Belt Loop project.

It was moved by Commissioner Latta, seconded by Commissioner Covello, and carried to approve the agenda changes.

2. It was recommended by Secretary Scott, moved by Commissioner Latta, and seconded by Commissioner Hladky, to approve the minutes from the July 23, 2009, regular business meeting. Commissioner Ertman noted a correction that was necessary under Item 5, Commission District 6, Project N854071, where the difference between the engineer's estimate and the low bidder should have been recorded as -2.7 percent. The minutes were unanimously approved as corrected.

3. Director Cox presented the Director's report.

Joint Transportation, Highways & Military Affairs Interim Committee (JTC) Meeting: Director Cox attended the August 10-11, 2009, JTC meeting in Casper. The next meeting will be October 23-24, 2009, in Cheyenne. Some draft legislation for various topics is expected to be addressed at the meeting.

Douglas Bridge Ribbon Cutting: Director Cox thanked Chair Dziardziel, Commissioner Hlakdy, Public Affairs staff, and other WYDOT attendees for their part in the ribbon cutting.

Federal Highway Bill: Director Cox recently spoke with Mr. John Porcari, Deputy Secretary for the U.S. Department of Transportation. Mr. Porcari has scheduled telephone meetings with all state DOT directors to gather state concerns. Director Cox relayed Wyoming's concerns about the draft federal highway bill and the negative impact it will have on rural states. The American Association of State Highway and Transportation Officials (AASHTO) Executive Director John Horsley has voiced similar concerns in Washington.

4. Mr. Kevin Hibbard presented the Budget report.

Fiscal Year (FY) 2010 Budget Summary: Mr. Hibbard briefed the Commission about various sections in the budget summary book. Cuts were made to WYDOT training, computer purchases, the building program, equipment, out-of-state travel, engineering studies and evaluations, and many other areas to balance the budget. WYDOT's legislative budget will be forwarded to the Wyoming Department of Administration and Information for review on August 24, 2009, and will then go to the Governor for consideration before going to the Legislature for approval.

American Reinvestment & Recovery Act (ARRA) Update: A monthly report depicting stimulus expenditures was distributed at the meeting. The State ARRA team is working to convert the current report format to meet ARRA requirements by the October 10, 2009, deadline. According to Mr. Hibbard, WYDOT is ahead of other states in getting ARRA projects under contract.

The Department has been reimbursed about \$12 million through the end of July from the Federal Highway Administration for ARRA projects, and about \$60 million is expected to be reimbursed by the end of September.

Monthly Budget Report: Mr. Hibbard presented the monthly budget report.

5. Mr. Collins presented the Engineering and Planning report, beginning with the tabulation of bids from the informal bid letting held August 19, 2009, in Jackson.

**COMMISSION DISTRICT 3**  
**Jim Latta, Commissioner**

Project STIM-E-153.98 N104084, the North Highway 89 Pathway, consisting of approximately 4.5 miles of paved multi-use pathway and appurtenances, excluding the alternate retaining walls, extending from the town of Jackson along U.S. Highway 89 to the Grand Teton National Park pullout at the top of Fish Hatchery Hill, in Teton County. Completion date – September 10, 2011

Engineer’s Estimate	\$3,681,480.00	
<b>Evans Construction, Jackson, WY</b>	<b>\$2,460,640.75</b>	<b>-33.2%</b>
Westwood-Curtis Construction, Jackson, WY	\$2,771,110.00	
Depacto, Inc., Saint Anthony, ID	\$3,747,409.45	

It was recommended by Mr. Collins, moved by Commissioner Latta, seconded by Commissioner Covello, and carried that Evans Construction, of Jackson, Wyoming, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be conditionally awarded the contract as low bidder, pending Teton County action. The Federal Highway Administration concurred with this decision. The Teton County Commission is expected to meet August 31, 2009, to consider the project bids.

6. It was recommended by Mr. Collins, moved by Commissioner Latta, seconded by Commissioner Ertman, and carried to approve the following project authorization:

**COMMISSION DISTRICT 3**  
Rural Minor Arterial

SSP-TO 5.53 2000052; Teton County; Teton Pass; various locations, eastbound; reference markers 5.53 to 11.17; install warning signs and beacons; fiscal year 2009; request state construction funds of \$40,000

7. Federal Transit Administration (FTA) FY 2009 Amendment: It was recommended by Mr. Collins, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried to approve the FTA FY 2009 amendment. The amendment acknowledges projects moved from the State Transportation Improvement Program (STIP) to the ARRA Program, preserves funding carried over from FY 2007, and moves funding to FY 2010 to make better use of FTA funding.

8. FTA - ARRA (Stimulus) Projects List: It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Hladky, and carried to approve the revised FTA - ARRA projects list.

9. It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Latta, and carried to approve the following resolution where property for public use cannot be acquired through good faith negotiation by purchase or gift:

**RESOLUTION FOR EXERCISE OF EMINENT DOMAIN**

**WHEREAS**, pursuant to W.S. 1-26-512, 1-26-801 and 24-2-102, the Transportation Commission of Wyoming is authorized to institute condemnation proceedings where property for public use cannot be acquired through good faith negotiation by purchase or gift; and

**WHEREAS**, the public interest and necessity require the construction of Project 0805-00(006), the Sugar Factory Road, in Goshen County, and that the property shown on the right-of-way plans for this project is required for highway purposes; and

**WHEREAS**, the Transportation Commission of Wyoming has determined that the aforementioned project is planned or located to be most compatible with the greatest public good and the least private injury; and

**WHEREAS**, the right-of-way and/or temporary construction easements to be acquired are identified as being located in the Lots 1, 2, 4, and R of South Point Ridge Estates I & II, S $\frac{1}{2}$ S $\frac{1}{2}$  of Section 16, S $\frac{1}{2}$ S $\frac{1}{2}$  of Section 17, S $\frac{1}{2}$ S $\frac{1}{2}$  of Section 18, N $\frac{1}{2}$ N $\frac{1}{2}$  of Section 19, N $\frac{1}{2}$ N $\frac{1}{2}$  of Section 20, N $\frac{1}{2}$ N $\frac{1}{2}$  of Section 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 22 of T24N, R61W; SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 1, S $\frac{1}{2}$ S $\frac{1}{2}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 2, S $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 3, N $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 10, E $\frac{1}{2}$ E $\frac{1}{2}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 11, W $\frac{1}{2}$ W $\frac{1}{2}$  of Section 12, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ W $\frac{1}{2}$  of Section 13, E $\frac{1}{2}$ E $\frac{1}{2}$  of Section 14, N $\frac{1}{2}$ N $\frac{1}{2}$  of Section 24 of T24N, R62W, all of the 6th P.M., Goshen County, Wyoming and constitute approximately 30.64 acres of property for right-of-way and approximately 54.25 acres of property for temporary construction easements.

**NOW, THEREFORE BE IT RESOLVED**, that the property sought to be acquired is necessary and appropriate for the proposed project and in the event successful negotiations cannot be effectuated with any owner or owners thereof, condemnation proceedings are authorized to be commenced and prosecuted to acquire the necessary right-of-way and/or temporary construction easements.

10. Casper West Belt Loop Project: Mr. Bob McCue, an attorney for Speight, McCue & Crank, P.C., was introduced. Mr. McCue represented Doctor and Mrs. Bob (Cindy) Schlidt, Casper landowners with property being sought by WYDOT for the Casper West Belt Loop Road project. The Commission approved a resolution for the exercise of eminent domain for Project N212084, Casper Streets, West Belt Loop Road, on June 19, 2008. Mr. Collins advised that the Department has not yet exercised condemnation of the property.

Mr. McCue indicated that the long-range plan for the project is to build a four-lane highway. Today's funding will allow for only two lanes of construction, and the property being sought is enough land for the four-lane highway.

Mr. McCue provided a copy of the Record of Proceedings from the July 19, 2008, Commission meeting wherein the Commission approved the Resolution for Exercise of Eminent Domain for the project. The resolution states, “. . . the property shown on the right-of-way plans for this project is *required* for highway purposes; . . .” (emphasis added). Mr. McCue believes that since only two lanes are being built now, the Department should not condemn for four lanes until it is needed.

Mr. Covello stated that the resolution was approved with intentions of the roadway becoming four lanes. Mr. McOmie advised that the additional two-lane construction is currently planned in the FY 2016 STIP. Mr. McCue stated that condemning the land now deprives the landowners of using the property and also allows the Department to pay current prices for land that won't be used for years to come. Mr. McCue requested that the Commission reconsider its June 19, 2008, approval of the Resolution for Exercise of Eminent Domain.

Mr. Moench advised that the Commission has the right to condemn the property as written in the approved resolution. Intensive engineering and planning have gone into the project, which justifies the Commission's original decision to acquire the property for the four-lane project. A 10-year planning horizon is supported by case law in this area, and the exercise of eminent domain to allow for structural items and other components needed by the four-lane design fits within what Mr. Moench believes is the legally permissible approach and meets the necessity requirement and time frame required for the construction project. Mr. Moench advised that, at a minimum, the Commission should take time to make a thorough analysis of the engineering that has gone into the project before accepting a claim that the exercise of eminent domain is excessive.

Mr. Covello suggested that if the landowner needs the excess land for immediate use, the Department could investigate the possibility of leasing it back to the landowner for a reasonable fee after the acquisition is final.

Mr. Collins advised that about 75 percent of the grading, including the earth work for the second bridge, drainage pipes, and other work related to the long-range project will be done during the first construction phase. The project is fully designed as a four-lane roadway, but is being built in two parts.

Mr. Ditto, an attorney representing WYDOT, indicated that he has met with Mr. Jack Bell, WYDOT District Engineer in Casper, and the design engineers about the project requirements and felt that WYDOT has satisfactorily met all of the requirements to move forward with the project.

Mr. Moench advised that no action was required of the Commission at this time other than to respond to Mr. McCue's request. To date, 11 of the 15 property parcels have been acquired. Mr. Moench added that WYDOT doesn't condemn property prematurely because "it's cheaper now," as the Department just doesn't have the funding to do so.

Mr. McCue again asked the Commission to reconsider their eminent domain resolution. Mr. Collins asked Mr. McCue what the client would like the Commission to reconsider. Mr. McCue believes the resolution should be revised so that the property legal description would address only a two-lane highway.

It was recommended by Mr. Collins, moved by Commissioner Hladky, seconded by Commissioner Ertman, and carried to prepare a written response to Mr. McCue's request.

11. It was recommended by Mr. Collins, moved by Commissioner Ertman, seconded by Commissioner Latta, and carried to approve the following amended resolution where property for public use cannot be acquired through good faith negotiation by purchase or gift, to correct a clerical error of omitting the township and range description for the identified property:

**(AMENDED) RESOLUTION FOR EXERCISE OF EMINENT DOMAIN**

**WHEREAS**, pursuant to W.S. 1-26-512, 1-26-801 and 24-2-102, the Transportation Commission of Wyoming is authorized to institute condemnation proceedings where property for public use cannot be acquired through good faith negotiation by purchase or gift; and

**WHEREAS**, the public interest and necessity require the construction of Project N212084, the Casper Streets, West Belt Loop Road, in Natrona County, and that the property shown on the right-of-way plans for this project is required for highway purposes; and

**WHEREAS**, the Transportation Commission of Wyoming has determined that the aforementioned project is planned or located to be most compatible with the greatest public good and the least private injury; and

**WHEREAS**, the right-of-way and/or temporary construction easements to be acquired are identified as being located in:

SECTION 32: E $\frac{1}{2}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$  (situate within portions of the Grand View Acres land division and the Hunt Addition No. 3)

SECTION 29: W $\frac{1}{2}$ E $\frac{1}{2}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 20: SE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$

SECTION 21: NW $\frac{1}{4}$  SW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$

SECTION 9: SW $\frac{1}{4}$  SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$

SECTION 10: NW $\frac{1}{4}$  SW $\frac{1}{4}$ , S $\frac{1}{2}$ N $\frac{1}{2}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$

SECTION 11: W $\frac{1}{2}$ NW $\frac{1}{4}$

SECTION 3: S $\frac{1}{2}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$

SECTION 2: W $\frac{1}{2}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$

All in T33N, R80W of the 6<sup>th</sup> P.M., Wyoming,

and constitute approximately 356.44 acres of property for right-of-way and approximately 60.81 acres of property for temporary construction easements.

**NOW, THEREFORE BE IT RESOLVED**, that the property sought to be acquired is necessary and appropriate for the proposed project and in the event successful negotiations cannot be effectuated with any owner or owners thereof, condemnation proceedings are authorized to be commenced and prosecuted to acquire the necessary right-of-way and/or temporary construction easements.

Messrs. McCue, Ditto, K. Hibbard, and Archuleta left the meeting.

Mr. Mark Gillett, District Engineer in Sheridan, joined the meeting by phone.

12. Old Apostolic Lutheran Church Request for Easement in Moorcroft:

Mr. Collins briefed the Commission about a request for access through the WYDOT maintenance facility in Moorcroft. The Old Apostolic Lutheran Church would like to build a new church building on a 20-acre tract of land for which they are currently in the negotiation stages.

Mr. Norris advised that the church has reached an agreement with the Town of Moorcroft to approach the Commission about gaining access to the property. The agreement would deem the Town responsible for the approach, and the church would ultimately benefit from the access. Mr. Collins advised that the Town of Moorcroft supports the church's request and is willing to take responsibility for the easement.

Mr. Moench advised that, if access is granted, the right-of-way easement must be given to a public entity and not a private party.

It was recommended by Collins, moved by Commissioner Latta, seconded by Commissioner Hladky, and carried to have staff proceed on the request made by the Old Apostolic Lutheran Church for access to the property adjacent to the WYDOT maintenance facility in Moorcroft, Wyoming, in accordance with the church's written request of July 17, 2009.

Mr. Norris left the meeting.

13. Petition for At-Grade Railroad Crossing, Coffeen Street in Ranchester: Mr. Kline briefed the Commission about a request from the Town of Ranchester to close an at-grade rail crossing on Coffeen Street. According to Mr. Kline, the diagnostic team determined that there are two adjacent crossings that could be used as alternate routes. One near-miss accident has been reported by the BNSF Railway Company at the crossing. BNSF has offered to pay \$40,000, and WYDOT has committed another \$40,000 available in grade-crossing improvement funds for construction associated with the closure. A cul-de-sac was proposed at the north side of the tracks to prevent traffic from mistakenly going through the crossing. Coffeen Street will be redesigned and constructed to better connect with Railway Street on the south side of the crossing.

One opposition letter has been received about the proposed closure. The closure would not impact emergency transports within the community, as other routes are available.

Mayor Cliff Clevenger, of Ranchester, advised that a master plan study was done for the Town. The study showed that the proposed railroad crossing closure would result in no adverse impacts to the community. Mr. Clevenger shared some other study results regarding the proposed crossing closure.

Commissioner Hladky asked if the property on the north side of the tracks would be devalued by the closure. Mr. Clevenger advised that it would not be devalued and that noise abatement and safety are the primary reasons for the Town's request.

It was recommended by Collins, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried to approve the closure of the at-grade railroad crossing on Coffeen Street in Ranchester, Wyoming.

Mr. Clevenger thanked the Commission for its time and consideration of the request. Mr. Clevenger, Ms. Johnson, and Messrs. Kline and Gostovich left the meeting.

14. FY 2010 Transportation Enhancement Activities - Local (TEAL) Executive Advisory Committee: Mr. Collins recommended Ms. Arlene Zerbst Rapp of Newcastle as a potential candidate for the TEAL Executive Advisory Committee.

It was recommended by Mr. Collins, moved by Commissioner Ertman, seconded by Commissioner Covello, and carried to approve Arlene Zerbst Rapp as a TEAL Executive Advisory Committee member. Ms. Zerbst will complete the unexpired term of Mr. Stormy Birch.

15. Discussion of Vertical Clearance at I-90 Burma Road Overpass in Gillette:

Mr. Collins briefed the Commission about a design proposal to provide additional vertical clearance beneath the Burma Road Overpass, which is currently being constructed over I-90 at Gillette. The proposed design would allow additional vertical clearance for over-height truck passage under the structure and would cost an estimated \$110,000.



Mr. Kevin Hibbard re-entered the meeting.

It was recommended by Collins, moved by Commissioner Hladky, seconded by Commissioner Ertman, and carried to approve the proposed design change to the Burma Road Overpass and its associated cost.

16. JTC Meeting Update: The I-80 Tolling Feasibility Study, Phase II, was a primary discussion topic at the August 10-11, 2009, JTC meeting. The revised estimate to implement I-80 tolling and add a third lane in each direction is higher in the Phase II study. Consequently, toll revenue along with some type of additional revenue to support the debt service on revenue bonding may be required to make the project come to fruition. At the JTC meeting, the Committee moved to draft legislation for tolling authority and a master tolling plan. The motion passed and draft legislation will be presented at the October 2009 JTC meeting.

Mr. Gillett left the meeting.

17. Colonel Powell presented the Highway Patrol report.

The Fatal Crash Summary through July 31, 2009, includes 66 fatal crashes involving 79 deaths. The fatalities include 44 involving rollover crashes, 22 involving multi-car crashes, five involving commercial vehicles, eight involving motorcycles and all-terrain vehicles, two involving pedestrians, and three involving fixed objects.

There have been 26 crashes to date deemed alcohol related, resulting in 30 deaths. Of those deaths, 18 were attributed to not using restraints.

Of the 79 deaths that have occurred to date in 2009, 51 can be attributed to the non-use of occupant restraints, with 35 involving rollover crashes, 13 involving multi-car collisions, and three involving fixed objects. Of the 51 deaths that occurred from non-use of occupant restraints, 41 were Wyoming residents and 10 were non-residents.

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary reflects activity through June 30, 2009. The summary depicts 3,163 crashes statewide, of which 2,687 involved non-commercial vehicles and 476 involved commercial vehicles.

Patrol Field Arrest Activity: Field arrest activity indicates that the majority of arrests made as of July 31, 2009, have been DUI related. Field arrests total 1,137 to date, including the following:

- DUI arrests from crashes – 90
- DUI arrests from traffic stops – 499
- DUI arrests from the REDDI Program – 97
- DUI arrests from ports-of-entry – 2
- NCIC hits (person) – 34
- Wyoming warrants hits – 107
- Drug arrests – 84
- Other arrests – 224

Hulett Ham‘N’Jam Update: Twenty-four troopers from the Wyoming Highway Patrol Special Services Squad were deployed July 31 through August 8, 2009, to patrol the annual Hulett Ham‘N’Jam. Fifteen crashes were reported during the event, involving four serious injuries. One fatality occurred when a speeding motorcyclist failed to negotiate a curve. The driver was not wearing a helmet and had no motorcycle drivers license. Colonel Powell noted that the Banditos and Hells Angels motorcycle gangs were present during the event, but no conflicts or problems ensued. Overall, arrests were down this year, primarily because of bad weather.

JTC Meeting Update: Colonel Powell attended the August 10-11, 2009, JTC meeting. Some abandoned vehicle statute revisions were proposed at the meeting. Colonel Powell and his staff will participate in developing the necessary statute changes.

18. It was moved by Commissioner Latta, seconded by Commissioner Hladky, and carried to move into executive session. The Commission went into executive session at 11:30 a.m., on Thursday, August 20, 2009.

19. It was moved by Commissioner Latta, seconded by Commissioner Covello, and carried to move out of executive session. The Commission moved out of executive session at 11:40 a.m., on Thursday, August 20, 2009.

20. Vice Chairman Monk recessed the business meeting at 11:40 a.m.

Vice Chairman Monk reconvened the business meeting at 1:30 p.m.

21. Mr. Byrne presented the Aeronautics report, beginning with the July 2009 Aeronautics Flight Operations Passenger Summary and the Aircraft Accident Report.

State Aviation Conference: The first Wyoming Aviation Conference will be held September 10-12, 2009, in Cheyenne. Revised Wyoming Statute 10-3-201 encourages sponsorship and participation in aerospace education workshops, which is the premise of the conference. Cheyenne Mayor Rick Kaysen and Director Cox will be guest speakers at the conference. The conference will offer

education for government entities and for pilots and will be funded through sponsorships and participant registration fees.

22. Mr. Tim Hibbard presented the Operations report.

It was recommended by Mr. Hibbard, moved by Commissioner Latta, seconded by Commissioner Covello, and carried to approve purchase for bid number 09-189 to furnish janitorial services at the Bitter Creek Rest Area for 12 months. The bid was awarded to High Mountain Janitorial Services, LLC, of Rock Springs, Wyoming, for the sum of \$78,000.

It was recommended by Mr. Hibbard, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried to approve purchase for bid number 09-201 to furnish a modular house and foundation at Burgess Junction. The bid was awarded to King Enterprises, of Casper, Wyoming, for the sum of \$137,500.

It was recommended by Mr. Hibbard, moved by Commissioner Latta, seconded by Commissioner Hladky, and carried to approve purchase for bid number 09-205 to furnish service and support for Trimble equipment for one year. The bid was awarded to AGA, of Arvada, Colorado, for the sum of \$95,137.

It was recommended by Mr. Hibbard, moved by Commissioner Covello, seconded by Commissioner Latta, and carried to approve purchase for bid number 09-206 to furnish three each Trimble GPS receivers. The bid was awarded to Inland GPS, of Cody, Wyoming, for the sum of \$130,195.59.

It was recommended by Mr. Hibbard, moved by Commissioner Covello, seconded by Commissioner Latta, and carried to approve purchase for Requisition No. 15093 to furnish various GPS equipment, as stated in the requisition. The contract was awarded to Hewlett Packard, of Atlanta, Georgia, for the sum of \$108,981.

It was recommended by Mr. Hibbard, moved by Commissioner Latta, seconded by Commissioner Covello, and carried to approve purchase for Requisition No. 15193 to furnish various computer equipment, as stated in the requisitions. The contract was awarded to Dell Marketing LP, of Round Rock, Texas, for the sum of \$95,065.67.

It was recommended by Mr. Hibbard, moved by Commissioner Ertman, seconded by Commissioner Latta, and carried to approve purchase for Requisition No. 15194 to furnish various computer equipment, as stated in the requisition. The contract was awarded to Dell Marketing LP, of Round Rock, Texas, for the sum of \$108,941.77.

23. Mr. McOmie presented the Chief Engineer's report.

JTC Meeting Update: Eminent domain for snow fence installation was discussed at the August 10-11, 2009, JTC meeting. A draft bill will be brought to the October meeting to clarify eminent domain enforcement when snow fence must be installed for safety reasons.

The Wyoming County Commission Association (WCCA) was well-represented at the JTC meeting. WCCA representatives lead a discussion about county road needs and various funding programs that are currently administered by WYDOT. County representatives expressed their need for receiving more expeditious funding and that they could do county work cheaper if they weren't governed by WYDOT's high design standards. Mr. McOmie expressed his concern to the Commission that WCCA representatives shared some gross misstatements to the JTC about WYDOT's design methods and funding streams. Mr. McOmie rebutted the county's concerns, explained WYDOT's design standards, and clarified the stringent guidelines that must be followed for various passthrough funding programs.

The JTC asked WYDOT to meet with county officials to discuss these issues. Commissioner Ertman suggested having an education session for WCCA members to educate them and to communicate design and funding requirements.

24. It was moved by Commissioner Covello, seconded by Commissioner Hladky, and carried to adjourn the meeting. Vice Chairman Monk adjourned the meeting at 2:00 p.m., on Thursday, August 20, 2009.