

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met in the Commission Room of the Transportation Headquarters building in Cheyenne on April 16, 2009. The meeting was convened at 8:30 a.m. by Chair Dziardziel. The following members were present constituting a quorum:

Susan Dziardziel, Chair, Douglas
Charlie Monk, Vice Chairman, Lovell
Sandi McCormick, Commissioner, Rock Springs
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; Kevin Hibbard, Budget Officer; Doug McGee, Public Affairs Manager; Doug Moench, Senior Assistant Attorney General; and Phil Miller, Division Administrator, Federal Highway Administration.

Others present: Jim Buyske, WYDOT Chief Pilot and Flight Operations Manager; Ray Vigil, Facilities Maintenance Program Manager; Mike Kelly, Facilities Maintenance Heating, Ventilation, and Air Conditioning (HVAC) Specialist; and Ken Spear, Contracts & Estimates Engineer.

1. It was recommended by Secretary Scott, moved by Commissioner Covello, seconded by Commissioner Latta, and carried to approve the minutes from the March 18, 2009, audit presentation and the March 19, 2009, regular business meeting, executive session, and education session.
2. Secretary Scott presented copies of a letter from Mr. Joe Evans of the Wyoming County Commissioners' Association. Mr. Evans expressed great concern about the 2009 American Restoration and Recovery Act (ARRA) funds not being shared with local governments. Mr. Collins indicated he would prepare a response to Mr. Evans to explain fund distribution requirements.
3. Secretary Scott provided copies of a thank you note from Highway Patrol Dispatch retiree Kathleen Starr. Ms. Starr received her 25-year service award at the March 19 Commission luncheon and offered her appreciation of the Department's support during her tenure as a dispatcher.
4. Director Cox presented the Director's report.

Recession Impacts: Director Cox reported that Governor Freudenthal has signed an Executive Order which implements a hiring freeze within Wyoming state government. However, a formal appeal process has been established to fill vacant positions on a case-by-case basis under extreme

circumstances. Approvals must be made by the State Department of Administration and Information (A&I), Human Resources Division, and ultimately by the Governor. The Department will pursue hiring of necessary seasonal workers through the appeal process.

WYDOT Budget Cuts: WYDOT employee travel has been reduced considerably as a cost-saving measure. Airline tickets that have already been purchased for out-of-state travel will be permitted on a case-by-case basis. Only one executive staff member will attend the AASHTO meeting this spring, and fewer employees will attend the annual WASHTO meeting this year. Resort-area travel is being carefully scrutinized. District 5 had scheduled an annual district-wide meeting in Thermopolis and cancelled the event.

Because of a revenue shortfall, the Governor has requested that agencies submit a 5 to 10 percent budget reduction for the 2009-10 biennium. The Department is working diligently to meet the May 5, 2009, deadline. The Governor indicated that the Department may lose all general fund appropriations this biennium. Director Cox will do all he can to prevent that from happening.

5. Mr. Kevin Hibbard presented the Budget report.

ARRA Reporting Requirements: State agencies receiving ARRA funds are required to report fund expenditures. A form has been created for reporting consistency. Mr. Hibbard provided a copy of the reporting form and explained various types of funding distributions. Fund distribution will also be posted on the State A&I website.

Entities receiving more than \$25 million in ARRA funding must report five required elements, including DUNS (Data Universal Numbering System) number, top salary earnings within the organization, and some others. Additional reporting requirements are being developed every day. If requirements are established after a project is underway or is complete, they will be handled on a case-by-case basis.

Mr. Hibbard will provide future monthly ARRA reports to the Commission.

Second-Quarter Budget Modification: Mr. Hibbard presented the second-quarter budget modification. The budget modification was the largest in history because of the \$170 million in stimulus funds and FY 2010 state appropriations. Highway user fees were adjusted downward by about \$184,000. Equipment buy-backs, airport improvements, transit, Surface Transportation Program (STP) funds, total airport funds, and federal-aid funds were also adjusted because of the stimulus funding.

The Department incurred some project design expenses to prepare projects for stimulus funding. Those expenditures will not be recuperated from the Federal Highway Administration.

It was recommended by Mr. Hibbard, moved by Commissioner Latta, seconded by Commissioner McCormick, and carried to approve the FY 2009 Second-Quarter Budget Revision.

Monthly Budget Report: Mr. Hibbard presented the March budget report. Expenditures are on track for this time of year. Fuel expenditures are down because of lower gas prices.

6. Mr. Collins presented the Engineering and Planning report, beginning with the tabulation of bids from the letting held April 9, 2009, in Riverton.

Thirteen of the following projects will be paid for with ARRA funds.

**COMMISSION DISTRICT 1
Cactus Covello – Commissioner**

Federal project N853084, involving milling, grading, placing bituminous pavement leveling and surfacing and miscellaneous work on 9.51 miles of US 85 between Cheyenne and Torrington, beginning at reference marker 62.85 south of Torrington, in Goshen County. Completion date – August 31, 2010

Engineer’s Estimate	\$3,087,728.05	
Mountain Construction Company, Lovell, WY	\$3,231,817.54	+4.7%
McGarvin-Moberly Construction Company, Worland, WY	\$3,251,272.60	
McMurry Ready-Mix Co., Casper, WY	\$3,353,324.00	
Simon Contractors and Subsidiaries, Cheyenne, WY	\$3,398,715.70	
Knife River, Cheyenne, WY	\$3,627,213.90	

It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Vice Chairman Monk, and carried that **Mountain Construction Company, Lovell, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Federal project I180017, involving upgrading the pedestrian railing and lighting system and miscellaneous work on I-180 at reference marker 9.37 in the city of Cheyenne, in Laramie County. Completion date – November 30, 2009

Engineer’s Estimate	\$1,855,460.00	
Reiman Corp., Cheyenne, WY	\$ 829,178.50	-55.3%
SEMA Construction, Inc. and Subsidiaries and Capital Engine Partners LLC, Centennial, CO	\$ 929,143.00	

It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Latta, and carried that **Reiman Corp., Cheyenne, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Federal project 0800010, involving grading, removal and replacement of pipe, curb and gutter and sidewalk, and miscellaneous work at various locations on 0.38 miles on WYO 151, beginning at reference marker 3.72 in the town of LaGrange, in Goshen County. Completion date – September 30, 2009

Engineer's Estimate	\$ 81,105.00
Simon Contractors and Subsidiaries, Cheyenne, WY	\$ 92,673.00 +14.3%
Paul Reed Construction & Supply Wyoming, LLC, Torrington, WY	\$ 96,680.19
EHC, LLC, Deaver, WY	\$103,195.00

It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Hladky, and carried that **Simon Contractors and Subsidiaries, Cheyenne, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICTS 1 and 2
Cactus Covello – Commissioner
Sandi McCormick – Commissioner

Federal projects B091008 and ARSCT-B091A01 combined, involving contract patching and miscellaneous work at various locations in Transportation District 1 in Albany and Laramie counties. Completion date – September 30, 2009

Engineer's Estimate	\$867,022.50
Knife River, Cheyenne, WY	\$777,794.50 -10.3%
Simon Contractors and Subsidiaries, Cheyenne, WY	\$851,000.00

It was recommended by Mr. Collins, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried that **Knife River, Cheyenne, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Federal project B091005, involving crack sealing and miscellaneous work on 85.15 miles on various roads in Transportation District 1, in Albany, Carbon, Laramie and Sweetwater counties. Completion date – April 30, 2010

Engineer's Estimate	\$654,075.00	
L & M Construction Company, Cheyenne, WY	\$342,825.00	
Z & Z Seal Coating, Inc., Billings, MT	\$539,882.19	-17.5%
Hardrives Construction, Inc., Billings, MT	\$604,037.40	
Intermountain Slurry Seal, Inc., Salt Lake City, UT	\$620,500.00	
Superior Asphalt, L.C., Magna, UT	\$648,087.50	
Fahrner Asphalt, L.L.C., Plover, WI	\$690,345.00	
Bonneville Asphalt & Repair LLC, Orem, UT	\$776,400.00	
Irregular Check Digit		
Highway Improvement, Inc., Harrisburg, SD	\$946,210.00	

Mr. Collins noted that the bid from L & M Construction Company on this job was materially unbalanced. The traffic control item was unbalanced so that the contractor could potentially receive an advance payment on the job. Mr. Spear advised that he discussed the L & M bid with FHWA representatives who concurred in the rejection, as advance payments are prohibited by federal code. According to Mr. Collins, L & M Construction representatives were invited to attend the Commission meeting to discuss their bid, but they chose not to attend.

It was recommended by Mr. Collins, moved by Commissioner Latta, seconded by Commissioner Hladky, and carried that **Z & Z Seal Coating, Inc., Billings, Montana**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICT 4
Jim Hladky - Commissioner

Federal project 1701013, involving removal and replacement of right-of-way fence and miscellaneous work on 2.24 miles on WYO 331 (Big Goose Road), beginning at reference marker 4.03 between Sheridan and Beckton, in Sheridan County. Completion date – October 31, 2009

Engineer's Estimate	\$ 95,800.00	
Olson Fencing, Inc., Powell, WY	\$ 78,050.00	-18.5%
Wishbone Fencing Company, Aladdin, WY	\$ 89,655.00	
Chad Piotrowski Construction, Burlington, WY	\$107,035.00	
Crooked Fork Fencing, Inc., Lolo, MT	\$110,059.00	
API Fence Inc., Jackson, WY	\$110,662.80	
King Enterprises, Casper, WY	\$123,663.00	
Irregular Check Digit		
Three Way, Inc., Buffalo, WY	\$132,680.64	
Hout Fencing of Wyoming, Inc., Worland, WY	\$177,900.00	

It was recommended by Mr. Collins, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried that **Olson Fencing, Inc., Powell, Wyoming**, having prequalified in accordance

with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICT 5
Charlie Monk – Vice Chairman

Federal project 0200028, involving milling plant mix, placing pit run subbase, bituminous pavement surfacing, chip seal, and miscellaneous work on 13.78 miles on WYO 30, beginning at reference marker 111.80 between Basin and Burlington, in Big Horn County. Completion date – June 30, 2010

Engineer's Estimate	\$1,546,864.50	
Mountain Construction Company, Lovell, WY	\$1,440,916.68	-6.8%
Century Companies, Inc. and Affiliates, Lewistown, MT	\$1,572,149.00	
Western Wyoming Construction Co., Lander, WY	\$1,644,925.80	
McGarvin-Moberly Construction Company, Worland, WY	\$1,708,570.05	
McMurry Ready-Mix Co., Casper, WY	\$1,962,750.00	

It was recommended by Mr. Collins, moved by Vice Chairman Monk, seconded by Commissioner McCormick, and carried that **Mountain Construction Company, Lovell, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Federal project B085011, involving removal and replacement of right-of-way fencing and miscellaneous work on 10.85 miles of US 14, beginning at reference marker 7.80 between Greybull and Shell, and at reference marker 57.35 between Cody and Greybull, in Big Horn and Park counties. Completion date – September 30, 2009

Engineer's Estimate	\$539,468.20	
Olson Fencing, Powell, WY	\$436,577.31	-19.1%
King Enterprises, Casper, WY	\$478,903.72	
Wishbone Fencing Company, Aladdin, WY	\$519,939.02	
API Fence Inc., Jackson, WY	\$604,824.95	
BECO Construction Co., Inc., Idaho Falls, ID	\$607,541.75	
Hout Fencing of Wyoming, Inc., Worland, WY	\$617,674.35	
Crooked Fork Fencing, Inc., Lolo, MT	\$636,316.13	

It was recommended by Mr. Collins, moved by Commissioner McCormick, seconded by Commissioner Latta, and carried that **Olson Fencing, Powell, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Federal project N312013, involving slope flattening, guardrail upgrades and miscellaneous work on 1.48 miles on US 14/16, beginning at reference marker 93.89 between Cody and Greybull, in Big Horn County. Completion date – October 15, 2009

Engineer's Estimate	\$547,445.00	
Wilson Bros. Construction, Inc., Cowley, WY	\$371,185.00	-32.2%
D & A Construction, Inc., Thermopolis, WY	\$394,760.50	
Western Wyoming Construction Co., Lander, WY	\$472,837.50	
Mountain Construction Company, Lovell, WY	\$411,150.49	
Patrick Construction, Inc., Lander, WY	\$503,270.00	
S & L Industrial, Cowley, WY	\$555,632.50	
Hout Fencing of Wyoming, Inc., Worland, WY	\$942,766.00	

It was recommended by Mr. Collins, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried that **Wilson Bros. Construction, Inc., Cowley, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICTS 5 and 7
Charlie Monk – Vice Chairman
Susan Dziardziel – Chair

Federal project B095014, involving crack sealing and miscellaneous work on 127.79 miles of various roads in Transportation District 5 in Big Horn, Fremont, Hot Springs, Park and Washakie counties. Completion date – March 31, 2010

Engineer's Estimate	\$ 923,175.00	
L & M Construction Company, Cheyenne, WY	\$ 627,450.00	
Highway Improvement, Inc., Harrisburg, SD	\$ 850,370.00	-7.89%
Hardrives Construction, Inc., Billings, MT	\$ 996,818.01	
Fahrner Asphalt, L.L.C., Plover, WI	\$1,052,075.00	
Z & Z Seal Coating, Inc., Billings, MT	\$1,077,716.73	
Intermountain Construction and Materials, Inc., Gillette, WY	\$1,447,800.00	

Mr. Collins advised that the apparent low bid on this project was also materially unbalanced.

It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Latta, and carried that **Highway Improvement, Inc., Harrisburg, South Dakota**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

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Federal project B045012, involving sealing bridge decks and miscellaneous work at various locations in Transportation District 5, in Fremont and Hot Springs counties. Completion date – September 30, 2009

Engineer's Estimate	\$ 86,518.00	
S & S Builders, LLC, Gillette, WY	\$ 90,101.00	+4.1%
Reiman Corp., Cheyenne, WY	\$102,935.80	

It was recommended by Mr. Collins, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried that **S & S Builders, LLC, Gillette, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICT 6
Ted Ertman - Commissioner

Federal project 2302011, involving grading, draining, placing crushed base and bituminous pavement surfacing, bridge rehabilitation, fencing and miscellaneous work on 7.31 miles of WYO 116 between Upton and the junction of WYO 116 and WYO 450, beginning at reference marker 25.11 in Weston County. Completion date – October 31, 2010

Engineer's Estimate	\$7,952,712.49	
Border States Paving, Inc., Fargo, ND	\$7,243,699.87	-8.9%
Northern Improvement Company, Fargo, ND	\$7,292,621.00	
McMurry Ready-Mix Co., Casper, WY	\$7,498,261.00	
McGarvin-Moberly Construction Company, Worland, WY	\$7,506,098.81	
Simon Contractors and Subsidiaries, Cheyenne, WY	\$7,589,140.22	
Oftedal Construction, Inc., Miles City, MT	\$7,617,687.05	
DRM, Inc., Gillette, WY	\$7,828,654.47	
Intermountain Construction and Materials, Inc., Gillette, WY	\$8,052,422.50	
Nelcon, Inc and White Rock Aggregate, LLC, Kalispell, MT	\$9,797,995.91	

It was recommended by Mr. Collins, moved by Commissioner Ertman, seconded by Commissioner McCormick, and carried that **Border States Paving, Inc., Fargo, North Dakota**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Federal project 0904121, involving grading, draining, placing crushed base and bituminous pavement surfacing and miscellaneous work on 6.99 miles of Interstate 90, beginning at reference marker 195.01, approximately 8 miles northeast of Sundance, in Crook County. Completion date – July 31, 2010

Engineer's Estimate	\$6,492,797.56	
Northern Improvement Company, Fargo, ND	\$5,872,934.60	-9.5%
Border States Paving, Inc., Fargo, ND	\$6,087,209.48	
McGarvin-Moberly Construction Company, Worland, WY	\$6,120,852.42	
Mountain Construction Company, Lovell, WY	\$6,187,024.71	
McMurry Ready-Mix Co., Casper, WY	\$6,546,776.00	
Intermountain Construction and Materials, Inc., Gillette, WY	\$6,654,987.20	
Century Companies, Inc. and Affiliates, Lewistown, MT	\$6,672,442.95	
Simon Contractors and Subsidiaries, Cheyenne, WY	\$6,899,878.94	

It was recommended by Mr. Collins, moved by Commissioner Ertman, seconded by Commissioner Covello, and carried that **Northern Improvement Company, Fargo, North Dakota**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Federal projects NH-N442063, N442066 and ARSCT-N442A01 combined, involving grading, placing crushed base and bituminous pavement surfacing, plant mix wearing course, removal and replacement of curb and gutter, sidewalk, concrete pavement, landscaping, water systems, electrical, and miscellaneous work on 1.67 miles, beginning at reference marker 219.33 on US 16 (Upton Main Street), in Weston County. Completion date – October 31, 2010

Engineer's Estimate	\$6,199,895.75	
DRM, Inc., Gillette, WY	\$6,428,657.65	+3.7%
S & S Builders, LLC, Gillette, WY	\$6,875,601.03	
Reiman Corp., Cheyenne, WY	\$7,175,636.70	
Intermountain Construction and Materials, Inc., Gillette, WY	\$7,282,762.50	
Nelcon, Inc and White Rock Aggregate, LLC, Kalispell, MT	\$7,619,374.74	
Simon Contractors and Subsidiaries, Cheyenne, WY	\$7,656,905.05	

It was recommended by Mr. Collins, moved by Commissioner Ertman, seconded by Commissioner Latta, and carried that **DRM, Inc., Gillette, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICT 7
Susan Dziardziel – Chair

Federal project 1301018, involving drainage repairs and miscellaneous work at various locations on Casper Mountain Road (WYO 251), in Natrona County. Completion date – October 31, 2009

Engineer's Estimate	\$331,582.00	
Hedquist Construction, Inc., Mills, WY	\$328,365.90	-1.0%
71 Construction, Casper, WY	\$328,889.90	
Three Way, Inc., Buffalo, WY	\$338,764.99	
Knife River, Cheyenne, WY	\$339,741.00	
Andreen Hunt Const., Inc., Mills, WY	\$367,334.00	
Wilson Bros. Construction, Inc., Cowley, WY	\$553,215.90	

It was recommended by Mr. Collins, moved by Commissioner Latta, seconded by Commissioner McCormick, and carried that **Hedquist Construction, Inc., Mills, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

Mr. Spear left the meeting.

7. It was recommended by Mr. Collins, moved by Commissioner Latta, seconded by Commissioner Hladky, and carried to approve the following project authorizations:

COMMISSION DISTRICT 1

Urban Interstate

NH 362.04 I806196; Laramie County; Cheyenne Marginal, Trails End drainage; reference markers 362.04 to 362.65; drainage work; move from fiscal year 2010 to fiscal year 2009; request federal construction engineering and construction funds of \$165,356

COMMISSION DISTRICT 3

Rural Minor Arterial

STP 76.74 P113027; Lincoln County; Kemmerer to LaBarge; reference markers 76.74 to 85.77; overlay; fiscal year 2013 construction; request federal preliminary engineering funds of \$333,500

Rural Local

ARSCT 0.00 PEG3A04; Lincoln County; town of Afton; purchase stockpile material; fiscal year 2009; request preliminary engineering funds of \$500, and construction engineering and construction funds of \$9,500; to be reimbursed by the Town of Afton

ARSCT 0.00 PEG3A05; Uinta County; city of Evanston; purchase stockpile material; fiscal year 2009; request preliminary engineering funds of \$1,000, and construction engineering and construction funds of \$49,000; to be reimbursed by the City of Evanston

COMMISSION DISTRICT M (Miscellaneous)

Various

NH 0.00 B152006; District 2; National Highway System (NHS), various locations; crack sealing; fiscal year 2009; request federal construction engineering and construction funds of \$2,500,000

STP 0.00 B092076; District 2; non-NHS ,various locations; crack sealing; fiscal year 2009; request federal construction engineering and construction funds of \$2,500,000

NH 0.00 B152009; District 2; NHS, various locations; structure repair; fiscal year 2009; request federal construction engineering and construction funds of \$5,000,000

8. Mr. Collins presented the second quarter addendum to the 2009 State Transportation Improvement Program (STIP). It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Latta, and carried to approve the second quarter addendum to STIP, including the April 16 errata.

Mr. Collins informed the Commission that the fiscal year 2010 and 2011 budgets will be quite strained because of anticipated budget cuts. Consequently, about \$100 million per year will be eliminated from the future STIP.

9. Colonel Powell presented the Highway Patrol report.

The Fatal Crash Summary through March 31, 2009, includes 21 fatal crashes involving 24 deaths. The fatalities include 13 involving rollover crashes, 7 involving multi-car crashes, 2 involving commercial vehicles, 1 involving a motorcycle or all-terrain vehicle, 2 involving pedestrians, and 1 involving a fixed object.

There have been 13 crashes to date deemed alcohol related, resulting in 14 deaths. Of those deaths, 9 were attributed to not using restraints.

Of the 24 deaths that have occurred to date in 2009, 15 can be attributed to the non-use of occupant restraints, with 10 involving rollover crashes, 4 involving multi-car collisions, and 1 involving a fixed object. Of the 15 deaths that occurred from non-use of occupant restraints, 13 were Wyoming residents and 2 were non-residents.

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary reflects activity through February 28, 2009. The summary depicts 1,225 crashes statewide, of which 1,018 involved non-commercial vehicles and 207 involved commercial vehicles.

Patrol Field Arrest Activity: Field arrest activity indicates that the majority of arrests made as of March 31, 2009, have been DUI related. Field arrests total 452 to date, including the following:

- DUI arrests from crashes – 41
- DUI arrests from traffic stops – 183
- DUI arrests from the REDDI Program – 31
- DUI arrests from ports-of-entry – 0
- NCIC hits (person) – 22
- Wyoming warrants hits – 42
- Drug arrests – 43
- Other arrests – 90

I-80 Variable Speed Limit (VSL) Update: A report will be available in May that will reveal whether or not varying speed limits produced fewer crashes along designated sections of I-80. The VSL program is still in its pilot stage and will be adjusted as needed to lower the crash rate. The WYDOT Transportation Management Center monitors the VSL program and holds the key to its success.

10. Mr. Byrne presented the Aeronautics report, including the February and March 2009 Aeronautics Flight Operations Passenger Summary Reports.

Mr. Byrne also introduced Mr. Jim Buyske, WYDOT Flight Operations Manager and Chief Pilot, to the new commissioners.

11. Mr. Tim Hibbard presented the Operations report.

Mr. Hibbard briefed the Commission about the proposed upgrades to the heating, ventilation, and air conditioning system in the Patrol and Planning buildings. Although the low bid was about \$900,000 over budget, it was deemed in WYDOT's best interest to proceed with the work.

It was recommended by Mr. Hibbard, moved by Commissioner Covello, seconded by Commissioner Hladky, and carried to approve purchase for bid number 09-094 to furnish Patrol Building renovations and a cooling system remodel for the Patrol and Planning buildings in Cheyenne. The bid was awarded to Reiman Corp., of Cheyenne, Wyoming, for the sum of \$2,215,000.

It was recommended by Mr. Hibbard, moved by Commissioner Latta, seconded by Commissioner Covello, and carried to approve purchase for bid number 09-122 to furnish one each portable truck lift system in Newcastle, Wyoming. The bid was awarded to Ace Equipment & Supply, of Henderson, Colorado, for the sum of \$51,065.

It was recommended by Mr. Hibbard, moved by Commissioner Hladky, seconded by Commissioner Latta, and carried to approve purchase for bid number 09-130 to furnish one each, new, current model 35-ton full-tilt low load angle trailer for delivery in Evanston, Wyoming. The bid was awarded to Peterbilt of Wyoming, of Cheyenne, Wyoming, for the sum of \$59,945.

It was recommended by Mr. Hibbard, moved by Commissioner Latta, seconded by Commissioner Hladky, and carried to approve purchase for bid number 09-131 to furnish seven each, new, current model 20-ton full tilting platform trailers for delivery in Midwest, Jackson, Kemmerer, Hulett, Pole Creek, Basin, and Lander, Wyoming. The bid was awarded to Twamco, of West Valley City, Utah, for the sum of \$149,800.

It was recommended by Mr. Hibbard, moved by Commissioner Covello, seconded by Commissioner Hladky, and carried to approve purchase for Requisition No. 0000013524 to furnish PC for vehicle validation stickers for use by Motor Vehicle Services in Cheyenne. The bid was awarded to 3M Corporation, of St. Paul, Minnesota, for the sum of \$175,000.

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

Mr. McOmie briefed the Commission about a recent lifesaving event involving a liver transplant patient who was escorted to Colorado. Mr. Chuck Forbes of Meeteetse had suffered with liver disease for almost 30 years, and the morning of April 4, 2009, he received a call from the University of Colorado Hospital in Aurora, Colorado, with word that they had found a compatible donor. On their way to Aurora, Mr. and Mrs. Forbes encountered a severe snow storm on I-25, and the road was closed from Wheatland to the Colorado state line. Mrs. Forbes called "911" and Trooper Chuck Bloom of Wheatland arranged for a convoy of WYDOT snow plows escort the Forbeses through the raging blizzard. Mr. Forbes received the transplant the next morning.

Eleven WYDOT maintenance workers assisted in the venture, including Messrs. John Benton and Ricky Schultz of Wheatland; Marv Fuller, Dennis Ebel, Paul Lovell, Howard Bise, Monte Hubbard, and Bryan Hays of Chugwater; and Don Bridges, Dan Stafford, and Dave Round of Cheyenne. It was suggested that each of these individuals be nominated to receive a G. Clyde Larson Award, which is an award given to WYDOT personnel involved in heroic acts.

13. It was moved by Commissioner Latta, seconded by Commissioner McCormick, and carried to adjourn the meeting. Chair Dziardziel adjourned the meeting at 11:40 a.m., on Thursday, April 16.