

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met via telephone in the Commission Room of the Transportation Headquarters building in Cheyenne on April 29, 2010. The teleconference meeting was convened at 8:30 a.m. by Chairman Monk. The following members were present constituting a quorum:

Charlie Monk, Chairman, Lovell
Cactus Covello Jr., Vice Chairman, Torrington
Susan Dziardziel, Commissioner, Douglas
Sandi McCormick, Commissioner, Rock Springs
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; Tom Loftin, Support Services Administrator; Doug Moench, Senior Assistant Attorney General; Doug McGee, Public Affairs Manager; and Joe Daily, Division Administrator, Federal Highway Administration.

Those absent: Tim Hibbard, Assistant Chief Engineer of Operations; Dennis Byrne, Aeronautics Administrator; Jess Oyler, Interim Highway Patrol Administrator; and Kevin Hibbard, Budget Officer.

Others present: Messrs. Jeffrey Wright, President, Jared Burton, Project Manager, and Jack Meegan, Estimator, of JWright Companies, Inc., in Evanston; Gregg Fredrick, State Bridge Engineer; Ken Spear, Contracts and Estimates Engineer; and Kent Lambert, Civil Rights Program Manager.

1. Mr. Collins presented the following bid tabulations from the letting held April 22, 2010, in Cheyenne.

COMMISSION DISTRICTS 1, 2, 3, 4, 5, 6 and 7

Cactus Covello – Vice Chairman
Sandi McCormick – Commissioner
Jim Latta – Commissioner
Jim Hladky – Commissioner
Charlie Monk – Chairman
Ted Ertman – Commissioner
Susan Dziardziel – Commissioner

Federal project HSIP-B109078, involving the installation of pavement markings and miscellaneous work at various locations statewide. Completion date – October 31, 2010

Engineer's Estimate	\$1,256,427.50	
Streamline Markings, Inc., Billings, MT	\$1,197,495.00	-4.7%
Traffic Safety Service, Inc., Bismarck, ND	\$1,492,400.00	
American Pavement Marking and Products, Inc., dba Interstate Barricades, Layton, UT	\$1,612,600.75	
Highway Technologies, Inc., Denver, CO	\$1,804,317.50	

It was recommended by Mr. Collins, moved by Commissioner Latta, seconded by Commissioner Covello, and carried that **Streamline Markings, Inc., Billings, Montana**, 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 3

Jim Latta – Commissioner

Federal projects NH-N104006, BR-N104065 and STP-E-N104078 combined, involving milling, grading, placing crushed base and bituminous pavement surfacing, concrete pavement, slide stabilization tie back anchors, tie back anchored soldier pile retaining wall, new 780-foot-long steel girder bridge (three 110-foot steel welded plate girder spans, 336-foot steel deck arch span, one 110-foot steel welded plate girder span), removal of existing steel deck arch bridge, sidewalk, curb and gutter, electrical and miscellaneous work at various locations on the Hoback Junction, north and south sections of US 26/89, in Teton County. Completion date – October 31, 2010

Engineer's Estimate	\$27,083,541.14	
Wadsworth Brothers Construction Company, Inc., Draper, UT	\$24,999,493.50	-7.7%
W. W. Clyde & Co., Springville, UT	\$25,758,904.74	
Reiman Corp., Cheyenne, WY	\$25,794,358.35	
Ralph L. Wadsworth Construction Company, LLC., Draper, UT	\$26,083,757.97	
Flatiron Constructors, Inc., and Subsidiaries, Longmont, CO	\$31,375,599.90	

It was recommended by Mr. Collins, moved by Commissioner McCormick, seconded by Commissioner Latta, and carried that **Wadsworth Brothers Construction Company, Inc., Draper, Utah**, 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 4

Jim Hladky – Commissioner

Federal project STP-0303023, involving milling, grading, placing crushed base and bituminous pavement surfacing and miscellaneous work on 0.41 mile of WYO 51, east of Gillette on BNRR

overpass, between reference markers 143.86 and 144.26, in Campbell County. Completion date – August 31, 2010

Engineer’s Estimate	\$422,424.00	
Intermountain Construction and Materials, Inc., Gillette, WY	\$367,678.64	-13.0%
Simon Contractors, Cheyenne, WY	\$415,149.99	
McGarvin-Moberly Construction Company, Worland, WY	\$487,480.17	

It was recommended by Mr. Collins, moved by Commissioner Hladky, seconded by Commissioner Dziardziel, and carried that **Intermountain Construction and Materials, 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 5
Charlie Monk – Chairman

Federal project STPU-CO-6598036, involving grading, draining, placing crushed base and bituminous pavement surfacing, plant mix wearing course, concrete pavement, removal and replacement of sidewalk, curb and gutter, fencing, and miscellaneous work on 0.49 mile of U-4043 (Sheridan Avenue) in the city of Cody, in Park County. Completion date – October 31, 2010

Engineer’s Estimate	\$1,890,152.05	
JWright Companies, Inc., Evanston, WY	\$2,049,385.75	+8.4%
Irregular Proposal		
Excel Construction, Inc., & Affiliate Companies, Sheridan, WY	\$2,144,000.00	
Jem Contracting, Inc., and Jem Enterprises, Billings, MT	\$2,240,825.20	
Grace Inc., dba Capstone Construction, Powell, WY	\$2,253,257.40	
Wilson Bros., Construction, Inc., Cowley, WY	\$2,398,949.50	

Mr. Collins explained that JWright Companies’ bid was deemed irregular because, although the electronic copy of the bid was complete, the hard copy was missing two pages. JWright provided the missing pages after the bids were opened. The pages merely did not print out. Mr. Collins read an excerpt from the WYDOT Standard Specifications for Road and Bridge Construction, reciting that the Commission has the prerogative to reject any and all bids based on the omission from the bid.

JWright provided the Commission with 13 pages of documentation before the meeting, which supported their bid. Mr. Wright’s cover letter stated that, “the missing pages do not affect the bid amounts used in the low bid selection process,” nor do the missing pages affect the prices set in the total bid.

Mr. Collins indicated that the missing pages were not considered a fatal flaw and, therefore, he recommended conditionally awarding the project to JWright Companies. Conditions of the award

were that JWright must provide the Department with a cover letter stating that they will fulfill the bid requirements, and they must provide signed and dated hard copies of the missing pages. Furthermore, upon receipt of these documents, executive staff would be given the authority to award the project to JWright Companies.

It was recommended by Mr. Collins, moved by Commissioner McCormick, seconded by Commissioner Ertman, and carried that **JWright Companies, Inc., Evanston, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be conditionally awarded the contract as low bidder, in accordance with the above stipulations. The Federal Highway Administration and the City of Cody concurred with this decision.

Mr. Wright thanked Mr. Collins for his explanation of the situation, and thanked the Commission for their support of Mr. Collins' recommendation. Mr. Wright advised that JWright will stand behind their bid and will meet the conditions of the award.

COMMISSION DISTRICT 7
Susan Dziardziel – Commissioner

Federal project STP-0708026, involving grading, draining, milling plant mix, pit run subbase, bituminous pavement surfacing, chip sealing, and miscellaneous work on WYO 135 (Sand Draw Road), beginning at reference marker 0.15 between Riverton and Sweetwater Station Junction, in Fremont County. Completion date – June 30, 2011

Engineer's Estimate	\$4,938,329.70	
LeGrand Johnson Construction Co., Logan, UT	\$4,264,559.00	-13.6%
McGarvin-Moberly Construction Company, Worland, WY	\$4,274,458.60	
Western Wyoming Construction Co., Lander, WY	\$4,527,500.00	
Simon Contractors, Cheyenne, WY	\$4,575,501.11	
Riverside Contracting, Inc., Missoula, MT	\$4,677,660.00	
McMurry Ready-Mix Co., Casper, WY	\$4,746,158.00	
A & S Construction Co., and Affiliated Companies, Canon City, CO	\$4,963,904.05	
Century Companies, Inc., and Affiliates, Lewistown, MT	\$5,158,158.00	

It was recommended by Mr. Collins, moved by Commissioner Dziardziel, seconded by Commissioner Latta, and carried that **LeGrand Johnson Construction Co., Logan, Utah**, 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.

2. It was moved by Commissioner Dziardziel, seconded by Commissioner Latta, and carried to adjourn the meeting. Chairman Monk adjourned the meeting at 8:50 a.m., on Thursday, April 29, 2010.