

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met in the Commission Room of the Transportation Headquarters building in Cheyenne on February 16, 2012. The meeting was convened at 8:30 a.m. by Chairman Covello. The following members were present constituting a quorum:

Cactus Covello, Jr., Chairman, Torrington
Jim Latta, Vice Chairman, Pinedale
Ted Ertman, Commissioner, Newcastle
Milt Coulter, Commissioner, Gillette
Clair Anderson, Commissioner, Riverton
K. John Dooley, Commissioner, Laramie
Bruce McCormack, Commissioner, Cody
John F. Cox, Director
Sandra J. Scott, Commission Secretary

Also present at and participating in the meeting were: Delbert McOmie, Chief Engineer; Gregg Fredrick, Assistant Chief Engineer of Engineering and Planning; Ken Shultz, Assistant Chief Engineer of Operations; Tom Loftin, Support Services Administrator; Lieutenant Colonel John Butler, Interim Highway Patrol Administrator; Dennis Byrne, Aeronautics Administrator; Doug Moench, Senior Assistant Attorney General; Kevin Hibbard, Budget Officer; Doug McGee, Public Affairs Manager; and Joe Dailey, Division Administrator, Federal Highway Administration.

1. Pledge of Allegiance: Chairman Covello led the attendees in the Pledge of Allegiance.
2. Approval of Minutes: It was recommended by Secretary Scott, moved by Commissioner Anderson, seconded by Commissioner Ertman, and carried to approve the minutes from the January 19, 2012, breakfast meeting, regular business meeting, planning retreat, and one-on-one meeting with Director Cox.
3. Correspondence: Secretary Scott presented an e-mail from Mr. Chris Forsyth of Family Dollar Stores, Inc. Mr. Forsyth explained in his e-mail that he had recently “inherited” a newly developed store in Saratoga, and a new access was built to the store without an approved access permit. Family Dollar Stores requested approval of the access after the fact, but the access does not meet the minimum spacing requirements; therefore, the district has requested that the access be removed. Mr. Forsyth is out of state for this Commission meeting but would like to appeal the Access Review Committee’s and the district’s decision to deny the access. Secretary Scott advised that a delegation appointment has been set for Mr. Forsyth to present his case at the March 15, 2012, Commission meeting.
4. Director Cox presented the Director’s report.

Wyoming Legislation and Funding Bills: Following are Joint Transportation, Highways and Military Affairs Committee-sponsored bills that, if passed, would increase funding for highways.

- HB003, State Vehicle Registration Fee, would increase the state portion of vehicle registration fees. This bill failed introduction in the House.
- HB0004, Ignition Interlock Program Fees, would require fees related to the ignition interlock program to be established at a level that pays for operation of the program, not to exceed \$150 per applicant. The fee would not be collected from indigent persons. This bill passed House introduction.
- HB0033, Highway Fund - Assignment of General Fines and Penalties, is a companion bill to 12LSO-0042. If the amendment to the Wyoming Constitution is adopted, this bill would direct general fines and penalties to the Highway Fund to be used for the construction, improvement, or maintenance of Wyoming highways. The bill failed House introduction.
- SF0008, Ethanol Tax Credit, would repeal the gasoline tax credit provided to producers of ethanol. This bill passed Senate introduction.
- SF0009, Allocation of Sales Tax paid on Diesel to Highways, would allocate sales tax revenues paid on the purchase of diesel fuel to the Highway Fund for the construction, improvement or maintenance of Wyoming highways. This bill passed Senate introduction.
- HJ0002, Constitutional Assignment of General Fines and Penalties, would authorize a vote on a Constitutional amendment to reassign revenues generated from the collection of general fines and penalties to Wyoming highways. This Joint Resolution failed introduction in the House.

Federal Highway Bill Update: Director Cox advised that the Department has been operating on continuing resolutions of the Federal Highway Act for about three years, but in the past several weeks some progress has been made to establish a new highway reauthorization bill. According to Mr. John DeVierno, who works in Washington, D.C., for the five-state coalition, the bill is developing at an unprecedented pace. Both the House and the Senate bills will come back to the floor as soon as recess is over.

The House version is a five-year bill and its formulas favor Wyoming's way of doing business; Chairman Mica of the Transportation and Infrastructure (T&I) Committee is sensitive to the formula that is necessary to cover all state needs. In its current form, the House version of the bill would prohibit earmarks.

The Senate is proposing a two-year bill that has acceptable funding levels. Senator Barbara Boxer is the bill sponsor. The draft Senate bill is more sensitive to long-term planning and will propose additional planning and performance requirements. Director Cox believes that the bill is less favorable for Wyoming than the House T&I bill.

5. Mr. Hibbard presented the Budget report.

Monthly Budget Report: The Department's cash balance has increased by about \$40 million since December because of anticipated federal mineral royalties and state severance tax receipts. The funds will be applied as prescribed in the Department's Operating Budget.

Mr. Hibbard brought to the Commission's attention the newly implemented encumbrance report that was included in the monthly budget printout, which was added to increase transparency. Mr. Hibbard also explained the Department's process for encumbering and expending funds.

6. Mr. Fredrick presented the Engineering and Planning report, beginning with the bid tabulations from the letting held February 9, 2012, in Cheyenne.

**COMMISSION DISTRICT 1
Cactus Covello - Chairman**

Federal project IM-ITS-I251165, involving the installation of an ITS communication system, electrical systems, and miscellaneous work on I-25, beginning at reference marker (RM) 46.77 between Cheyenne and Chugwater, in Laramie and Platte counties. Completion date – September 30, 2012

Engineer's Estimate	\$1,405,872.50	
Custom Lighting Services, LLC d/b/a Black and McDonald and Subsidiaries, Sandy, UT	\$1,205,725.05	-14.2%
Modern Electric Co. and Subsidiary, Casper, WY	\$1,241,333.00	
Casper Electric, Inc., Casper, WY	\$1,447,768.61	

It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner Ertman, and carried that **Custom Lighting Services, LLC d/b/a Black and McDonald and Subsidiaries, Sandy, 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.

State project SCP-SL12-0805155, involving grading, plant mix pavement, pipe replacement, and miscellaneous work on WYO 156, west of Torrington at Bulldog Draw, in Goshen County. Completion date – September 30, 2012

Engineer's Estimate	\$343,303.50	
Caylor & Genz Earthmovers, Inc., Torrington, WY	\$287,534.40	-16.2%
Summers Construction, LLC., Aurora, CO	\$285,672.50	
Plus 5% for Comparison	\$299,956.13	
Irregular Draft Copy		
Heritage Materials and Supply LLC., Torrington, WY	\$304,830.41	
Dietzler Construction Corporation, Torrington, WY	\$308,830.43	
Plus 5% for Comparison	\$324,271.95	
Aztec Construction Co., Inc. and Affiliate, Cheyenne, WY	\$337,253.50	
Oftedal Construction, Inc., Miles City, MT	\$338,729.00	
DRM, Inc., Gillette, WY	\$357,691.70	

Paul Reed Construction & Supply, Inc., Gering, NE	\$349,184.33
Plus 5% for Comparison	\$366,643.55
Simon Contractors and Subsidiaries, Cheyenne, WY	\$375,083.20

It was recommended by Mr. Fredrick, moved by Commissioner Ertman, seconded by Commissioner McCormack, and carried that **Caylor & Genz Earthmovers, Inc., Torrington, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder.

COMMISSION DISTRICTS 1, 2, 3, 5 and 7

Cactus Covello - Chairman
K. John Dooley - Commissioner
Jim Latta - Vice Chairman
Bruce McCormack - Commissioner
Clair Anderson - Commissioner

Federal projects ITS-B119090 and SCP-SL12-P142049 combined, involving the installation of ITS devices and miscellaneous work at various locations in Transportation Districts 1, 3 and 5 statewide. Completion date – October 31, 2012

Engineer’s Estimate	\$2,552,801.00
Custom Lighting Services, LLC d/b/a Black and McDonald	
and Subsidiaries, Sandy, UT	\$2,357,295.00 -7.7%
Modern Electric Co., and Subsidiary, Casper, WY	\$2,641,541.00

It was recommended by Mr. Fredrick, moved by Commissioner McCormack, seconded by Commissioner Anderson, and carried that **Custom Lighting Services, LLC d/b/a Black and McDonald and Subsidiaries, Sandy, 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 2
K. John Dooley - Commissioner

Federal projects STP-6598143 and ARSCT-6598A02 combined, involving grading, draining, milling plant mix, removal and replacement of sidewalk, curb and gutter, placing crushed base and bituminous pavement surfacing, plant mix wearing course, concrete pavement, installation of water systems, and electrical and miscellaneous work, at the intersection of 30th Street and Grand Avenue in Laramie, at RM 330.48, in Albany County. Completion date – June 15, 2012

Engineer's Estimate	\$1,438,397.25	
Simon Contractors and Subsidiaries, Cheyenne, WY	\$1,146,217.15	-20.3%
Reiman Corp. and Subsidiary, Cheyenne, WY	\$1,229,522.25	
S & S Builders, LLC., Gillette, WY	\$1,285,299.25	
LaForge and Budd Construction Company, Inc., Parson, KS	\$1,835,592.50	
Knife River, Cheyenne, WY	\$1,872,907.85	

It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner McCormack, 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.

Federal projects IM-SR-B121020 and STP-SR-B121090 combined, involving bridge rehabilitations and miscellaneous work at various locations in Transportation District 1 in Albany and Carbon counties. Completion date – October 31, 2012

Engineer's Estimate	\$1,784,280.20	
Reiman Corp. and Subsidiary, Cheyenne, WY	\$1,724,422.65	-3.4%
S & S Builders, LLC., Gillette, WY	\$1,733,496.33	
Structures, Inc. and Affiliate, Englewood, CO	\$1,995,931.50	
Simon Contractors and Subsidiaries, Cheyenne, WY	\$2,451,687.20	

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Commissioner McCormack, and carried that **Reiman Corp. and Subsidiary, 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 DISTRICT 3
Jim Latta - Vice Chairman

Federal project IM-I801174, involving grading, draining, placing crushed base and bituminous pavement surfacing, concrete pavement, wetland construction, and installing a scale house and weigh scales, and electrical and miscellaneous work on 2.23 miles along I-80, between Evanston and Green River and at the Fort Bridger interchange in Uinta County. Completion date – June 30, 2013

Engineer's Estimate	\$7,493,099.25	
H-K Contractors, Inc., Idaho Falls, ID	\$6,257,730.05	-16.5%
LeGrand Johnson Construction Co., Logan, UT	\$6,430,194.91	
JWright Companies, Inc., Evanston, WY	\$6,789,000.00	
Oftedal Construction, Inc., Miles City, MT	\$6,961,197.40	
McMurry Ready-Mix Co., Casper, WY	\$7,159,073.90	
Mountain Construction Company, Lovell, WY	\$7,319,614.50	
LaForge and Budd Construction Company, Inc., Parson, KS	\$7,333,000.00	

It was recommended by Mr. Fredrick, moved by Vice Chairman Latta, seconded by Commissioner Ertman, and carried that **H-K Contractors, Inc., Idaho Falls, Idaho**, 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 NH-N104085, involving the installation of snow structures and miscellaneous work along US 26/89 south of Jackson, at RM 151.00, in Teton County. Completion date – June 30, 2013

Engineer's Estimate	\$2,198,550.00	
AIS Construction Company, Carpinteria, CA	\$2,298,900.00	+4.6%
Wilson Bros. Construction, Inc., Cowley, WY	\$2,873,700.00	
Ralph L. Wadsworth Construction Company, LLC., Draper, UT	\$3,813,260.00	

It was recommended by Mr. Fredrick, moved by Vice Chairman Latta, seconded by Commissioner Ertman, and carried that **AIS Construction Company, Carpinteria, California**, 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
Milt Coulter - Commissioner

Federal project STP-1709012, involving grading, removal and replacement of right-of-way fence and miscellaneous work, beginning at RM 0.028 on WYO 343, in Sheridan County. Completion date – September 30, 2012

Engineer's Estimate	\$187,908.75	
4M Welding & Construction, Inc., Carpenter, WY	\$162,523.75	-13.5%
Fencetrak, Inc., Big Piney, WY	\$166,037.10	
Waterford Corporation, Fort Collins, CO	\$171,877.50	
American Contracting, LLC., Cheyenne, WY	\$173,710.25	
Wishbone Fencing Company, Aladdin, WY	\$187,285.01	

It was recommended by Mr. Fredrick, moved by Commissioner McCormack, seconded by Commissioner Ertman, and carried that **4M Welding & Construction, Inc., Carpenter, 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 4 and 6
Milt Coulter - Commissioner
Ted Ertman - Commissioner

State project CMP-SR-SL12-B104024, involving bridge rehabilitation and miscellaneous work at two locations in Transportation District 4, in Crook and Sheridan counties. Completion date – September 30, 2012

Engineer's Estimate	\$468,679.10	
S & S Builders, LLC., Gillette, WY	\$390,873.65	-16.6%
Reiman Corp. and Subsidiary, Cheyenne, WY	\$619,096.00	
Simon Contractors and Subsidiaries, Cheyenne, WY	\$817,328.10	

It was recommended by Mr. Fredrick, moved by Commissioner Ertman, seconded by Commissioner Anderson, 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.

COMMISSION DISTRICT 5
Bruce McCormack - Commissioner

State project SCP-SL12-1506002, involving removal and replacement of right-of-way fence and miscellaneous work, beginning at RM 13.82 on WYO 295, in Park County. Completion date – August 31, 2012

Engineer's Estimate	\$413,875.00	
Fencetrak, Inc., Big Piney, WY	\$375,624.32	-9.2%
Plus 5% for Comparison	\$394,405.54	
American Contracting, LLC., Cheyenne, WY	\$395,465.00	
K's Construction, Inc., Otto, WY	\$408,510.00	
EHC, L.L.C., Deaver, WY	\$415,571.00	
Wilson Bros. Construction, Inc., Cowley, WY	\$565,748.00	
Plus 5% for Comparison	\$594,035.40	

It was recommended by Mr. Fredrick, moved by Commissioner McCormack, seconded by Commissioner Dooley, and carried that **Fencetrak, Inc., Big Piney, Wyoming**, having prequalified

in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder.

COMMISSION DISTRICTS 5 and 7
Bruce McCormack - Commissioner
Clair Anderson - Commissioner

Federal projects NH-PM-B125009 and STP-PM-B115007 combined, involving milling, maintenance patching and miscellaneous work at various locations in Transportation District 5, in Big Horn, Fremont, Hot Springs, Park and Washakie counties. Completion date – September 30, 2012

Engineer’s Estimate	\$2,798,565.00	
Mountain Construction Company, Lovell, WY	\$2,626,612.12	-6.1%
Century Companies, Inc. and Affiliates, Lewistown, MT	\$2,854,650.00	
McMurry Ready-Mix Co., Casper, WY	\$3,024,114.50	

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Commissioner McCormack, 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.

COMMISSION DISTRICT 7
Clair Anderson - Commissioner

Federal projects BROS-CN10099 and HSIP-CN10100 combined, involving new bridge construction, including grading, draining, placing crushed base and bituminous pavement surfacing, and structure and other miscellaneous work on the Mortimore Lane Bridge (County Road 20), beginning at RM 2.25 in the town of Lander, in Fremont County. Completion date – November 30, 2012

Engineer’s Estimate	\$ 943,507.50	
Cannon Builders, Inc., Blackfoot, ID	\$1,045,227.75	+10.8%
Western Wyoming Construction Co., Lander, WY	\$1,074,571.00	
TCA, LLC., Bozeman, MT	\$1,090,460.50	
Patrick Construction, Inc., Lander, WY	\$1,092,752.38	
S & S Builders, LLC., Gillette, WY	\$1,167,455.40	
Reiman Corp. and Subsidiary, Cheyenne, WY	\$1,168,600.45	
COP Wyoming LLC., Sheridan, WY	\$1,335,268.00	

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Commissioner Dooley, and carried that **Cannon Builders, Inc., Blackfoot, Idaho**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of

Wyoming, be awarded the contract as low bidder, contingent upon concurrence from Fremont County. The Federal Highway Administration concurred with this decision.

State project CMP-GM-SL12-B115025, involving grading, flattening of slopes, placing of structural plate pipe-arch and miscellaneous work on US 287, beginning at RM 28.12, in Fremont County. Completion date – September 30, 2012

Engineer's Estimate	\$365,670.62	
Patrick Construction, Inc., Lander, WY	\$399,765.75	+9.3%
High Country Construction, Inc., Lander, WY	\$480,196.02	
Oftedal Construction, Inc., Miles City, MT	\$487,243.26	
71 Construction, Casper, WY	\$519,671.00	

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Commissioner McCormack, and carried that **Patrick Construction, Inc., Lander, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder.

7. It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner McCormack, and carried to approve the following project authorizations:

COMMISSION DISTRICT 7

Rural Local

ARSCT 0.00 CN10A02; Fremont County; Slingerland Driveway, Mortimore Lane bridge; driveway approach; FY 2012; request construction engineering and construction funds of \$37,400; to be reimbursed by Fremont County

Rural Major Collector

ACSTP-CR 0.00 CN10093; Fremont County; 17 Mile Road, West Section; TIGER III Grant; reconstruction; request move from FY 2017 to FY 2012; request federal construction engineering and construction funds of \$18,573,548

COMMISSION DISTRICT M (Miscellaneous)

Various

SSBY 0.00 WY11003; Sheridan, Johnson, Big Horn and Washakie counties; Big Horn Scenic Byways; Cloud Peak Skyway, Big Horn Scenic Byway, Medicine Wheel Passage; corridor management plans; FY 2012; request federal funds of \$146,600

8. Lieutenant Colonel Butler presented the Highway Patrol report.

Lieutenant Colonel Butler advised that the official 2011 fatality count was 135, as one person died after the December report was finalized for presentation before the Commission.

The Fatal Crash Summary through January 31, 2012, includes seven fatal crashes involving seven deaths. The fatalities include five rollover crashes and two multi-car crashes. Of the seven crashes that occurred so far this year, two involved commercial vehicles.

There have been no crashes so far this year that were deemed alcohol related.

Of the seven deaths that have occurred, five can be attributed to not using occupant restraints, and all of them were rollover crashes. Of the five deaths that occurred from not using occupant restraints, four were Wyoming residents and one was a non-resident. All of those who perished were over 21 years of age.

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary reflects activity through December 31, 2011. The 2011 summary depicts 6,154 crashes statewide, of which 5,060 involved non-commercial vehicles and 1,094 involved commercial vehicles.

Patrol Field Arrest Activity: Field arrest activity indicates that the majority of arrests made as of January 31, 2012, have been DUI related. There have been 126 field arrests made so far this year, including:

- DUI arrests from crashes – 11
- DUI arrests from traffic stops – 51
- DUI arrests from the REDDI Program – 5
- DUI arrests from ports-of-entry – 0
- NCIC hits (person) – 5
- Wyoming warrants hits – 25
- Drug arrests – 13
- Miscellaneous arrests – 16

Legislative Update: The Wyoming Highway Patrol is teaming up with the Wyoming Game and Fish, the Department of Agriculture, and the Wyoming State Parks and Cultural Resources to develop a plan for inspecting boats and other recreational water craft that are entering Wyoming's waterways for an invasive species of mussels. SF0071, Aquatic Invasive Species, was introduced in the Legislature, which provides for mandatory inspections of water craft entering the state, and the establishment of check stations at Highway Patrol-operated ports-of-entry and other law enforcement pullout locations. The Department is watching the bill closely as manpower coverage will be the primary concern for the Patrol if tasked with performing inspections.

HB0021, Exceeding Speed Limit While Passing, would authorize drivers to exceed posted speed limits in order to pass vehicles traveling under the posted speed limit. Lieutenant Colonel Butler expressed concern about the safety liability that is associated with this bill, as well as enforcement issues.

SF0104, Front License Plates, proposes that a front license plate need not be displayed under specified circumstances and establishes a fee for the sticker that is proposed to be used in its place.

HB0048, Eighty-Mile-Per-Hour Speed Limit, if passed, this bill will establish a maximum speed limit declarable by state authorities, modify and clarify the state superintendent's ability to designate higher speed limits, and amend the identification of speeding violations that are kept in state records. Safety is the primary concern of this bill, amongst other concerns.

Lieutenant Colonel Butler reported that a suicide by vehicle recently occurred south of Pinedale.

Commercial vehicle crashes also rose significantly in 2011. The Highway Patrol is investigating the reasons for the increase.

9. Mr. Byrne presented the Aeronautics report, including the January 2012 Aeronautics Flight Operations Passenger Summary Report.

10. Mr. Loftin presented the Support Services report.

Mr. Loftin reported that the House Transportation, Highways and Military Affairs Committee (JTC) will take HB0117, which would repeal Wyoming's participation in the Real ID Act, if passed. Such action would have a significant affect on WYDOT, its resources, and Wyoming citizens. Mr. Loftin suggested to JTC Chairman Lorraine Quarberg, the bill sponsor, that since the Act has already been implemented, an opt-out option would be better for those who do not wish to participate. WYDOT staff plans to create a white paper with bullet points to inform legislators of the huge impact of a repeal.

Mr. Loftin advised that WYDOT has issued over 89,000 Real ID cards and over 4,000 ID cards since June 2011. If the bill passes, the Department will likely have to reissue those cards for free because the expiration dates on existing cards will no longer be valid.

11. Mr. Shultz presented the Operations report.

It was recommended by Mr. Shultz, moved by Commissioner Dooley, seconded by Commissioner Ertman, and carried to approve purchase for bid number 12-087 to furnish 2,503 each, LED lenses for delivery in Cheyenne and Casper. The bid was awarded to Dialight Corporation, of Farmingdale, New Jersey, for the sum of \$61,332.12.

It was recommended by Mr. Shultz, moved by Commissioner Anderson, seconded by Commissioner McCormack, and carried to approve purchase for bid number 12-096 to furnish cable rail repair and associated work, statewide. The bid was awarded to Welford Industries, of Cheyenne, Wyoming, for the sum of \$218,605.40.

It was recommended by Mr. Shultz, moved by Commissioner Ertman, seconded by Commissioner McCormack, and carried to approve purchase for bid number 12-099 to furnish one each, new, current model track tractor with variable pitch and angle tilt dozer for delivery in Casper. The bid was awarded to Honnen Equipment, of Mills, Wyoming, for the sum of \$231,449.00.

It was recommended by Mr. Shultz, moved by Commissioner McCormack, seconded by Commissioner Dooley, and carried to approve purchase for bid number 12-100 to furnish five each, new, current model, all-wheel-drive tractors, for delivery in Cheyenne, Casper, Evanston, Sheridan, and Basin; and to furnish five each, new, current model front-end loader attachments for delivery at the dealership. The bid was awarded to Cheyenne Kubota, Inc., of Cheyenne, Wyoming, for the sum of \$244,000.00.

It was recommended by Mr. Shultz, moved by Commissioner Anderson, seconded by Commissioner Coulter, and carried to approve purchase for bid number 12-101 to furnish three each, new, current model forklifts for delivery in Gillette, Thermopolis, and Basin. The bid was awarded to Titan Machinery, Inc., of Cheyenne, Wyoming, for the sum of \$148,994.58.

It was recommended by Mr. Shultz, moved by Commissioner Dooley, seconded by Commissioner Coulter, and carried to approve purchase for bid number 12-102 to furnish one each, new, current model asphalt paving machine for delivery in Laramie. The bid was awarded to Honnen Equipment, of Mills, Wyoming, for the sum of \$319,564.00.

It was recommended by Mr. Shultz, moved by Commissioner Anderson, seconded by Commissioner Ertman, and carried to approve purchase for bid number 12-103 to furnish four each, new, current model, trailer-mounted 185 CFM air compressors for delivery in Rock Springs, Buffalo, Newcastle, and Sundance. The bid was awarded to Hasco Industrial Supply, of Worland, Wyoming, for the sum of \$51,006.92.

It was recommended by Mr. Shultz, moved by Commissioner Ertman, seconded by Commissioner McCormack, and carried to approve purchase for Requisition Number 0000024622 to furnish four each, double wall liquid de-icer tanks for use in Highway District 4. The contract was awarded to Varitech Industries, Inc., Alexandria, Minnesota, for the sum of \$73,000.00.

It was recommended by Mr. Shultz, moved by Commissioner Ertman, seconded by Commissioner Coulter, and carried to approve purchase for Requisition Number 0000025491 to furnish digital license plate materials, on an open-end contract basis, through September 30, 2012. The contract was awarded to 3M Corporation, of Saint Paul, Minnesota, for the sum of \$347,000.00.

12. Casper West Belt Loop Update: Mr. Moench advised that he has received the January 27, 2012, Order Following Motion Hearing from District Court Judge Thomas Sullins. The motion allows WYDOT right of possession to the property owned by Dr. and Mrs. Schlidt of Casper that is necessary to construct the Casper West Belt Loop expansion project. The project is scheduled for a March 2012 letting.

Mr. Moench noted that Representative Bob Nicholas has sponsored HB0115, Eminent Domain, in the 2012 State Legislature. The bill clarifies burden of proof, adds additional provisions for litigation expenses, and clarifies comparable sales for determination of fair market value when imposing eminent domain on highway projects. If the bill passes, it would further encourage landowners to challenge the exercise of eminent domain, which could delay projects. Mr. Moench estimated that the effect would thrust more cases upon the Attorney General's (AG) legal staff. Mr. Moench also estimated that the bill requirements could potentially require at least one more attorney and another half-time paralegal to the AG's staff to handle the increased case load.

13. It was moved by Vice Chairman Latta, seconded by Commissioner Dooley, and carried to adjourn the meeting. Chairman Covello adjourned the meeting at 10:30 a.m., on Thursday, February 16, 2012.