

## **TRANSPORTATION COMMISSION OF WYOMING**

The Transportation Commission of Wyoming met in the Conference Room of the Wyoming Department of Transportation District Office, 3411 South 3<sup>rd</sup> Street, in Laramie, on December 11, 2014. The meeting was convened at 1:45 p.m. by Chairman McCormack. The following members were present constituting a quorum:

Bruce McCormack, Chairman, Cody  
Clair Anderson, Vice Chairman, Riverton  
Ted Ertman, Commissioner, Newcastle  
Milt Coulter, Commissioner, Gillette  
K. John Dooley, Commissioner, Laramie  
Bob Ruwart, Commissioner, Wheatland  
Todd Seeton, Commissioner, Jackson  
John Cox, Director  
Sandra J. Scott, Commission Secretary

Also present at and participating in the meeting was: 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; Colonel John Butler, Highway Patrol Administrator; Dennis Byrne, Aeronautics Administrator; Mike Kahler, Senior Assistant Attorney General; Rodney Freier, Budget Officer; Doug McGee, Public Affairs Manager; and Joe Dailey, Division Administrator, Federal Highway Administration.

Others present: Kristin Burkart, Internal Review Services Manager; Pam Fredrick, Senior Auditor, Internal Review Services; Pat Persson, District Engineer, Laramie; Lowell Fleenor, District Engineer, Casper; Shelby Carlson, District Engineer, Basin; Tom DeHoff, District Construction Engineer, Laramie; Scott Taylor, District Construction Engineer, Sheridan; and Rick Smith, of Honnen Equipment.

1. Pledge of Allegiance: Chairman McCormack led the attendees in the Pledge of Allegiance.
2. Approval of Minutes: It was recommended by Secretary Scott, moved by Commissioner Dooley, seconded by Commissioner Ruwart, and carried to approve the minutes from the November, 12, 2014, regular business meeting.
3. Correspondence: Secretary Scott presented a letter from the Board of Laramie County Commissioners, wherein the board thanked the Transportation Commission for its consideration and approval of their request for Commission Road Improvement Funding (CRIP) for the Albin to LaGrange Road (County Road 162) at its November 12, 2014, business meeting.
4. Director Cox presented the Director's report.

Joint Appropriations Committee (JAC) Meeting: WYDOT staff is scheduled to meet with the Joint Appropriations Committee on Monday, December 15, 2014, to review its FY 2015 supplemental budget request.

The Department has requested \$420,000 in supplemental funding for WyoLink to purchase new equipment and a software upgrade. Different brands of hand-held radios and vehicle radios used today function with the existing Motorola system, but all of the consoles currently being used are proprietary to Motorola. The purchase, if approved, will allow non-Motorola consoles to be connected to the existing system and converse with it.

Governor Mead has recommended that \$21.2 million be included in WYDOT's supplemental budget for additional passing lanes at various locations statewide. WYO 59 from Douglas to Gillette, and US 20/26 between Casper and Shoshoni, will be the priority, if the funding is approved by the legislature.

State aircraft usage will also likely be a discussion topic because of the publication of a recent study that was conducted by The VanAllen Group, the *WYDOT Aviation Operational Services Study Report*.

Director Cox welcomed the commissioners to attend the upcoming JAC meeting, if possible.

American Association of State Highway and Transportation Officials (AASHTO) Presidency:  
Director Cox was selected to serve as the 2015 AASHTO president at the recent AASHTO Annual Meeting in Charlotte, North Carolina. The position will require considerable time and will involve more travel than usual for Director Cox, but it should not conflict with the Commission meetings in the coming year.

5. Internal Review Services (IR) 2014 Work Plan: Ms. Burkart presented the 2015 IR Work Plan.

The IR Program developed and prioritized its work plan to include annual projects, FY 2015 projects identified in risk assessment, and administrative projects. A new focus will be added to the work plan this year, 2 CFR 200, implementing and training, which is a new federal requirement for cost principles, administrative requirements and auditing requirements.

Annual projects include:

- OMB Circular A-133 Audit (compliance section)
- Sub-recipient monitoring
- Sub-recipient internal control questionnaire update
- Consultant audits
- Rate audits/reviews (ICAP, payroll, equipment, state aircraft usage, and striping rates)
- Process mapping
- Wyoming Transportation Department Employees' Association Employee Relief Fund
- Implementation and training on 2 CFR 200

FY 2014 projects identified in risk assessment:

- Purchase order process audit
- Local airport and local public agency (LPA) audits
- Highway safety audit
- Fuel tax audit
- Telecommunication WyoLink assistance/review

- Aeronautics internal process review
- Driver Services application audit
- Various external Highway Safety reviews
- Road and bridge material technician certification review
- Motorcycle safety audit
- Cash drawer audits for Ports-of-Entry, Drivers' License, Shops, Motor Vehicles Services, Highway Safety, and Financial Services
- Logo sign analysis

Administrative projects within IR include:

- Balanced score card
- Participation in AASHTO and WASHTO meetings and subcommittees
- Continuing professional education
- Updating the Internal Review Manual
- Provide training to local public agencies and local airports, and at the New Supervisor Orientations

Ms. Burkart noted that the above priorities may change throughout the year, depending on need.

6. Mr. Freier presented the Budget report.

The November 2014 budget report revealed that the Commission budget is 15 percent expended, and the Legislative budget is 17 percent expended, which is within budget tolerances.

Mr. Freier noted that the Department has expended \$3,087,711 for snow maintenance as of November 30, 2014, which is considerably less than at this time last year.

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

Annual State-of-the-Districts Reports: Mr. McOmie asked the district engineers to provide their 2014 state-of-the-district report for each of the districts.

District 3: Mr. McOmie presented the District 3 state-of-the-district report.

In the summer of 2014, a weigh-in-motion system was installed on the Wyoming/Idaho state line to detect and notify overweight trucks when traveling over Teton Pass. The Wyoming Highway Patrol has provided law enforcement efforts in the area to improve safety. Two truck arrester systems are being designed for installation on the east side of Teton Pass in the future.

District 3 continues to work with the Highway Safety Program to investigate and address high-impact crash areas throughout the district. The efforts are being orchestrated in accordance with the Highway Safety Management System and the new WYDOT Design Guide.

A tracking system has been developed to track responses to public inquiries to ensure they are addressed promptly, and to document how an issue was resolved.

Every supervisor in District 3 was required to attend leadership focus training in 2014. According to Mr. McOmie, the training is paying off, as it has helped to resolve employee/supervisory issues throughout the district.

District 3 has experienced a significant turnover rate in 2014, most of which were a result of retirements. Foreman positions in Afton, Pinedale, and Granger were filled by well-qualified employees from within the district. The district construction crews are down only one position because of a retirement in Evanston. Maintenance crews are down five positions, with vacancies in Cokeville, Rock Springs, Patrick Draw, and Wamsutter. The Rock Springs shop is also down one position.

The district's construction, maintenance, and traffic divisions received the 2013 Directors' Award for Excellence in Safety. The district final office finalized 29 projects totaling \$57.7 million in 2014.

Efforts were made to education district employees about reducing vehicle idle time to save fuel. The district continues to work with the State Equipment Program to develop a long-term strategic plan to evaluate what equipment is mission-critical, and to determine an appropriate number and types of vehicles that are necessary for the mission and staffing levels.

District 1: Mr. Persson presented the District 1 state-of-the-district report.

District 1 experienced 34 employee turnovers in 2014. Three of those positions were key supervisory positions, and 26 of them were from the district's maintenance division, or about 25 percent of the district's entire maintenance force.

About \$68 million was spent on highway construction in 2014, and the district stayed within 5 percent of its State Transportation Improvement Program (STIP) budget. About 40 to 45 percent of the district's overall construction budget is expended on the Interstate routes, and the majority of that is spent on I-80.

WYDOT's Planning Program is working with the FHWA to develop a statewide freight plan. One of the key focuses will be the I-25 and I-80 interchange, located in Cheyenne. Conceptual plans were developed in 2008 to rebuild the interchange at a cost of \$220 million, but the cost today has significantly increased because of inflation.

One of the districts' premier projects in 2014 was the diverging interchange located south of Cheyenne. The Vandehi Interchange in north Cheyenne continues to work very well, and crash rates have been significantly reduced at that location.

Several railroad quiet zones were installed. The most recent was along West Lincolnway in Cheyenne. The quiet zones are working well and area businesses have been very receptive to the development of these projects.

Tree removal projects continue throughout the district, with 52 miles of tree removal complete, at a cost of \$727,000. About 18 miles of tree removal work remains to be completed.

Small wildlife crossings have been installed on WYO 789 between Baggs and Creston Junction. Two of the first crossings were very successful, and WYDOT is now working with the Wyoming Game and Fish Department to build a third and final crossing.

A wind energy project is underway with about 1,000, two mega-watt turbines to be built by the Choke Cherry and Sierra Madre Corporation south of Rawlins. The project is expected to bring about 250 to 700 jobs to the Rawlins area over the next five years. Industrial Siting Council permits are in place. WYDOT has met with the Choke Cherry and Sierra Madre Corporation to determine what roads will be impacted by the project. Road use agreements will be developed in the near future so that WYDOT isn't solely responsible for maintaining the heavily-traveled roadways.

The Niobrara Oil Play is also expected to significantly impact southeastern Wyoming. Water is being bought up by the oil companies, which has subsequently driven water prices higher for WYDOT projects. In some cases, water is scarce for WYDOT's projects. A significant number of delineator posts have been damaged in the area, and Mr. Persson plans to propose a project to install bendable delineator posts to replace the existing posts and delineator buttons to offset the expense of future replacements and the manpower to set the posts. Road use agreements will also be pursued with oil companies involved in the Niobrara Oil Play to mitigate future road repairs.

The district has worked extensively with the WYDOT Utilities Section to establish agreements for the installation of fiber optic cables to be installed along the interstate rights-of-way. So far, fiber optic cable has been installed I-25 from the Colorado/Wyoming state line northbound into Platte County, and along I-80 from the National Corporation for Atmospheric Research (NCAR) Supercomputing Center, developed by Microsoft Corporation, and the North Range Business Park near Cheyenne to the Burns area. Fiber optic cable is also being installed from the Rawlins area to the Wamsutter area.

The Grand Avenue project in Laramie was completed in 2014. The district worked with the City of Laramie and the University of Wyoming to fund the \$4.5 million project that reconstructed about six blocks of Grand Avenue.

WYDOT is in the process of changing all of its roadway lighting to LED lights statewide. The project will provide a significant savings in energy usage. It will also prolong the life of the lights, which will save manpower to change the bulbs.

District 2: Mr. Fleenor presented the District 2 state-of-the-district report.

District 2 maintenance forces produced about 11,000 tons of plant mix internally, and about 20,500 tons of hot mix was purchased from commercial sources for use on District 2 roads in 2014. Approximately 50 miles of roadway was chip sealed in the last year, primarily on secondary highways that are not eligible for federal funding. Liquid salt-brine was used for snow maintenance, and salt-brine facilities are fully operational at Casper, Midwest, Douglas, Wheatland, Chugwater, and Torrington. Additional locations are being reviewed for increased salt-brine storage capacity and some possible new locations district-wide. Salt-sand storage

facilities are now under contract at Shirley Rim and Casper, and future storage facilities are planned at Nimmo Road, Lusk, Cheyenne River north of Douglas, and Glenrock.

Two new tow plow units were purchased in 2014, and they are being used in the Casper area. The district plans to utilize the tow plows on WYO 59 north of Douglas in the future. Eventually, the district hopes to have one tow plow at each of the I-25 maintenance stations.

Five 8-yard trucks and one 4-yard truck were replaced in 2014. Other equipment purchases include a new 3,000-gallon distributor for chip-seal and lay down operations, a vibratory roller, a new transport for hauling the paver and larger equipment, and the tow-plows.

About \$72 million in construction projects were let in 2014. Some of the more notable jobs include Hightower Road, I-25 from Wheatland to Glendo, Phase 1 of the Casper West Belt Loop, the CY and Poplar Avenue intersection in Casper, Casper Mountain and Wyoming Boulevard intersection in Casper, the Shoshoni Bypass, Richards Street in Douglas near the new WYDOT shop, the U.S. Highway 85 realignment in Torrington, and the annual chip-seal/crack-seal patching project.

One of the district's biggest challenges in the past year has been the increased energy industry traffic north of Douglas and in the Casper area. The Monita Divide gas development project west of Casper will also pose a significant impact if it comes to fruition.

The district currently has 17 open positions, two of which are in traffic, one in construction, and 14 in maintenance. Three of the maintenance vacancies are in the Douglas area, and no active applications have been received for those vacancies. The district has worked on 49 recruitments throughout the year, of which four were for construction, six were for equipment, three were for traffic, and 36 were for the maintenance positions.

District 4: Mr. Taylor presented the District 4 state-of-the-district report.

District 4 experienced an extraordinary year of snowfall and wet conditions in the spring, which triggered three new landslides. Two of the slides occurred on I-90 between Sheridan and Buffalo, and the third slide occurred east of Sheridan on US 14. Work on the Martin Slide, east of Hulett on WYO 24, was delayed because of the wet spring, but the work was completed in the fall of 2014.

Twenty-one projects were let at a cost of \$69.5 million. Eighteen of those projects were federally funded at a cost of \$45.7 million, three were stated funded at a cost of \$23.8 million, and three \$0.10 fuel tax projects were let at a cost of \$13.4 million. The largest project was on US 14/16 between Ucross and Gillette at a cost of \$11.9 million. The Ucross to Gillette project was originally planned for two years, but it was completed in only one year. A cable-median-barrier project was done on I-90, and a runaway truck ramp upgrade was completed on US 16 west of Buffalo.

A major snow event brought 4 to 5 feet of snow to the northeast corner of the state. Sundance and Newcastle maintenance crews joined forces with the South Dakota Department of

Transportation to clear the snow and to reestablish mobility on I-90 about 36 hours sooner than anticipated. The districts overall snow removal budget was overrun by 57 percent because of an extraordinary snowfall in FY 2014.

Districts 1, 2, and 4 shared a WYDOT hot plant for the first time, which reduced costs by about \$160,000, as opposed to purchasing material from sole-source suppliers in the Sheridan and Johnson County areas.

The district's traffic program continued to develop its asset management plan, in accordance with MAP-21, and kept its focus on expenditures with the greatest need according to the cost benefit analysis. The traffic program overran its budget by 1.08 percent. A new rural striping machine was purchased and is being put to good use.

Mechanic personnel kept very busy with major and minor repairs because of the harsh winter. Mechanics attended various training throughout the year. Mr. Tim Winslow was hired as the new district equipment supervisor following the retirement of Vance Pruss.

District 4 also experienced some difficulty retaining personnel, primarily because of salaries and benefits offered elsewhere. Different alternatives for advertising open positions are being pursued through Craig's List, Work Force Centers, high schools, and colleges. The district submitted 56 appeals to fill positions in 2014 compared to 36 the previous year. There are currently 19 open positions remaining in the district.

Supervisors continue to the necessary Performance Management Initiative (PMI) documents for employees. The process is very time consuming, and deadlines tend to fall during the busy construction season, making it very challenging to accomplish the PMI milestones on time.

District 5: Ms. Carlson presented the District 5 state-of-the-district report.

The 2014 Environmental Protection Agency ruling, which deemed specific external boundaries for the Wind River Reservation (WRR), is beginning to create some tension for WYDOT in the Riverton area. WYDOT has a good working relationship with the WRR and utilizes the external boundaries of the WRR for the purposes of applying TERO to highway contracts and for consideration of Tribal Employment Preference. In late 2014 the Northern Arapaho Tribe withdrew from the Joint Business Council (JBC) which dissolved the JBC. Currently John Smith with the Tribal Transportation Office, signs the WYDOT/Tribal cooperative agreements and we do not anticipate the change in the JBC to affect this process.

Some adjustments were necessary with regards to the use of Contractor Furnished Pits on the Diversion Dam project to accomplish the work within the WRR boundaries. The contractor had planned to use a tribal pit based initial positive feedback during the bidding process, and then the JBC denied the use of the pit. This left the contractor scrambling to find an aggregate source for the project which had the potential to cost significantly more for pit development and haul than the contractor had included in the bid.

District 5 traffic and maintenance forces assisted with chip sealing the 17 Mile Road. The week-long effort was training for the Tribal Transportation crews on all aspects of chip sealing a roadway. The district is actively working on relinquishing the 17 Mile Road to the WRR in the spring of 2015. District striping personnel also spent some time working with the Tribal Transportation office refreshing their knowledge and skills in operating the striping machine that they purchased from WYDOT.

Ms. Carlson shared copies of the upcoming highway safety billboard campaign with the Commission.

District 5 had eight retirements in the past year. Six of those positions are at the supervisory level. There are currently five vacancies within the district, two in construction, one in maintenance, one mechanic, and one traffic. Recruiting entry level engineers continues to be difficult. There are currently seven dual-role employees who are filling in to meet the demands in the off-season.

Eighteen construction projects were underway in 2014 totaling \$57.6 million. Some of the more notable projects that were accomplished or are underway are the completion of the Cody to Powell corridor, Ten Sleep West, Diversion Dam, a Lovell main street and utility project, and the South Federal Boulevard project in Riverton.

The Northern Arapaho Tribe has begun a project at the Big Wind River Casino south of town to add meeting space, a food court, and a warehouse. The next phase of work will include additional gaming and casino space, and more meeting rooms. Phase 3 is expected to add a convention center to accommodate 1,200, office space, and a small kitchen. The new facility is expected to house over 2,200 more people than the casino does today. The long-range plan is to add a 90-room hotel, and to expand the Beaver Creek Development by adding 12 new duplexes, 51 more homes, a 100-child, 24/7 day care facility, a new convenience store, and a juvenile detention center across the highway. Ms. Carlson advised that the Department will monitor the progress of these plans, but noted that pedestrians will be a much greater concern in the area. WYDOT may have to consider installing traffic signals, and building a pedestrian bridge or walking path at that location in the future. The Department's plan to widen the roadway to five lanes in the area of the casino will be essential to accommodate the increased area traffic.

The Togwotee Pass project was awarded two prestigious awards in 2014. One award was given by AASHTO for the best use of innovation for a medium project, and Oftedal Construction given the Alliant Build America award from the Associated General Contractors of America for its work on the project.

Forty-three projects were finalized in 2014 for a total cost of \$75 million.

The maintenance crews worked diligently on significant ice jam problems that occurred in March 2014. The ice event necessitated closing some structures to traffic, as large chunks of ice hammered against the bridge piers. Bridge inspections were conducted after the storm event to ensure the bridges were safe for the traveling public and did not need repair.



8. Mr. Fredrick presented the following bid from the letting held December 10, 2014, in Laramie. Messrs. Justin Miller, of JM Concrete, and Doug Jensen, Contracts and Estimates Supervisor, joined the meeting by phone.

Mr. Fredrick explained that federal project STP-BR-2000054, Wilson to the Idaho state line, was let last month, but no bids were received. One bid was received from Triple A Building Service, Inc., at the bid letting for this project when it was let again on December 10, 2014. The proposal from Triple A was deemed irregular because the Disadvantaged Business Enterprise participation certification form was only partially printed and included in the contractor's bid documents.

A second bid was received from JM Concrete for the job, but that bid proposal was not delivered to the bid table at The Hilton Garden Inn and UW Conference Center in Laramie in time for the 9:30 a.m. bid opening. The bid invitation states, "The bidding and contract documents for the construction of projects listed herein will be received by mail or delivered to the Department of Transportation office at 3411 South 3<sup>rd</sup> Street, Laramie, Wyoming, 82070, or delivered on the morning of the letting at the Hilton Garden Inn and UW Conference Center, 2229 East Grand Avenue, Laramie, Wyoming, 82070." The invitation also states, "Sealed bids will be received until 9:30 a.m., December 10, 2014, immediately after which time the proposals will be publically opened and read at the Hilton Garden Inn and UW Conference Center in Laramie. The Department of Transportation places *the responsibility for delivery of the bids to the letting with the bidder* (emphasis added). Bidders may elect to have their bids delivered by any delivery service or may hand-carry their bids to the above street address. Any bids received at the letting after 9:30 a.m. on the above date will be returned to the bidders unopened." The Wyoming Department of Transportation reserves the right to reject any and all bids. Mr. Fredrick also noted that the WYDOT specifications state that, "However delivered, the bid opening official will stamp the bid with the time and date of receipt as indicated by the Department's designated official clock. The Department will only accept for consideration those bids received before the time and at the place advertised as the invitation for bids. Bids not meeting these criteria will be returned unopened."

The bid proposal from JM Concrete was not received at the bid table by 9:30 a.m. on the day of the letting.

Mr. Miller indicated that he chose to mail his bid to the Laramie district office address, and it was mailed in time for delivery on Tuesday, December 9, to allow enough time for delivery to the bid opening on Wednesday, December 10. Mr. Miller contacted a member of the Contracts and Estimates team on Monday, December 8, to inquire about the protocol for submitting the bid on time and when it had to arrive for WYDOT to carry the bid to the bid opening. The Contracts and Estimates representative indicated it needed to arrive at the Laramie district office by Tuesday, December 9, by noon. The bid was sent via United Parcel Service, and it arrived in Laramie at 9:42 a.m., on December 9, and the package was signed for by a WYDOT employee. According to Mr. Miller, WYDOT failed to deliver the bid to the hotel in accordance with the bid specifications, and he asked that the Commission consider opening and reading his bid for consideration in the award.

Mr. Fredrick then explained that his understanding was that WYDOT had requested that UPS hold the WYDOT deliveries on the morning of December 9 because the shop anticipated a part arriving that morning. The Department wanted to pick up the part to expedite the repair. Consequently, all deliveries, including the bid from JM Concrete, were held at the UPS site on December 9 as requested by WYDOT.

Mr. Miller indicated that he did not call to confirm that WYDOT had actually received the package, and that he relied upon the UPS tracking system to ensure that the Department would receive his bid proposal.

Mr. Kahler advised that since the bid was delivered in accordance with WYDOT's bid invitation, and that because WYDOT inadvertently interrupted the delivery, the Commission should consider opening the bid from JM Concrete.

It was moved by Commissioner Ertman, seconded by Commissioner Coulter, and carried to open and read the bid from JM Concrete, Inc., of Idaho Falls, Idaho.

Mr. Jensen opened and reviewed the bid for irregularities. The bids for consideration on the Fish Creek Bridge project are as follows.

**COMMISSION DISTRICT 3**  
**Todd Seeton - Commissioner**

Federal project STP-BR-2000054, involving bridge rehabilitation and miscellaneous work on 0.05 mile of WYO 22, beginning at RM 5.43, between Wilson and the Idaho state line, at the Fish Creek Bridge, in Teton County. Completion date: April 30, 2015

Engineer's Estimate	\$299,870.00
<b>JM Concrete, Inc., Idaho Falls, ID</b>	<b>\$157,505.00 -47.5%</b>
Triple A Building Service, Inc., Powell, WY	\$347,691.00
Irregular Proposal	

It was recommended by Mr. Fredrick, moved by Commissioner Ertman, seconded by Vice Chairman Anderson, and carried that JM Concrete, Inc., Idaho Falls, Idaho, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be conditionally awarded the contract to allow the bid proposal from JM Concrete to be thoroughly reviewed and that the executive staff be allowed to remove the condition once this has occurred. The Federal Highway Administration concurred with this decision.

Director Cox asked what would happen to the project if irregularities are ultimately found in the JM Concrete bid. Commissioner Ertman amended the above motion to award the project to the second low bidder, Triple A Building Service, Inc., of Powell, Wyoming, if irregularities are found in the low bid. Vice Chairman Anderson seconded the amendment, and the amendment unanimously passed.

Messrs. Miller and Jensen left the meeting.

9. Mr. Fredrick continued with the Engineering and Planning report by presenting the remainder of the bid tabulations from the letting held December 10, 2014, in Laramie.

**COMMISSION DISTRICT 1**  
**Bob Ruwart - Commissioner**

Federal project STP-1602017, involving grading, full depth reclamation, bituminous pavement surfacing, chip seal, and miscellaneous work on 18.99 miles of WYO 313, beginning at reference marker (RM) 100.00, between Chugwater and Hawk Springs (Chugwater East), in Goshen and Platte counties. Completion date: October 31, 2015

Engineer's Estimate	\$1,315,671.30
<b>Simon Contractors and its Subsidiaries, Cheyenne, WY</b>	<b>\$1,498,195.00 +13.9%</b>
Knife River, Casper, WY	\$1,499,663.50
McGarvin-Moberly Construction Company, Worland, WY	\$1,597,029.87

It was recommended by Mr. Fredrick, moved by Commissioner Ruwart, seconded by Commissioner Seeton, and carried that Simon Contractors and its 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 DISTRICT 2**  
**K. John Dooley - Commissioner**

State project SCP-TC-0103039, involving milling plant mix, warm plant mix, chip seal, and miscellaneous work on 14.28 miles of WYO 130, beginning at RM 33.72, at the Snowy Range Section, in Albany and Carbon counties. Completion date: August 31, 2015

Engineer's Estimate	\$4,249,198.50
<b>McGarvin-Moberly Construction Company, Worland, WY</b>	<b>\$3,734,011.27 -12.1%</b>
Simon Contractors and its Subsidiaries, Cheyenne, WY	\$4,505,126.65

It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner Ruwart, and carried that McGarvin-Moberly Construction Company, Worland, Wyoming, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder.

State project SCP-TC-P221050, involving grading, milling plant mix, bituminous pavement surfacing, chip seal, bridge rehabilitation, and miscellaneous work on 12.09 miles of WYO 130, beginning at RM 7.99, between Walcott Junction and Saratoga, in Carbon County. Completion date: October 31, 2015

Engineer's Estimate	\$3,988,751.25	
<b>Mountain Construction Company, Lovell, WY</b>	<b>\$3,686,851.37</b>	<b>-7.6%</b>
Simon Contractors and its Subsidiaries, Cheyenne, WY	\$3,893,872.50	
H-K Contractors, Inc., Idaho Falls, ID	\$3,917,777.00	
Plus 5% for Comparison	\$4,113,665.85	
McGarvin-Moberly Construction Company, Worland, WY	\$4,049,932.99	
Knife River, Casper, WY	\$4,799,892.63	

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

**COMMISSION DISTRICT 4**  
**Milt Coulter - Commissioner**

Federal project NHPPI-I902120, involving grading, draining, milling plant mix, placing base and bituminous pavement surfacing, plant mix wearing course, structure rehabilitation, removal and replacement of guardrail, signing, fencing, and miscellaneous work on 6.82 miles of I-90, beginning at RM 89.19, between Buffalo and Gillette (Powder River East), in Johnson County. Completion date: June 30, 2017

Engineer's Estimate	\$11,806,689.25	
<b>Simon Contractors and its Subsidiaries, Cheyenne, WY</b>	<b>\$13,198,701.00</b>	<b>+11.8%</b>
Riverside Contracting, Inc., Missoula, MT	\$14,849,883.50	
Border States Paving, Inc., Fargo, ND	\$16,335,849.00	

It was recommended by Mr. Fredrick, moved by Commissioner Coulter, seconded by Commissioner Ertman, and carried that Simon Contractors and its 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 project NHPPI-I901119, involving grading, draining, placing crusher run sub-base, removal and replacement of guardrail, installation of aggregate columns, and miscellaneous work at RM 30.88 (westbound lane) (Marshall Hill Slide), and at RM 34.30 (eastbound lane) (Meade Creek Slide), between Sheridan and Buffalo, in Sheridan County. Completion date: May 31, 2015

Engineer's Estimate	\$ 999,071.00	
<b>Wilson Bros. Construction, Inc., Cowley, WY</b>	<b>\$ 985,010.00</b>	<b>-1.4%</b>
Heavy Constructors, Inc., Rapid City, SD	\$1,204,262.06	
Oftedal Construction, Inc., Casper, WY	\$1,215,417.00	
DRM, Inc., Gillette, WY	\$1,277,821.45	

It was recommended by Mr. Fredrick, moved by Commissioner Coulter, seconded by Commissioner Ertman, 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 DISTRICT 6**  
**Ted Ertman - Commissioner**

State project DR42133, involving removal of concrete, placing crusher run sub-base, bridge concrete repair, and miscellaneous work at RM 195.00, between Sundance and the South Dakota state line, on the I-90 County Road Overpass, in Crook County. Completion date: February 28, 2015

Engineer's Estimate	\$138,427.00	
<b>S &amp; S Builders, LLC, Gillette, WY</b>	<b>\$145,852.50</b>	<b>+5.4%</b>
Reiman Corp. and Subsidiary, Cheyenne, WY	\$165,946.19	

It was recommended by Mr. Fredrick, moved by Commissioner Ertman, seconded by Commissioner Seeton, 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 7**  
**Clair Anderson - Vice Chairman**

Federal project NHPPI-I253113, involving grading, draining, milling plant mix, removal, replacement, and rehabilitation of structures, placing crushed base and bituminous pavement surfacing, plant mix wearing course, electrical, guardrail, fencing, and miscellaneous work on 4.40 miles of I-25, beginning at RM 149.89, between Douglas and Glenrock (Douglas West, northbound lane), in Converse County. Completion date: October 31, 2015

Engineer's Estimate	\$ 8,446,488.90	
<b>High Country Construction, Inc., Lander, WY</b>	<b>\$10,339,415.25</b>	<b>+22.4%</b>
Simon Contractors and its Subsidiaries, Cheyenne, WY	\$10,644,762.45	
Oftedal Construction, Inc., Casper, WY	\$10,801,615.90	

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Commissioner Dooley, and carried that High Country 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. The Federal Highway Administration concurred with this decision.

10. Mr. Fredrick presented the following bid tabulation from the informal letting held December 9, 2014, in Cheyenne.

Federal project NHPP-RA-N103109, involving removal and replacement of the roof of the building at the Star Valley Rest Area, located between Thayne and Afton, on US 89, in Lincoln County. Completion date: March 15, 2015

Engineer's Estimate	\$35,000.00	
<b>Contract West Roofing, Inc., Salt Lake City, Utah</b>	<b>\$34,300.00</b>	<b>-2.0%</b>

It was recommended by Mr. Fredrick, moved by Commissioner Seeton, seconded by Commissioner Ruwart, and carried that Contract West Roofing, Inc., Salt Lake City, 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.

Mr. Fredrick reminded the commission that WYDOT is in the process of implementing new electronic bidding software. The actual delivery of bids will not change, but the system will be web-based. The new system will be implemented in January 2015.

11. It was recommended by Mr. Fredrick, moved by Commissioner Ertman, seconded by Commissioner Ruwart, and carried to approve the following project authorizations:

**COMMISSION DISTRICT 3**

Local

ARSCT 0.00 B159A01; Sweetwater County; town of Wamsutter, McCormick and Broadway Streets; striping; FY 2015; request preliminary engineering funds of \$3,091; request construction engineering and construction funds of \$34,001; to be reimbursed by the Town of Wamsutter

**COMMISSION DISTRICT 4**

Rural Principal Arterial

ARSCT 88.03 N372043; Sheridan County; US Highway 14 and Ranchester, Five Mile Road; Reference Marker (RM) 88.03; center turn lane; FY 2015; request preliminary engineering funds of \$20,000; request construction engineering and construction funds of \$220,000; to be reimbursed by Sheridan County School District Number One

**COMMISSION DISTRICT 7**

Urban Interstate

HSIP 179.00 I254157; Natrona County; Casper Marginal; RM 179.00 to 191.00; variable speed limit signs; FY 2017; request federal preliminary engineering funds of \$40,000; estimated construction engineering and construction cost is \$448,000

**FEDERAL TRANSIT AUTHORITY**

**COMMISSION DISTRICT 2**

Rawlins Senior Citizens; Carbon County; FY 2015; vehicle purchase of \$40,655

**COMMISSION DISTRICT 4**

Buffalo Senior Center; Johnson County, FY 2015; vehicle purchase of \$46,155

Rehabilitation Enterprises for North Eastern Wyoming; Sheridan County; FY 2015; vehicle purchase of \$52,333

**COMMISSION DISTRICT 5**

Cody Council on Aging; Park County; FY 2015; vehicle purchase of \$50,190

**COMMISSION DISTRICT 7**

Douglas Senior Center; Converse County; FY 2015; vehicle purchase of \$40,655

12. Colonel Butler presented the Highway Patrol report.

The Fatal Crash Summary through November 30, 2014, includes 125<sup>1</sup> fatal crashes involving 144 deaths. The fatalities include 59 rollover crashes, 53 multi-car crashes, 6 fixed objects, 16 motorcycles and all-terrain vehicles, and 10 pedestrians. Of the 125 crashes that occurred so far this year, 38<sup>2</sup> involved commercial vehicles.

There have been 38<sup>3</sup> crashes to date deemed alcohol related, resulting in 45 deaths. Of those deaths, 19 were attributed to not using occupant restraints.

Of the 144 deaths that have occurred to date this year, 70 can be attributed to the non-use of occupant restraints, with 45 involving rollover crashes, 21 involving multi-car collisions, and 4 involving fixed objects. Of the 70 deaths that occurred from non-use of occupant restraints, 48 were Wyoming residents, and 22 were non-residents. Sixteen of those who perished were under 21 years of age, and 11 of those fatalities were attributed to the failure to use proper occupant restraints.

Of the 125 fatal crashes that have occurred to date this year, 63 (50 percent) of them occurred on primary/secondary highways, 28 (22 percent) occurred on interstate highways, and 34 (27 percent) occurred on city/county roads.

Fifteen multi-fatality crashes have occurred on Wyoming highways so far this year, of which 10 involved multiple vehicles, 8 involved commercial vehicles, and 2 were alcohol related.

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary depicts 5,704<sup>4</sup> crashes statewide, of which 4,565<sup>4</sup> involved non-commercial vehicles, and 1,139<sup>4</sup> involved commercial vehicles.

WYO 59 Mobile Education and Enforcement Team (MEET) Detail: A MEET detail was recently conducted on WYO 59 from Douglas to Gillette. There were 98 vehicles processed, 58 violations, and 24 citations issued during the event. Wyoming Highway Patrol troopers work in

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<sup>1</sup>One of the fatal crashes reported in the November total actually occurred in October. There were 13 fatal crashes resulting in 17 fatalities in November.

<sup>2</sup>Number not included in total deaths (sub-crash data).

<sup>3</sup>Not all chemical test results were available at the time of reporting.

<sup>4</sup>Does not include all crashes worked. Some November reports are still pending.

concert with ports-of-entry officers to educate and provide a safe driving environment for the traveling public.

13. Mr. Byrne presented the Aeronautics report, including the November 2014 Aeronautics Flight Operations Passenger Summary report.

14. Mr. Shultz presented the Operations report.

It was recommended by Mr. Shultz, moved by Commissioner Ertman, seconded by Commissioner Coulter, and carried to approve, by consent, the following bids:

- Bid number 15-033 to furnish two each, new, current, model, front mowers with standard hard cab, for delivery in Cheyenne. The bid was awarded to Cheyenne Kubota, of Cheyenne, Wyoming, for the sum of \$55,990.00.
- Bid number 15-036 to furnish one each, new, current model, 37,000-pound, gross vehicle weight, stake-bed cab and chassis, for delivery in Sheridan. The bid was awarded to Floyd's Truck Center, Inc., of Cheyenne, Wyoming, for the sum of \$70,802.00.
- Bid number 15-037 to furnish ten each, new, current model, all-wheel-drive, articulated wheel loaders, for delivery in Afton, Cody, Evanston, Gillette, Rawlins, Rock Springs, and Wheatland. The bid was awarded to Honnen Equipment, of Mills, Wyoming, for the sum of \$1,155,830.00, and it includes a three-year buy-back option.
- Bid number 15-038 to furnish two each, new current model, all-wheel-drive articulated motor graders and accessories, for delivery in Gillette and Saratoga. The bid was awarded to Honnen Equipment, of Mills, Wyoming, for the sum of \$549,214.00, and it includes a three-year buy-back option.
- Bid number 15-039 to furnish one each, new, current model, track tractor with variable pitch and angle tilt dozer. The bid was awarded to Wyoming Machinery Co., of Cheyenne, Wyoming, for the sum of \$243,348.00, and it includes a three-year buy-back option.
- Bid number 15-054 to furnish work wear for employees in Cheyenne, for the period of January 1, 2015, through December 31, 2016. The bid was awarded to G & K Services, of Loveland, Colorado, for the sum of \$284,200.00.
- Bid number 15-061 to furnish eight each, conflict monitor testers, including trade-ins, for use in Cheyenne. The bid was awarded to AM Signal, Inc, of Littleton, Colorado, for the sum of \$82,136.00.

Mr. Shultz noted that Requisition Number 0000036122 to furnish one each Oracle Primavera User Productivity Kit Professional Developer, Primavera P6 Content, and software update license and support, was withdrawn from the Procurement Services purchases, as it was deemed unnecessary at this time by the Highway Project Delivery Program.

It was recommended by Mr. Shultz, moved by Commissioner Seeton, seconded by Commissioner Dooley, and carried to approve purchase for Requisition Number 0000036442 to furnish an avalanche control system, 1.5M inertia exploder with installation parts, and an avalanche control system 437I oxygen dosing tank vertical PS 10 bar, for use at Glory Bowl; and an avalanche control Obellx unit with a radio communications system, plus installation parts, for



use at the Hoback Canyon. The contract was awarded to MND America Corporation, of Draper, Utah, for the sum of \$272,542.00.

It was recommended by Mr. Shultz, moved by Commissioner Ertman, seconded by Commissioner Coulter, and carried to approve purchase for Requisition Number 0000036468 to furnish a Fuel Master FMU upgrade, Version AIM 2.4, for use statewide. The contract was awarded to Syn-Tech Systems, Inc., of Tallahassee, Florida, for the sum of \$167,096.62.

Attorney General's Opinion on the In-state Bidder Preference Law: A request was sent to the Wyoming Attorney General to obtain a formal legal opinion about the in-state bidder preference law that was changed by the Wyoming State Legislature in 2012. The results will be shared with the Commission as soon as it is received.

16. It was moved by Commissioner Seeton, seconded by Commissioner Dooley, and carried to adjourn the meeting. Chairman McCormack adjourned the meeting at 4:53 p.m., on Thursday, December 11, 2014.