

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met in the Commission Room of the Transportation Headquarters building in Cheyenne on July 16, 2015. The teleconference meeting was convened at 8:30 a.m. by Chairman Anderson. The following members were present constituting a quorum:

Clair Anderson, Chairman, Riverton (via telephone)
K. John Dooley, Vice Chairman, Laramie (via telephone)
Bruce McCormack, Commissioner, Cody (via telephone)
Bob Ruwart, Commissioner, Wheatland (via telephone)
Todd Seeton, Commissioner, Jackson (via telephone)
Rick Newton, Commissioner, Buffalo (via telephone)
John 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; Dennis Byrne, Aeronautics Administrator; Lieutenant Colonel Shannon Ratliff, Interim Highway Patrol Administrator; Mike Kahler, Senior Assistant Attorney General; Rodney Freier, Budget Officer; Doug McGee, Public Affairs Manager; and Joe Dailey, Division Administrator, Federal Highway Administration.

Mr. Jeff McDonald, President, Oftedal Construction Company was also present.

Commissioner Mike Larson, of Lusk, was absent.

1. Pledge of Allegiance: Chairman Anderson led the attendees in the Pledge of Allegiance.
2. Approval of Minutes: It was recommended by Secretary Scott, moved by Commissioner Seeton, seconded by Commissioner Ruwart, and carried to approve the minutes from the June 18, 2015, breakfast meeting and regular business meeting.

3. Correspondence

Teton County Board of Commissioners Letter: Secretary Scott presented a letter from the Teton County Board of Commissioners regarding their desire to take \$20 million from the appropriation for the Jackson South project and move it to the WYO 59 widening project.

Commissioner Seeton, Director Cox, and Messrs. Fredrick and Daily recently met with the Teton County Board of Commissioners, Jackson Mayor Sara Flitner, and town constituents to discuss the county's proposed offer to relinquish funding from the Jackson South project for use on the WYO 59 widening project. WYDOT representatives provided detailed information at the meeting about the findings of the environmental impact statement (EIS), the use of federal versus state funds on WYO 59, and the implications of changing direction now. Director Cox

subsequently met with Governor Mead and his staff about the situation, and he participated on a conference call with the Governor and Teton County Commission Chair Barbara Allen and State Representative Ruth Ann Petroff. Teton County ultimately agreed to move forward with the Jackson South project as originally planned.

Director Cox will prepare a response to the Teton County letter.

Mr. Fredrick indicated that WYDOT will continue to keep Teton County involved in future Advisory Committee meetings and in the plan design process. The next plan inspection meeting will be held July 23, 2015, and Teton County Commissioner Paul Vogelheim, and Mr. Shawn O'Malley, Teton County Engineer, have been invited to attend.

McGarvin-Moberly Construction Company Letter: Secretary Scott also presented a letter from McGarvin-Moberly Construction Company regarding Project 805153, the Laramie Marginal project. Mr. Philip Caines, president of McGarvin-Moberly, advised that his company chose not to bid on the project because the specifications called for the job to be constructed under live traffic. Mr. Caines felt it was too risky to subject his workers to such unsafe conditions.

Mr. Fredrick explained that McGarvin-Moberly expressed concerns about the traffic control that was specified in the plans and specifications before the project was let. Mr. Caines thought that traffic control for the Laramie Marginal project should be managed via crossovers rather than under live traffic. Mr. Fredrick felt that McGarvin-Moberly's letter may have been spurred by a recent fatality involving a flagger on the Walcott Junction project, although the crossover method of traffic control was used on that project.

Mr. McOmie advised that the circumstances of the Walcott Junction incident were different from what was proposed with the Laramie Marginal project, and some hazardous conditions exist with all highway projects. To eliminate traffic entirely on the project would require an extreme detour for traffic, which would generate many other complaints and issues for WYDOT and the traveling public.

Commissioner McCormack asked that executive staff prepare a response to Mr. Caine. Mr. Fredrick will prepare a reply in the near future.

Mr. Fredrick noted that after the Walcott Junction flagger fatality, and before receiving Mr. Caine's letter, WYDOT began looking at various ways to implement safer flagging conditions. The Department is considering making changes to its traffic control plan details and WYDOT Standard Plans to potentially improve safety. Proposed changes will be shared at the upcoming Wyoming Contractors' Association Traffic Control Subcommittee meeting on November 17, 2015. McGarvin-Moberly Construction representatives will be invited to attend the meeting to share their concerns.

4. Director Cox presented the Director's report.

Federal Funding Update: The current federal funding bill, MAP-21, will expire June 30, 2015. The U.S. House of Representatives recently passed a bill that, if approved, would extend federal

transportation funding at its current level for five months. The bill has been passed on to the Senate.

WYDOT is prepared to invoke its state statutory borrowing authority if Congress chooses not to extend MAP-21.

Aetna North Project Update: The Aetna North project environmental assessment is nearly complete. A meeting will be held July 17 to discuss the outcome, and a public meeting will be scheduled in late summer.

Hiring Status of Highway Patrol Administrator: Director Cox thanked Commissioner Dooley for participating on the panel that interviewed candidates for Wyoming Highway Patrol administrator. The first round of interviews is complete. Finalists will undergo a follow-up interview soon.

Western Association of State Highway and Transportation Officials (WASHTO) Conference: Director Cox and Mr. Fredrick will attend the 2015 WASHTO Conference in Boise, Idaho, July 19-22, 2015.

Director Cox advised the Commission of several other upcoming meetings he will attend, as they relate to his role as the American Association of State Highway and Transportation Officials (AASHTO) president. Director Cox will finish his term as the AASHTO president at the AASHTO annual meeting in September 2015.

5. Mr. Freier presented the monthly budget report.

Third-Quarter Budget Revision: Mr. Freier briefed the Commission about key adjustments made to the Department's budget during the third quarter of FY 2015. Many changes were made to the budget during the third quarter, including a \$2.9 million decrease in highway user fees. Authority for rendering services revenue increased by about \$2.2 million this quarter. Miscellaneous revenues increased by \$845,480 because of revenues that came into the employee relocation account. The Department also received about \$4.1 million in federal funds redistributed to states by the federal government from its Transportation Infrastructure Finance & Innovation Fund.

Adjustments were also made to disbursements for the third quarter. Annual labor adjustments were made, including December health insurance adjustments, January reclassifications to bring employees to equitable pay levels, and July pay-for-performance raises. About \$2.9 million remained in the snow control budget, so about \$1.5 million was proposed to come from that account to cover labor adjustments, and \$500,000 was proposed to purchase new snow plows.

The Department also received \$590,480 during the third quarter from the Federal Emergency Management Agency (FEMA) for a project near the Diversion Dam let in May 2015. Two separate flood events have diverted the Wind River away from an existing bridge. The funding will be used to armor the riverbank and to maintain the integrity of the river to avoid having to build an alternate bridge and roadway. The Department has worked with FEMA, Homeland Security, and Fremont County for about 2 years to acquire funding for the project.

It was recommended by Mr. Freier, moved by Commissioner McCormack, seconded by Commissioner Newton, and carried to approve the FY 2015 Third-Quarter Budget Revision.

Monthly Budget Report: The July 2015 budget report showed that the Commission budget is 66 percent expended, and the Legislative budget is 71 percent expended, which is less than budget tolerances.

FY 2016 Budget Summaries: A copy of the FY 2016 Budget Summary was mailed to the Commission. The summary will be formally presented and voted upon at the September Commission meeting.

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

Flooding and Landslides Update: Cleanup is almost complete on the Wind River Canyon landslides. The Department has expended about \$180,000 for the contractor's work to remove debris and to make the necessary roadway repairs. WYDOT work forces also participated in the cleanup efforts at a cost of about \$60,000. District 5 is preparing to hire a contractor to replace some guardrail that was damaged by the slides, but the cost is unknown. Mr. McOmie advised that the costs associated with the Wind River Canyon slides will likely be absorbed by WYDOT, as the total amount does not meet the threshold to qualify for federal emergency funding.

The June 4, 2015, flood event in Lusk does qualify for federal emergency funding. A temporary bridge is being installed to replace the bridge that was washed out. It will allow traffic movement in and out of Lusk, including legal loads, in time for the Sturgis Motorcycle Rally in early August. Work forces from four highway districts have been involved in constructing the temporary structure.

Two other slides have occurred between Sheridan and Buffalo. The cost for those repairs is expected to exceed \$1 million.

Messrs. Larry Jardine, president of LeGrand-Johnson Construction, and Geoffrey W. Mangum, of the law firm, Parson, Behle & Latimer, PLC, representing LeGrand-Johnson Construction, joined the meeting by telephone.

7. Mr. Fredrick presented the Engineering and Planning report, beginning with the bid tabulations from the letting held July 9, 2015, in Casper.

COMMISSION DISTRICT 2
K. John Dooley - Vice Chairman

Federal project NHPPI-0805153, involving grading, milling plant mix, bituminous pavement surfacing, plant mix wearing course, reclaimed asphalt pavement, bridge deck repair, guardrail, and miscellaneous work on 5.17 miles of I-80, beginning at reference marker (RM) 313.80 in Laramie, on Grand Avenue, in Albany County. Completion date: October 31, 2016

Engineer's Estimate	\$4,475,594.75
Knife River, Cheyenne, WY	\$3,947,531.70 -11.8%
Simon Contractors and its Subsidiaries, Cheyenne, WY	\$4,754,164.20

It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner Ruwart, 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 NHPPI-I802196, involving grading, microsurfacing, and miscellaneous work on 8.40 miles of the eastbound and westbound lanes of I-80, beginning at RM 57.00, between Evanston and Green River, in Sweetwater County. Completion date: October 31, 2015

Engineer's Estimate	\$1,058,250.00
Geneva Rock Products, Inc., Murray, UT	\$ 911,544.00 -13.9%
Intermountain Slurry Seal, Inc., Watsonville, CA	\$ 992,961.80

It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner McCormack, and carried that **Geneva Rock Products, Inc., Murray, 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 DISTRICTS 2, 3, 4, 6, and 7

K. John Dooley - Vice Chairman

Todd Seeton - Commissioner

Rick Newton - Commissioner

Mike Larson - Commissioner

Clair Anderson - Chairman

Federal project HSIP-SEP-B159045, involving the installation of centerline rumble strips on various roads statewide, including Albany, Campbell, Converse, Fremont, Lincoln, Natrona, Niobrara, Sublette, Uinta, and Weston counties. Completion date: August 31, 2016

Engineer's Estimate	\$916,820.00
Surface Preparation Technologies, LLC, Mechanicsburg, PA	\$624,072.00 -31.9%
Diamond Surface, Inc., Rogers, MN	\$733,804.72

It was recommended by Mr. Fredrick, moved by Commissioner Seeton, seconded by Commissioner Ruwart, and carried that **Surface Preparation Technologies, LLC, Mechanicsburg, Pennsylvania**, 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.

Lieutenant Colonel Shannon Ratliff entered the meeting.

8. Mr. Fredrick presented the following bid and introduced the delegations on the telephone, Messrs. Mangum and Jardine, and Mr. McDonald, who attended the meeting in person.

**COMMISSION DISTRICT 3
Todd Seeton - Commissioner**

Federal project STP-P114026, involving grading, draining, milling plant mix, placing crushed base and bituminous pavement surfacing, cold in-place recycling, removal and replacement of box culverts, fencing, and miscellaneous work on 5.80 miles of US 189, beginning at RM 85.70, between LaBarge and Big Piney, in Lincoln and Sublette counties. Completion date: November 30, 2016

Engineer's Estimate	\$5,915,236.50	
LeGrand Johnson Construction Co., Logan, UT	\$5,300,776.05	-10.4%
Oftedal Construction, Inc., Casper, WY	\$5,564,699.50	
H-K Contractors, Inc., Idaho Falls, ID	\$5,591,777.77	
Lewis & Lewis, Inc., Rock Springs, WY	\$5,642,180.05	
W.W. Clyde & Co., Springville, UT	\$6,599,577.32	

Mr. Jeff McDonald, President of the Wyoming office of Oftedal Construction, Inc., expressed concern about LeGrand Johnson Construction bidding the project and referenced Section 102.12, Disqualification of Bidders, of the WYDOT Standard Specifications for Road and Bridge Construction specifically when the same firm or corporation has submitted multiple bids.

Messrs. Magnum and Jardine affirmed that LeGrand Johnson Construction Co. was not doing business as any other entity, and they had not discussed the details of their bid with representatives from other companies submitting bids.

It was recommended by Mr. Fredrick, moved by Commissioner Seeton, seconded by Commissioner Ruwart, and carried that the Commission conditionally award the project to **LeGrand Johnson Construction Co., Logan, Utah**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, that LeGrand Johnson be allowed to verify the free and competitive bidding statement by July 22, 2015, that WYDOT executive staff have an opportunity to review any new information with Mr. Kahler, and that executive staff be given until July 24, 2015, to conclude that the conditions were met. If all these conditions are not met, the Commission granted the executive staff the authority to award the project to the second low bidder, Oftedal Construction, Inc., of Casper, Wyoming. The Federal Highway Administration concurred with this recommendation.

Mr. Fredrick then amended his recommendation to include proof via a notarized document that the bid was prepared by LeGrand Johnson Construction doing business as or under no other name, and that LeGrand Johnson Construction reaffirm that the Certification of Free and Competitive Bidding is true and correct. Commissioners Seeton and Ruwart concurred with the amendment, and the motion was unanimously approved.

Messrs. Jardine, Mangum, and McDonald left the meeting.

9. Mr. Fredrick continued with his presentation of the other bids from the letting of July 9, 2015.

Federal project STP-2000048, involving grading, draining, placing crushed base and bituminous pavement surfacing, plant mix wearing course, precast wall component system, electrical, and miscellaneous work on 0.26 mile of WYO 22, beginning at RM 7.57, between Wilson and the Idaho state line, in Teton County. Completion date: October 31, 2016

Engineer's Estimate	\$3,625,463.00	
C. M. Owen Construction, LLC, Jackson, WY	\$3,587,530.20	-1.0%
Wadsworth Brothers Construction Company, Inc., Draper, UT	\$3,610,672.50	
Reiman Corp. and subsidiary, Cheyenne, WY	\$5,041,242.30	

It was recommended by Mr. Fredrick, moved by Commissioner Seeton, seconded by Commissioner McCormack, and carried that **C. M. Owen Construction, LLC, Jackson, 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 4
Rick Newton - Commissioner

State project ARSCT-N372043, involving grading, placing crushed base and plant mix surfacing, and miscellaneous work on 0.136 mile of US 14, beginning at RM 88.21, on Ranchester Five Mile Road, in Sheridan County. Completion date: October 31, 2015

Engineer's Estimate	\$263,430.00	
Simon Contractors and its Subsidiaries, Cheyenne, WY	\$306,315.00	+16.3%

It was recommended by Mr. Fredrick, moved by Commissioner Newton, seconded by Commissioner McCormack, and carried to reject the bid, as the Sheridan County School District did not have adequate funding to award the project.

COMMISSION DISTRICT 5
Bruce McCormack - Commissioner

State projects DR50978 and DR51463 combined, involving removal and repair of concrete barrier, and miscellaneous work at RM 70.95 and RM 71.05, on US 14A, between Lovell and Burgess Junction, in Big Horn County. Completion date: October 31, 2015

Engineer's Estimate	\$139,401.00	
Reiman Corp and Subsidiary, Cheyenne, WY	\$207,290.00	+48.7%
Dietzler Construction Corporation, Yoder, WY	\$198,320.00	
Plus 5% for Comparison	\$208,236.00	

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

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

COMMISSION DISTRICT 1

Rural Interstate

HSIP 339.32 I806210; Laramie County; Highway District 1, I-80; RM 339.32 to 401.36; sign and post upgrades; FY 2017; request federal preliminary engineering funds of 20,000; estimated construction engineering and construction cost is \$1,830,000

COMMISSION DISTRICT 3

Rural Interstate

HSIP 0.00 I801185; Uinta County; Utah county line to Evanston; RM 0.00 to 7.00; variable speed limit signing and dynamic message sign; FY 2017; request federal preliminary engineering funds of \$68,000; estimated construction engineering and constructions funds of \$748,000

Various

HSIP 0.00 B163028; Lincoln and Uinta counties; Highway District 3, various locations; *move over* signing; FY 2016; request federal preliminary engineering funds of \$5,000; estimated construction engineering and construction cost is \$160,000

COMMISSION DISTRICT 4

Rural Interstate

NHPPI 29.80 I901121; Sheridan County; Sheridan to Buffalo, Median Slide; RM 29.80; slide repair; FY 2015; request federal preliminary engineering funds of \$25,000; request federal construction engineering and construction funds of \$275,000

Rural Major Collector

STP 33.60 P601041; Sheridan County; Sheridan to Story, Tank Farm Slide; RM 33.60; slide repair; FY 2015; request federal preliminary engineering funds of \$25,000; request federal construction engineering and construction funds of \$275,000

RHC 0.00 CN03040; Sheridan County; County Road 40, Arvada; railroad surfacing; request move to FY 2015 from FY 2016; request federal construction funds of \$50,000

COMMISSION DISTRICT 5

Rural Local

SPR 0.00 B155111; Big Horn County; state archaeological site, Medicine Lodge Road; structure evaluation and rehabilitation; FY 2015; request state construction funds of \$301,000

COMMISSION DISTRICT 6

Rural Principal Arterial

STP 150.01 DR23431; Niobrara County; Lusk, bridge over the Union Pacific Railroad (UPRR); RM 150.01; emergency work, design of bridge replacement, purchase and installation of a temporary Acrow bridge; FY 2015; request emergency work state funds of \$350,000; federal preliminary engineering funds of \$70,000; request federal funds for temporary structure in the amount of \$335,513

COMMISSION DISTRICT 7

Rural Local

SPR 0.00 B155112; Fremont County; Boysen State Park, Tough Creek Road; reconstruction; FY 2015; request state construction funds of \$280,000

HRRR 0.00 CN10107; Fremont County; Wind River Reservation; pavement markings; FY 2015; request federal construction funds of \$110,510

HRRR 0.00 CN10108; Fremont County; Wind River Reservation; guardrail upgrade; FY 2015; request federal construction funds of \$14,815

Urban Interstate

DR 188.00 DR23301; Natrona County; Casper Streets, I-25 and Poplar Street; RM 188.00; bridge repair; FY 2015; request preliminary engineering funds of \$11,852; request construction engineering and construction funds of \$130,372

COMMISSION DISTRICT M (Miscellaneous)

Rural Interstate

HSIP 187.2 I803149; Albany, Carbon and Sweetwater counties; I-80, various locations; RM 187.20 to 335.10; signs; FY 2016; request federal preliminary engineering funds of \$20,000; estimated construction engineering and construction cost is \$1,960,000

Various

HSIP 0.00 B161026; Albany, Carbon and Laramie counties; Highway District 1, various locations; *move over* signs; FY 2016; request federal preliminary engineering funds of \$5,000; estimated construction engineering and construction funds of \$195,000

HSIP 0.00 B162027; Carbon, Converse, Goshen, Natrona, Niobrara, and Platte counties; Highway District 2, various locations; *move over* signs; FY 2016; request federal preliminary engineering funds of \$5,000; estimated construction engineering and construction funds of \$180,000

HSIP 0.00 B164029; Campbell, Crook, Johnson, Niobrara, and Weston counties; Highway District 4, various locations; *move over* signs; FY 2016; request federal preliminary engineering funds of \$5,000; estimated construction engineering and construction funds of \$150,000

HSIP 0.00 B165030; Big Horn, Fremont, Hot Springs, Park, Teton, and Washakie counties; Highway District 5, various locations; *move over* signs; FY 2016; request federal preliminary engineering funds of \$5,000; estimated construction engineering and construction funds of \$200,000

STIC 0.00 B159119; statewide; vehicle tablet technology; improve maintenance operations; FY 2015; request federal funds of \$125,000

11. Third-Quarter Addendum to the State Transportation Improvement Program (STIP): Mr. Fredrick presented the third-quarter addendum to the 2015 STIP. It was recommended by Mr. Fredrick, moved by Commissioner Ruwart, seconded by Commissioner Newton, and carried to approve the third-quarter STIP addendum.

12. It was recommended by Mr. Fredrick, moved by Commissioner Seeton, seconded by Commissioner Ruwart, and carried to approve the following resolution for relinquishment.

RESOLUTION FOR RELINQUISHMENT

WHEREAS, under the provisions and authority of W.S. 24-3-126, the Transportation Commission of Wyoming may abandon or relinquish any portion of a state highway upon reconstruction or relocation of an existing state highway; and

WHEREAS, a portion of Wyoming Department of Transportation's right-of-way for Haul Road to 9th Street Pit, Albany County, Wyoming, established under Wyoming State Highway Federal Aid Project No. IR-80-5(90)299 is no longer needed for state highway or public use purposes. Said portion being described as follows:

All those lands conveyed and described in that certain right-of-way easement recorded April 17, 1990, in Book 403 at Page 763, No. 827990 and in that certain right-of-way easement recorded May 24, 1990, in Book 404 at Page 986, No. 829560 and in that certain right-of-way easement recorded May 24, 1990, in Book 404 at Page 987, No. 829561 all of the Albany County Records being a portion of the N½ of Sections 2, 3, and 4 T16N, R73W, and a portion of the S½ of Sections 34 and 35 T17N, R73W, of the 6th P.M., Albany County, Wyoming, being more particularly described as follows:

Parcel 1: The north 100 feet of section 4, T16N, R73W, of the 6th P.M. laying east of US 30, containing 11.42 acres, more or less.

Parcel 2: A strip of land 25 feet wide being the south 25 feet of Sections 34 and 35 of T17N, R73W, of the 6th P.M., Albany County, Wyoming.

Parcel 3: A strip of land 25 feet wide being the north 25 feet of Sections 2 and 3 of T16N, R73W, of the 6th P.M., Albany County, Wyoming.

NOW, THEREFORE BE IT RESOLVED, the Transportation Commission of Wyoming hereby relinquishes the above-described land to the City of Laramie as provided for under provisions and authority of W.S. 24-3-126.

13. Resolutions for Eminent Domain Update: A summary of resolutions for the exercise of eminent domain from June 2009 through May 2015 was provided to the Commission. There have been 485 parcels brought before the Commission during that time, but since the Department changed its procedures in January 2011, only 38 parcels have been brought forth for Commission consideration. Of those 38 parcels, only three have involved complaints filed, and none of them have gone to court.

The Rupe Hill landowner discussions are ongoing, and a meeting will be held in late July with the landowner to discuss their concerns.

14. Lusk Bridge Replacement Update: Emergency relief funding was authorized by President Obama for Niobrara and Johnson counties to address the damage caused by recent flooding. WYDOT is working with FHWA to work out the details of the reimbursement. State funds will be used initially for the repairs, and the FHWA will reimburse the Department for those expenditures.

The proposed new bridge is 90 feet long, but the old bridge was 70 feet long. The Union Pacific Railroad (UPRR) would like the new bridge to accommodate a future third track at that location. WYDOT did not have plans to replace the bridge and does not have adequate funding to cover the additional cost, so WYDOT may ask UPRR to cover the cost of the larger structure, as the estimated cost of the added 20 feet to the structure is about \$200,000.

15. Lieutenant Colonel Ratliff presented the Highway Patrol report.

The Fatal Crash Summary through June 30, 2015, includes 58¹ fatal crashes involving 66¹ deaths. The fatalities include 31 rollover crashes, 20 multi-car crashes, 3 fixed objects, 8 motorcycles and all-terrain vehicles, and 4 pedestrians and/or bicyclists. Of the 58 fatal crashes that occurred so far this year, 10² involved commercial vehicles.

There have been 25³ crashes to date deemed alcohol related, resulting in 26³ deaths. Of those deaths, 20 were attributed to not using occupant restraints.

Of the 66 deaths that have occurred to date this year, 34 can be attributed to the non-use of occupant restraints, with 27 involving rollover crashes, 4 involving multi-car collisions, and 3 involving fixed objects. Of the 34 deaths that occurred from non-use of occupant restraints, 31 were Wyoming residents, and 3 were non-residents. Six of those who perished were under 21 years of age, and 4 of those fatalities were attributed to the failure to use proper occupant restraints.

¹Numbers at the time of reporting; final number may change.

²Number not included in total deaths (sub-crash data).

³Not all chemical test results were available at the time of reporting.

Of the 60 fatal crashes that have occurred through July 8, 2015, 29 (48 percent) of them occurred on primary/secondary highways, 13 (22 percent) occurred on interstate highways, and 18 (30 percent) occurred on city/county roads.

Six multiple-fatality crashes have occurred on Wyoming highways so far this year, of which 4 involved multiple vehicles, 4 involved commercial vehicles, and 2 were alcohol related.

Inclement weather or road conditions contributed to 7 vehicle crashes so far this year, which resulted in 12 deaths. Speed was considered a factor in 22 of the vehicle crashes that caused 23 deaths.

The days of the week for fatal crashes in 2015 are as follows:

Sunday	6 crashes
Monday	9 crashes
Tuesday	9 crashes
Wednesday	7 rashes
Thursday	8 crashes
Friday	12 crashes
Saturday	7 crashes

The times of day for fatal crashes in 2015 are as follows:

12:00 a.m. to 6:00 a.m.	12 crashes
6:00 a.m. to 12:00 p.m.	11 crashes
12:00 p.m. to 6:00 p.m.	18 crashes
6:00 p.m. to 12:00 p.m.	17 crashes

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary depicts 2,731⁴ crashes statewide, of which 2,211⁴ involved non-commercial vehicles, and 520⁴ involved commercial vehicles.

New Trooper Commissioning: The Highway Patrol commissioned four new troopers this morning. The new recruits have been through 22 weeks of training at the Wyoming Law Enforcement Academy, and they will engage in 50 days of field training with a seasoned officer before being released to work at their new locations in Riverton, Newcastle, Douglas, and Laramie.

Fatal Crash Mapping: The Highway Patrol continues to track crash statistics by showing fatalities on a statewide pin map. The lack of seat belt use was noted as the leading cause of fatalities across Wyoming. The majority of the fatal crashes continue to occur on primary and secondary roadways, not on the interstate routes.

⁴Does not include all crashes worked; some reports are still pending.

16. Mr. Byrne presented the Aeronautics report, including the June 2015 Aeronautics Flight Operations Passenger Summary Report.

17. Mr. Shultz presented the Operations report.

South Pass Maintenance Shop Emergency Roof Repair: Mr. Shultz presented information about an emergency roof repair that is necessary at the South Pass Maintenance Shop. Estimates were gathered from an available roofing contractor, and their estimate for the repair is about \$38,000. Executive staff has the authority to approve contracts that are less than \$50,000 through a normal procurement process, but since the repairs are timely, Mr. Shultz asked for the Commission approval in case the actual cost comes in higher than the initial estimate.

It was recommended by Mr. Shultz, moved by McCormack, seconded by Seeton, and carried to approve purchase for the emergency roof repair at the South Pass Maintenance Shop, at a cost not to exceed \$75,000, and to grant WYDOT executive staff the authority to evaluate and determine that all bid documents are in order, and, if these criteria are met, to award the contract for the repairs.

Mr. Bob Reed, president of KR Radiant, Inc., joined the meeting by telephone.

Kemmerer Shop CORAYVAC[®] Heating System Contract: Mr. Reed explained that, when his company applied for a business license from the City of Kemmerer, a question arose on the business license application. When Mr. Reed contacted the city, he learned that KR Radiant also needed a building permit to install the Kemmerer Shop CORAYVAC[®] system, and that he would have to be a certified master or journeyman heating, ventilation, and air conditioning (HVAC) technician to work in Kemmerer. Mr. Reed is not a certified HVAC technician. The Kemmerer employee told Mr. Reed that he could obtain the proper certification through the Wyoming Association of Municipalities' web site, but it was not apparent which one of the certifications on that site would cover the type of work that is performed by KR Radiant. When Mr. Reed asked the city which certification test he needed to take, the city would not advise which test was needed to become certified. According to Mr. Reed, District 3 personnel also spoke with the city of Kemmerer about the situation, but to no avail.

KR Radiant purchased and delivered the new CORAYVAC[®] heating system to the Kemmerer Shop, and an inventory was taken of the materials upon delivery.

Mr. Shultz also stated that Mr. Reed offered to hire another contractor to install the system, but the city indicated that was not an acceptable solution.

Director Cox asked what the Department can do to accomplish the work. Mr. Shultz indicated that KR Radiant has asked WYDOT for reimbursement for the materials that have been delivered, and that a qualified contractor will be sought to perform the work.

Mr. Kahler advised that the circumstances are unique, and KR Radiant has spent a great deal of time trying to work through the issue. Mr. Kahler saw no issue with proceeding in the manner that was suggested by Mr. Shultz.

Commissioner McCormack asked if KR Radiant would be removed from the Procurement Services bidders list for one year, in accordance with WYDOT policy. Mr. Shultz stated that it was not his desire to remove KR Radiant from the bidders' list, as he believed the circumstances were beyond their control.

It was recommended by Mr. Shultz, moved by Commissioner McCormack, seconded by Commissioner Newton, and carried to purchase the CORAYVAC[®] heating system materials from KR Radiant, and to terminate the contract. The project will be readvertised later to include the stipulation that the contractor must be licensed for such installations in Kemmerer. KR Radiant will not be removed from the Procurement Services bidders' list.

Mr. McOmie asked Mr. Reed if he would be willing to assist the new contractor with questions about the inventory that has been received or about the project. Mr. Reed stated that he would be pleased to help out any way he can if there were questions about the project.

Mr. Reed left the meeting.

It was recommended by Mr. Shultz, moved by Commissioner Seeton, seconded by Commissioner McCormack, and carried to approve purchase for bid number 15-230 to furnish 468 each regulatory roll-up signs, and 742 each reflective, roll-up signs, 36" x 36" construction, for delivery in Cheyenne. The bid was awarded to Dicke Safety, of Salem, Oregon, for the sum of \$85,008.36.

It was recommended by Mr. Shultz, moved by Commissioner Ruwart, seconded by Commissioner Seeton, and carried to approve purchase for bid number 15-257 to furnish a vehicle lift system, to be installed at the WYDOT shop in Cody. The bid was awarded to Ace Equipment & Supply Company, of Henderson, Colorado, for the sum of \$68,345.00.

It was recommended by Mr. Shultz, moved by Commissioner Newton, seconded by Commissioner Seeton, and carried to approve purchase for bid number 15-260 to furnish one each, new, current model, track-type asphalt paving machine, for delivery at the WYDOT shop in Gillette. The bid was awarded to Honnen Equipment Co., of Mills, Wyoming, for the sum of \$340,771.11.

It was recommended by Mr. Shultz, moved by Commissioner McCormack, seconded by Commissioner Seeton, and carried to approve purchase for bid number 15-261 to furnish three fabric-covered salt/sand storage buildings at various locations in southwest Wyoming, including Alternate 1 in the bid documents. The bid was awarded to A&B Construction, Ltd., of Harper, Iowa, for the sum of \$250,885.00.

Mr. Shultz presented bid number 15-264 for remodeling the WYDOT auditorium. Commissioner McCormack asked for more details about what is involved in the remodel project. Mr. Shultz indicated that the WYDOT Headquarters building was built in 1957, and no improvements have been made since then. If the project is approved, the stage will be removed, seating will be replaced, acoustics will be improved, and the space will be made Americans with Disabilities Act (ADA) compliant. Mr. McOmie indicated that the space is rarely used today because it is not

functional for meetings or classroom use. The new plan includes tiered seating and a sound system that will be more appropriate for the room.

It was recommended by Mr. Shultz, moved by Commissioner McCormack, seconded by Commissioner Newton, and carried to approve purchase for bid number 15-264 for remodeling of the WYDOT Auditorium, located in Headquarters Building 6100, in Cheyenne. The bid was awarded to Construction Specialists, Inc., of Cheyenne, Wyoming, for the sum of \$577,700.00.

It was recommended by Mr. Shultz, moved by Commissioner Newton, seconded by Commissioner Ruwart, and carried to approve purchase for bid number 15-265 to manufacture and furnish high risk rural road (HRRR) signs and posts to various county agencies in Wyoming. The bid was awarded to Wyoming Signs, LLC, of Mills, Wyoming, for the sum of \$244,122.60. The Federal Highway Administration concurred with this decision.

It was recommended by Mr. Shultz, moved by Commissioner Newton, seconded by Commissioner McCormack, and carried to approve purchase for Requisition Number 0000038794 to furnish the design, programming, testing, and implementation to upgrade the covers of the Industrial Road Program (IRP) and International Fuel Tax Agreement (IFTA) applications to PB 12.0, Oracle™ 11 and Windows™ 7, for use by the Motor Vehicle Services Program at Headquarters in Cheyenne. The contract was awarded to Tyler Davidson, Inc., of Cincinnati, Ohio, for the sum of \$66,750.00.

18. It was moved by Commissioner Seeton, seconded by Commissioner Ruwart, and carried to adjourn the meeting. Chairman Anderson adjourned the teleconference meeting at 12:00 p.m., on Thursday, July 16, 2015.