

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met in the Commission Room of the Transportation Headquarters building in Cheyenne on November 16, 2017. The business meeting was convened at 8:30 a.m. by Chairman Seeton. The following members were present constituting a quorum:

Todd Seeton, Chairman, Jackson
Bob Ruwart, Vice Chairman, Wheatland
Mike Larson, Commissioner, Lusk
Rick Newton, Commissioner, Buffalo
Louie Pfrangle, Commissioner, Worland
Phil Schmidt, Commissioner, Casper
Jim Espy, Commissioner, Savery
William T. Panos, Director
Sandra J. Scott, Commission Secretary

Also present at and participating in the meeting were Gregg Fredrick, Chief Engineer; Keith Fulton, Assistant Chief Engineer for Engineering and Planning; Mark Gillett, Assistant Chief Engineer for Operations; Taylor Rossetti, Support Services Administrator; Colonel Kevin Haller, Highway Patrol Administrator; Amy Surdam, Aeronautics Administrator; Pat Lewis, Chief Technology Officer; Mike Kahler, Supervising Attorney General; Sam Voyles, Assistant Attorney General; Rodney Freier, Budget Program Manager; Hans Hehr, Procurement Services Program Manager; and Bryan Cawley, Division Administrator, Federal Highway Administration.

Others present: Wyoming State Representative Jim Blackburn (HD 42); and Karla Stackis, Executive Assistant, and Jennifer Trabing, Election Policy and Planning Analyst, Wyoming Secretary of State's Office.

Mr. Dennis Byrne, Chief Financial Officer, was absent.

1. Pledge of Allegiance: Chairman Seeton led the attendees in the Pledge of Allegiance.
2. Approval of Minutes: It was recommended by Secretary Scott, moved by Commissioner Schmidt, seconded by Commissioner Espy, and carried to approve the minutes from the October 19, 2017, breakfast meeting, regular business meeting, education session, and executive session.
3. Correspondence: Secretary Scott presented a letter that was sent to Mrs. Cassie Cross on November 7, 2017, responding to her concerns about the Wyoming Highway Patrol. At the Commission's direction at its October 19 business meeting, the response letter was sent under Director Panos' signature.

Another response letter was presented by Secretary Scott regarding "Voluntary Remediation Program Eligibility." The letter was drafted by Mr. Fredrick in response to correspondence received on August 23, 2017, from DK&D, LLC, that notified the Commission, via Certified

Mail, of clean-up efforts at a site described as “Voluntary Remediation Program (VRP) Site #58.215 (#2215). Mr. Fredrick will provide further information under the chief engineer’s report.

4. Director Panos presented the Director’s report.

Designating Highway 28 as “Wyoming Women’s Suffrage Pathway”: Mses. Stackis and Trabing presented information about the proposed designation of Highway 28 near South Pass City, in honor of the 150-year anniversary for Wyoming’s advancement of women’s suffrage.

On behalf of Secretary of State Ed Murray, Ms. Stackis shared some details of the history of women’s suffrage and recognizing Wyoming’s contribution to women’s suffrage by naming a portion of Highway 28, “Wyoming Women’s Suffrage Pathway.”

On June 6, 2016, Governor Matt Mead signed Executive Order 2016-4, which created a 13-member council – the Governor’s Council for the Wyoming Women’s Suffrage Celebration. The objectives of the executive order are to honor Wyoming’s contribution to history and foster broader recognition of it beyond Wyoming, and to encourage research and advocacy on the right, privilege, and the responsibility of the vote.

The Wyoming Territorial Legislation of 1869 was, “an act to grant to the women of Wyoming Territory the right of suffrage, and to hold office.” The enacted legislation was the beginning of a pathway to the eventual ratification of the 19th Amendment to the U.S. Constitution nearly 51 years later.

South Pass City played a significant role in the evolution of women’s suffrage in the Wyoming Territory. Two renowned South Pass City residents and business owners spurred Wyoming’s suffrage movement – William H. Bright and Esther Hobart Morris. William H. Bright was the president of the Wyoming Territorial Council and introduced the bill for women’s suffrage to the 1869 Territorial Legislature. Esther Hobart Morris was a prominent backer of President Bright’s bill, and in 1870 she became the first woman to hold public office in the nation as justice of the peace in South Pass City.

Wyoming will celebrate the 150-year anniversaries in 2019 and 2020 of the Wyoming Territorial Legislature granting “female suffrage,” the first government in the world to do so under an unconditional and general franchise, signed into law by Territorial Governor Campbell on December 10, 1869. Secondly, Wyoming will celebrate the first women’s vote cast in a general election on September 6, 1870, by Louisa Swain of Laramie.

The proposed pathway consists of 19 miles of Highway 28 near South Pass City in Fremont County.

Mr. Fredrick noted that a number of requests like this one have come before the Commission over the years, including the most recent to name the Vietnam Veteran’s Memorial Highway, which was ultimately approved by the Wyoming State Legislature. After a highway is named, WYDOT must prepare signage to delineate the significance of the highway. The cost for the

Department to create and install the signage at each end of the proposed Wyoming Women's Suffrage Pathway would be about \$1,000. Mr. Fredrick provided drawings of the proposed signage, should the highway naming be approved.

Commissioner Espy recommended the Commission sponsor a resolution in favor of the naming of Highway 28 as "Wyoming Women's Suffrage Pathway" for consideration by the Wyoming State Legislature.

It was moved by Commissioner Schmidt, seconded by Commissioner Pfrangle to sponsor a resolution demonstrating the Commission's support of naming Highway 28 as the Wyoming Women's Suffrage Pathway.

Mses. Stackis and Trabing left the meeting.

Joint Transportation, Highways & Military Affairs Committee (JTC) Meeting: The JTC will meet in Thermopolis, November 27 and 28, 2017. Agenda topics include the Revenue Information System (RIS) modernization; interstate travel for 18- to 21-year-olds with commercial driver's licenses; vehicle registration incentives and depreciation; WyoLink operations, functionality, and funding; I-80 planning; generating revenue: Yellowstone specialty license plates; and highway safety and the move-over requirement.

Commissioner Espy requested some talking points regarding these topics for commissioners' use in sharing with their constituents.

Air Service Enhancement (ASE) Program: Director Panos reported that WYDOT will reach a funding milestone for Wyoming's Air Service Enhancement Program by June 30, 2019. A proposed Capacity Purchase Agreement (CPA) has been drafted to secure 10 years of commercial air service for Wyoming's existing airports. The proposed CPA will be presented at the JTC meeting in Thermopolis for the committee's information.

5. Mr. Freier presented the monthly budget report.

Monthly Budget Report: Mr. Freier noted that this is the first month in the FY 2018 budget, and he highlighted the beginning budget amounts for the year. The October 2017 budget report revealed that the Commission budget is 9 percent expended, and the Legislative budget is 10 percent expended, which is within the target budget tolerances.

6. Mr. Hehr presented the Procurement Services bids for Commission consideration.

It was recommended by Mr. Hehr, moved by Commissioner Espy, seconded by Commissioner Larson, and carried to approve purchase for Bid No. 18-006 to furnish 15 each, new, Dodge Charger all-wheel-drive sedans, with police package, for delivery in Evans, Colorado. The bid was awarded to Fremont Motor Company, of Lander, Wyoming, for the sum of \$359,130.00.

It was recommended by Mr. Hehr, moved by Commissioner Larson, seconded by Vice Chairman Ruwart, and carried to approve purchase for Requisition Number 0000048238, to furnish 13 each, Force America 6100 Ultra hydraulic packages for tandem axle snow plow trucks, and 1 each, Force America 6100 Ultra hydraulic package for a single axle snow plow truck, for use by maintenance personnel statewide. The contract was awarded to Force America, Inc., of Burnsville, Minnesota, for the sum of \$276,347.00. Force America, Inc., is a sole source provider for this purchase.

7. Mr. Fulton presented the Engineering and Planning report, beginning with the bid tabulations from the letting held November 9, 2017, in Cheyenne.

COMMISSION DISTRICT 1
Bob Ruwart - Vice Chairman

Federal projects NHPPI-I806204 and DR15111 combined, involving grading, milling plant mix, placing base and bituminous pavement surfacing (recycled), high performance wearing course; bridge rehabilitation, with A and B bidding; and miscellaneous work on approximately 11.00 miles of the westbound lane of I-80, beginning at reference marker (RM) 362.00, between Cheyenne and Pine Bluffs, in Laramie County. Completion date: October 31, 2019

Engineer's Estimate	\$6,041,879.50	
Simon Contractors and its subsidiaries, Cheyenne, WY	\$6,135,144.33	+1.5%
Knife River, Cheyenne, WY	\$6,291,334.17	
Mountain Construction Company, Lovell, WY	\$6,384,807.51	
Croell, Inc., Sundance, WY	\$7,544,057.76	

It was recommended by Mr. Fulton, moved by Commissioner Espy, seconded by Commissioner Larson, 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 projects STP-BR-6738001 and DR15281 combined, involving milling plant mix, bituminous pavement surfacing, bridge rehabilitation, bridge damage repair, and miscellaneous work on the Parsley Boulevard bridge over I-80, at RM 360.77 in the city of Cheyenne, in Laramie County. Completion Date: September 30, 2018

Engineer's Estimate	\$301,265.00	
Reiman Corp., Cheyenne, WY	\$313,225.50	+4.0%
S & S Builders, LLC, Gillette, WY	\$331,578.75	
SEMA Construction, Inc., Centennial, CO	\$506,374.40	

It was recommended by Mr. Fulton, moved by Commissioner Newton, seconded by Commissioner Pfrangle, and carried that Reiman Corp., Cheyenne, Wyoming, having prequalified in accordance with rules and regulations adopted by the Transportation Commission

of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICTS 1, 2, 4, and 7

Bob Ruwart - Vice Chairman

Jim Espy - Commissioner

Rick Newton - Commissioner

Phil Schmidt - Commissioner

Federal projects STP-PM-B182024 and CMP-PM-B182038 combined, involving crack sealing and miscellaneous work on various roads in Transportation District 2, including Carbon, Goshen, Johnson, Laramie, Natrona, and Platte counties. Completion date: April 30, 2018

Engineer's Estimate	\$595,936.00	
Highway Improvements, Inc., Sioux Falls, SD	\$561,943.00	-5.7%
Precision Roadway Services, LLC, Osakis, MN	\$638,244.00	
Z & Z Seal Coating, Inc., Billings, MT	\$748,902.80	
Interstate Improvement, Inc., Faribault, MN	\$818,030.00	
Top Job, LLC, Buffalo, WY	\$868,160.00	

It was recommended by Mr. Fulton, moved by Commissioner Larson, seconded by Commissioner Espy, and carried that Highway Improvements, Inc., Sioux Falls, South Dakota, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICT 2

Jim Espy - Commissioner

State project SCP-TC-0103091 involving grading, milling plant mix, placing crushed base and bituminous pavement surfacing; chip sealing; and miscellaneous work on approximately 10.00 miles of WYO 130, beginning at RM 0.00, between Laramie and Centennial, in Albany County. Completion date: September 30, 2018

Engineer's Estimate	\$2,757,706.00	
Simon Contractors and its subsidiaries, Cheyenne, WY	\$2,518,695.46	-8.7%
Knife River, Cheyenne, WY	\$2,531,575.69	
Croell, Inc., Sundance, WY	\$2,598,872.95	
McGarvin-Moberly Construction Co., Worland, WY	\$2,695,885.73	
Mountain Construction Company, Lovell, WY	\$2,920,795.73	

It was recommended by Mr. Fulton, moved by Commissioner Espy, seconded by Commissioner Larson, 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.

State project SCP-TC-0101006 involving grading, milling plant mix, bituminous pavement surfacing, chip sealing, and miscellaneous work on approximately 9.00 miles of WYO 10, beginning at RM 0.09, between Woods Landing and the Colorado state line, in Albany County. Completion date: October 31, 2018

Engineer's Estimate	\$1,708,657.50	
Simon Contractors and its subsidiaries, Cheyenne, WY	\$1,594,117.87	-6.7%
McGarvin-Moberly Construction Co., Worland, WY	\$1,816,407.00	
Knife River, Cheyenne, WY	\$1,829,158.95	

It was recommended by Mr. Fulton, moved by Commissioner Larson, seconded by Commissioner Pfrangle, 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.

COMMISSION DISTRICT 3
Todd Seeton - Chairman

State project SCP-TC-2104001 involving grading, draining, milling plant mix; bituminous pavement surfacing; bridge rehabilitation; fencing; and miscellaneous work on approximately 4.00 miles of WYO 411 (Milburne Road), beginning at RM 0.00 just west of Mountain View, in Uinta County. Completion date: October 31, 2018

Engineer's Estimate	\$1,929,936.00	
Kilgore Companies dba Lewis & Lewis, Inc., Rock Springs, WY	\$2,049,525.80	+6.2%
Staker & Parson Companies, Ogden, UT	\$2,621,478.95	
Plus 5% for Comparison	\$2,752,552.90	

It was recommended by Mr. Fulton, moved by Commissioner Newton, seconded by Commissioner Schmidt, and carried that Kilgore Companies dba Lewis & Lewis, Inc., Rock Springs, 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
Louie Pfrangle - Commissioner

Federal projects STP-RF-0202053 and SCP-TC-0202049 combined, involving grading, draining, milling plant mix, placing crushed base and bituminous pavement surfacing; chip sealing; bridge rehabilitations; fencing; and miscellaneous work on approximately 13.00 miles of WYO 32, beginning at RM 100.00, between Lovell and Emblem, in Big Horn County. Completion date: October 31, 2018

Engineer's Estimate	\$1,906,188.75	
Mountain Construction Company, Lovell, WY	\$1,956,004.43	+2.6%
McGarvin-Moberly Construction Co., Worland, WY	\$2,193,584.99	

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

Federal project NHPP-N311098 involving grading, draining, placing crushed base and bituminous pavement surfacing; chip sealing; and miscellaneous work at RM 45.72, on US 14/16/20, between Yellowstone National Park and Cody, in Park County. Completion date: June 30, 2018

Engineer's Estimate	\$155,693.00
S & L Industrial, Cowley, WY	\$219,397.50 +40.9%
EHC, LLC, Deaver, WY	\$227,197.00
Mountain Construction Company, Lovell, WY	\$257,249.50

It was recommended by Mr. Fulton, moved by Commissioner Schmidt, seconded by Commissioner Larson, and carried that S & L Industrial, Cowley, Wyoming, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICTS 5 and 7
Louie Pfrangle - Commissioner
Phil Schmidt - Commissioner

Federal project STP-SF-B185003 involving the installation of new snow fence and miscellaneous work at various locations in Transportation District 5, including Fremont and Park counties. Completion date: September 30, 2018

Engineer's Estimate	\$ 792,568.00
King Enterprises, Mills, WY	\$ 737,729.50 -6.9%
Patrick Construction, Inc., Lander, WY	\$ 994,445.50
S & L Industrial, Cowley, WY	\$1,058,035.00

It was recommended by Mr. Fulton, moved by Commissioner Schmidt, seconded by Commissioner Newton, and carried that King Enterprises, Mills, Wyoming, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICT 7
Phil Schmidt - Commissioner

Federal projects STPU-I254156 and STP-PO-4123001 combined, involving grading, draining, milling plant mix and concrete, placing crushed base, and bituminous pavement surfacing; plant mix wearing course; chip sealing; water systems; electrical; and miscellaneous work on approximately 6.00 miles of the services roads on the west side of I-25, to the new Westwinds Interchange, near the town of Bar Nunn, in Natrona County. Completion date: July 31, 2019

Engineer's Estimate	\$7,970,732.11
71 Construction, Casper, WY	\$6,841,136.60 -14.2%
Knife River, Cheyenne, WY	\$7,140,495.00
Oftedal Construction, Inc., Casper, WY	\$7,164,351.25
Croell, Inc., Sundance, WY	\$7,599,066.47
SEMA Construction, Inc., Centennial, CO	\$9,580,952.90

It was recommended by Mr. Fulton, moved by Commissioner Newton, seconded by Commissioner Larson, and carried that 71 Construction, Casper, 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.

8. It was recommended by Mr. Fulton, moved by Vice Chairman Ruwart, seconded by Commissioner Larson, and carried to approve the following project authorizations:

Albany County

CD 0.00 CD18102; city of Laramie, Spring Creek, from 23rd Street to 30th Street; multi-use pathway; FY 2018; request federal preliminary engineering funds of \$50,000

Campbell County

CD 0.00 CD18408; city of Gillette, Highway 59, along Donkey Creek to College Park Court; multi-use pathway; FY 2018; request federal construction funds of \$600,000

CM 0.00 CM18404; Campbell County; various county roads; dust suppression; FY 2018; request federal construction funds of \$457,500

Converse County

CD 0.00 CD18203; city of Douglas, Robin Lane to West Richards Street; multi-use pathway; FY 2018: request federal preliminary engineering funds of \$24,306, and federal construction engineering and construction funds of \$194,444

Crook County

CM 0.00 CM18405; Crook County; various county roads; dust suppression; FY 2018: request federal construction funds of \$200,000

IRP 0.00 CN18061; Crook County, County Road 68/D Road; reconstruction; FY 2018; request preliminary engineering funds of \$195,492, construction engineering and construction funds of \$2,345,908, IRP funds of \$1,270,700, and county funds of \$1,270,700

Fremont County

ARSCT 70.00 N341A03; Shoshoni to Casper, US 20/26; RM 70.00; turn lanes; FY 2020; request preliminary engineering funds of \$23,365; estimated construction engineering and construction cost is \$246,502; to be reimbursed by Aethon Energy Operating, LLC

Johnson County

CM 0.00 CM18406; Johnson County; various county roads; dust suppression; FY 2018; request federal construction funds of \$343,750

Laramie County

CD 0.00 CD18101; city of Cheyenne; West Allison Road; crosswalk; FY 2018; request federal preliminary engineering of \$35,440, and federal construction engineering and construction funds of \$307,149

Lincoln County

CD 0.00 CD18304; city of Alpine; evaluate existing pedestrian facilities; FY 2018; request federal preliminary engineering funds of \$35,000

CD 0.00 CD18306; Lincoln County; Kemmerer and Diamondville; master plan for trails; FY 2018; request federal preliminary engineering funds of \$50,000

CM 0.00 CM18301; Lincoln County; various county roads; dust suppression; FY 2018; request federal construction funds of \$500,000

Sheridan County

CM 0.00 CM18407; Sheridan County; various county roads; dust suppression; FY 2018; request federal construction funds of \$343,750

Sweetwater County

CD 0.00 CD18307; town of Superior; Highway 372, between Cliff Overy Road to 1st Street; sidewalk; FY 2018; request federal preliminary engineering funds of \$30,000, and federal construction engineering and construction funds of \$170,000

CM 0.00 CM18302; Sweetwater County; County Road 2, Old Little America Road; dust suppression; FY 2018; request federal construction funds of \$425,000

Uinta County

CD 0.00 CD18305; city of Evanston; multi-use pathway; FY 2018; request federal preliminary engineering funds of \$61,252, and federal construction engineering and construction funds of \$435,305

CM 0.00 CM18303; Uinta County; various county roads; dust suppression; FY 2018; request federal construction funds of \$230,000

ARSCT 0.00 PEG3A19; city of Evanston; purchase material; FY 2018; request preliminary engineering funds of \$500, and construction engineering and construction funds of \$49,500; to be reimbursed by the City of Evanston

Weston County

CM 0.00 CM18408; Weston County; Morrissey Road; dust suppression; FY 2018; request construction funds of \$125,000

Various Counties

HRRR 0.00 HR18901; Campbell, Hot Springs, Laramie, Lincoln, Natrona, Sheridan, and Teton counties; various county roads; regulatory and warning signs; FY 2018; request federal preliminary engineering funds of \$5,000, and federal construction funds of \$300,000

9. Mr. Gillett presented the Operations report.

Construction and Maintenance Activities: A few construction projects are still ongoing throughout the state, most of which are emergency repair, bridge, or concrete-related jobs not affected by the cold weather. Aggregate crushing is also accomplished during the winter months to prepare for summer construction work.

Maintenance work is also ongoing with snow removal operations in full force. Mr. Gillett noted concerns of slow road salt deliveries this year.

Various maintenance crews are still hiring for winter operations, and some crews are experiencing difficulty in filling vacancies. A slow winter start-up has benefitted the newly-hired maintenance personnel by allowing those employees time to learn the scope of their jobs. Mr. Gillett is confident that maintenance crews will perform well this winter.

Striping Operations: WYDOT crews are finishing their seasonal work plans, and most crews are striping late season paving contracts.

Winter Road Closures: US14A from Sheridan to Lovell in the Big Horn Mountains, WYO 130 from Laramie to Saratoga in the Snowy Mountains, and WYO 70 from Encampment to Baggs in the Sierra Madre Mountains, remain open. Mr. Gillett indicated these highways will be closed when WYDOT can no longer keep up with the snowfall over the mountain passes.

WYDOT Facilities Update: The Fort Steele Rest Area, east of Rawlins on I-80, remains closed because of high turbidity in the water. The rest area is expected to be closed for at least two more weeks.

Maintenance Shops: The maintenance shops statewide continue to work on equipment to have it ready for snow removal operations.

10. Mr. Cawley briefed the Commission about FHWA-related matters.

The FHWA has reviewed and approved WYDOT's State Freight Plan. The plan consists of a fiscally constrained list of freight investment projects with respective performance measures and goals of the program, such as truck travel time reliability index. The program consists of about \$7.9 million in FY 2018, compared to \$7.2 million in FY 2017.

WYDOT's Disadvantaged Business Enterprise (DBE) Program was also recently reviewed and approved by the FHWA. The Department's DBE Program will continue using race and gender-neutral measures, per WYDOT's recommendation, and the program does not require project-specific goals. The Department's FY 2018 goal is 4.55 percent, which is the same as FY 2017. During the first half of FY 2017, WYDOT achieved 5.5 percent DBE participation in its federal-aid highway contracts.

11. Colonel Haller presented the Highway Patrol report.

The Fatal Crash Summary through October 31, 2017, includes 96¹ crashes involving 114¹ deaths. The fatalities include 41 rollover crashes, 44 multi-car crashes, 4 fixed objects, 15 motorcycles, 5 ATV/snowmobiles, and 5 pedestrians. Of the 96 fatal crashes that occurred so far this year, 15² involved commercial vehicles.

Thirty-five³ alcohol/drug-related fatal crashes have occurred so far this year, and those crashes caused 41³ fatalities. Of the 41 alcohol/drug-related deaths, 29 were not properly restrained. Of the alcohol/drug-related fatalities, 19 were rollovers, 15 were multi-car crashes, 1 involved a fixed object, 3 were motorcyclists, and 3 were pedestrians. Two² of the alcohol-related fatalities involved commercial vehicles. Colonel Haller noted that there were no alcohol-related fatalities in October, and that these statistics are from earlier in the year.

Of the 114 deaths that have occurred this year, 53 can be attributed to the non-use of occupant restraints, with 33 involving rollover crashes, 18 involving multi-car collisions, and 2 involved fixed objects. Thirty-seven of those who died from non-use of occupant restraints were Wyoming residents. Thirteen of those who perished were under 21 years of age, and 3 of those fatalities were attributed to the failure to use proper occupant restraints.

Of the 96 fatal crashes that have occurred to date this year, 43 of them occurred on primary/secondary highways, 27 occurred on interstate highways, and 26 occurred on city/county roads.

Ten multiple-fatality crashes have occurred on Wyoming highways so far this year, of which 5 involved multiple vehicles, 1 involved a commercial vehicle, and 3 were alcohol related.

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

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

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

In locations where rumble strips/stripes were present, there were 36⁴ crashes, 14⁴ crashes where rumble strips/stripes were applicable, and 51⁴ crashes where rumble strips/stripes were not present.

Inclement weather or road conditions contributed to 7 vehicle crashes so far this year, which resulted in 8 deaths. Speed was considered a factor in 10 of the vehicle crashes that caused 14 deaths.

The days of the week for fatal crashes in 2017 are as follows:

Sunday	12 crashes
Monday	15 crashes
Tuesday	11 crashes
Wednesday	13 crashes
Thursday	13 crashes
Friday	17 crashes
Saturday	15 crashes

The times of day for fatal crashes in 2017 are as follows:

12:00 a.m. to 6:00 a.m.	15 crashes
6:00 a.m. to 12:00 p.m.	14 crashes
12:00 p.m. to 6:00 p.m.	34 crashes
6:00 p.m. to 12:00 a.m.	33 crashes

The following statistics were also provided to the Commission:

- 80 percent of those who died in rollover crashes were unbelted.
- 41 percent of all those who died in multi-vehicle crashes were unbelted.
- 70 percent of the fatalities so far this year have been drivers.
- 51 percent of Wyoming residents who died were not wearing seat belts.
- 39 percent of the non-resident fatalities were unrestrained.
- Alcohol and/or drug impairment was a factor in 36 percent of the fatalities.

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary depicts 5,276⁵ crashes statewide, of which 4,262⁵ involved non-commercial vehicles, and 1,014⁵ involved commercial vehicles.

Colonel Haller shared the 2017 fatal crash pin map that depicted fatal crash locations statewide.

⁴Numbers at the time of reporting; final numbers may change.

⁵Does not contain all crashes worked; some reports are still pending.

Commissioner Newton asked if statistics are established enough now to determine whether the 80-mile-per-hour speed increase on the Interstates has had any effect on fatality rates. Colonel Haller indicated there is no evidence that ties the increased speed limits to the fatality or crash rates so far.

WHP FY 2017-2019 Strategic Plan and Balanced Score Card: The Wyoming Highway Patrol has completed its FY 2017 through 2019 Strategic Plan and Balanced Score Card. Colonel Haller indicated he will be sending those results to the Commission for their information.

Trooper Recruitment and Commissioning: The Highway Patrol currently has 27 trooper vacancies. The WHP began heavy recruitment efforts in June 2017 to fill those positions.

The latest group of 8 new trooper recruits, Class 93, recently graduated from the Wyoming Law Enforcement Academy, and they were sworn in before the Wyoming Supreme Court on November 2, 2017. They have been deployed to serve in various locations throughout the state.

Five more new troopers will graduate from the Wyoming Law Enforcement Academy next week, and one more pre-certified law enforcement officer will attend the Highway Patrol Academy to become a new WHP trooper.

Testing for the next group of WHP trooper candidates will begin in January. Colonel Haller will keep the Commission informed throughout the hiring process and the progress that is made to fill the trooper vacancies.

Meeting with Towing and Wrecker Industry: On November 15, 2017, WHP representatives met with members of the towing and wrecker industry to discuss towing fees. Representatives from the insurance industry and Ms. Sheila Foertsch, Executive Director for the Wyoming Trucking Association, also attended the meeting.

The purpose of the meeting was to address the exorbitant fees that some towing and wrecker companies charge, particularly with non-consensual tows. The WHP uses a tower rotation list when the owner is not available or doesn't know of a specific company to perform the tow.

Representatives from the Owner-Operator Independent Drivers' Association, the international trade association representing the interests of independent owner-operators and professional drivers on all issues that affect truckers, also attended the meeting to express concerns about exorbitant towing fees that are being charged for towing services throughout Wyoming. Industry representatives were advised they should establish an advisory board that can develop guidelines and parameters within their own industry for use in Wyoming.

Drug Recognition Expert Program (DREP): The WHP has assumed responsibility for training all of Wyoming's law enforcement entities in recognizing drug impairment. Colonel Haller reported that Wyoming has seen a significant increase in drug impaired driving since the legalization of recreational marijuana use in Colorado a few years ago. DREP training will enhance law the enforcement officers' capability of recognizing the types of drug-related symptoms and

impairment that are encountered, which is designed to ultimately lead to more drug use convictions.

Federal highway safety grant funding is used to administer the training. The DREP training has also led the WHP to host the Governor's Council on Impaired Driving Conference, to be held in Casper, April 28, 2018.

12. Ms. Surdam presented the Aeronautics report, including the Aeronautics Flight Operations Passenger Summary Report.

There were no reported aircraft accidents in October.

A crash was reported on November 15, 2017, near the Rock Springs Airport. The plane was carrying four passengers, and it made the emergency landing on the access road because of maintenance or fuel issues. Three minor injuries were reported from the incident. A more complete report will be provided to the Commission at its December 8, 2017, business meeting.

Tour of Wyoming's 40 Airports: Ms. Surdam has completed her tour of Wyoming's 40 airports. The tour was designed as a tool to learn about each of the airport's priorities and needs, and to get to know the key people who operate the airports.

WYDOT Aviation Conference: The Aeronautics Division hosted WYDOT's first Aviation Conference, November 13-15, 2017, in Cheyenne. The conference covered Wyoming's state of aviation today and into the future. Wyoming Secretary of State Ed Murray, Senator Michael Von Flatern, FAA Regional Administrator David Suomi, WYDOT Director Bill Panos, Amy Surdam, Aeronautics' Planning and Grants Program Manager Christy Yaffa, and WAOA President Jay Lundell spoke at the event. The conference was well attended, and Director Panos hopes to host a similar event again next year.

Wyoming State Aviation System Plan: Ms. Surdam provided an executive summary of the Wyoming State Aviation System Plan. The plan delineates the diversification of Wyoming's many uses for its airports, the strategic placement of airports to minimize the drive time for medical evacuations, and the performance, accomplishments, and air service market research for state airports.

Capacity Purchase Agreement (CPA): At its October business meeting, Ms. Surdam briefed the Commission about a proposed CPA. The CPA was presented to the Joint Minerals, Business & Economic Development Committee on October 23, 2017. A draft bill was proposed by Senator Von Flatern, but it failed on an 8-6 vote. The bill would have created a task force for one year to finalize the CPA and to develop a plan for implementation. Ms. Surdam believes the bill failed because of the lack of understanding about the current needs and what was being proposed to change the course for Wyoming's airports.

Initially, the proposed cost of the proposed CPA was between \$29 million and \$37 million, which was an all-inclusive cost that include local and state government contributions. The City

of Cheyenne made up nearly half of the estimated \$30 million price tag, but Cheyenne will likely not participate in the CPA model, as they are making alternate plans for air service and have an alternative time line for air service implementation.

The revised model also includes 40 percent community matching funds, which is the same as the current required match for local governments for airport funding, but equates to less dollars per year for all communities. Other variables were considered in the proposed plan, and determined need to fund the program is \$15.1 million.

Director Panos indicated WYDOT will continue to reach out to legislators and airport boards to educate them about the proposed CPA plan. According to Director Panos, some Wyoming airports will be forced to close without changes to the current funding structure.

13. Mr. Rossetti presented the Support Services report.

Employment Summary: WYDOT employed 1,888 personnel as of November 8, 2017, compared to 1,869 a month ago and 1,908 one year ago. The Department currently has 56 job postings on its website, with another 30 that are approved for advertisement. Forty-one of the 56 vacancies are field positions, of which 15 are snow plow drivers, and 2 are mechanic jobs. The snow plow driver jobs are temporary positions.

Mr. Rossetti indicated the Department is finding it more difficult to find qualified applicants for job openings, and that fewer applicants are applying for state jobs.

14. Mr. Rossetti presented a new rule, Motor Vehicles and Licensing Section, Chapter 11, Rebuttable Presumption, from the *Wyoming Department of Transportation Rules and Regulations*.

No public comments were received during the statutory 45-day comment period. The purpose of the rule is to administer the rebuttable presumption pertaining to ownership of vehicles registered under the laws of another jurisdiction and operated by Wyoming residents, as described in Wyoming Statutes 31-2-201 and 31-2-224.

It was recommended by Mr. Rossetti, moved by Commissioner Schmidt, seconded by Commissioner Larson, and carried to approve the following resolution.

RESOLUTION

WHEREAS, the Wyoming Department of Transportation, with the approval of the Transportation Commission of Wyoming pursuant to W.S. 24-2-105, is required by W.S. 31-2-201 to promulgate rules to administer the rebuttable presumption pertaining to ownership of vehicles registered under the laws of another jurisdiction and operated by Wyoming residents as described in W.S. 31-2-201 and W.S. 31-2-224; and

WHEREAS, the Wyoming Department of Transportation, through the Transportation Commission of Wyoming, desires to adopt Motor Vehicles and Licensing Section, Chapter 11, Rebuttable Presumption; and

WHEREAS, this new rule fulfills the requirement from the state legislature that the Wyoming Department of Transportation establish rules to administer the rebuttable presumption pertaining to ownership of vehicles registered under the laws of another jurisdiction and operated by Wyoming residents; and

WHEREAS, a forty-five day public comment period was held to solicit written comments concerning these rules; and

WHEREAS, no public comments were received during the comment period for consideration by the Transportation Commission of Wyoming;

NOW, THEREFORE, BE IT RESOLVED, that the Transportation Commission of Wyoming officially adopts Motor Vehicles and Licensing Section, Chapter 11, Rebuttable Presumption.

15. Mr. Lewis presented the Chief Technology Officer's report.

New WYDOT Web Camera: WYDOT has installed a new web camera on Highway 34 in Sybille Canyon. This camera is the first of its kind for WYDOT, as it uses satellite technology. Mr. Lewis indicated the cost to operate the camera is similar to the cost of other cameras implemented on Wyoming highways.

Connected Vehicle Demonstration: Connected Vehicle Demonstration: The Commission will attend a demonstration of WYDOT's Connected Vehicle Project from 2:00 to 4:00 p.m. today, at the Laramie County Archer Complex. The Connected Vehicle Project is the first implementation of its kind in the world and demonstrates the Distress Notification application, pioneered by WYDOT. WYDOT is one of three pilot entities selected by the USDOT for this project, along with New York and Tampa, Florida. The Wyoming portion of this pilot project is using the current winter season to shake out any potential problems before it is put into fleet vehicles for the winter of 2018-2019.

WyoLink Contract Update: WYDOT has signed a contract with Motorola Corporation for the remaining 16 towers to be built for the WyoLink system. The ongoing maintenance cost for WyoLink was due to be renewed, so that service was included in the contract for the tower build-out. Local entities will be involved in the placement of the remaining towers in an effort to satisfy as many needs as possible.

At the direction of the 2016 Wyoming State Legislature via a footnote in the FY17-18 Biennium Budget, the last group of faux invoices will be sent to WyoLink users following the June 30 end of the fiscal year. We anticipate that their share of future maintenance costs will be paid for by the WyoLink users.

Commission Notebooks and Mailings: Effective January 2018, Commission meeting notebooks will be compiled and shared electronically for all Commission meeting attendees, except for commissioners and Director Panos. This change will realize a significant cost savings in materials and printing costs to the Department. The electronic method of compiling Commission materials will be done on a trial basis and may eventually be implemented for commissioners.

16. It was moved by Commissioner Newton, seconded by Commissioner Larson, and carried to adjourn the meeting. Chairman Seeton adjourned the meeting at 11:48 a.m., on Thursday, November 16, 2017.