

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming via Zoom and in person in Cheyenne on October 15th and 16th. Chair Lyman convened the meeting at 1:03 p.m. on the 15th and 8:30 a.m. on the 16th. The following members were present, constituting a quorum.

Chair Brandt Lyman, Rock Springs
Vice Chair Jim Willox, Douglas
Commissioner Micheal Baker, Thermopolis *via Zoom*
Commissioner Susan Holmes, Sheridan *via Zoom*
Commissioner Mark Hughes, Sundance *via Zoom*
Commissioner Marlowe Scherbel, Afton
Commission Secretary Caitlin Casner
Director Darin J. Westby

Others present and participating in the meeting: Dennis Byrne, Chief Financial Officer; Rodney Freier, Budget Manager; Keith Fulton, Chief Engineer; Brian Olsen, Assistant Chief Engineer-Engineering and Planning; Mark Ayen, Assistant Chief Engineer-Operations; Colonel Tim Cameron, Nate Smolinski, Chief Technology Officer; Christina Spinder, State Traffic Engineer; Mike Kahler, Senior Assistant Attorney General; Doug McGee, Public Affairs; Kent Ketterling, State Construction Engineer; Kacey Brown and Sandra Sanderson, Management Services; Brandi Miller and Cole Bostron, WYDOT Local Government; Senator Stephan Pappas; Kimberly Chapman, Public Safety Communications Commission and Aeronautics Commission Secretary.

October 15

1. Highway Patrol Report: Col. Cameron presented the Fatal Crash Summary through September 30, 2025, which includes 86 fatal crashes involving 95 deaths. The fatalities include multi-vehicle crashes and commercial crashes.

There have been 23 fatal crashes deemed drug or alcohol related, resulting in 25 deaths through September 2025.

Of the 95 deaths this year, 42 were attributed to not using occupant restraints, rollover crashes, multi-car collisions, or fixed objects. Ten perished that were under 21 years old.

Of the 86 fatal crashes so far this year, it is unknown whether 47 of those drivers had no distractions. Four (4) drivers were distracted, and 75 were not.

Of the 86 fatal crashes that have occurred this year, 15 occurred on city/county roads, 45 occurred on primary/secondary highways, and 26 occurred on interstate highways.

The days of the week for fatal crashes in 2025 are as follows:

Sunday	10 crashes
Monday	12 crashes
Tuesday	2 crashes
Wednesday	12 crashes
Thursday	14 crashes
Friday	17 crashes
Saturday	19 crashes

The times of day for fatal crashes in 2025 are as follows:

12:00 a.m. to 6:00 a.m.	13 crashes
6:00 a.m. to 12:00 p.m.	22 crashes
12:00 p.m. to 6:00 p.m.	32 crashes
6:00 p.m. to 12:00 a.m.	19 crashes

There were 3,349 patrol investigated crashes in 2025.

2. Aeronautics Report: The Aeronautics Report was provided in written form only, as included in the October 2025 meeting materials.

3. Support Services Report: The Support Services Report was provided in written form, as included in the October 2025 meeting materials.

Mr. Rossetti discussed regional impacts on hiring efforts as well as applications received for vacant positions. Mr. Rossetti also thanked the Commission for their involvement and support in employment salary efforts.

4. Chief Technology Officer's Report: The Chief Technology Officer's Report was provided in written form, as included in the October 2025 meeting materials.

Mr. Smolinski updated the Commission on recent construction of a microwave tower after approval by the Sheridan County Commission. It is expected that this new tower will be online in November.

Mr. Smolinski summarized the allocation of funds and significant expenditures, as presented in the meeting materials.

Manual on Uniform Traffic Control Devices (MUTCD): Ms. Spindler presented to the Commission regarding the eleventh edition of the MUTCD. Topics discussed also included a historical overview of the MUTCD, the importance of the Manual in standardizing traffic control devices, and changes in the eleventh edition. Ms. Spindler highlighted the increased emphasis on vulnerable road users, automated vehicles, work zone protection, and the impact of the MUTCD on localities.

Commission recessed to break at 2:18 p.m.

Commission returned to public session at 2:35 p.m.

Alternative Contracting: Mr. Ayen presented to the Commission regarding WYDOT's usage of alternative contracting methods, including A+B bidding, also known as cost plus time bidding, and lane rental. Mr. Ayen explained incentive and disincentive provisions and daily road usage charges included with A+B bidding, as well as bid documents associated with this method. Mr. Ayen also explained how lane rental rates are calculated, including speed reduction and delay costs. Mr. Ayen presented the benefits and drawbacks of A+B bidding and lane rental, and when each method might be used.

October 16

5. Pledge of Allegiance: Chair Lyman led the attendees in the Pledge of Allegiance.

7A. September 17-18, 2025 Business Meeting Minutes: It was recommended by Secretary Casner, moved by Commissioner Willox, and seconded by Commissioner Scherbel to approve the September 17-18, 2025 Business Meeting Minutes. The motion carried unanimously.

7B. September 18, 2025 Executive Session Minutes: It was recommended by Secretary Casner, moved by Commissioner Holmes, and seconded by Commissioner Scherbel to approve the September 18, 2025 Executive Session Minutes. The motion carried unanimously.

7C. October 1, 2025 Special Business Meeting Minutes: It was recommended by Secretary Casner, moved by Commissioner Scherbel, and seconded by Commissioner Baker to approve the October 1, 2025 Special Business Meeting Minutes. The motion carried unanimously.

9A. Chapters 1, 6, 8, 10, and 33 Draft Rules Approval: It was recommended by Mr. Davis, moved by Commissioner Hughes, and seconded by Commissioner Willox to adopt the Chapters 1, 6, 8, and 10 draft rules. The motion carried unanimously.

It was recommended by Mr. Davis, moved by Commissioner Willox, and seconded by Commissioner Scherbel to adopt the Chapter 33 draft rules. The motion carried unanimously.

9B. 2026 Commission Meeting Schedule: Secretary Casner summarized the draft 2026 Commission Meeting Schedule.

It was recommended by Secretary Casner, moved by Commissioner Holmes, and seconded by Commissioner Scherbel to approve the draft 2026 Commission Meeting Schedule, with the ability to make changes at a future date if needed. The motion carried unanimously.

10. Director's Report: The Director's Report was provided in written form, as included in the October 2025 meeting materials.

Director Westby advised that staff has been involved with multiple Legislative interim committee meetings, which will wrap up by the end of the year. Westby reminded the Commission that the

Governor's budget will be released mid-November, and WYDOT will have a hearing with the Appropriations Committee regarding the budget in January 2026.

Director Westby summarized the recent State Building Commission meeting, where major maintenance for the southeast and northeast Welcome Centers was discussed. During this meeting, Westby also discussed with the State Building Commission the possibility of including WYDOT buildings in the major maintenance formula in the future.

11. Mr. Byrne presented the Chief Financial Officer's Report.

11A. Monthly Budget Report: Mr. Freier presented the monthly budget report. Overall, the budget report revealed that the Commission budget was 96 percent expended, and the legislative budget was 101 percent expended in Fiscal Year 2025.

11B. Award of Procurement Services Bids.

It was recommended by Mr. Byrne, moved by Commissioner Willox, and seconded by Commissioner Hughes to award Bid Number 25-289NG to Hot Iron Inc., of Gillette, Wyoming, for the sum of \$240,701.53 to furnish Port of Entry waterline replacement. The motion carried unanimously.

It was recommended by Mr. Byrne, moved by Commissioner Willox, and seconded by Commissioner Scherbel to award Requisition 0000075904 to Celtic Cross Holdings, Inc., of Scottsdale, Arizona, for the sum of \$326,999.25 to furnish IFTA/IRP software annual maintenance. The motion carried unanimously.

Mr. Byrne advised the Commission that tax began being collected on Electric Vehicle (EV) charging stations on October 1. Staff is working with those that own level two and level three commercial EV chargers to register with WYDOT and begin charging taxes.

12. Chief Engineer's Report: The Chief Engineer's Report was provided in written form, as included in the October 2025 meeting materials.

Mr. Fulton explained that the National Electric Vehicle Infrastructure (NEVI) program plan for Wyoming is being evaluated by the FHWA, but feedback has been limited due to the shutdown.

Mr. Fulton also explained a recently implemented interim final rule that changes how Disadvantaged Business Enterprises (DBE and Airport Concessions DBE (ACDBE) are assessed. At this time, all DBE and ACDBE are now effectively decertified, and race and gender no longer automatically qualify as proof of disadvantage. The definitions of race-conscious and race-neutral measures are removed. Mr. Fulton also summarized how businesses can maintain program participation, the reevaluation of DBE/ACDBE firms, as well as how the WYDOT DBE program will provide instructions for potential participants.

12Ai. Mr. Olsen presented the Engineering and Planning Report, beginning with the bid tabulations from the October 9, 2025 letting.

Federal Project NHPPI-I804276 for mill and overlay involving placing asphalt placement, applying wearing course, placing road base, performing excavation, installing temporary traffic control measures, and milling plant mix on approximately 11.90 miles on the eastbound lane of I-80 beginning at RM 199.05 between Rawlins and Creston Junction in Carbon County. Completion Date: October 31, 2026.

<i>Engineer's Estimate</i>	\$19,609,312.00	
JTL Group, Inc., DBA Knife River, Cheyenne, WY	\$15,402,449.63	-21.5%
Riverside Contracting, Inc., Missoula, MT	\$15,879,229.00	
Simon Contractors, Cheyenne, WY	\$18,314,077.50	
Northern Improvement Company, Fargo, ND	\$20,718,039.00	
McGarvin-Moberly Construction Co., Worland, WY	\$21,021,095.55	

It was recommended by Mr. Olsen, moved by Commissioner Baker and seconded by Commissioner Hughes that JTL Group, Inc., DBA Knife River, of 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 motion carried unanimously.

Federal Project NHPPI-I801189 for mill, overlay, and wearing course, involving placing asphalt pavement, applying wearing course, installing temporary traffic control measures, and milling plant mix on approximately 6.30 miles on both eastbound and westbound lanes on I-80 beginning at RM 28.03 just West of Lyman in Uinta County. Completion Date: October 31, 2026.

<i>Engineer's Estimate</i>	\$9,520,200.00	
Riverside Contracting, Inc., Missoula, MT	\$8,537,680.00	-10.3%
Kilgore Companies, LLC DBA Lewis & Lewis, Inc., Rock Springs, WY	\$9,218,818.00	
Avail Valley Construction-WY, LLC, Afton, WY	\$9,343,984.60	
H-K Contractors, Inc., Idaho Falls, ID	\$10,289,954.00	

It was recommended by Mr. Olsen, moved by Commissioner Scherbel and seconded by Commissioner Willox that Riverside Contracting, Inc., of Missoula, Montana, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The motion carried unanimously.

State Project SCP-TC-N331029 for mill, overlay, reconstruction, and chip seal involving placing road base and asphalt pavement, installing temporary traffic control measures and cattle guards, performing excavation, and applying chip seal on approximately 5.15 miles on WYO 120 and WYO 170 beginning at RM 4.21 between Thermopolis and Meeteetse in Hot Springs County. Completion Date: June 30, 2027.

<i>Engineer's Estimate</i>	\$7,680,036.50	
Croell, Inc., Sundance, WY	\$7,198,004.75	-6.3%

Riverside Contracting, Inc., Missoula, MT	\$6,996,357.50
<i>Plus 5% for Comparison</i>	\$7,346,175.38
Mountain Construction Company, Lovell, WY	\$7,476,552.96
McGarvin-Moberly Construction Co., Worland, WY	\$7,939,673.98

It was recommended by Mr. Olsen, moved by Commissioner Hughes and seconded by Commissioner Scherbel that Croell Inc., of Sundance, Wyoming, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The motion carried unanimously.

Federal Project STP-BROS-CN21012 for bridge replacement involving erecting structural steel, performing excavation, placing structural concrete, slope paving, placing asphalt pavement, installing temporary traffic control measures, removing one steel bridge, drilling shaft foundations, placing road base, installing reinforcing steel, and installing bridge railing on approximately 0.50 mile at the structure over BNSF Railroad on County Road 1A in Weston County. Completion Date: November 30, 2026.

<i>Engineer's Estimate</i>	\$5,040,100.50	
Reiman Corp., Cheyenne, WY	\$4,884,734.90	-3.1%
S&S Builders, LLC, Gillette, WY	\$5,577,057.00	
McMillen, Inc., Boise, ID	\$5,884,579.00	

It was recommended by Mr. Olsen, moved by Commissioner Holmes and seconded by Commissioner Hughes that Reiman Corp., of 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 motion carried unanimously.

Federal Project STP-PM-B263032 for crack sealing, including sealing asphalt cracks on WYO 28 at various locations in Transportation District 3 in Sweetwater and Sublette Counties. Completion Date: May 31, 2026.

<i>Engineer's Estimate</i>	\$859,968.00	
Highway Improvement Inc., Sioux Falls, SD	\$764,483.30	-11.1%
Z&Z Seal Coating Inc., Laurel, MT	\$771,315.38	
J.D. Peterick Inc DBA Northwest Asphalt & Maintenance, Thief River Falls, MN	\$894,573.00	

It was recommended by Mr. Olsen, moved by Commissioner Willox and seconded by Commissioner Scherbel that Highway Improvement Inc., of 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 motion carried unanimously.

Federal Projects STP-PM-B261020 and SCP-TC-B261033 combined for crack sealing, involving sealing asphalt cracks and installing temporary traffic control measures on approximately 89.00 miles at various locations in Transportation District 1 in Albany, Carbon and Laramie Counties. Completion Date: April 30, 2026.

<i>Engineer's Estimate</i>	\$809,152.00
Highway Improvement, Inc., Sioux Falls, SD	\$696,848.70 -13.9%
Z&Z Seal Coating, Inc., Laurel, MT	\$753,172.75
J.D. Peterick Inc DBA Northwest Asphalt & Maintenance, Thief River Falls, MN	\$1,086,013.30

It was recommended by Mr. Olsen, moved by Commissioner Scherbel and seconded by Commissioner Baker that Highway Improvement, Inc., of 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 motion carried unanimously.

Federal Project STP-BROS-CN02110 for structure removal involving removing one steel bridge, performing excavation, installing temporary traffic control measures, and removing surfacing at RM 8.21 on County Road 210 near Cheyenne in Laramie County. Completion Date: June 30, 2026.

<i>Engineer's Estimate</i>	\$628,450.00
Reiman Corp., Cheyenne, WY	\$497,606.50 -20.8%

It was recommended by Mr. Olsen, moved by Commissioner Willox and seconded by Commissioner Hughes that Reiman Corp., of Cheyenne, Wyoming, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder conditionally, pending concurrence from the Laramie County Commission. The motion carried unanimously.

12Aii. October 2025 STIP Addendum Approval: Mr. Olsen presented the October 2025 STIP Addendum. Mr. Bostron presented to the Commission also regarding Transportation Alternative Program (TAP) and Congestion Mitigation and Air Quality (CMAQ) projects included in the October 2025 STIP Addendum.

It was recommended by Mr. Olsen, moved by Commissioner Willox and seconded by Commissioner Holmes to approve the October 2025 STIP Addendum. The motion carried unanimously.

Commission recessed to break at 10:03 a.m.

Commission returned to public session at 10:23 a.m.

12B. The Operations Report was provided in written form, as included in the October 2025 meeting materials.

Mr. Ayen advised the Commission of the recent issue in northeast Wyoming, where a WYDOT employee encountered a device that was brought into the WYDOT shop. This device was destroyed by the Campbell County bomb squad, and a law enforcement investigation is ongoing.

Mr. Ayen also reminded the Commission that an unknown device was placed in front of the Capitol in Cheyenne and was brought into the Capitol, which prompted evacuation efforts. This event is also currently under investigation.

12Bi. Approval of MUTCD Manual: Mr. Ayen reminded the Commission of the previous discussion of the MUTCD, 11th Edition.

It was recommended by Mr. Ayen, moved by Commissioner Scherbel, and seconded by Commissioner Holmes to adopt the following resolution. The motion carried unanimously.

RESOLUTION

WHEREAS, the Transportation Commission of Wyoming on December 8, 2011, adopted the 2009 edition of the Manual on Uniform Traffic Control Devices for Streets and Highways as approved by the Federal Highway Administrator as the state and national standard for application on all classes of highways; and

WHEREAS, W.S. 31-5-112, Adoption of Uniform System of Traffic-Control Devices, requires the Wyoming Department of Transportation to adopt a uniform system of traffic-control devices conforming so far as possible to the system set forth in the Manual on Uniform Traffic Control Devices for Streets and Highways and federal standards; and

WHEREAS, that manual has been updated by the 11th edition; and

WHEREAS, the Wyoming Department of Transportation, through the Transportation Commission of Wyoming, desires to adopt the 11th edition of the Manual on Uniform Traffic Control Devices.

NOW, THEREFORE, BE IT RESOLVED by the Transportation Commission of Wyoming, the 11th edition of the Manual on Uniform Traffic Control Devices for Streets and Highways be adopted as the state's standard.

A copy of the manual is on file in the Commission Secretary's office.

13. November 2025 Commission Meeting: Secretary Casner reminded the Commission that the November 2025 Commission Meeting will be held in Cheyenne. The Education Session topics will be an update from the Wyoming Highway Patrol and the Long Range Transportation Plan.

14A. Legislator Comments: Senator Pappas summarized recent upcoming topics for the Joint Transportation, Highways, and Military Affairs meeting, including tribal tax exemptions. Senator Pappas does not anticipate many bills regarding transportation in the 2026 legislative session.

14B. Commissioner Comments: Commissioner Baker thanked Mr. Fulton for the consultant information included in his report and is encouraged for the work that is occurring. Commissioner Holmes expressed appreciation for being able to join the Commission virtually. Commissioner Hughes thanked Ms. Spindler for her presentation on the MUTCD. Commissioner Willox echoed previous comments regarding the education session and expressed appreciation for staff's hard work. Commissioner Scherbel also expressed appreciation for WYDOT staff. Chair Lyman thanked the Commission for their efforts and wished Commissioner Holmes a speedy recovery.

16. The meeting was adjourned by Chair Lyman at 11:18 a.m. on Thursday, October 16, 2025.