

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met in the Commission Room of the Transportation Headquarters building in Cheyenne on June 19, 2008. The meeting was convened at 8:30 a.m. by Chairman Hawkins. The following members were present constituting a quorum:

Rip Hawkins, Chairman, Devils Tower
Emerson Scott III, Commissioner, Dayton
Charlie Monk, Commissioner, Lovell
Cactus Covello, Jr., Commissioner, Torrington
Jim Latta, Commissioner, Pinedale
Sandi McCormick, Commissioner, Rock Springs
Sandra J. Scott, Commission Secretary

Also present at and participating in the meeting were: Pat Collins, Assistant Chief Engineer of Engineering and Planning; Jim O'Connor, Support Services Administrator; Colonel Sam Powell, Wyoming Highway Patrol Administrator; Dennis Byrne, Aeronautics Administrator; Kevin Hibbard, Budget Officer; Doug McGee, Public Affairs Manager; Doug Moench, Senior Assistant Attorney General; and Phil Miller, Division Administrator, Federal Highway Administration.

Commission Vice Chair Susan Dziardziel, Douglas; John Cox, Director; Delbert McOmie, Chief Engineer; and Tim Hibbard, Assistant Chief Engineer of Operations, were absent.

1. It was recommended by Secretary Scott, moved by Commissioner Scott, seconded by Commissioner McCormick, and carried to approve the minutes from the May 15, 2008, regular business meeting and the May 30, 2008, special teleconference meeting.

2. Mr. Kevin Hibbard presented the Budget report.

The monthly activity report reflects funding receipts remaining from the 2007-08 biennium general fund appropriations, including Verisol™, automated weather system, WYOLINK, surface transportation, and airport improvements.

2009-2010 Supplemental Budget: Agency supplemental budget requests must be submitted to the Department of Administration and Information (A&I) Budget Division by August 29, 2008. The Department requested \$320 million in the last biennium and received \$200 million, \$10 million of which was appropriated to the local governments for industrial roads and roto-milled asphalt. Mr. Hibbard advised that the Department will ask for the balance of the initial \$320 million request (\$130 million) and add requests for regular maintenance, snow removal, and the cost of doing business, which considers inflation and funds for equipment fleet management. The draft budget will be provided to the Commission for review before it goes to A&I.

Chairman Hawkins expressed opposition to using heavy-duty trucks for light-duty jobs, such as repairing fence and running errands. Mr. Hibbard advised that this change requires a policy revision and could be addressed with executive staff and the Commission over the summer. Mr. Collins reported that WYDOT District Engineers and the State Equipment Manager have been asked to evaluate their equipment needs when preparing budget requests.

Governor Freudenthal has directed the Department to use the following criteria when preparing its supplemental budget request:

- 1) Appropriations necessary to support programs that were funded for only one year,
- 2) Emergencies or other critically changed situations that may require legislative attention, and
- 3) Changes that may be necessary because of reductions in revenue sources other than the general fund.

3. Mr. Hibbard advised that the current hourly aircraft usage rate does not meet today's operations expenditures. A 45 percent increase is necessary, primarily because of escalating fuel prices. It was recommended by Mr. Hibbard, moved by Commissioner Covello, seconded by Commissioner Monk, and carried to increase the aircraft usage rate to \$1,500 per hour, effective July 1, 2008. Future aircraft expenditures will be reviewed quarterly to keep up with inflation.

4. Colonel Powell presented the Highway Patrol report.

The Fatal Crash Summary through May 31, 2008, includes 32 fatal crashes involving 44 deaths. The fatalities include 17 involving rollover crashes, 23 involving multi-car crashes, 6 involving commercial vehicles, 3 involving pedestrians, and 1 involving a fixed object.

There have been 16 crashes to date deemed alcohol related, resulting in 21 deaths. Of those deaths, 17 were attributed to not using restraints.

Of the 44 deaths that have occurred to date in 2008, 29 can be attributed to the non-use of occupant restraints, with 16 involving rollover crashes and 13 involving multi-car collisions. Of the 29 deaths that occurred from non-use of occupant restraints, 24 were Wyoming residents and 5 were non-residents.

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary reflects activity through April 30, 2008. The summary depicts 2,996 crashes statewide, of which 2,402 involved non-commercial vehicles and 594 involved commercial vehicles.

Patrol Field Arrest Activity: Field arrest activity indicates that the majority of arrests made as of May 31, 2008, have been DUI related. Field arrests total 800 to date, including:

- DUI arrests from crashes – 81
- DUI arrests from traffic stops – 347
- DUI arrests from the REDDI Program – 62
- DUI arrests from ports-of-entry – 3
- NCIC hits (person) – 26
- Wyoming warrants hits – 76
- Drug arrests – 66
- Other arrests – 139

Colonel Powell advised that it's difficult to determine whether truck traffic has slowed because of fuel prices. The real answer comes from comparing fuel savings to time savings for the load being carried.

Summer 2008 Special Services Squad Deployments: Colonel Powell noted that the Wyoming Highway Patrol Special Services Squad (SSS) has been asked to provide law enforcement at a number of events this summer. The squad is composed of members from each of the 18 field divisions that receive specialized training for such events. The members will augment local law enforcement entities as they deal with specific situations.

Western Governors' Association - Governor Freudenthal is hosting the annual Western Governors' Association in Jackson, June 26 through July 2, 2008. About 20 troopers and 2 dispatchers are required to provide security and transportation for the visiting governors. WHP Executive Protection Detail members are coordinating the event with assistance from the squad.

Rainbow Family World Conference - The Rainbow Family will be meeting in the Pinedale area for its annual summer gathering in early July. The gathering is touted as a "world conference" and will attract more attendees than usual. The WHP is coordinating efforts with the National Forest Service and Sublette County authorities to prepare for the event, as attendance could be as high as 20,000 people with 8,000 vehicles. A limited number of squad members will be deployed to assist local divisions with traffic and other safety concerns. The Patrol will not routinely police the National Forest unless specifically asked to respond to an officer's request from a Forest Service Ranger or other law enforcement. Some Rainbow Family members have already arrived in the area. The event is expected to last until July 4.

Hells Angels - The Montana Highway Patrol has unofficially requested law enforcement assistance for the Hells Angels' Missoula, Montana, visit July 24-27, 2008. The event is in conjunction with the Sturgis Motorcycle Rally in South Dakota. A written request for

assistance must be submitted through Governor Freudenthal's office but has not yet been received. If a formal request is received, the WHP will deploy about 12 squad members to the Missoula area. A Memorandum of Understanding (MOU) will be executed before services are rendered.

Ham 'n Jam - SSS members will also be deployed to Hulett to police the annual Ham 'n Jam, August 3-10, 2008. About 24 troopers, including the entire SSS and other troopers, will serve during the event. The actual event takes place August 6.

Democratic National Convention - Governor Freudenthal will be a delegate at the 2008 Democratic National Convention in Denver, August 25-28. The WHP will deploy the Executive Protection Detail, including the explosives detection K-9 Unit, to assist other law enforcement. The deployment is coordinated through the Wyoming Office of Homeland Security. The WHP has an existing MOU with the Colorado Highway Patrol and, if necessary, may assist with law enforcement in northern Colorado during the convention.

5. Mr. Collins presented the Engineering and Planning report, beginning with the bid tabulations from the June 12, 2008, letting held in Lander.

**COMMISSION DISTRICT 1
Cactus Covello - Commissioner**

Federal project NH-GM-0806192, involving placing crusher run subbase, concrete ditch paving, and miscellaneous work on 0.29 miles of I-80, at the Cribbon Avenue pedestrian overpass, and proceeding west in Laramie County. Completion date - September 30, 2008

Engineer's Estimate	\$658,365.00	
Knife River, Cheyenne, WY	\$486,679.60	-26.1%
S & S Builders, LLC., Gillette, WY	\$532,793.50	
Reiman Corp., Cheyenne, WY	\$548,560.00	
Simon Contractors, Cheyenne, WY	\$588,637.20	

It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Scott, 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.

COMMISSION DISTRICTS 1, 2, 3, 4, 5, 6 and 7

Cactus Covello - Commissioner
Sandi McCormick - Commissioner
Jim Latta - Commissioner
Emerson Scott III - Commissioner
Charlie Monk - Commissioner
Rip Hawkins - Chairman
Susan Dziardziel - Vice Chair

Federal project RHC-B089062, involving installation of railroad pavement markings at various locations in Big Horn, Carbon, Converse, Fremont, Goshen, Hot Springs, Laramie, Natrona, Niobrara, Park, Platte, Sheridan, Sweetwater, Uinta, Washakie and Weston Counties. Completion date - September 30, 2008

Engineer's Estimate	\$405,156.00
Highway Technologies, Inc., Oak Brook, IL	\$371,450.00 -8.3%

It was recommended by Mr. Collins, moved by Commissioner Covello, seconded by Commissioner Scott, and carried that **Highway Technologies, Inc., Oak Brook, Illinois**, 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
Sandi McCormick - Commissioner

State project CMP-GM-P232060, involving removal and replacement of damaged curb, gutter, double curb, sidewalk and slab lifting, undersealing and miscellaneous work on I-80 BUS/US 30/WYO 287 in Albany County. Completion date - September 30, 2008

Engineer's Estimate	\$202,500.00
Simon Contractors, Cheyenne, WY	\$236,242.00 +16.7%
Reiman Corp., Cheyenne, WY	\$246,870.00

It was recommended by Mr. Collins, moved by Commissioner Scott, seconded by Commissioner McCormick, and carried that **Simon Contractors, 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 7
Susan Dziardziel - Vice Chair

Federal project STP-GM-P142040, involving slide repair, including grading, draining, placing crushed base and bituminous pavement surfacing, and miscellaneous work on 0.06 mile of WYO 28, beginning at reference marker 55.11, approximately 22 miles south of Lander in Fremont County. Completion date - September 30, 2008

Engineer's Estimate	\$874,760.50	
Rice-Kilroy Construction Company Inc., Dubois, WY	\$552,212.00	-36.9%
Patrick Construction, Inc., Lander, WY	\$673,485.00	
Wilson Bros. Construction, Inc., Cowley, WY	\$849,923.00	
Western Wyoming Construction Co., Lander, WY	\$862,972.50	
Oftedal Construction, Inc., Miles City, MT	\$949,481.00	

It was recommended by Mr. Collins, moved by Commissioner Monk, seconded by Commissioner McCormick, and carried that **Rice-Kilroy Construction Company Inc., Dubois, 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.

State project CMP-GM-0505016, involving grading, draining, placing crushed base and bituminous pavement surfacing, and miscellaneous work on 0.29 mile of US 20 beginning at reference marker 186.33 between Evansville and the Natrona County Line, in Natrona County. Completion date - October 31, 2008

Engineer's Estimate	\$175,185.25	
Andreen Hunt Const., Inc., Mills, WY	\$108,447.80	-38.1%
Knife River, Cheyenne, WY	\$139,247.00	
71 Construction, Casper, WY	\$144,145.70	

It was recommended by Mr. Collins, moved by Commissioner Scott, seconded by Commissioner McCormick, and carried that **Andreen Hunt Const., Inc., Mills, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder.

6. It was recommended by Mr. Collins, moved by Commissioner Monk, seconded by Commissioner Covello, and carried to approve the following project authorizations:

COMMISSION DISTRICT 1
Urban Collector

GCP 0.00 4951001; Torrington, 3rd Avenue, UPRR Crossing; surfacing; fiscal year 2008; request state construction engineering and construction funds of \$27,000

Urbanized Local

SRTS 0.00 B081064; Laramie County; Cheyenne, Safe Routes to School; education plan; fiscal year 2008; request federal funds of \$30,000

COMMISSION DISTRICT 3

Rural Local

SRTS 0.00 B083066; Teton County; Jackson, Safe Routes to School; sidewalk; fiscal year 2008; request federal funds of \$70,000

COMMISSION DISTRICT 4

Rural Minor Arterial

ARSCT 55.71 DR40505; Campbell County; Reno Junction to Clareton Road; reference marker 55.71; bridge damage; fiscal year 2008; request preliminary engineering funds of \$150,000, and construction engineering and construction funds of \$1,350,000; to be reimbursed by Thunder Basin Coal Company

Rural Major Collector

SCP-SL15 85.30 0302082; Campbell County; Spotted Horse to Gillette, Wildcat Creek Section; reference markers 85.30 to 89.26; widening; fiscal year 2015 construction; request federal preliminary engineering funds of \$75,000 (split from 0302071)

Rural Local

SRTS 0.00 B084067; Sheridan County; Ranchester, Safe Routes to School; pathway and plan; fiscal year 2008; request federal funds of \$200,000

COMMISSION DISTRICT 5

Rural Local

SRTS 0.00 B085068; Big Horn County; Greybull, Safe Routes to School; pathway; fiscal year 2008; request federal funds of \$200,000

SRTS 0.00 B085070; Big Horn County; Lovell, Safe Routes to School; sidewalks, curbs, street calming devices; fiscal year 2008; request federal funds of \$200,000

SRTS 0.00 B085071; Big Horn County; Basin, Safe Routes to School; education plan; fiscal year 2008; request federal funds of \$10,000

COMMISSION DISTRICT 6

Rural Major Collector

STP 31.20 0601050; Hulett to Aladdin, Hulett East; emergency slide repair; reference marker 31.20 to 34.0; fiscal year 2008; request federal preliminary engineering funds of \$100,000

COMMISSION DISTRICT 7

Rural Local

SRTS 0.00 B082065; Converse County; Glenrock, Safe Routes to School; extend pathway, lighting; fiscal year 2008; request federal funds of \$106,500

SRTS 0.00 B085069; Fremont County; Lander, Safe Routes to School; education plan; fiscal year 2008; request federal funds of \$30,000

COMMISSION DISTRICT M (Miscellaneous)

Rural Minor Collector

IRP 0.00 CN13065; Converse County; Antelope Coal Mine, County Road 37; resurfacing; fiscal year 2008; request preliminary engineering funds of \$140,000; construction engineering and construction funds of \$3,220,000, and IRP funds of \$1,000,000

Various

STP 0.00 B082072, Converse, Goshen, Johnson, Natrona, Niobrara Counties; various locations; Transportation District 2 chip seal; fiscal year 2008; request federal preliminary engineering funds of \$100,000, and federal construction engineering and construction funds of \$2,400,000

7. It was recommended by Mr. Collins, moved by Commissioner McCormick, seconded by Commissioner Scott, and carried to approve the following resolution where property for public use cannot be acquired through good faith negotiation by purchase or gift:

RESOLUTION FOR EXERCISE OF EMINENT DOMAIN

WHEREAS, pursuant to W.S. 1-26-512, 1-26-801 and 24-2-102, the Transportation Commission of Wyoming is authorized to institute condemnation proceedings where property for public use cannot be acquired through good faith negotiation by purchase or gift; and

WHEREAS, the public interest and necessity require the construction of Project N212084, the Casper Streets, West Belt Loop Road, in Natrona County, and that the property shown on the right-of-way plans for this project is required for highway purposes; and

WHEREAS, the Transportation Commission of Wyoming has determined that the aforementioned project is planned or located to be most compatible with the greatest public good and the least private injury; and

WHEREAS, the right-of-way and/or temporary construction easements to be acquired are identified as being located in:

Section 32: E $\frac{1}{2}$ E $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ (situated within portions of the Grand View Acres Land Division and the Hunt Addition No. 3);

Section 29: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ NE $\frac{1}{4}$;

Section 20: SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Section 21: NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$;

Section 9: SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Section 10: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ NE $\frac{1}{4}$;

Section 11: W $\frac{1}{2}$ NW $\frac{1}{4}$;

Section 3 : S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Section 2: W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$;

and constitute approximately 356.44 acres of property for right-of-way and approximately 60.81 acres of property for temporary construction easements.

NOW, THEREFORE BE IT RESOLVED, that the property sought to be acquired is necessary and appropriate for the proposed project and in the event successful negotiations cannot be effectuated with any owner or owners thereof, condemnation proceedings are authorized to be commenced and prosecuted to acquire the necessary right-of-way and/or temporary construction easements.

8. Mr. Collins briefed the Commission about the status of the following projects.

Moran Junction - Dubois, Togwotee Pass/Four Mile Meadows Project Update: The Department recently had another setback in obtaining the U.S. Army Corps of Engineers Individual Permit (IP) for the project. The Corps requires that wetland impacts be mitigated in the drainage where the impacts occur. Since the project straddles the Continental Divide and the surrounding terrain is of a high alpine nature, early indications from the Corps were that requirement was not critical and that the Department could imbalance mitigation in the Black Rock and Wind River drainage areas. The Corps recently advised that they will not allow the imbalance of mitigation in these areas. New wetland mitigation areas are being sought, delineated, mapped, and designed.

Lower Valley Energy (LVE) Pipeline Project in the Hoback Canyon: A utilities permit was drafted for the LVE pipeline project on the premise that future movement of the pipeline, necessitated by highway reconstruction, would be promptly undertaken and paid for by LVE. This standard requirement is based primarily on the doctrine of the greater good for the public and the other entity having the ability to recover costs through utility fees. LVE determined that since they could not find a dedicated/recorded highway easement on Forest Service land through the canyon, they had as much right to occupy the ground as the highway. As a point of law, it appears they were correct, but WYDOT Right-of-Way Program personnel found the highway easement deed in their archives. Following this discovery, permit negotiation has proceeded very quickly. The permit is approved and LVE is constructing the facility.

US 287, Laramie South, Tie Siding Project: The four-lane Tie Siding project is designed and ready for letting, but negotiations continue with one landowner. In accordance with the revised eminent domain statute, the landowner has 65 days to respond to the Department's initial offer. The landowner has been given a little more time because of an emergency medical procedure. The statutes provide for a 75-day period after the initial offer before the condemning authority can send a notice to the landowner of intent to file a formal complaint. The notice will be mailed in late June or early July 2008. The formal complaint may be filed in court 15 days later.

9. Interstate 80 Reports to the Joint Transportation, Highways, and Military Affairs Committee: Mr. Collins briefed the Commission about the status of the I-80 reports that were petitioned by the 2008 Legislature.

A consultant was hired to perform the I-80 tolling feasibility study. The study will determine tolling alternatives, public/private partnerships, and statutory requirements and will provide a traffic and revenue analysis of the tolling prospect. The final report is due in October 2008.

The WYDOT Interstate 80 Safety Committee has drafted a report that provides a prioritized list of specific projects intended to reduce accident rates. A preliminary construction cost estimate is provided for each project. The draft report also identifies personnel and equipment needs. The study is based on 10 years of traffic data. The final report is due August 1, 2008.

Chairman Hawkins requested that report items be prioritized for funding consideration by the Legislature.

10. Mr. Byrne presented the Aeronautics report.

Mr. Byrne presented the April and May 2008 Flight Operations Passenger Summary Reports.

Cessna 206 Sale Update: The online bidding for the Cessna 206 sale was not successful. The high bidder did not meet the terms of sale, so the plane was advertised again. Bidding will close in about two weeks. Mr. Byrne will keep the Commission informed of future developments.

Commissioner Scott thanked Mr. Byrne and his staff for their efforts toward increasing passenger enplanement by 28 percent during the first quarter of 2008. Mr. Byrne gave full credit to the Aeronautics flight operations staff for the increase.

11. Mr. O'Connor presented the Operations report in Mr. Tim Hibbard's absence.

It was recommended by Mr. O'Connor, moved by Commissioner Covello, seconded by Commissioner Scott, and carried to approve purchase for bid number 08-0171 to furnish 1,025 each bridge rail/guard rail components for delivery in Laramie. The bid was awarded to Pepper Tank, of Casper, Wyoming, for the sum of \$59,121.25.

It was recommended by Mr. O'Connor, moved by Commissioner Monk, seconded by Commissioner McCormick, and carried to approve purchase for bid number 08-0177 to furnish 200,000 gallons of aviation fuel for delivery in Cheyenne. The bid was awarded to Western Petroleum Company, of Parker, Colorado, for the sum of \$756,480.

It was recommended by Mr. O'Connor, moved by Commissioner McCormick, seconded by Commissioner Covello, and carried to approve purchase for bid number 08-0182 to furnish 3,413,000 gallons of unleaded gasoline and diesel fuels for delivery at various statewide locations. The bid was awarded to Bailey Oil Co., of Riverton, Wyoming, for the sum of \$2,599,086; SB Fuels of Wyoming, Inc., of Cheyenne, Wyoming, for the sum of \$1,193,203.30; Red Horse Oil Co., Inc., of Rock Springs, Wyoming, for the sum of \$1,183,975; Murdock Oil Inc., of Greybull, Wyoming, for the sum of \$1,154,785.50; Ellenbecker Oil, Inc., of Cheyenne, Wyoming, for the sum of \$1,017,904; Farmers Co-Op Association, of Gillette, Wyoming, for the sum of \$976,514; Hutchinson Oil, of Evanston, Wyoming, for the sum of \$659,855; Link Oil Company, Inc., of Douglas, Wyoming, for the sum of \$483,454.50; Perkins Oil Co., of Rawlins, Wyoming, for the sum of \$414,418.50; Wheatland Co-Op, of Wheatland, Wyoming, for the sum of \$339,614; Hansen Oil, of Afton, Wyoming, for the sum of \$237,758; WESTCO, of Alliance, Nebraska, for the sum of \$175,498.40; and an additional \$1,116,900 for seven sites that had to be re-bid for a total sum of \$11,552,966.20.

It was recommended by Mr. O'Connor, moved by Commissioner Scott, seconded by Commissioner Covello, and carried to approve purchase for bid number 08-0186 to furnish two each new manufactured homes for placement at Granger and Farson, Wyoming. The bid was awarded to Factory Homes of Wyoming L.C., of Rock Springs, Wyoming, for the sum of \$112,180.92.

It was recommended by Mr. O'Connor, moved by Commissioner Covello, seconded by Commissioner McCormick, and carried to approve purchase for Requisition number 9667 to furnish a service/maintenance agreement for Geodimeter and Trimble total stations. The contract was awarded to AGA Geodimeter, of Arvada, Colorado, for the sum of \$61,690.

It was recommended by Mr. O'Connor, moved by Commissioner McCormick, seconded by Commissioner Scott, and carried to approve purchase for Requisition number 9735 to furnish a WYDOT telephone upgrade, including a new system and software. The contract was awarded to Capitol Communications, Inc., of Cheyenne, Wyoming, for the sum of \$96,076.31.

It was recommended by Mr. O'Connor, moved by Commissioner Covello, seconded by Commissioner Scott, and carried to approve purchase for Requisition number 10082 to furnish 2,526 MSelect Windows server standard WNT LIC/SA single language. The contract was awarded to Software Spectrum, Inc., of Plano, Texas, for the sum of \$74,404.90.

It was recommended by Mr. O'Connor, moved by Commissioner Monk, seconded by Commissioner McCormick, and carried to approve purchase for Requisition number PURC-08-002 to furnish unleaded gasoline and diesel fuel for pick up at the joint fueling facility in Buffalo, Wyoming. The contract was awarded to the City of Buffalo, Joint Powers Board, of Buffalo, Wyoming, for the sum of \$210,000.

It was recommended by Mr. O'Connor, moved by Commissioner Covello, seconded by Commissioner Scott, and carried to approve purchase for Requisition number PURC-08-003 to furnish unleaded gasoline and diesel fuel. The contract was awarded to Weston County Road and Bridge, of Newcastle, Wyoming, for the sum of \$130,000.

12. Mr. O'Connor presented the Support Services report.

Mr. O'Connor briefed the Commission about the revised Motor Vehicles and Licensing Section, Chapter 2, Motor Vehicle Safety Responsibility rule. Only one letter was received during the comment period, which commended the Department for requiring proof of financial responsibility for motor vehicle liability insurance. Mr. O'Connor advised that insurance industry representatives have worked closely with the Department to devise the new rule.

It was recommended by Mr. O'Connor, moved by Commissioner Scott, seconded by Commissioner McCormick, 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. 31-4-103(e), W.S. 31-8-201, and W.S. 31-9-103, is authorized to promulgate rules and regulations as described in the following; and

WHEREAS, the Wyoming Department of Transportation through the Transportation Commission of Wyoming desires to adopt Motor Vehicles and Licensing Section, Chapter 2, Motor Vehicle Safety Responsibility, to administer proof of financial responsibility for motor vehicle liability insurance and related matters as set forth in W.S. 31-4-103 and W.S. 31-9-101 through W.S. 31-9-415 and specifically to implement an on-line motor vehicle insurance verification system as mandated by W.S. 31-4-103(e); and

WHEREAS, a 45-day public comment period was held to solicit written comments concerning these rules; and

WHEREAS, no public comments requesting changes to the proposed rules were received during the comment period for consideration by the Transportation Commission of Wyoming at its scheduled meeting on June 19, 2008;

NOW, THEREFORE BE IT RESOLVED, that the Transportation Commission of Wyoming officially adopts Chapter 2, Motor Vehicle Safety Responsibility.

13. Verisol™ Update: The Support Services Division continues to work with various insurance companies on insurance verification procedures and Verisol™ implementation. Only two lobbyists have contacted Mr. O'Connor about the implementation. Mr. O'Connor expressed his sincere appreciation of Mr. Jake Guzman, Information Technology Application Development Supervisor, and Ms. Marianne Zivkovich, Drivers License Supervisor, for their extraordinary efforts toward Verisol™ implementation. Messrs. Tom Loftin, Driver Services Program Manager; Paula McAfoos, Information Technology Technician; and Captain Bill Morse of the Highway Patrol were also acknowledged for their respective responsibilities in the project.

14. Mr. O'Connor advised the Commission of his impending retirement on July 1, 2008, and thanked the Commission for their support and guidance during his last eight years as Support Services Administrator. Mr. O'Connor stated that he's enjoyed working with the commissioners and executive staff members over the years, and expressed his appreciation of the opportunity to learn from them during his tenure.

On behalf of the Commission, Chairman Hawkins offered sincere appreciation of Mr. O'Connor and his division personnel for their extensive knowledge and guidance over the years. Chairman Hawkins advised that Mr. O'Connor will be missed after his retirement.

15. It was moved by Commissioner Covello, seconded by Commissioner Monk, and carried to move into executive session. The Commission went into executive session at 10:15 a.m.

16. It was moved by Commissioner McCormick, seconded by Commissioner Covello, and carried to move out of executive session. The Commission moved out of executive session at 10:53 a.m.

17. It was moved by Commissioner Covello, seconded by Commissioner McCormick, and carried to adjourn the meeting. Chairman Hawkins adjourned the meeting at 10:53 a.m., Thursday, June 19, 2008.