

TRANSPORTATION COMMISSION OF WYOMING

The Transportation Commission of Wyoming met in the Commission Room of the Transportation Headquarters building in Cheyenne on April 18, 2013. The teleconference meeting was convened at 8:30 a.m. by Chairman Ertman. The following members were present constituting a quorum:

Ted Ertman, Chairman, Newcastle (via telephone)
Bruce McCormack, Vice Chairman, Cody (via telephone)
Milt Coulter, Commissioner, Gillette (via telephone)
Clair Anderson, Commissioner, Riverton (via telephone)
K. John Dooley, Commissioner, Laramie (via telephone)
Bob Ruwart, Commissioner, Wheatland (via telephone)
John F. 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; Colonel John Butler, Highway Patrol Administrator; Dennis Byrne, Aeronautics Administrator; Jackson Engels, Assistant Attorney General; Kevin Hibbard, Budget Officer; Doug McGee, Public Affairs Manager; and Joe Dailey, Division Administrator, Federal Highway Administration.

Commissioner Todd Seeton, of Jackson, was absent.

1. Pledge of Allegiance: Chairman Ertman led the attendees in the Pledge of Allegiance.
2. Approval of Minutes: It was recommended by Secretary Scott, moved by Commissioner Coulter, seconded by Vice Chairman McCormack, and carried to approve the minutes from the March 21, 2013, breakfast meeting, regular business meeting, annual planning retreat, and one-on-one meeting with Director Cox.
3. Correspondence: Secretary Scott presented a thank you letter that was received from the Fremont County Transportation Department for the Transportation Commission's March 21, 2013, concurrence in the award of Fremont County Industrial Road Project (CN10102) on County Road 10-385, also known as Eight Mile Road.
4. Secretary Scott also presented an April 9, 2013, letter from Governor Matt Mead regarding the Governor's initiative to streamline government. In his letter, Governor Mead asks that state agencies review existing rules to determine if, under existing statutes, the rules applicable to their respective agencies can be reduced one-third in number and one-third in length. The request also applies to Boards and Commissions.
5. Director Cox presented the Director's report.

Streamlining Government Initiative: Governor Mead has tasked state agencies with streamlining state government to reduce the number of and the bulk of its rules and regulations by one-third by November 1, 2013. WYDOT Rules and Regulations will be reviewed and placed into two categories – those that can be repealed, and those that can be revised, modified, or condensed into a more user-friendly language that can be understood by the individuals who have to comply with them.

WYDOT Projects, Programs and Initiatives: At the request of the Governor's office, WYDOT executive staff has prepared a summary of projects, programs, and initiatives that the Department is engaged in. The information will be shared with other state agencies to reveal implications that may infringe upon other agencies, or may have controversial impacts across state government. The Governor's office will compile a cross-agency matrix of the information that was provided, which will benefit all state government.

Additionally, Director Cox has been asked to prepare a list of efficiency measures that are planned, in progress, or have been completed at WYDOT, and to keep Governor Mead informed frequently of any updates to the list. Director Cox advised that the Commission will receive a copy of the list of efficiencies when it becomes available.

American Association of State Highway and Transportation Officials (AASHTO) 2013 Spring Meeting: Director Cox; and Messrs. McOmie; Fredrick; and John Davis, Management Services Program Manager; will attend the AASHTO Spring Meeting in Providence, Rhode Island, May 3-7, 2013. Director Cox advised that he will also chair a Western Association of State Highway and Transportation Officials meeting while he is there.

6. Mr. Hibbard presented the Budget report.

Monthly Budget Report: The March budget report revealed that the Commission budget is 46 percent expended, and the Legislative budget is 50 percent expended through the first half of FY 2013, which is within budget tolerances. The snow control budget is currently under-running, but recent snow storms will likely use up most of the surplus.

FY 2013 Second Quarter Budget Revision: Mr. Hibbard presented the proposed FY 2013 Second Quarter Budget Revision.

The 2013 Wyoming state legislature passed a new law that will generate \$0.10 for every gallon of motor fuel that is sold, effective July 1, 2013. The quarterly budget report reflects a \$3,796,010 increase in the newly established H02 (\$0.10 motor fuel tax) SCP fund/account, which represents approximately one month of anticipated revenue distributions that will be generated by the increased fuel tax by the end of FY 2013. Mr. Hibbard advised that it is necessary to estimate and include these revenues in the FY 2013 budget in order to budget for upcoming projects that will be accomplished using the H02 funds this fiscal year.

Highway user fees increased by almost \$5.7 million during the second quarter, \$3.7 million of which is from the new \$0.10 motor fuel revenue. The Department was recently notified that it will receive \$8.3 million in Federal Highway Emergency Relief funds for reimbursement of normal federal highway funding that was spent on emergency slide repairs in 2011. The emergency relief funds require a 10 percent state match.

It was recommended by Mr. Hibbard, moved by Commissioner Anderson, seconded by Commissioner Dooley, and carried to approve the second quarter budget revision to the WYDOT FY 2013 Operating Budget.

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

WYDOT Energy Audit Bonding: Pursuant to Transportation Commission action at its March 21, 2013, meeting, bids were solicited from 19 banks to acquire bonding for the WYDOT energy audit project. Five proposals were received by Chevron Energy Solutions Company and forwarded to Mr. Mark Eisenhart, Field Operations Manager, for consideration. The proposals were ultimately reviewed by the Wyoming Business Council and three WYDOT representatives, including Messrs. Ray Vigil, Facilities Maintenance Program Manager; David Stearns, Financial Services Administrator; and Kevin Hibbard, Budget Officer.

Points West Community Bank, of Torrington, offered the lowest interest rate at 2.25 percent, with no prepayment penalty. In the interest of transparency, Mr. McOmie noted that Points West Community Bank is the institution where former Commissioner Cactus Covello serves as president. Commissioner Dooley asked why more banks weren't solicited for proposals as there are many other Wyoming banks that were not contacted. Mr. McOmie advised that the Wyoming Business Council (WBC) provided the list of banks to Chevron Energy Solutions Company. The WBC also reviewed the proposals. Mr. McOmie indicated that he was comfortable with the number and breadth of the financial institutions that were contacted. Commissioner Dooley stated that he serves on a Wyoming bank board and that he anticipated receiving notification of the request for proposals, but it did not receive such notice. Commissioner Dooley added that he felt the proposed 2.25 percent interest rate offered by Points West Community Bank is a very fair rate.

Vice Chairman McCormack echoed Commissioner Dooley's concerns, and he also questioned why there wasn't a greater response from the 19 banks that were solicited. Mr. McOmie indicated that the WBC initially generated a list of only six banks, and that WYDOT asked the WBC to create a longer list of potential bidders. The WBC came back with a list of 19 banks to be contacted.

It was recommended by Mr. McOmie, moved by Vice Chairman McCormack, seconded by Commissioner Ruwart, and unanimously carried to approve the proposal from Points West Community Bank, of Torrington, Wyoming, at a rate of 2.25 percent.

Yellowstone Park Plowing Operations Update: WYDOT and Yellowstone National Park crews have completed snow removal operations to open the east gate of the park on the morning of April 17,

2013. Virtually all WYDOT equipment has been moved out of the park, and Yellowstone National Park crews will finish the small amount of snow removal that remains to be completed. The project came in under budget. WYDOT crews have cleared about 10 miles going into the south entrance of the park so far, and they are also under budget.

Commissioner Anderson offered his appreciation to district personnel, particularly Cody Beers, Public Relations Specialist in Riverton, for their part in keeping the public informed of the status of opening Yellowstone.

Mr. McOmie also briefed the Commission about the impact that two recent significant snow storms have had on Wyoming, particularly the southeast corner of the state. About 300 miles of I-80 and 200 miles of I-25 were closed because of the storm and subsequent traffic congestion in Cheyenne and Laramie. Wyoming has worked with Colorado and Nebraska to attempt to manage the congestion.

8. Mr. Fredrick presented the Engineering and Planning report, beginning with the bid tabulations from the letting held April 11, 2013, in Sheridan.

COMMISSION DISTRICT 1
Bob Ruwart - Commissioner

State project SCP-SL13-W212015, involving the removal and replacement of sidewalk, curb and gutter, milling plant mix, placing crushed base bituminous pavement surfacing, plant mix wearing course, seal coat, and miscellaneous work on 5.41 miles of College Drive and Four Mile Road (WYO 212) in the city of Cheyenne, in Laramie County.

Engineer's Estimate	\$1,597,502.50
Knife River, Casper, WY	\$1,420,020.75 -11.1%
Simon Contractors and its Subsidiaries, Cheyenne, WY	\$1,655,422.00

It was recommended by Mr. Fredrick, moved by Vice Chairman McCormack, seconded by Commissioner Ruwart, and carried that **Knife River, Casper, Wyoming**, having prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder.

Federal project STP-E-P571008, involving removal and replacement of sidewalk, curb and gutter, concrete bike path, placing crushed base, plant mix, landscaping, and miscellaneous work on 0.36 mile between 16th Street and Mariposa Street in the town of Wheatland, in Platte County.

Engineer's Estimate	\$166,538.50	
Alexander Construction Company, Wheatland, WY	\$126,940.47	-23.8%
Concrete Foundations, Inc., Douglas, WY	\$149,959.86	
Reiman Corp. and Subsidiary, Cheyenne, WY	\$165,984.25	
Paul Reed Construction & Supply, Inc., Gering, NE	\$170,844.38	
S & S Builders, LLC, Gillette, WY	\$171,330.00	
ERI Engineering, Inc., Riverton, WY	\$181,630.00	
Knife River, Casper, WY	\$184,104.90	
Habitat Construction, LLC, Rocky Ford, CO	\$198,602.80	

It was recommended by Mr. Fredrick, moved by Commissioner Ruwart, seconded by Commissioner Anderson, and carried that **Alexander Construction Company, Wheatland, 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 and 2

Bob Ruwart - Commissioner

K. John Dooley - Commissioner

Federal project HSIP-B131102, involving the installation of epoxy pavement markings and miscellaneous work at various locations on I-80 in Transportation District 1, including Albany, Carbon, Laramie, and Sweetwater counties.

Engineer's Estimate	\$1,204,435.28	
Swanston Equipment Company, Fargo, ND	\$ 918,258.80	-23.8%
Streamline Markings, Inc., Billings, MT	\$ 925,819.75	
Kolbe Striping, Inc., Castle Rock, CO	\$1,220,566.07	

It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner Coulter, and carried that **Swanston Equipment Company, Fargo, North 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.

Federal project IM-B139025, involving lighting upgrades and miscellaneous work at various locations in Transportation District 1, including Carbon and Laramie counties.

Engineer's Estimate	\$ 989,855.50	
Modern Electric Co. and subsidiary, Casper, WY	\$ 982,200.00	-0.8%
Casper Electric, Inc., Casper, WY	\$1,056,526.50	
Custom Lighting Services, LLC, West Jordan, UT	\$1,089,087.00	

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Vice Chairman McCormack, and carried that **Modern Electric Co. and subsidiary, 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.

Federal project HSIP-B131037, involving the installation of thermoplastic pavement markings and miscellaneous work at various locations in Transportation District 1, including Albany, Carbon, and Laramie counties.

Engineer's Estimate	\$319,470.00	
Kolbe Striping, Inc., Castle Rock, CO	\$240,470.00	-24.7%
Wilderness Excavating, LLC, Grand Junction, CO	\$251,390.00	
American Pavement Marking & Products, Inc., Layton, UT	\$251,815.40	
Traffic Safety Service, Inc., Bismarck, ND	\$294,420.00	

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Commissioner Dooley, and carried that **Kolbe Striping, Inc., Castle Rock, Colorado**, 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, 6, and 7

Bob Ruwart - Commissioner
K. John Dooley - Commissioner
Milt Coulter - Commissioner
Ted Ertman - Chairman
Clair Anderson - Commissioner

Federal project HSIP-B132038, involving the installation of thermoplastic pavement markings and miscellaneous work at various locations in Transportation District 2, including Campbell, Carbon, Converse, Fremont, Goshen, Natrona, and Niobrara counties.

Engineer's Estimate	\$140,310.00	
Wilderness Excavating, LLC, Grand Junction, CO	\$121,620.00	-13.3%
American Pavement Markings & Products, Inc., Layton, UT	\$141,529.00	
Kolbe Striping, Inc., Castle Rock, CO	\$146,000.00	
Keyhole Technologies, LLC, Mills, WY	\$162,098.00	
Traffic Safety Service, Inc., Bismarck, ND	\$163,460.00	
Swanston Equipment Company, Fargo, ND	\$217,680.60	

It was recommended by Mr. Fredrick, moved by Commissioner Dooley, seconded by Commissioner Ruwart, and carried that **Wilderness Excavating, LLC, Grand Junction, Colorado**, having

prequalified in accordance with rules and regulations adopted by the Transportation Commission of Wyoming, be awarded the contract as low bidder. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICT 2
K. John Dooley - Commissioner

Federal project IM-SR-B133013, involving bridge rehabilitation and miscellaneous work at various locations in Transportation District 3, in Sweetwater County.

Engineer's Estimate	\$1,334,560.00
Reiman Corp. and Subsidiary, Cheyenne, WY	\$1,525,783.90 +14.3%
JM Concrete, Inc., Idaho Falls, ID	\$1,646,592.55
Gerber Construction, Inc. and subsidiaries, Lehi, UT	\$1,788,514.25
DeBernardi Construction Company, Inc., Rock Springs, WY	\$1,893,374.08
Cannon Builders, Inc., Blackfoot, ID	\$1,956,897.00

It was recommended by Mr. Fredrick, moved by Vice Chairman McCormack, seconded by Commissioner Anderson, 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. The Federal Highway Administration concurred with this decision.

COMMISSION DISTRICTS 2 and 3
K. John Dooley - Commissioner
Todd Seeton - Commissioner

Federal project HSIP-B133026, involving lighting upgrades and miscellaneous work at various locations in Transportation District 3, including Lincoln, Sublette, Sweetwater, and Uinta counties.

Engineer's Estimate	\$1,352,472.00
Modern Electric Co. and Subsidiary, Casper, WY	\$1,180,896.00 -12.7%
Custom Lighting Services, LLC, West Jordon, UT	\$1,377,384.00
Casper Electric, Inc., Casper, WY	\$1,571,131.10

It was recommended by Mr. Fredrick, moved by Commissioner Coulter, seconded by Commissioner Ruwart, and carried that **Modern Electric Co. and Subsidiary, 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.

COMMISSION DISTRICTS 5 and 7
Bruce McCormack – Vice Chairman
Clair Anderson - Commissioner

State project CMP-SR-SL13-B155015, involving bridge rehabilitation and miscellaneous work on various roads in Transportation District 5, including Big Horn, Fremont, Hot Springs, Park, and Washakie counties.

Engineer's Estimate	\$1,545,278.05
Reiman Corp. and Subsidiary, Cheyenne, WY	\$1,793,151.25 +16.0%
JM Concrete, Inc., Idaho Falls, ID	\$1,908,903.60
Plus 5% for Comparison	\$2,004,348.78

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Vice Chairman McCormack, 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.

COMMISSION DISTRICT 7
Clair Anderson - Commissioner

Federal project IM-I253104, involving reclamation to include grading and miscellaneous work at the Hackalo Quarry, at reference marker (RM) 163.98 on County Road 18, near the town of Glenrock, in Converse County.

Engineer's Estimate	\$3,633,842.50
Kirkland Construction, LLLP, Rye, CO	\$2,996,331.25 -17.5%
Scarsella Bros. Inc. and Affiliate, Seattle, WA	\$3,393,715.20
Paul Reed Construction & Supply, Inc., Gering, NE	\$3,820,971.66
Excel Construction, Inc. & Affiliated Companies, Sheridan, WY	\$3,939,000.00
Habitat Construction, LLC, Rocky Ford, CO	\$4,038,073.61
Kelley Trucking, Inc., Golden, CO	\$4,126,626.00
Oftedal Construction, Inc., Casper, WY	\$4,288,022.50

It was recommended by Mr. Fredrick, moved by Commissioner Anderson, seconded by Commissioner Coulter, and carried that **Kirkland Construction, LLLP, Rye, Colorado**, 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 ARSCT-B132033, involving pavement and bridge rehabilitation, to include placing crushed base, bituminous pavement surfacing, bridge deck repair, and miscellaneous work on the Veterans Cemetery Road, north of Evansville, in Natrona County.

Engineer's Estimate	\$753,344.50	
71 Construction, Casper, WY	\$765,732.40	+1.6%
Reiman Corp. and Subsidiary, Cheyenne, WY	\$813,544.90	
Knife River, Casper, WY	\$821,794.00	

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

9. Mr. Fredrick briefed the Commission about the monthly project authorizations. Commissioner Coulter raised questions about the potential infringement of privacy that might be imposed using interactive traffic control devices that are proposed under project SSP-TO 0.00 B139113, various statewide locations, travel time systems. The traffic control devices enable the Department to synchronize traffic signals by monitoring the speed of vehicles that travel between traffic signals, and make adjustments as necessary. The technology that is used for the traffic control devices is similar to that used with personal Global Positioning Systems (GPS) today. Mr. Shultz advised that Bluetooth technology is used to identify and to time travelers as they pass through each intersection. The technology is not capable of storing the data.

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

COMMISSION DISTRICT 4

Rural Major Collector

STP 82.26 0302067; Campbell County; Spotted Horse to Gillette, Rawhide Creek, Northwest Section; RM 89.26 to 96.00; mill and overlay; request move from FY 2014 to FY 2013; request construction engineering and construction funds of \$2,831,070

Urban Principal Arterial

NH 107.97 N432059; Campbell County; Gillette Streets, Highway 59, and Union Chapel; RM 107.97; traffic control upgrades; request federal preliminary engineering funds of \$10,000; FY 2014 construction engineering and construction funds, estimated to be \$139,449

COMMISSION DISTRICT 5

Rural Principal Arterial

NH 56.37 N302052; Fremont County; Dubois to Diversion Dam; RM 56.37; right-of-way acquisition; request federal funds of \$87,500

COMMISSION DISTRICT 6

Rural Interstate

IM 177.00 I904136; Crook County; Moorcroft to Sundance, Sundance West; RM 177.00 to 185.70; mill and overlay; request move from FY 2014 to FY 2013; request federal construction engineering and construction funds of \$7,590,730

COMMISSION DISTRICT 7

Urban Principal Arterial

ARSCT 4.92 N341A02; Natrona County; Mills Streets; Wyoming Boulevard and US 20/26 Intersection; RM 4.92; raise sign/signal structures; FY 2013; request construction funds of \$20,000; to be reimbursed by Westech, of Casper, Wyoming

COMMISSION DISTRICT M (Miscellaneous)

Rural Interstate

ARSCT 0.00 ARS3816; Crook, Laramie, Lincoln, Sheridan, and Uinta counties; Aquatic Invasive Species Signage; Port of Entry and Rest Areas; I-25, I-80, US 89, and I-90; fabricate and install signs; FY 2013; request construction funds of \$139,828; to be reimbursed by the Wyoming Game and Fish Department

Rural Local

SRTS 0.00 SR13001; statewide; purchase incentive items to increase walking and/or bicycling to schools; FY 2013; request federal funds of \$60,000

Various

SSP-TO 0.00 B139113; Albany, Fremont, Laramie, Natrona, Sweetwater, Teton, and Uinta counties; various locations; travel time systems; FY 2013; request state preliminary engineering funds of \$10,000; request state construction engineering and construction funds of \$289,500

10. Second-Quarter State Transportation Improvement Program (STIP) Addendum: Mr. Fredrick presented the second-quarter addendum to the FY 2013 STIP.

It was recommended by Mr. Fredrick, moved by Vice Chairman McCormack, seconded by Commissioner Dooley, and carried to approve the second-quarter STIP addendum.

11. Mr. Fredrick provided information about a proposed Resolution for the Exercise of Eminent Domain for Project N291061, Cody to Powell Road, in Park County. The project involves the reconstruction and widening of 3.5 miles of the Cody to Powell road. WYDOT Right-of-Way Program has negotiated with 21 private landowners, of which 4 landowners have not yet signed an agreement to sell the property that is needed for the project and for temporary construction easements. The project is scheduled to be let in May.

It was recommended by Mr. Fredrick, moved by Vice Chairman McCormack, seconded by Commissioner Anderson, 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 N291061, the Cody - Powell Road, in Park 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 the Lots 1 & 2, Block 1 of Kinder Subdivision; Lot 1 of Livingston Subdivision; Lot 2 of Chinook Subdivision; NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Tract 70; S $\frac{1}{2}$ SE $\frac{1}{4}$ of Tract 39; NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Tract 69; S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ & NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Tract 38; W $\frac{1}{2}$ NW $\frac{1}{4}$ of Tract 37; all of T53N, R101W, 6th P.M., Wyoming and constitute approximately 2.43 acres of property for additional right-of-way and approximately 2.53 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 owners thereof, condemnation proceedings are authorized to be commenced and prosecuted to acquire the necessary additional right-of-way and/or temporary construction easements.

12. Colonel Butler presented the Highway Patrol report.

The Fatal Crash Summary through March 31, 2013, includes 18 fatal crashes involving 22 deaths. The fatalities include 14 rollover crashes, 6 multi-car crashes, 1 fixed object, and 1 motorcycle or all-terrain vehicle. Of the crashes that occurred so far this year, 4 involved commercial vehicles.

There have been 4 crashes to date deemed alcohol related, that resulted in 5 deaths. Of those deaths, 4 were attributed to not using occupant restraints.

Of the deaths that have occurred to date this year, 15 can be attributed to the non-use of occupant restraints, with 11 involving rollover crashes, and 4 involving multi-car collisions. Of the deaths that occurred from non-use of occupant restraints, 8 were Wyoming residents, and 7 were non-residents.

Six of those who perished were under 20 years of age, and of those fatalities 5 were attributed to the failure to use proper occupant restraints.

Patrol-Investigated Crash Summary: The Patrol-Investigated Crash Summary reflects activity through February 28, 2013. The summary depicts 1,114 crashes statewide, of which 876 involved non-commercial vehicles, and 238 involved commercial vehicles.

Patrol Field Arrest Activity: Field arrest activity indicates that the majority of arrests made as of March 31, 2013, have been DUI related. There have been 332 field arrests made so far this year, including:

- DUI arrests from crashes – 24
- DUI arrests from traffic stops – 118
- DUI arrests from the REDDI Program – 35
- DUI arrests from ports-of-entry – 2
- NCIC hits (person) – 11
- Wyoming warrants hits – 51
- Drug arrests – 52
- Other arrests – 39

Colonel Butler advised that the Wyoming Highway Patrol has recently entered into a memorandum of agreement with the Laramie County Communications Center to be able to continue operations if either center were to experience a short- or long-term closure or an inability to provide their designated service.

Colonel Butler also briefed the Commission about a recent transaction between the Montana Highway Patrol (MHP) and the Wyoming Highway Patrol (WHP) where a WHP K-9 vehicle was sold to the MHP to assist them with their newly implemented K-9 program. A processing fee in excess of \$3,000 was charged to the MHP for the transaction.

Two recent significant snow storms have placed a substantial burden on Highway Patrol Dispatch and its troopers. The WYDOT Authorized Travel program, the increased number of weather-related crashes, and other issues that come with hazardous driving conditions bring significant challenges to the Highway Patrol. Colonel Butler offered his sincere appreciation to the Highway Patrol staff for their tireless efforts while sometimes working long hours during stressful times.

13. Mr. Byrne presented the Aeronautics report, including the March 2013 Aeronautics Flight Operations Passenger Summary report and the Wyoming Aircraft Accident Report.

14. Mr. Shultz presented the Operations report.

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

- Bid number 13-185 to furnish five each, new, current model 15-foot rotary mowers, for delivery in Laramie, Casper, Afton, Rock Springs, and Lander. The bid was awarded to Cheyenne Kubota, Inc., of Cheyenne, Wyoming, for the sum of \$58,975.00.
- Bid number 13-193 to furnish one each, new, current model, cab and chassis for digger derrick, for delivery in Basin. The bid was awarded to Floyd's Truck Center, Inc., of Cheyenne, Wyoming, for the sum of \$67,919.00.

It was recommended by Mr. Shultz, moved by Commissioner Dooley, seconded by Commissioner Ruwart, and carried to approve purchase for bid number 13-152 for carpet replacement at the WYDOT facility in Casper. The bid was awarded to Commercial Flooring, of Cheyenne, Wyoming, for the sum of \$124,085.40.

It was recommended by Mr. Shultz, moved by Commissioner Anderson, seconded by Commissioner Ruwart, and carried to approve purchase for bid number 13-176 to furnish a 40' x 60' salt/sand storage building at the WYDOT facility in Chugwater. The alternate bid was awarded to Paul Reed Construction & Supply, Inc., of Gering, Nebraska, for the sum of \$176,751.00.

It was recommended by Mr. Shultz, moved by Commissioner Ruwart, seconded by Commissioner Dooley, and carried to approve purchase for bid number 13-177 to furnish a 40' x 100' salt/sand storage building at the WYDOT facility in Wheatland. The alternate bid was awarded to Paul Reed Construction & Supply, Inc., of Gering, Nebraska, for the sum of \$233,122.00.

It was recommended by Mr. Shultz, moved by Commissioner Anderson, seconded by Commissioner Coulter, and carried to approve purchase for bid number 13-181 to furnish nine each, new heating, ventilation, and air conditioning (HVAC) units to replace existing units at WYDOT's telecommunications sites at 77-Hill, Pine Ridge, the WYDOT facility in Torrington, Russell Hill, Strouss Hill, Muddy Gap Hill, Jade Mountain, Church Buttes, and First Divide telecommunications sites. The bid was awarded to Johnson Controls, of Evansville, Wyoming, for the sum of \$53,880.00.

It was recommended by Mr. Shultz, moved by Vice Chairman McCormack, seconded by Commissioner Anderson, and carried to approve purchase for bid number 13-190 to furnish five each, new, current model, 20-ton, tilting platform trailers, for deliver in Casper, Lander, and Cheyenne. The bid was awarded to Northern Truck Equipment Corp., of Sioux Falls, South Dakota, for the sum of \$135,345.00.

It was recommended by Mr. Shultz, moved by Commissioner Dooley, seconded by Vice Chairman McCormack, and carried to approve purchase for bid number 13-206 to furnish 1,320 each, interlocking concrete blocks, for delivery at various sites. The bid was awarded to Osborne Concrete Services, Inc., of Laramie, Wyoming, for the sum of \$114,210.00.

It was recommended by Mr. Shultz, moved by Vice Chairman McCormack, seconded by Commissioner Coulter, and carried to approve purchase for Requisition Number 0000030042 to

furnish Alcatel-Lucent IP/MPLS equipment, spares, and services, for use by the Telecommunications Program. Mr. Shultz noted that this bid is a sole-source purchase. The contract was awarded to Alcatel-Lucent USA, Inc., of Murray Hill, New Jersey, for the sum of \$540,051.09.

15. It was moved by Commissioner Dooley, seconded by Commissioner Ruwart, and carried to move into executive session to discuss legal matters. Colonel Butler, and Messrs. Loftin, Byrne, Hibbard, McGee, and Dailey left the meeting. The Commission went into executive session at 10:35 a.m. on Thursday, April 18, 2013.

16. It was moved by Commissioner Dooley, seconded by Vice Chairman McCormack, and carried to move out of executive session. The Commission came out of executive session at 11:50 a.m., on Thursday, April 18, 2013.

17. It was moved by Commissioner Anderson, seconded by Commissioner Ruwart, and carried to adjourn the meeting, Chairman Ertman adjourned the meeting at 11:50 a.m. on Thursday, April 18, 2013.