

**TRANSPORTATION COMMISSION MEETING MINUTES  
MARCH 1, 2018 – 9:00 A.M.  
BECKER-HANSEN BUILDING – 700 EAST BROADWAY  
PIERRE, SD**

**COMMISSIONERS PRESENT:** Kyle White, Chairman  
Kathy Zander Vice Chairman  
Ron Rosenboom, Member  
Mike Vehle, Member  
Kim Vanneman, Member  
Rod Fouberg, Member  
Larry A. Nelson, Member (joined the meeting at 9:56 a.m.)  
Ralph Marquardt, Member  
Don Roby, Member

**DOT STAFF PRESENT:** Darin Bergquist, William Nevin, Karla Engle, Becky Janssen, Dustin DeBoer, Bonnie Olson, Greg Fuller, Jason Humphrey, Ryan Johnson, Gaven Motschenbacher, Stacy Bartlett, Rick Gordon, Christina Bennett, Mike Behm, Mark Leiferman, Joel Gengler, Laurie Schultz, and Patricia Saukel

**OTHERS PRESENT:** Kirk Fredrichs and Mark Clausen – FHWA; Becky Hedman - AGC

Chairman White called the meeting of the Transportation Commission (the “Commission”) to order at 9:05 a.m.

Chairman White thanked former Chairman Ron Rosenboom for his tenure as Chairman of the Transportation Commission this past year.

Chairman White opened the floor to Commission members to disclose potential conflicts of interest and to present requests for waivers pursuant to South Dakota Codified Law (SDCL) chapter 3-23.

No conflicts of interest were disclosed and no waivers were requested.

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Becky Janssen of the Office of Legal Counsel announced the commencement of an administrative hearing to consider suspension and debarment of K&L Construction, Inc., from submitting bids to the Department of Transportation (the “Department”) and from being prequalified to submit bids to the Department and to further consider the term of any debarment. The hearing commenced at 9:07 a.m. Dustin DeBoer, Special Assistant Attorney General, appeared on behalf of the Department and requested that the Transportation Commission uphold Secretary Darin Bergquist’s suspension of K&L Construction Inc.’s prequalification status and its ability to bid on Department contracts. The Department also requested that the Commission enter a final decision and order of debarment against K&L Construction, Inc.

Janssen asked if there was any one present either in person or via conference call on behalf of K&L Construction, Inc.

No one appeared on behalf of K&L Construction, Inc.

DeBoer presented evidence in support of the Department's requests to uphold the Secretary's order of suspension and enter an order of debarment. Jason Humphrey of the Department's Office of Operations Support and Laurie Schultz of the Department's Office of Administration appeared on behalf of the Department.

A MOTION WAS MADE by Vehle and seconded by Marquardt, that the Department did properly suspend K&L Construction, Inc.'s prequalification to bid on Department contracts and that the Department did properly suspend K&L Construction, Inc.'s ability to bid on Department contracts. All present voted aye by roll call vote. The motion carried.

A MOTION WAS MADE by Rosenboom and seconded by Roby, that K&L Construction, Inc., be debarred from prequalification to bid on any contract with the South Dakota Department of Transportation for which prequalification is required for a period of one year; and that K&L Construction, Inc. be debarred from bidding on any contracts with the South Dakota Department of Transportation for a period of one year. All present voted aye by roll call vote. The motion carried.

The hearing was declared closed at 9:38 a.m.

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Chairman White asked for a motion to approve the minutes of February 1, 2018.

A MOTION WAS MADE by Roby and seconded by Vanneman to approve the February 1, 2018, meeting minutes. All present voted aye by voice vote. The motion carried.

Chairman White asked for a motion to approve the minutes of February 15, 2018.

A MOTION WAS MADE by Zander and seconded by Rosenboom to approve the February 15, 2018, meeting minutes. All present voted aye by voice vote. The motion carried.

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Karla Engle of the Office of Legal Counsel requested that the Transportation Commission propose a hearing date to consider changes to the speed zone rules found in chapter 70:01:02 of the Administrative Rules of South Dakota.

A MOTION WAS MADE by Vehle and seconded by Rosenboom to set the administrative hearing for the March 29, 2018, Commission meeting. All present voted aye by voice vote. The motion carried.

**RESOLUTION #2018-03.01** was adopted.

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Secretary Darin Bergquist provided the Commission with an update on the status of various pieces of legislation the Department has been working on during this year's Legislative session.

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Commissioner Nelson joined the meeting at 9:56 a.m.

Greg Fuller, Division Director of the Division of Operations, presented the following information regarding Construction Change Orders to the Transportation Commission.

Construction change orders approved in December contain an increase of approximately \$451,184.

Construction change orders approved in January contain an increase of approximately \$2,167.

Over the past 12 months, the overall contract increase is 2.42%.

The following projects have a Construction Change Order (CCO) amounting to a contract change in excess of \$50,000.

#### ABERDEEN REGION

- I. Project: P-PH 0014(177)421, Brookings County, PCN 546N  
Location: I-29, Exit 132 in Brookings  
Contractor: BX Civil & Construction, Inc.  
Type of Work: Grading, Structure, PCC Surfacing, Lighting & Signals

Original Contract Amount:	\$	16,353,880.86
Change on CCO No. 12:	\$	399,512.75
Net Change to Date:	\$	540,922.76

Explanation of Change on CCO No. 12: This increase is the result of the Department paying for extra work performed by the Contractor to remove excess dirt from the project. Approximately 14,000 cubic yards of excess dirt was removed and truck hauled away by the Contractor. Additionally, the Department made incentive payments for the timely completion of the 22<sup>nd</sup> Avenue intersection, interstate ramps, and interim completion of the project. All incentive payments were made in accordance with the contract.

- II. Project: P 0045(57)182, Edmunds County, PCN 05E3  
Location: SD 45 from US 12 to the Edmunds/McPherson County Line  
Contractor: Asphalt Paving & Materials Co.  
Type of Work: Asphalt Concrete Resurfacing

Original Contract Amount:	\$	\$2,069,092.89
Change on CCO No. 1:	\$	50,004.03
Net Change to Date:	\$	50,004.03

Explanation of Change on CCO No. 1: This increase is the result of an incentive payment for asphalt concrete smoothness. The Department made the incentive payment in accordance with the contract.

III. Project: NH 0212(162)380, Codington County, PCN 03RN  
Location: US 212 in Watertown  
Contractor: Knife River Midwest LLC  
Type of Work: PCC Overlay

Original Contract Amount:	\$	7,655,236.37
Change on CCO No. 7:	\$	424,362.08
Net Change to Date:	\$	543,162.59

Explanation of Change on CCO No. 7: This increase is the result of the Department adjusting various contract quantities to match the actual quantities used during construction. Larger increases were made for asphalt binder, asphalt concrete, and furnish concrete for PCC overlay. The Department considers these increases normal variations based on the type of work. In addition, the Department made an incentive payment for concrete smoothness in accordance with the contract.

IV. Project: NH 0212(171)389, Deuel County, PCN 03RP  
Location: US 212 in Watertown  
Contractor: Knife River Midwest LLC  
Type of Work: PCC Overlay

Original Contract Amount:	\$	5,263,074.54
Change on CCO No. 2:	\$	306,602.91
Net Change to Date:	\$	317,174.18

Explanation of Change on CCO No. 2: This increase is the result of the Department adjusting various contract quantities to match the actual quantities used during construction. Larger increases were made for base course, asphalt binder, asphalt concrete, and furnish concrete for PCC overlay. The Department considers these increases normal variations based on the type of work. In addition, the Department made payment for additional work for haul road restoration. The work involved additional asphalt concrete needed to restore the haul road. The Department also made incentive payments for timely completion and for concrete smoothness both in accordance with the contract.

V. Project: NH-P 0013(36), Buffalo County, PCN 055F  
Location: Various Routes in the Huron Area  
Contractor: Bituminous Paving, Inc.  
Type of Work: Asphalt Concrete Surface Treatment

Original Contract Amount:	\$	2,472,399.07
Change on CCO No. 1F:	\$	(\$123,945.22)
Net Change to Date:	\$	(\$123,945.22)

Explanation of Change on CCO No. 1F: This decrease is the result of adjustments of contract quantities to match the quantities used during construction. Decreases to asphalt for surface treatment and cover aggregate resulted from the Department approved asphalt surface treatment mix design containing a spread rate less than estimated in the plans. Decreases to flagging and pilot car matched the quantity used as needed during construction.

## MITCHELL REGION

- VI.** Project: IM 0293(108)78, Minnehaha County, PCN 05NQ  
Location: I-29 from Sioux Falls to Crooks  
Contractor: Diamond Surface Inc.  
Type of Work: Pavement Restoration

Original Contract Amount:	\$	3,172,241.50
Change on CCO No. 2:	\$	740,043.43
Net Change to Date:	\$	1,172,321.92

Explanation of Change on CCO No. 2: This increase is the result of an overrun in the contract quantities of concrete repair, concrete reinforcement, and pavement marking. The adjustments were made to match the quantity constructed and are normal for a concrete repair project of this nature. When traffic was removed from the roadway, the Department identified additional areas in need of repair. In addition, the Department made an incentive payment for the timely completion of the work in accordance with the contract.

- VII.** Project: P 0022(64), Lake County, PCN 060U  
Location: Various Routes in the Sioux Falls Area  
Contractor: Highway Improvement, Inc  
Type of Work: Asphalt Concrete Crack Sealing

Original Contract Amount:	\$	167,398.38
Change on CCO No. 1F:	\$	(70,786.02)
Net Change to Date:	\$	(70,786.02)

Explanation of Change on CCO No. 1F: This decrease is the result in an underrun in the contract quantity of asphalt concrete crack sealing. The Contractor used less crack sealing material to seal the cracks than was estimated in the plans. This variation is common on asphalt concrete crack sealing projects.

- VIII.** Project: IM 0909(81)406, Minnehaha County, PCN 021X  
Location: I 90 - Structure Over Split Rock Creek near Brandon  
Contractor: Duininck, Inc  
Type of Work: Replace Structure

Original Contract Amount:	\$	7,436,693.57
Change on CCO No. 2:	\$	127,529.04
Net Change to Date:	\$	132,119.55

Explanation of Change on CCO No. 2: This increase is the result of extra work performed by the Contractor to remove excess dirt for a bent footing. This work was omitted from the plans and necessary for construction. The Contractor also performed extra work for concrete milling to transition the new asphalt concrete into the existing concrete pavement at the beginning of the project.

- IX.** Project: PH 0020(140), Aurora County, PCN 04GV  
Location: Various Routes in the Mitchell Region  
Contractor: Dakota Traffic Services, LLC

Type of Work: Corridor Signing

Original Contract Amount:	\$	846,510.50
Change on CCO No. 2:	\$	(68,886.40)
Net Change to Date:	\$	(43,186.40)

Explanation of Change on CCO No. 2: This decrease is the result of adjustments to the contract quantities of delineators, signs, sign posts, flagging, and traffic control. The variations are considered normal for this type of work.

- X. Project: NH 0050(122)384, Yankton County, PCN 05HD  
Location: SD in Yankton  
Contractor: D & G Concrete Construction, Inc.  
Type of Work: Grading, PCC Surfacing, Roadway Lighting, Storm Sewer, Curb & Gutter, Sidewalk, Traffic Signals, & Structure Repair

Original Contract Amount:	\$	4,896,795.70
Change on CCO No. 7:	\$	53,814.96
Net Change to Date:	\$	83,147.68

Explanation of Change on CCO No. 7: This increase is the result of numerous variations to the plans quantities. The Department made the adjustments to match the quantities used during construction. The variations are all minor and affected numerous contract items. While the total increase is significant, no items stand out as significant variations. The variations are common for urban reconstruction work.

#### **PIERRE REGION**

There are no CCOs amounting to a change of \$50,000 to report this period.

#### **RAPID CITY REGION**

- XI. Project: NH-P 0041(152), Meade County, PCN 055L  
Location: Various Routes in the Rapid City Area  
Contractor: Simon Contractors of SD dba Hills Materials Co.  
Type of Work: Asphalt Concrete Surface Treatment & Crack Sealing

Original Contract Amount:	\$	1,039,464.92
Change on CCO No. 1:	\$	(\$316,488.78)
Net Change to Date:	\$	(\$316,488.78)

Explanation of Change on CCO No. 1: This decrease is the result of adjusting the contract quantities to match the quantities used during construction. Decreases to asphalt for fog seal, asphalt for surface treatment, and cover aggregate resulted from the Department eliminating a route on the project. The Decrease to asphalt concrete crack sealing corrected a plan error in the estimate. The adjustment to flagging and pilot car matched the quantity used as needed during construction.

**XII.** Project: P 0040(237)68, Custer County, PCN 05KH  
Location: SD 40 north of the Cheyenne River near Red Shirt  
Contractor: Adams Civil Resources, LLC  
Type of Work: Landslide Repair

Original Contract Amount:	\$	688,262.55
Change on CCO No. 2:	\$	149,939.95
Net Change to Date:	\$	155,684.05

Explanation of Change on CCO No. 2: This increase was the result of a change to the contract unit price for unclassified excavation. Due to a change in conditions on the project compared to the plans shown methods and conditions, the Contractor was required to alter the method of excavation. This change resulted in an increase to the expenses incurred by the Contractor and additional payment was deemed reasonable. Additionally, the base course quantity necessary to meet the plans typical section was more than estimated in the plans resulting in an increase to the quantity of base course.

**XIII.** Project: P 0040(237)68, Custer County, PCN 05KH  
Location: SD 40 north of the Cheyenne River near Red Shirt  
Contractor: Adams Civil Resources, LLC  
Type of Work: Landslide Repair

Original Contract Amount:	\$	688,262.55
Change on CCO No. 3:	\$	71,584.68
Net Change to Date:	\$	227,268.73

Explanation of Change on CCO No. 3: This increase is the result of extra work performed by the Contractor to undercut and reinforce a section of the roadway. During construction, the Contractor and Department discovered an area in need of additional reinforcement to provide a solid subgrade. Additionally, a plan error omitted a portion of the erosion control items necessary to stabilize the area of the traffic diversion. This increase adjusted the contract quantities of the existing contract items.

**XIV.** Project: NH 0085(83)139, Harding County, PCN 03TU  
Location: US 85 south of the North Dakota State Line  
Contractor: J.V. Bailey Company, Inc.  
Type of Work: Structure Repair

Original Contract Amount:	\$	1,362,734.93
Change on CCO No. 4:	\$	(64,245.61)
Net Change to Date:	\$	(60,720.61)

Explanation of Change on CCO No. 4: This decrease is the result of adjusting the contract quantities to match the quantities used during construction. Decreases to concrete removal, concrete fill, pavement marking, and flagging were all the result of normal variations for the type of work involved.

**XV.** Project: NH-PH 0034(159)39, Meade County, PCN 036K  
Location: SD 34 from SD 79 east 8 miles  
Contractor: Zandstra Construction Inc.

Type of Work: Shoulder Widening, Spot Grading, AC Surfacing & Replace Structure

Original Contract Amount: \$ 5,163,502.35  
Change on CCO No. 3: \$ 76,975.85  
Net Change to Date: \$ 169,676.52

Explanation of Change on CCO No. 3: This increase is the result of a plan error in the quantity of asphalt concrete and asphalt binder. The plans estimated spread rate for asphalt concrete was less than required for a portion of the roadway resulting in an overrun in the contract quantities.

**XVI.** Project: NH 0016(84)67, Pennington County, PCN 049F  
Location: US 16 in Rapid City  
Contractor: Complete Concrete, Inc.  
Type of Work: Grading, PCC Surfacing, Storm Sewer, Curb &Gutter, Sidewalk, Lighting, & Signals

Original Contract Amount: \$ 7,548,254.09  
Change on CCO No. 5: \$ (163,845.52)  
Net Change to Date: \$ (139,210.49)

Explanation of Change on CCO No. 5: This decrease is the result of an adjustment to the contract quantities of erosion control items, gravel cushion, and reinforced concrete pipe. During construction, the Department determined several erosion control items were not necessary. The concrete pipe items were adjusted as used for construction and are considered normal variations. The quantity of gravel cushion was estimated too high and more than necessary during construction.

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Ryan Johnson, Specifications Engineer of the Division of Operations, presented to the Commission consideration of Supplemental Specifications to the 2015 Standard Specifications for Roads and Bridges.

A MOTION WAS MADE by Marquardt and seconded by Fouberg to approve the Supplemental Specifications to the 2015 Standard Specifications for Roads and Bridges changes as presented. All present voted aye by voice vote. The motion carried.

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Joel Gengler of the Right of Way office provided the following items for Commission consideration:

1. Request for overhead electrical distribution line and facilities permanent easement – Brookings County

Request Transportation Commission approval to grant an electrical distribution line and facilities permanent easement to Sioux Valley-Southwestern Electric Cooperative, Inc. of Colman, SD upon the following DOT property:

Lot DC1 in the Northeast Quarter (NE1/4) of Section 16, Township 110 North, Range 52 West of the 5th P.M., Brookings County, South Dakota.



Lot DC1 is located approximately 3½ miles southeast of Arlington on the south side of 210th Street. The property contains a drainage ditch to relieve water overflow of Hwy 14 located one mile south of Lot DC1. Granting the 25' x 50' easement as shown on Exhibit "A" will allow future electrical distribution line and facilities maintenance.

Sioux Valley-Southwestern Electric Cooperative, Inc. accepts liability and financial responsibility for the electrical distribution line and facilities. All state and federal guidelines will be followed during the construction.

A MOTION WAS MADE by Vehle and seconded by Roby to grant approval of an electrical distribution line and facilities permanent easement to Sioux Valley-Southwestern Electric Cooperative, Inc. upon the above-referenced DOT property in item #1. All present voted aye by voice vote. The motion carried.

2. Request for overhead electrical transmission line and facilities permanent easement – Minnehaha County

Request Transportation Commission approval to grant an electrical transmission line and facilities permanent easement to East River Electric Power Cooperative, Inc. of Madison, SD upon the following DOT property:

Tract 3 in the E1/2NE1/4 of Section 36, Township 102 North, Range 49 West of the 5th P.M., Minnehaha County, South Dakota, according to the recorded plat thereof, except Lots H-1 & H-2 contained in Tract 3.

Tract 3 is located at 4901 N Timberline Ave approximately three miles west of Brandon in the southeast corner of East 60th St N and Timberline Ave. Granting the 0.10-acre easement as shown on Exhibit A will allow future electrical transmission line and facilities maintenance.

East River Electric Power Cooperative, Inc. accepts liability and financial responsibility for the electrical transmission line and facilities. All state and federal guidelines will be followed during the construction.

A MOTION WAS MADE by Vanneman and seconded by Zander to grant approval of an electrical transmission line and facilities permanent easement to East River Electric Power Cooperative, Inc., to the above-reference DOT property in item #2. All present voted aye by voice vote. The motion carried.

3. Abandonment – Minnehaha County

This resolution will abandon the temporary easements on Minnehaha County Project: P-PH 0019(31)73, PCN 025Z.

A MOTION WAS MADE by Vehle and seconded by Rosenboom to approve the request for abandonment of certain temporary easements item #3-Minnehaha County. All present voted aye by voice vote. The motion carried.

**RESOLUTION #2018-03.02** was adopted.

4. Condemnation – NH-PH 0018(180)420, PCN 036A, Turner County

Request Transportation Commission resolution determining that the taking and damaging of real property interests in and to the following property is necessary for a public purpose and authorizing condemnation:

Parcel 18 – David Bobzien: Owner; Conseco Finance Servicing Corp., Merchants State Bank-Hurley: Mortgage Holders; Palisades Collection LLC Trak Americ, Capital One Bank, Tri County Propane, Credit Collections Bureau; Midland Funding, LLC, and Credit Collections Services, Inc.: Lien Holders.

To date, the Department of Transportation has been unable to acquire the necessary releases to property interests through negotiations for the project NH-PH 0018(180)420, PCN 036A, Turner County - US18 from SD19 to I29.

A MOTION WAS MADE by Fouberg and seconded by Zander that the taking and damaging of real property interests is necessary for a public purpose and authorizing condemnation for item #4. All present voted aye by voice vote. The motion carried.

**RESOLUTION #2018-03.03** was adopted.

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Mark Leiferman, Program Manager of Project Development presented the following bid letting results:

**February 21, 2018 letting**

**Bridge Deck Overlay**

1	056V BRF 6149(00) PCIRoads, LLC Structure on 451st Ave, 7.1 miles south of Montrose over East Vermillion Lake	McCook County \$306,395.67
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**Structure & Approach Grading (RCBC)**

2	02X0 BRO 8054(00)01 A-G-E Corporation Structure 7 miles north & 6.8 miles west of Gettysburg over the Cheyenne Creek	Potter County \$318,678.41
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**Shoulder Widening, Spot Grading, Asphalt Concrete Surfacing, Sidewalk, & Lighting**

3	03B2, 01EV PH 0083(70)0, P 0ENH(173) Bituminous Paving, Inc. US83 from the Nebraska State Line, north 12.4 miles	Todd County \$13,412,013.04
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**Grading, landscaping, Shared Use Path, Structures, Lighting, Trailhead**

4	05JD P 1358(04) Runge Enterprises, Inc. Rotary and Norlin Greenway Parks at the intersection of Southeastern Avenue and 26th Street in Sioux Falls	Minnehaha County \$2,392,167.46
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**Structure Zone Painting**

5	3949 IM 0903(77)131	Jackson, Lyman County
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Huber Contracting Inc. DBA Dakota Coatings Co. \$498,222.70  
I90 Structures at Exit 131 (Cactus Flats), 1 mile east of Exit 131, Exit 235 (Kennebec),  
7.5 miles east of Exit 212, Exit 226 (Presho) & Exit 251 (SD47S)

**Rumble Stripes and Pavement Marking**

6 05W4 PH 000S(377) Meade, Todd County  
Diamond Surface, Inc \$317,759.35  
Various County Roads in Meade & Todd Counties

**Cold Plastics Durable Pavement Marking**

7 04H9 PH 0040(218) Butte, Custer, Lawrence, Pennington County  
Dakota Barricade, LLC \$317,304.58  
Various locations on the State System in the Rapid City Region

**PCC Pavement Repair**

8 05LN NH 0022(61) Lake, Moody County  
Interstate Improvement, Inc. \$1,374,973.71  
US81 from Lake Herman to Madison, & SD34 from Wentworth to I29

**Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing, & Shoulder Improvement**

9 04WV NH 0014(223)391 Kingsbury County  
Asphalt Paving & Materials Company \$1,785,822.80  
US14 from 3.5 miles east of Lake Preston to Arlington

**Cold Milling Asphalt Concrete & Asphalt Concrete Resurfacing**

10 068Q NH 0034(196)38 Meade County  
Border States Paving, Inc. \$3,104,301.59  
SD34 from SD79 to the Belle Fourche River

**Asphalt Surface Treatment (Chip Seal)**

11 05L1 NH-P 0013(40) Beadle, Clark, Hand, Hyde, Kingsbury, Spink County  
Bituminous Paving, Inc. \$5,683,009.09  
Various Routes in the Huron Area

**Asphalt Surface Treatment (Chip Seal)**

12 05L9 NH-P 0023(49) Bon Homme, Clay, Hutchinson, Yankton County  
The Road Guy Construction Company Inc \$1,653,601.00  
Various Routes in the Yankton Area

**Scour Protection & Column Repair**

13 03TW, 03TX P 0020(130)295, P 0037(132)157 Faulk, Spink County  
REJECTED BY THE COMMISSION  
SD20, 0.8 miles south of SD45N over a Creek & 3.3 miles east of the Faulk Co Line over  
Snake Creek; SD37 - Str. 6 miles S of US212 over a creek

A MOTION WAS MADE by Roby and seconded by Fouberg to approve bid #'s 4, 5, 7, 8, 9, 10, 11, and 12. All present voted aye by voice vote. The motion carried.

A MOTION WAS MADE by Fouberg and seconded by Marquardt to approve bid #1. All present voted aye by voice vote. The motion carried.

A MOTION WAS MADE by Marquardt and seconded by Vehle to approve bid #2. All present voted aye by voice vote. The motion carried.

A MOTION WAS MADE by Vanneman and seconded by Zander to approve bid #3, pending required concurrence with the Rosebud Sioux Tribe. All present voted aye by voice vote. The motion carried.

A MOTION WAS MADE by Vehle and seconded by Zander to approve bid #6. All present voted aye by voice vote. The motion carried.

A MOTION WAS MADE by Marquardt and seconded by Vanneman to reject bid #13. All present voted aye by voice vote. The motion carried.

### February 22, 2018 letting

#### Shared Use Path – Grading & Concrete Sidewalk

05MW PTAPU(18)  
Knife River Midwest, LLC  
Main Ave in Tea

Lincoln County  
\$89,460.88

A MOTION WAS MADE by Roby and seconded by Marquardt to approve the bid. All present voted aye by voice vote. The motion carried.

### February 27, 2018 letting

#### Shared Use Path – Grading, Concrete Sidewalk & Culvert Work

05CF PTAPU(14)  
Hulstein Excavating Inc  
Along Main Ave, Dows St & Lacy Ave in Garretson

Minnehaha County  
\$128,562.86

A MOTION WAS MADE by Rosenboom and seconded by Fouberg to approve. All present voted aye by voice vote. The motion carried.

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Leiferman presented the following State Transportation Improvement Program (STIP) revisions for approval:

REV 18-037

This revision will delete a 2018 Pierre Area pavement preservation project. (Sequence # 755, Page 156 in the 2018-2021 STIP Book). The work will be added to a 2019 Pierre Area pavement preservation project (Sequence # 372 & 455, Page 98 & 113 in the 2018-2021 STIP Book). The pavements are performing better than expected and maintenance scheduled for 2018 can be deferred to 2019.

FY 2018 Minus \$52,000  
FY 2019 Plus \$53,000

A MOTION WAS MADE by Vehle and seconded by Vanneman to approve the above-referenced STIP revision. All present voted aye by voice vote. The motion carried.

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Leiferman provided the following informational revisions to the Commission:

- REV 18-036            This revision modified the funding of the pre-purchase of traffic signal poles for the junction of US12 and Brown County #14 from federal/state funding to 100% state funding.
- FY 2018 No Change
- REV 18-SC-016        This revision adjusted the cost estimate of the 2019 Day County Highway #01 reconstruction project (Sequence # 280, Page 79 in the 2018-2021 STIP Book).
- FY 2019 Plus \$1,100,000
- REV 18-SC-017        This revision adjusted the cost estimate of the 2018 US14 Structure Approach Slab Repair project in Brookings County (Sequence #s 97 & 222, Pages 50 & 70 in the 2018-2021 STIP Book).
- FY 2018 Plus \$567,000
- REV 18-SC-018        This revision added a segment of US14 in Brookings County and adjusted the cost estimate of the 2018 Watertown Areawide pavement preservation project (Sequence #s 97 & 222, Pages 50 & 70 in the 2018-2021 STIP Book).
- FY 2018 Plus \$255,000
- REV 18-SC-019        This revision added additional locations throughout the Rapid City Region to the 2018 installation of advance warning flashers and backplates with retroreflective borders project in Rapid City (Sequence # 702, Page 150 in the 2018-2021 STIP Book).
- FY 2018 Plus \$102,000
- REV 18-SC-020        This revision adjusted the cost estimate of a 2018 Mitchell Region and a 2018 Mitchell Area rout and seal project (Sequence #s 57, 306, 358, 429, 531, 651, & 1054, Pages 44, 85, 95, 108, 125, 143, & 193 in the 2018-2021 STIP Book).
- FY 2018 Plus \$305,000

REV 18-SC-021      This revision adjusted the cost estimate of a 2018 Watertown Area chip seal project (Sequence #s 99, 347, 377, & 848, Pages 50, 93, 99, & 166 in the 2018-2021 STIP Book).

FY 2018 Plus \$1,385,000

REV 18-SC-022      This revision added grinding of centerline rumble strips on a segment of SD37 that is already programmed for a 2019 Mitchell Area Pavement Grinding project (Sequence #s 274 & 433, Pages 77 & 109 in the 2018-2021 STIP Book).

FY 2019 Plus \$395,000

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Secretary Bergquist requested the Commission enter into executive session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters.

A MOTION WAS MADE by Marquardt and seconded by Zander to enter executive session at 10:55 a.m. pursuant to SDCL 1-25-2(3) to consult with legal counsel or review communications from legal counsel about proposed or pending litigation or contractual matters. All present voted aye by voice vote. The motion carried.

The Commission came out of executive session at 11:16 a.m.

A MOTION WAS MADE by Nelson and seconded by Zander to adjourn.

With no other business to come before the Commission, the meeting was adjourned at 11:16 a.m.