

**TRANSPORTATION COMMISSION MEETING MINUTES
APRIL 27, 2017 – 9:30 A.M.
BECKER-HANSEN BUILDING – 700 EAST BROADWAY
PIERRE, SD**

COMMISSIONERS PRESENT: Ron Rosenboom, Chairman
Kyle White, Vice Chairman
Rod Fouberg, Member
Don Roby, Member
Kim Vanneman, Member
Ralph Marquardt, Member
Mike Vehle, Member

DOT STAFF PRESENT: Darin Bergquist, Karla Engle, Mike Behm, Doug Kinniburgh, Joel Gengler, Sam Weisgram, Christina Bennett, Mark Leiferman, Greg Fuller, Kellie Beck, Jenna Schweiss, Dustin DeBoer, Becky Jenssen, Julie Bolding, Gaven Motschenbacher, Ryan Johnson, Rick Gordon, Noël Clocksin, and Patricia Saukel

OTHERS PRESENT: Becky Hedman – AGC, Kirk Fredrichs and Mark Clausen – FHWA, Bob Mercer – press (on phone), Wayne Lloyd – Loiseau Construction

Chairman Rosenboom called the meeting to order at 9:32 a.m. Roll call was taken and a quorum was determined.

Chairman Rosenboom asked for a motion to approve the minutes of March 23, 2017.

A MOTION WAS MADE by Roby to approve and seconded by Fouberg. All present voted aye by roll call vote. The motion carried.

Chairman Rosenboom asked for a motion to approve the minutes of April 13, 2017.

A MOTION WAS MADE by Roby to approve and seconded by Vanneman. All present voted aye by roll call vote. The motion carried.

Chairman Rosenboom 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.

Commissioner Roby disclosed a potential conflict of interest regarding the Bridge Improvement Grants awards as he serves on the city commission in Watertown. Karla Engle, Office of Legal Counsel, stated that his service on the city commission did not fall within the parameters of the conflicts of interest law, SDCL 31-23-1, *et seq.* Roby stated that he would still like to abstain from voting.

Karla Engle of the Office of Legal Counsel asked the Commission to set a public hearing for May 25, 2017 to consider proposed amendments to the following speed zone rules:

- 70:01:02:02 – Pennington County speed zone rule
- 70:01:02:21 – Custer County speed zone rule
- 70:01:02:49 – Meade County speed zone rule

A MOTION WAS MADE by White to set the hearing date as requested and seconded by Vanneman. All present voted aye by roll call vote. The motion carried.

Resolution #2017-04.01 was adopted.

Secretary Bergquist asked the Commission to amend the agenda to enter into executive session immediately after the conclusion of regular business.

Bergquist began his report by informing the Commission of the passing of Dick Gregerson, former Transportation Commission member. Gregerson had served on the Commission with distinction for 16 years.

Bergquist and the Commission congratulated Commissioner Fouberg on being presented with the Governor's Excellence in Economic Development Award by Governor Daugaard at the annual Governor's Office of Economic Development (GOED) Conference in Sioux Falls.

Bergquist announced that Commissioners Roby and Fouberg were re-appointed by the Governor and that Commissioner Kathy Zander would return for the May meeting. Bergquist stated the Commission only needed to fill one vacancy.

Bergquist asked if Wayne Lloyd was present. Becky Hedman of the AGC said that he was delayed. It was decided by the Commission to proceed with Lloyd's testimony

upon his arrival and the Commission proceeded with the regularly scheduled agenda items.

Greg Fuller, Director of the Division of Operations, presented the following information regarding Construction Change Orders to the Transportation Commission:
Construction change orders approved in March contain an increase of approximately \$467,725.

Over the past 12 months, the overall contract increase is 1.77%.

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

ABERDEEN REGION

- I. Project: NH-P 0010(117), Beadle County, PCN 048G
Location: Various Routes in Aberdeen Region
Contractor: Highway Improvement, Inc.
Type of Work: Asphalt Concrete Crack Sealing

Original Contract Amount:	\$	329,439.95
Change on CCO No. 1F:	\$	185,065.11
Net Change to Date:	\$	185,065.11

Explanation of Change on CCO No. 1F: This increase was the result of additional asphalt concrete crack sealant material used during construction of the project. The Department identified additional cracks in need of sealing resulting in the increase in quantity.

- II. Project: NH 0013(34), Beadle County, PCN 053E
Location: Various Routes in Huron Area
Contractor: Bituminous Paving Inc.
Type of Work: Asphalt Surface Treatment (Chip Seal)

Original Contract Amount:	\$	841,438.14
Change on CCO No. 2F:	\$	86,475.33
Net Change to Date:	\$	86,475.33

Explanation of Change on CCO No. 2F: This increase was the result of additional asphalt for surface treatment, cover aggregate, asphalt for fog seal, and pavement markings required upon construction. The change in quantities was the result of the Department deciding to place an asphalt surface treatment on the entire roadway width including the shoulders. This change increased the

quantity necessary for construction. Additionally, the Department made a fuel cost adjustment in accordance with the contract.

MITCHELL REGION

- III. Project: PH 8050(66), Minnehaha County, PCN 044D
Location: Various Routes in Minnehaha County
Contractor: Hamm Contracting LLC
Type of Work: County Signing

Original Contract Amount: \$ 963,418.70
Change on CCO No. 3F: \$ 82,209.00
Net Change to Date: \$ 43,009.50

Explanation of Change on CCO No. 3F: This increase was the result of additional removals of signs and additional sign posts and signs necessary during construction. The changes were the result of vandalism, public comments, plan errors, plan omissions, and changes in conditions since initial design.

- IV. Project NH-P 0011(90)74, Minnehaha County, PCN 052Q
Location: SD 11 in Corson
Contractor: Iowa Erosion Control, Inc.
Type of Work: Joint and Spall Repair

Original Contract Amount: \$ 833,166.38
Change on CCO No. 2: \$ 286,761.09
Net Change to Date: \$ 340,510.09

Explanation of Change on CCO No. 2: This increase was the result of additional concrete repair work required of the Contractor. The Department identified additional areas in need of repair.

PIERRE REGION

- V. Project: IM 0903(101)153, Jackson County, PCN 03W4
Location: I-90 from Kadoka to Belvidere
Contractor: Knife River Midwest LLC
Type of Work: Remove & Replace PCC Surfacing, Edge Drains, Inslope Flattening, Pipe Repair, and Extend Culvert

Original Contract Amount: \$ 18,935,371.24
Change on CCO No. 7: \$ (297,400.02)
Net Change to Date: \$ 330,048.26

Explanation of Change on CCO No. 7: This decrease was the result of adjustments made to various contract quantities. The adjustments were made to match the actual quantities used during construction. Larger decreases were made for various granular material items, asphalt concrete, concrete pavement, and edge drains all due to normal field variations.

- VI.** Project: P 0032(30), Hughes County, PCN 05KF
Location: Various Routes in the Pierre Area
Contractor: Fahrner Asphalt Sealers LLC
Type of Work: Crack Leveling

Original Contract Amount:	\$	160,991.95
Change on CCO No. 2:	\$	53,361.33
Net Change to Date:	\$	70,237.71

Explanation of Change on CCO No. 2: This increase was the result of additional asphalt repair mastic needed to fill depressed joints on SD 34 and US 212 to create a level and smooth driving surface.

RAPID CITY REGION

- VII.** Project: IM 0903(102)112, Jackson County, PCN 03W0
Location: I-90 near Wall
Contractor: Bituminous Paving, Inc.
Type of Work: Cold Milling Asphalt Concrete & Asphalt Concrete Resurfacing

Original Contract Amount:	\$	5,863,085.26
Change on CCO No. 6:	\$	(228,263.77)
Net Change to Date:	\$	82,406.60

Explanation of Change on CCO No. 6: This decrease was the result of adjustments made to various contract quantities. The adjustments were made to match the actual quantities used during construction. Larger decreases were made for topsoil, asphalt for tack, flagging, asphalt binder, asphalt concrete, and granular material all due to normal field variations.

- VIII.** Project: P 6167(09), Perkins County, PCN 04VT
Location: Bixby Road 5 miles west of Bison, south to the County line
Contractor: Anderson Western, Inc.
Type of Work: Cold Milling Asphalt Concrete & Asphalt Concrete Resurfacing

Original Contract Amount:	\$	2,964,783.37
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Change on CCO No. 3: \$ (149,984.51)
Net Change to Date: \$ 1,096,842.24

Explanation of Change on CCO No. 3: This decrease was the result of adjustments made to various contract quantities. The adjustments were made to match the actual quantities used during construction. Larger decreases were made for digouts, base course, asphalt for tack, sand for flush seal, flagging, pilot car, and asphalt concrete all due to normal field variations.

Mike Behm, Director of Planning and Engineering introduced Joel Gengler of the Right of Way office. Gengler provided the following items for Commission consideration:

1. Abandonment – in Pennington County

Request Transportation Commission approval to abandon portions of United States Highway 16. This resolution will abandon the following property acquired for highway right-of-way:

Lot H.1 in the SE1/4 of Section 9, Township 1 South, Range 7 East of the B.H.M., Pennington County, South Dakota.

A portion of Lot H.1 in the SW1/4 of Section 10, as recorded in Highway Plat Book 2, Page 42; except that portion shown within Lot H1 in the SW1/4 of Section 10 as recorded in Highway Plat Book 4, Page 115, all in Township 1 South, Range 7 East of the B.H.M., Pennington County, South Dakota.

A portion of Lot H.1 in the SW1/4 NW1/4 of Section 10, as recorded in Highway Plat Book 2, Page 41; except that portion shown within Lot H1 in the SW1/4 NW1/4 of Section 10 as recorded in Highway Plat Book 4, Page 114, all in Township 1 South, Range 7 East of the B.H.M., Pennington County, South Dakota.

The above properties are no longer needed for highway purposes and abandonment is recommended by DOT Rapid City Area.

A MOTION WAS MADE by White to approve Item #1. The motion was seconded by Fouberg. All present voted aye by roll call vote. The motion carried.

RESOLUTION #2017-04.02 was adopted.

2. Abandonment – Hamlin County

This resolution will abandon the temporary easements on Hamlin County Project P 0028(32)319, PCN 02QK.

3. Abandonment – Lyman County

This resolution will abandon the temporary easements on Lyman County Project NH-BRF 0083(11)87, PCN 5799.

4. Abandonment – Meade County

This resolution will abandon the temporary easements on Meade County Project P 0034(143)44, PCN 02AB.

5. Abandonment – Meade County

This resolution will abandon the temporary easements on Meade County Project IM 0901(108)44, PCN 3465.

6. Abandonment – Pennington County

This resolution will abandon the temporary easements on Pennington County Project HES 2016(4)70, PCN 3115.

A MOTION WAS MADE by Roby to approve Items #2-6. The motion was seconded by Vehle. All present voted aye by roll call vote. The motion carried.

RESOLUTIONS #2017-04.03 (Item #2), #2017-04.04 (Item #3), #2017-04.05 (Item #4), #2017-04.06 (Item #5), and #2017-04.07 (Item #6) were adopted.

Wayne Lloyd, Project Manager of Loiseau Construction, appeared before the Commission to discuss contract, construction, and design issues he has encountered involving DOT projects, as well as his company's current construction claim. Secretary Bergquist also addressed the Commission and indicated that the general areas of concern identified by Mr. Lloyd are also being discussed with the Association of General Contractors (AGC) and the Federal Highway Administration (FHWA). The Commission indicated that the current discussions should continue and that the Commission would not take any action at this time.

Behm presented the following State Transportation Improvement Program (STIP) revisions:

FOR COMMISSION APPROVAL

- 17-060** This revision will add a project in 2018 for the purchase of land in Turner County for the Wetland Bank Site program.

FY 2018 Plus \$1,220,000

- 17-061** This revision will add a 2017 project for underwater bridge inspections for structures over the Missouri River.

FY 2017 Plus \$255,000

- 17-065** This revision will add a 2017 project for an awarded FHWA grant that will be used to recruit high school students for summer transportation related programs.

FY2017 Plus \$200,000

- 17-066** This revision will advance the SD50 portion of a 2018 Mill and AC Resurfacing project from the junction of SD34, south to the Buffalo/Brule County Line (Item #144, Page 54 of the 2017 2020 STIP Book) to 2017.

FY 2017 Plus \$2,872,000
FY 2018 Minus \$2,930,000

- 17-067** This revision will add a culvert clean out and repair of pipe culvert project along I90 in Jackson and Jones counties to 2017.

FY2017 Plus \$306,000

A MOTION WAS MADE by Vanneman to approve the above listed revisions. The motion was seconded by Roby. All present voted aye by roll call vote. The motion carried.

The following informational revisions and information was provided to the Commission.

INFORMATIONAL REVISIONS FOR THE COMMISSION

17-063 This revision adjusted the cost estimate of the 2017 Exit 402 Reconstruction Project and the Veterans Parkway Construction Project from I90 to Rice Street (Item #633, Page 139 of the 2017 2020 STIP Book).

FY 2017 Plus \$14,082,000

17-064 This revision adjusted the cost estimate of the 2017 construction and railroad crossing consolidation project on 1st Ave in Watertown.

FY 2017 Plus \$550,000

17-SC-035 This revision adjusted the cost of a 2017 Rapid City Regionwide Pavement Marking project.

FY2017 Plus \$459,000

17-SC-037 This revision deferred a bridge painting project located 2 miles south of the SD115 interchange over I29 from a 2017 grouped structure maintenance project (Sequence 635, Page 139 of the 2017 2020 STIP Book) to a 2018 grouped structure maintenance project (Sequence 655, Page 141 of the 2017 2020 STIP Book) to facilitate project coordination.

FY 2017 Minus \$45,000

FY 2018 Plus \$56,000

Sam Weisgram, Engineering Supervisor in Project Development, presented the following bid letting results:

April 19, 2017 Letting

Structure & Approach Grading (3-14'x8' CIP RCBC)

1	04ME BRF 6308(00)	Deuel County
	Nolz Dragline & Construction Company, Inc	\$307,349.50
	Structure on 188th St, 2.6 miles east of Brandt, over Cobb Creek	

Structure & Approach Grading (3-9'x9' CIP RCBC)

2	03GX BRO 8029(00)	Hamlin County
	Nolz Dragline & Construction Company, Inc	\$295,480.44
	Structure on 463rd Ave, 1.1 miles north & 4 miles east of Castlewood, over a creek	

Bridge Deck Overlay

3 05QR BRF 6030(00)16-5 Brookings County
J.V. Bailey Company, Inc. \$149,609.56
Structure 2.3 miles east & 1 mile south of Bruce on 204 St. over North Deer
Creek

Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing & Culvert Repair

4 04EF P 0034(168)283 Buffalo County
Spencer Quarries Incorporated \$1,285,716.70
SD34 from 8.5 miles west of SD45 to SD45

Shoulder Improvements

5 05VV P 0038(47)357 Minnehaha County
Double H Paving, Inc \$254,465.10
SD38 from 2 miles west of I-90 to 6 miles east of I-90

Signing & Delineation

6 060J PH 8068(17) Yankton County
Hamm Contracting, LLC \$666,700.95
Various Roads in Yankton County from the east county line west to US81

Asphalt Concrete Crack Sealing

7 05YR IM 0041(159) Pennington County
NO BIDS RECEIVED
Various Routes in the Rapid City Area

Asphalt Concrete Surface Treatment & Crack Sealing

8 055L NH-P 0041(152) Meade, Pennington County
Simon Contractors of SD dba Hills Materials Co. \$1,039,464.92
Various Routes in the Rapid City Area

A MOTION WAS MADE by Roby to approve bids #1, 2, 4, 5, 6, and 8. The motion was seconded by Vanneman. All present voted aye by roll call vote. The motion carried.

A MOTION WAS MADE by Fouberg to approve bid #3. The motion was seconded by Vehle. All present voted aye by roll call vote. The motion carried.

Bid item #7 was withdrawn as no bids were received for this project.

Doug Kinniburgh, Local Governments Engineering Manager discussed the applications that were received for the Bridge Improvement Grant program and provided the Commission with the scores that the department assigned to each application. He also provided the department's recommendations for approval. The recommended grant funding includes 17 bridge preservation projects totaling \$2.681 million, seven bridge replacement/rehabilitation projects totaling \$4.705 million and 29 preliminary engineering grants totaling \$0.872 million. The balance to bring the total funding up to \$9 million will be used for Construction Engineering costs.

Grant funds are limited to a maximum of \$4 million per entity over a three year period to ensure the funds are shared among as many local governments as possible. The local governments are required to pay a minimum of 20 percent matching funds and have three years to expend the grant.

One hundred and ten applications totaling \$20.55 million were received by the South Dakota Department of Transportation (SDDOT). Nine cities submitted 11 applications and 39 counties submitted a total of 99 applications.

A MOTION WAS MADE by Marquardt to approve the following Preservation grant applications, as recommended by the department. The motion was seconded by White. All present voted aye by roll call vote with the exception of Roby who chose to abstain. The motion carried.

Preservation Grant Applications

County/City	Location	Est. Tot.	Grant Amt.	BIG Score	Preserv. Pts.
Brookings Co.	5.9S & 2W of Brookings on 469th Ave. over Lake Campbell Outlet	\$ 151,540	\$ 118,000	13.61	56.86
Brookings Co.	2.5N & 6.3W of White on 201st St. over North Deer Creek	\$ 173,205	\$ 135,300	22.76	54.43
Brookings Co.	1S of Aurora on 476th Ave. over Medary Creek	\$ 127,565	\$ 102,100	11.67	51.57
Campbell	1.5S & 8W of Herreid on 109th St. over Spring Creek	\$ 165,252	\$ 132,300	12.68	50.86
Campbell	1.5S & 5.1W of Herreid on 109th St. over Spring Creek	\$ 165,252	\$ 132,300	13.22	49.71
Campbell	1S & 2W of Herreid on 304th Ave. over Spring Creek	\$ 177,063	\$ 141,700	17.58	51.43
Campbell	0.5S & 0.3E of Herreid on 108th St. over a creek	\$ 90,932	\$ 72,800	12.73	52.29
Codington	8N & 3.2W of Watertown on 164th St. over the Big Sioux River	\$ 68,224	\$ 54,600	6.96	52.00
Codington	4W & 5.2S of Kranzburg on 464th Ave. over Stray Horse Creek	\$ 69,059	\$ 55,300	4.57	31.71
Codington	4W & 5.9S of Kranzburg on 464th Ave. over Stray Horse Creek	\$ 69,059	\$ 55,300	4.52	50.29
Gregory Co.	4.7N of Dallas on 333rd Ave. over Bull Creek	\$ 233,240	\$ 164,800	6.48	50.29
Perkins	5W & 26.6S of Bison on Bixby Road over Moreau River	\$ 244,467	\$ 195,600	12.45	44.71
Watertown	1S & 0.5E of Watertown on 20th Ave. SE over the Big Sioux River	\$ 271,322	\$ 217,100	2.15	54.71
Yankton Co.	7.2N & 1E of Lesterville on 431st Ave. over the James River	\$ 312,719	\$ 250,200	50.02	54.71
Yankton Co.	8.1N & 0.5E of Utica on 436th Ave. over the James River	\$ 383,835	\$ 307,100	30.09	50.00
Yankton Co.	6.4E & 1N of Utica on 303rd St. over the James River	\$ 413,446	\$ 330,800	29.35	53.00
Ziebach	5.5N & 8.5W of Red Elm on IRR Co. Rd over Flint Rock Creek	\$ 269,591	\$ 215,700	27.28	61.29

A MOTION WAS MADE by Roby to approve the following Rehab/Replacement grant applications as recommended by the department. The motion was seconded by Vanneman. All present voted aye by roll call vote. The motion carried.

Rehab/Replacement Grant Applications

County/City	Location	BIG Score	EST TOT PROJ COST (Design & Constr Only)	Est. CE	Grant Amt.
Davison	1.5S & 1W of Loomis on 404th Ave. over Firesteel Creek	53.55	\$ 1,057,990	\$ 92,206	\$ 846,400
Union	5.4E & 1.5S of Alcester on 484th Ave. on a creek	52.31	\$ 733,058	\$ 112,609	\$ 439,900
Meade	3S & 3.4W of Union Center on Ballfield Road over a creek	51.90	\$ 482,455	\$ 34,676	\$ 386,000
Brown*	3S & 1E of Westport on 123rd St. over the Elm River	51.71	\$ 1,665,244	\$ 156,962	\$ 818,900
Davison	15W & 5.9N of Mitchell on 394th Ave. over Firesteel Creek	50.41	\$ 970,416	\$ 88,015	\$ 776,400
Beadle	1E & 5.8S of Cavour on 410 Ave. over Middle Pearl Creek	50.02	\$ 512,207	\$ 32,866	\$ 358,600
Brookings*	7.9S of Brookings on 471st Ave. over a creek	49.42	\$ 1,370,159	\$ 136,016	\$ 1,078,600

*Federal Aid Eligible Route

A MOTION WAS MADE by Foubert to approve the following Preliminary Engineering grant applications, as recommended by the department. The motion was seconded by White. All present voted aye by roll call vote with the exception of Roby who chose to abstain. The motion carried.

Preliminary Engineering Grant Applications

County / City	Location	BIG Score	PE Total	Grant Amt.
Jackson	9.9N & 3.3E of Wanblee on 254th St. over Cottonwood Creek	67.7	\$37,962	\$30,400
Jackson	1.9E & 3.7S of Belvidere on Horseshoe Butte Road over Black Pipe Creek	59.41	\$37,962	\$30,400
Spink	2W & 8.5S of Doland on 404th Ave. over a creek	54.61	\$33,117	\$26,500
Spink	5N & 5.9W of Northville on 149th St. over Snake Creek	54.28	\$38,189	\$30,600
Deuel	2.3E & 1N of Brandt on 187th St. over Cobb Creek	52.1	\$25,916	\$20,800
Deuel	5.5W & 8.4N of Toronto on 472A Avenue over a creek	51.41	\$25,916	\$20,800
Aurora	6.8E & 7N of Plankinton on 246 St. over Firesteel Creek	51.3	\$19,304	\$15,500
Aurora	1E & 5.9N of Plankinton on 387 Ave. over a creek	51.22	\$36,147	\$29,000
Turner	2.9E of Viborg on 291st St. over a creek	49.12	\$74,435	\$55,900
Clark	5S & 1W of Raymond on 413 Ave. over a creek	47.91	\$39,538	\$31,700
Hutchinson	8N & 6.3E of Parkston on 268th St. over Twelve Mile Creek	47.65	\$40,539	\$32,500
Deuel	5.5W & 9.1N of Toronto on 472A Avenue over a creek	47.49	\$20,916	\$16,800
Lyman	11W & 7.3N of Presho over a creek	47.21	\$33,693	\$27,000
Jerauld	0.1W of Jct US281 on 221st St. over Sand Creek	47.11	\$25,466	\$20,400
Beadle	1E of Wessington on 375 Ave. over Cain Creek	46.88	\$33,451	\$26,800
Butte	2N & 14E of Newell on Old Hwy 212 over a creek	46.75	\$34,384	\$27,600
Jackson	5E & 3S of Cottonwood on Fairview Road over S. Fork of the Bad River	46.6	\$37,962	\$30,400
Lyman	11W & 10.5N of Presho over a creek	46.49	\$33,693	\$27,000
Hughes	0.1S of Canning on Chesley Road over Medicine Knoll Creek	46.47	\$45,089	\$36,100
Union	8.5S & 2.1W of Alcester on 310th St. over a creek	46.15	\$41,645	\$31,300
Sanborn	1.6W & 7.4N of Artesian on 413th Ave. over a creek	45.89	\$38,199	\$30,600
Lawrence	0.9N & 0.6E of Whitewood	45.35	\$45,503	\$36,500
Marshall	2E & 0.9S of Britton on 425th Ave. over Crow Creek	45.16	\$24,153	\$19,400
Watertown (city)	0.3E of 10th St. NW on 3rd Ave. NW over the Big Sioux River in Watertown	44.95	\$44,400	\$35,600
Spink	4E & 2.6N of Redfield on 390th Ave. over the James River	44.91	\$52,753	\$42,300
Day	4.5W & 3N of Pierpont on 127 St. over a creek	44.59	\$39,243	\$31,400
Miner	5N & 0.1E of Howard on 228 St. over the W. Fork of Vermillion River	44.46	\$49,241	\$39,400
Miner	5.1N of Howard on 434 Ave. over W. Fork of Vermillion River			
Minnehaha	2S & 3.7W of Valley Springs on 264th St. over Beaver Creek	44.32	\$53,228	\$42,600
Jackson	2W & 3.4N of Kadoka on 227th Ave. over Franklin Creek	44.26	\$32,962	\$26,400

Secretary Bergquist requested the Commission enter into an executive session at 11:18 a.m. pursuant to SDCL 1-25-2(4).

A MOTION WAS MADE by Marquardt to enter into executive session. The motion was seconded by Vehle. All voted aye by voice call vote. The motion carried.

The Commission concluded executive session at 11:57 a.m.

With no other business to come before the Commission, the meeting was declared adjourned at 11:57 a.m.