

**TRANSPORTATION COMMISSION MEETING MINUTES
AUGUST 24, 2017 – 9:00 A.M.
BECKER-HANSEN BUILDING – 700 EAST BROADWAY
PIERRE, SD**

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

DOT STAFF PRESENT: Darin Bergquist, Mike Behm, Greg Fuller, Kellie Beck,
Becky Janssen, June Hansen, Bonnie Olson, Laurie
Schultz, Doug Kinniburgh, Joel Gengler, Mark
Leiferman, Julie Bolding, Ryan Johnson, Christina
Bennett, Jason Humphrey, Sam Weisgram, and
Patricia Saukel

OTHERS PRESENT: Kirk Fredrichs – FHWA SD Division Administrator;
Gary Rayhill, Mayor of Martin; Rep. Steve Livermont-
District 27; Jason Reaves-SD ACPA; Toby Crow, AGC;
and Ariel Hammerquist-LRC.

Chairman Rosenboom called the meeting of the Transportation Commission (the
"Commission") to order at 9:00 a.m. Roll call was taken and a quorum was determined.

Chairman Rosenboom asked for a motion to approve the minutes of July 27, 2017.

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

Chairman Rosenboom opened the floor to the 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.

Becky Janssen of the Office of Legal Counsel requested that the Transportation Commission consider approval of changes to the following speed zone rules:

- 70:01:02:01 – Minnehaha County speed zone rule
- 70:01:02:06 – Brookings County speed zone rule
- 70:01:02:44 – Lincoln County speed zone rule
- 70:01:02:67 – Todd County speed zone rule

Janssen explained the Department of Transportation (the "Department") received no written comments concerning any of the proposed rule changes. No members of the public appeared to offer testimony in support of or in opposition to the rule changes.

A MOTION WAS MADE by Fouberg to amend the rules as requested and seconded by Roby. All present voted aye by voice vote. The motion carried.

RESOLUTION #2017-08.01 was adopted.

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

Construction change orders approved in July contain a decrease of approximately \$306,787.

Over the past 12 months, the overall contract increase is 2.85%.

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

ABERDEEN REGION

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

MITCHELL REGION

- I. Project: P 1282(06), Minnehaha County, PCN 00KE
Location: Russell Street in Sioux Falls
Contractor: T&R Contracting Inc.

Type of Work: Grading, PCC Surfacing, Structures

Original Contract Amount: \$ 18,312,073.36
Change on CCO No. 12: \$ (297,483.81)
Net Change to Date: \$ (117,928.68)

Explanation of Change on CCO No. 12: This decrease is the result of the Department adjusting various contract quantities to match the actual quantities used during construction. Larger decreases were made for rock excavation, water, temporary asphalt, dowel bars, fiberglass reinforced pipe, bearing pile, temporary pavement marking, riprap, temporary and permanent erosion control measures, and sweeping. The Department considers the quantity variations normal based on the type of work.

- II. Project: IM 0909(87)401, Minnehaha County, PCN 04DD
Location: I 90 from I 229 to the Minnesota State Line
Contractor: Border States Paving Inc.
Type of Work: Asphalt Concrete Resurfacing, Edge Drains, & Pavement Repair

Original Contract Amount: \$ 8,934,697.86
Change on CCO No. 1: \$ 98,994.73
Net Change to Date: \$ 98,994.73

Explanation of Change on CCO No. 1: This increase is the result of extra work performed by the Contractor. The actual depth of the concrete repair was more than estimated in the plans.

- III. Project: P 0115(51)194, Minnehaha County, PCN 03RT
Location: SD 115 Exit 98
Contractor: T&R Contracting Inc.
Type of Work: Grading, Curb & Gutter, Storm Sewer, PCC Surfacing/Resurfacing, Structures

Original Contract Amount: \$ 18,816,518.52
Change on CCO No. 1: \$ 133,683.27
Net Change to Date: \$ 133,683.27

Explanation of Change on CCO No. 1: This increase is the result of additional gravel cushion material needed to construct the project to the planned typical section. Less salvage material was available than estimated in the plans resulting in the need for additional material.

PIERRE REGION

IV. Project: NH 0018(176)206, Todd County, PCN 039G
Location: US 18 in Mission
Contractor: Anderson Contractors Inc.
Type of Work: Urban Grading, PCC Surfacing, Storm Sewer, Curb & Gutter,
ADA Upgrades, Sidewalk, Traffic Signals, Roadway Lighting

Original Contract Amount: \$ 12,288,692.68
Change on CCO No. 4: \$ 112,905.43
Net Change to Date: \$ 378,224.76

Explanation of Change on CCO No. 4: This increase is the result of additional work ordered by the Department. The Department and the Rosebud Sioux Tribal Authority agreed to add roadway lighting at the intersection of US 18 and BIA 1. Additionally, an emergency vehicle preemption system was added to signals at 3 intersections in Mission.

RAPID CITY REGION

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

Mike Behm, Director of Planning and Engineer presented the 2018-2021 State Transportation Improvement Plan (STIP) for approval.

Representative Steve Livermont of District 27 in Martin presented testimony to the Commission regarding the narrow shoulders on Highway 18. Gary Rayhill, Mayor of Martin, presented testimony on safety concerns of the street light on Highway 18 and 73 being shut off by the Department and also a gradual speed limit sign needed south of town.

The Commission meeting packet included written comments regarding the 2018-2021 STIP that were received from the public at each STIP meeting.

A MOTION WAS MADE by Zander to approve the 2018-2021 STIP and seconded by Vehle. All present voted aye by voice vote. The motion carried.

Behm presented the 2018-2021 Transportation Improvement Program (TIP) for Sioux City Metropolitan Planning Organization (MPO), Sioux Falls MPO, and Rapid City MPO for approval.

A MOTION WAS MADE by Roby to approve the 2018-2021 TIP for Sioux City MPO, Sioux Falls MPO, and Rapid City MPO and seconded by Vanneman. All present voted aye by voice vote. The motion carried.

Doug Kinniburgh, Local Government Assistance Program's Engineering Manager, presented the 2018 Bridge Improvement Preliminary Engineering Grants (BIG) for approval. The Department received 52 applications and recommended the first 26 grant applications listed in Attachment #4 to the Commission meeting packet be approved based on the BIG scores.

A MOTION WAS MADE by White to approve the 26 grant applications recommended by the Department and add those projects to the STIP. The motion was seconded by Vanneman. All present voted aye by voice vote. The motion carried.

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

1. Request for land trade – Pennington County:

Request Transportation Commission approval to trade the following Department of Transportation ("DOT") property in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01.

Parcel A:

Tract C of the Re-subdivision of Lots 50, 51, 52, 53 and the North 10 Feet (N10') of Lot 54, in Block 25 of Boulevard Addition to the City of Rapid City, Pennington County, South Dakota, containing 0.08 acre, more or less.

Rapid City Area DOT desires to trade the above property to Historic Rapid City for the following DOT project NH 0016(79)67, PCN 027C right of way:

Parcel 8:

Lot H1 in Tract A of the Re-Subdivision of Lots 50, 51, 52, 53 and in the West 40 feet of the North 10 feet of Lot 54 in Block 25 of Boulevard Addition to the City of Rapid City, Pennington County, South Dakota, containing 1110 sq. ft., more or less.

In addition, Historic Rapid City will allow the DOT to use any additional area outside the project temporary easement.

The above property trade is necessary for Project NH 0016(79)67, Pennington County, PCN 027C.

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

2. Disposal of Excess Property – Lawrence County:

Request Transportation Commission approval to dispose of the following DOT properties in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01.

Lot B in that portion of Lot 7 of the NW1/4 of Section 34, Township 7 North, Range 2 East of the B.H.M., lying east of Lot H4, Lawrence County, South Dakota.

Appraised Value: \$7,200

Lot B contains 3.88 acres located on the east side of Hwy 85 near the north edge of Spearfish city limits and no additional access will be allowed from Hwy 85.

The property is zoned agricultural and doesn't qualify for building permits.

Belle Fourche Area DOT advises the property is excess after completion of project NH 0085(30)45, PCN 5928 and not needed for future department use.

3. Disposal of Excess Property – Lawrence County:

Request Transportation Commission approval to dispose of the following DOT properties in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01.

That portion of Lot 8 of the SW1/4 of Section 27, Township 7 North, Range 2 East of the B.H.M., lying East of the Highway, Lawrence County, South Dakota, less Lot H4.

Appraised Value: \$17,000

The property contains 9.7 acres located on the east side of Hwy 85 near the north edge of Spearfish city limits and no additional access will be allowed from Hwy 85.

The property is zoned agricultural and doesn't qualify for building permits.

Belle Fourche Area DOT advises the property is excess after completion of project NH 0085(30)45, PCN 5928 and not needed for future department use.

4. Disposal of Excess Property – Lawrence County:

Request Transportation Commission approval to dispose of the following DOT properties in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01.

SE1/4 NW1/4 of Section 27, Township 7 North, Range 2 East of the B.H.M., Lawrence County, South Dakota, all lying east of US Hwy 85.

Appraised Value: \$1,300

The property contains 0.73 acre located on the east side of Hwy 85 near the north edge of Spearfish city limits and no additional access will be allowed from Hwy 85.

The property is zoned agricultural and doesn't qualify for building permits.

Belle Fourche Area DOT advises the property is excess after completion of project NH 0085(30)45, PCN 5928 and not needed for future department use.

A MOTION WAS MADE by Roby to approve items #2, #3, and #4 and seconded by Vanneman. All present voted aye by voice vote. The motion carried.

5. Disposal of Excess Property – Lawrence County:

Request Transportation Commission approval to dispose of the following DOT property in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01.

Lot A, a portion of Lot H1 in the SE1/4 SW1/4 of Section 17, Township 5 North, Range 4 East of the B.H.M., Lawrence County, South Dakota.

Appraised Value: \$1

Lot A contains 0.02 acre located approximately three miles east of Deadwood on the north side of Hwy 14A. The property is zoned park forest with no access allowed from Hwy 14A.

Rapid City Area DOT advises the property is excess right of way after completion of project P 1014(09)42, PCN 0475 and not needed for future department use

A MOTION WAS MADE by Vanneman to approve item #5 and seconded by Fouberg. All present voted by voice vote, 5 aye [Rosenboom, Fouberg, Roby, Vanneman, and Zander] and 2 nay [White and Vehle]. The motion carried.

6. Abandonment – McPherson County

This resolution will abandon the temporary easements on McPherson County Project NH-P 0011(78), PCN 040L.

7. Abandonment – Edmunds County

This resolution will abandon the temporary easement on Edmunds County Project NH-P 0011(78), PCN 040L.

A MOTION WAS MADE by Zander to approve items #6 and #7 and seconded by Roby. All present voted aye by voice vote. The motion carried.

RESOLUTIONS #2017-08.02 and #2017.08.03 were adopted.

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

August 2, 2017 Letting

Structure & Approach Grading (2-8'x4' Precast BC)

1	03H2 BRF 6235(00)01	Hughes County
	A-G-E Corporation	\$101,296.39
	Structure 3.3 miles west & 11.2 miles south of Harrold on 318 Ave over a creek	
	SN 33-380-125	

Structure & Approach Grading (3-12'x9' CIP RCBC)

2	00G7 BRO 8002(01)	Aurora County
	Dakota Contracting Corporation	\$420,543.52
	County Road 11.6 miles south & 2 west of White Lake	

Sidewalk Construction

3	04U6 P TAPU(05)	Meade County
	Highmark, Inc	\$459,608.85
	Black Hawk on the south side of W Elm St from Short St to Seeaire St, on the east side of Seeaire St from W Elm St to Oak Ct and along Peaceful Pines Road from Seeaire St west 783 feet.	

Traffic Signal & ADA Curb Ramp Upgrades

4	05CM NH-PP 0014(212)413	Brookings County
	Eframson Electric Inc	\$361,746.00
	US14 & Caspian Ave Intersection in Volga, RCP&E Railroad	

Scour Protection & Column Repair

5 03TW, 03TX P 0020(130)295, P 0037(132)157 Faulk, Spink County

REJECTED BY SDDOT 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 Vehle to approve bid #'s 1 and 4 and seconded by Zander. All voted aye by voice vote. The motion carried.

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

A MOTION WAS MADE by White to approve bid #3 and seconded by Zander. All voted aye by voice vote. The motion carried.

A MOTION WAS MADE by Vehle to reject bid #5 and seconded by Vanneman. All voted aye by voice vote. The motion carried.

August 16, 2017 Letting

Structure & Approach Grading (3-12'x7' Precast Box Culvert)

1 02EV BRO 8056(13) Sanborn County
Midwest Contracting, LLC \$270,642.60
Structure 2.3 miles east & 6 miles north of Artesian over West Redstone Creek

A MOTION WAS MADE by Roby to approve the bid and seconded by Zander. All voted aye by voice vote, with the exception of Vehle who abstained. The motion carried.

**August 18, 2017 Letting
(Mitchell Region)**

Shared Use Path

1 04Q9 P TAPU(02) Minnehaha County
Soukup Construction \$216,666.00
Along SD38 & Railraod Street in Hartford

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

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

FOR COMMISSION APPROVAL

17-076 This revision will advance a 2018 railroad crossing gate installation project on Radar Hill Road in Box Elder (Sequence #720, Page 151 in the 2017-2020 STIP Book) to 2017.

FY 2017 Plus \$112,000
FY 2018 Minus \$112,000

A MOTION WAS MADE by Vehle to approve the above listed STIP revision and seconded by Fouberg. All voted aye by voice vote. The motion carried.

The following informational revisions were provided to the Commission:

INFORMATIONAL REVISIONS FOR THE COMMISSION

17-SC-039 This revision added, removed and adjusted some of the highway segments of the 2017 Rapid City Region Corridor Signing project (Sequence #768, Page 158 of the 2017 2020 STIP Book).

FY 2017 No Change

17-SC-040 This revision updated the amount of funding needed for pre engineering costs associated with the development of Roadway Safety Projects statewide (Sequence #891, Page 175 of the 2017 2020 STIP Book).

FY 2017 Plus \$57,000

17-SC-041 This revision increased the cost and added pavement marking to the 2017 Pierre Area Pavement Rehabilitation project (Sequence #s 399 & 866, Page 102 & 171 of the 2017 2020 STIP Book).

FY 2017 Plus \$408,000

Sam Weisgram of the Project Development Office asked the Commission to consider holding a mid-September teleconference meeting to accommodate a September 6 bid letting that the Department would like expedited this season. After discussion, the Chair indicated that the Commission would meet via teleconference on Tuesday, September 12, 2017, at 9:00 a.m. Central Time.

With no other business to come before the Commission, the meeting was declared adjourned at 10:40 a.m.