

**TRANSPORTATION COMMISSION CONFERENCE CALL MEETING MINUTES
MAY 11, 2017 – 9:30 A.M.
BECKER-HANSEN BUILDING – 700 EAST BROADWAY
PIERRE, SD**

COMMISSIONERS PRESENT

VIA CONFERENCE CALL: Ronald Rosenboom, Chairman
Rodney Fouberg, Member
Ralph Marquardt, Member
Don Roby, Member
Mike Vehle, Member
Kyle White, Member

COMMISSIONERS PRESENT: Kathy Zander, Member

DOT STAFF PRESENT: Mike Behm, Sam Weisgram, Greg Fuller, Mark
Leiferman, Ryan Johnson, Karla Engle, and Patricia
Saukel

OTHERS PRESENT

VIA CONFERENCE CALL: Becky Hedman – AGC, Kirk Fredericks – FHWA SD
Division Administrator, Bob Mercer – press

Chairman Rosenboom called the meeting to order at 9:30 a.m. Roll call was taken and a quorum was determined.

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.

Roby had prepared a letter as a handout to the Commission members addressing conflict of interest disclosures. A copy of the letter is attached to these minutes as **Exhibit A**.

A MOTION WAS MADE by White and seconded by Marquardt that the disclosure is fair, reasonable, and not contrary to the public interest and that Roby will present specific contracts or transactions to the Commission as they arise for the Commission's particular consideration. All present voted aye, except Roby, who abstained from the Commission discussion and vote. The motion carried.

Mike Behm, Director of Planning and Engineering, introduced Sam Weisgram, Engineering Supervisor in Project Development, to present the bid letting results.

Before presenting the results, Weisgram explained the combination letting process and informed the Commission that bid items #1 and # 2 were let in combination. Weisgram presented the following bid letting results from the May 3, 2017 letting:

Structure & Approach Grading (3-10'x5' Precast BC)

1	05R8 BRF 6126(00)16-2 Bates Construction Company, Inc. Structure 1.8 miles west of Peever on 127th St. over a creek	Roberts County \$168,885.00
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Structure & Approach Grading (2-12'x9' Precast Box Culvert)

2	03EN BRO 8055(00)01 Bates Construction Company, Inc. Structure 1.2 miles North & 1 mile West of Corona on 471 Ave. over a creek	Roberts County \$151,615.75
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Structure & Approach Grading (3-60" RCP)

3	02EJ BRO 8013(00)01 Midwest Contracting, LLC Structure 8.3 miles North & 1 mile East of Raymond over a creek	Clark County \$88,187.00
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Bridge Deck Polymer Chip Seal

4	04FQ P 0183(25)02 BX Civil & Construction, Inc. US183, 2.2 miles north of the Nebraska State Line over the Keya Paha River	Tripp County \$76,112.95
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Polymer Chip Seal, Joint Replacement, Column Repair, Berm Repair, Dense Concrete Overlay, Approach Pavement, Bridge Rail Modification, & Approach Guardrail

5	03TU, 04FG NH 0085(83)139, P 0020(142)24 J.V. Bailey Company, Inc. US85 structures, 9.7 miles south of ND State Line over Big Nasty Creek, 2.9 miles south of ND State Line over Crooked Creek, 13.6 miles NE of Buffalo over Bull Creek; & SD20 Structures 0.9 & 3.5 miles west of Buffalo over Rush Creek and Brush Creek	Harding County \$1,362,734.93
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Cold Milling Asphalt Concrete & Asphalt Concrete Resurfacing; Structure Rail Retrofit

6	0397 P 1804(45)357 Anderson Western, Inc. SD1804 from north of Mobridge to Pollock	Campbell, Walworth County \$6,182,934.62
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Durable Pavement Marking

7 03UT PH 0020(131)
Dakota Traffic Services, LLC
Interstate 90 from West of Exit 364 to East of Exit 390

McCook, Minnehaha County
\$395,475.07

Interstate Fence

8 05YU IM 0901(196)8
Garrett Fencing Inc
Rapid City Area

Lawrence, Meade County
\$197,180.40

A MOTION WAS MADE by Vehle and seconded by Marquardt to approve bid #'s 1-8. All present voted aye by roll call vote. The motion carried.

With no other business to come before the Commission, the meeting was declared adjourned at 9:47 a.m.

DRAFT

May 2, 2017

Mr. Ronald Rosenboom
South Dakota Transportation Commission
South Dakota Department of Transportation
700 East Broadway Avenue
Pierre, SD 57501

Re: Conflict of Interest Disclosure

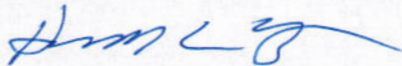
This letter is in response to SDCL 3-23-1 and 3-23-2 and is intended to address whether I, my wife, or any entity in which we have ownership interests derives any direct benefit from a contract or transaction with the State of South Dakota that specifically relates to the South Dakota Department of Transportation and my involvement as an active SDDOT Commissioner.

Some of the businesses in which we have ownership interests have properties near or bordering state highways in South Dakota. In the event an improvement on a state highway could potentially have a material effect on any of these properties, I would disclose that situation.

Also, I am an elected member of the Watertown City Council. Should a situation arise with a SDDOT contract or transaction with the City of Watertown, I would disclose any potential conflict at that time.

I will continue to review the agenda items for upcoming Transportation Commission meetings and be forthcoming in any potential conflicts of interest.

Sincerely,



Donald L. Roby
Commissioner
South Dakota Transportation Commission

CC: Darin Bergquist, Secretary of Transportation, SDDOT
Karla Engle, Chief Legal Counsel, SDDOT