

SOUTH DAKOTA TRANSPORTATION COMMISSION MEETING MINUTES

Thursday, February 23, 2023, at 9:00 a.m. CT

Becker-Hansen Building/Commission Room - 700 East Broadway Avenue, Pierre, South Dakota

COMMISSIONER PRESENT: Larry Nelson

COMMISSIONER PRESENT

VIA CONFERENCE CALL: Bruce Cull, Chairman
Jaf Karim, Vice-chairman
Lynn Jensen
Ron Rosenboom
Don Roby
Mike Vehle
Kathy Zander

DOT STAFF PRESENT: Secretary Joel Jundt, Mike Behm, Kellie Beck, Joel Gengler, Sam Weisgram, Becky Hoffman, and Kari Kroll

DOT STAFF PRESENT
VIA CONFERENCE CALL: Craig Smith, Karla Engle, Christina Bennett, Scott Rabern and Katlyn Wieme

OTHERS PRESENT
VIA CONFERENCE CALL: Kirk Fredrichs – Federal Highway Administration (FHWA); Mark Hoines – FHWA; Toby Crow – Associated General Contractors (AGC); Captain John Stahl – Highway Patrol; and Terry Diets – Permit Center Lead Worker

Chairman Jaf Karim called the meeting of the South Dakota Transportation Commission (the “Commission”) to order at 9:00 a.m. CST. A roll call was taken, and a quorum was determined.

Karim opened the floor to the Commission members to disclose potential conflicts of interest and to present requests for waiver pursuant to South Dakota Codified Law (SDCL) chapter 3 – 23.

Karim disclosed a potential conflict involving Right of Way Item #3 in Attachment #6 as it relates to Black Hill Energy. His potential conflict was previously disclosed and waived by the Commission. He will recuse himself from participation and vote on this item. No further action was taken by the Commission.

No other members of the Commission disclosed a conflict of interest or requested a waiver.

Karim asked for a motion to re-approve the January 26, 2023 Commission meeting minutes.

Kari Kroll, Office of the Secretary, explained that mode of commissioners' attendance was incorrectly recorded on the previously approved minutes and that the mistake was identified after Commission approval. To ensure the minutes reflect the correct information, the South Dakota Department of Transportation (the "Department") asked that the minutes be re-approved with the correct information.

A MOTION WAS MADE by Roby and seconded by Rosenboom to re-approve the January 26, 2023 Commission meeting minutes. All present voted aye by roll call vote. The motion carried.

Karim then asked for a motion to approve the February 9, 2023 Commission meeting minutes.

A MOTION WAS MADE by Vehle and seconded by Zander to approve the February 9, 2023 Commission meeting minutes. All present voted aye by roll call vote. The motion carried.

Karla Engle, Office of Legal Counsel, presented for Commission consideration amendments to Administrative Rules of South Dakota (ARSD) 70:03:01:20 – Escort Vehicles and 70:03:01:65 - Longer Combination Vehicles – Approved Routes and Access Restrictions.

Engle explained the rule adoption process that had been followed to date for the amendments to the rules. She discussed the purpose and effect of the rule changes. Engle reported that no written comments on the rule changes had been timely received.

Engle asked the Commission to make the following three edits to the proposed rule change for ARSD 70:03:01:20 – Escort Vehicles if they choose to adopt:

- Page 1 / 2nd line: add a space between the word "highways" and the phrase "as follows"
- Page 2/ 4th line: change "16" to read "sixteen"
- Page 3: delete ";" after "32-22-42" in the subsection *Law Implemented*

Karim asked for public testimony on the proposed rule amendments. No members of the public offered testimony in support of or in opposition to the rule changes.

A MOTION WAS MADE by Rosenboom and seconded by Jensen to approve changes to ARSD 70:03:01:20 – Escort Vehicles and 70:03:01:65 - Longer Combination Vehicles – Approved Routes and Access Restrictions with the edits to 70:03:01:20 as described by Engle. Cull, Jensen, Nelson, Roby, Rosenboom, Zander, and Karim voted aye and Vehle voted nay by roll call vote. The motion carried.

RESOLUTION #2023 – 2.1 was adopted.

Karim opened the floor to public input.

No members of the public addressed the Commission or offered input.

Secretary Jundt presented for Commission information the Secretary's Report. He shared that the current winter weather had shut down I-90 and I-29 on Wednesday, February 22, and that crews were out doing clean up with the plan to reopen sections as completed by the end of the day.

He updated the Commission on several state legislative bills that the Department had been actively monitoring.

- SRC701 – Director Mike Behm testified against this resolution that involved a planned construction project in the City of Wagner. The legislation was deferred to the 41st day with a vote of 4-2.
- SB152 – The Department has been watching this bill. It would affect a funding source that puts money into the state highway fund. At this point, the bill had passed the Senate and will be heard in the House Agriculture & Natural Resources Committee next.
- HB1215 – This bill would allow for golf carts to be on state highways where the speed limit is 25 mph or less. At this point, the bill had passed the House and will be heard in the Senate Transportation Committee on Friday.
- SB16 – The Department is the sponsor of this bill. This bill would provide Sisseton Milbank Railroad \$6.25 million of general funds to rehabilitate the railroad line. Jundt will testify in front of the Joint Committee on Appropriations in support of this bill on Friday, February 24.

Next, Jundt shared that the March 9, 2023, Commission agenda will include a request from Pennington County for an advance in Surface Transportation Program (STP) funds in the amount of \$12 million. He explained the request will come at the early March meeting so that if the Commission approves the advance, the funding would be available for the project to be let during the March 22, 2023, letting.

Lastly, Jundt shared that the Department will be offering both legislative transportation committees the opportunity to tour the Department's lab and equipment on March 6 or 7. He invited interested commissioners to join.

Craig Smith, Director of Operations, presented the following Construction Change Orders (CCO) to the Commission for the Commission's information.

CCOs completed in January contain an increase of \$1,276,117.29. Over the past 12 months, the overall contract increase is 1.84%.

The following projects have a CCO amounting to a contract change more than \$50,000.

ABERDEEN REGION

1. Project: NH 0011(154), Day County, PCN 089F
 Location: Various routes in the Aberdeen area
 Contractor: Forby Contracting, Inc.
 Type of Work: pavement restoration

Original Contract Amount:	\$	479,881.00
Change on CCO No. 1:	\$	117,225.00
Net Change to Date:	\$	117,225.00

Explanation of Change on CCO No. 1: This increase is the result of SDDOT compensating the contractor for additional concrete repair work identified during construction as in need of repair work and directed by the engineer.

2. Project: NH 0013(156), Beadle & Hand County, PCN 0708
 Location: Various routes in the Huron area
 Contractor: Forby Contracting, Inc.
 Type of Work: pavement restoration

Original Contract Amount:	\$	1,396,068.60
Change on CCO No. 3F:	\$	194,085.59
Net Change to Date:	\$	190,286.93

Explanation of Change on CCO No. 3F: This increase is the result of SDDOT compensating the contractor for additional concrete repair work identified during construction as in need of repair work and directed by the engineer.

3. Project: P 0022(70)360, Deuel County, PCN 069C
 Location: SD 22 from I-29 to SD 15 in Clear Lake
 Contractor: Duininck, Inc.
 Type of Work: cold milling, asphalt concrete resurfacing, pipe work, and modify intersection

Original Contract Amount:	\$	3,243,952.70
Change on CCO No. 2:	\$	(181,366.58)
Net Change to Date:	\$	(174,424.70)

Explanation of Change on CCO No. 2: This decrease is the result of SDDOT adjusting the contract quantity of asphalt binder to match the quantity used during construction. The SDDOT reviewed asphalt binder content target selected by the contractor's mix design was lower than estimated in the plans.

4. Project: P 0022(70)360, Deuel County, PCN 069C
 Location: SD 22 from I-29 to SD 15 in Clear Lake
 Contractor: Duininck, Inc.
 Type of Work: cold milling, asphalt concrete resurfacing, pipe work, and modify intersection

Original Contract Amount:	\$	3,243,952.70
Change on CCO No. 3:	\$	75,849.07
Net Change to Date:	\$	(98,575.63)

Explanation of Change on CCO No. 3: This increase is the result of SDDOT making incentive payments for pavement smoothness and asphalt concrete mix quality. SDDOT made the incentive payments in accordance with the contract.

5. Project: P 0022(74)333, Hamlin County, PCN 05UP
 Location: SD 22 from Hazel east to US 81 N
 Contractor: Duininck, Inc.
 Type of Work: cold milling asphalt concrete, asphalt concrete resurfacing, pipe work, and erosion repair

Original Contract Amount:	\$	3,787,947.34
Change on CCO No. 3:	\$	(266,566.88)
Net Change to Date:	\$	(260,686.88)

Explanation of Change on CCO No. 3: This decrease is the result of SDDOT adjusting the contract quantity of asphalt binder to match the quantity used during construction. The SDDOT reviewed asphalt binder content target selected by the contractor's mix design was lower than estimated in the plans.

6. Project: P 0022(74)333, Hamlin County, PCN 05UP
 Location: SD 22 from Hazel east to US 81 N
 Contractor: Duininck, Inc.
 Type of Work: cold milling asphalt concrete, asphalt concrete resurfacing, pipe work, and erosion repair

Original Contract Amount:	\$	3,787,947.34
Change on CCO No. 4:	\$	65,542.71
Net Change to Date:	\$	(195,144.17)

Explanation of Change on CCO No. 4: This increase is the result of SDDOT making incentive payments for pavement smoothness and asphalt concrete mix quality. SDDOT made the incentive payments in accordance with the contract.

7. Project: IM 0299(78)215, Roberts County, PCN 0652
Location: I-29 Structures – 1.6 miles southwest of SD 15 over 458 Ave
SD 15 interchange over I-29
1.9 miles northeast of SD 15 over 460 Ave
Contractor: Louis-Company, LLC
Type of Work: bridge deck polymer chip seal

Original Contract Amount:	\$	383,837.25
Change on CCO No. 2F:	\$	(182,910.20)
Net Change to Date:	\$	7,975.28

Explanation of Change on CCO No. 2F: This decrease is the result of SDDOT adjusting the project quantity of bridge deck patching material to match the quantity used during construction. the variation is due to an error in the plans.

8. Project: P 0015(84)155, Deuel & Grant County, PCN 05J3
Location: SD 15 from the north junction of US 212 N to the south junction of SD 20
Contractor: Central Specialties, Inc.
Type of Work: asphalt concrete surfacing

Original Contract Amount:	\$	5,531,417.48
Change on CCO No. 4:	\$	(90,073.09)
Net Change to Date:	\$	(2,473.09)

Explanation of Change on CCO No. 4: This decrease is the result of SDDOT adjusting the contract quantity of asphalt binder to match the quantity used during construction. The SDDOT reviewed asphalt binder content target selected by the contractor's mix design was lower than estimated in the plans.

MITCHELL REGION

9. Project: IM 0293(111)78, Minnehaha County, PCN 06X2
Location: I-29 exits 78 (26th St), 81 (Maple St), & 83 (60th St) in Sioux Falls
Contractor: Iowa Civil Contracting, Inc.
Type of Work: approach slab replacement, epoxy chip seal, LSDC overlay, approach pavement, PCC pavement repair, and PCC ditch liner repair

Original Contract Amount:	\$	5,279,157.30
Change on CCO No. 10:	\$	286,014.19
Net Change to Date:	\$	373,688.24

Explanation of Change on CCO No. 10: This increase is the result of SDDOT compensating the contractor for additional work performed to remove and replace more deteriorated concrete curb & gutter and more existing concrete pavement than estimated in the plans. SDDOT identified additional deteriorated curb & gutter in need of replacement during construction. The additional pavement replacement provides a smooth ride in the transition from the pavement to the bridge as recommended by the Office of Bridge Design.

10. Project: IM 0909(89)379, Minnehaha County, PCN 06G5
 Location: I-90 from west of Humboldt to near Hartford
 Contractor: Double H Paving, Inc.
 Type of Work: construct median crossover and ramp detours and milling and asphalt concrete resurfacing of existing median crossover

Original Contract Amount:	\$	1,092,212.33
Change on CCO No. 6:	\$	333,019.81
Net Change to Date:	\$	409,777.84

Explanation of Change on CCO No. 6: This increase is the result of SDDOT compensating the contractor for extra work performed to provide additional I-90 median on/off ramps at exit 387 as directed by the engineer to eliminate any exit closures during future reconstruction of this section of I-90.

11. Project: P PH EM 0046(60)347, Clay County, PCN 04J5
 Location: SD 46 from Irene to west of SD 19/19A
 Contractor: Central Specialties, Inc.
 Type of Work: shoulder widening, structures, pipe work, spot grading, and asphalt concrete surfacing of shoulders

Original Contract Amount:	\$	11,277,765.88
Change on CCO No. 5:	\$	57,015.79
Net Change to Date:	\$	182,306.98

Explanation of Change on CCO No. 5: This increase is the result of SDDOT making an incentive payment for asphalt concrete mix quality. SDDOT made the incentive payment in accordance with the contract.

12. Project: P PH EM 0046(60)347, Clay County, PCN 0737
 Location: SD 46 from west of SD 19/19A to west of the junction with I-29
 Contractor: Knife River Midwest LLC
 Type of Work: cold milling asphalt concrete, asphalt concrete surfacing, and guardrail

Original Contract Amount:	\$	6,313,104.72
Change on CCO No. 7F:	\$	59,920.15
Net Change to Date:	\$	(174,518.74)

Explanation of Change on CCO No. 7F: This increase is the result of SDDOT making an incentive payment for asphalt concrete mix quality. SDDOT made the incentive payment in accordance with the contract.

13. Project: NH P 0022(87), Lake, Lincoln, & Minnehaha County, PCN 088T
 Location: Various locations in the Sioux Falls area
 Contractor: The Road Guy Construction Company, Inc.
 Type of Work: asphalt surface treatment

Original Contract Amount:	\$	1,431,026.62
Change on CCO No. 1F:	\$	(82,654.00)
Net Change to Date:	\$	(82,654.00)

Explanation of Change on CCO No. 1F: This decrease is the result of SDDOT adjusting the contract quantity of asphalt for surface treatment to match the quantity used during construction. The SDDOT reviewed asphalt for surface treatment target application rate selected by the contractor's asphalt surface treatment design was lower than estimated in the plans. Additionally, SDDOT adjusted the contract quantity of flagging hours. The contractor used fewer flagging hours to accommodate traffic than estimated in the plans.

PIERRE REGION

14. Project: NH EM 0083(74)55, Jones & Mellette County, PCN 04E8
 Location: US 83 from White River to south of Murdo
 Contractor: Border States Paving, Inc.
 Type of Work: asphalt concrete surfacing, and ADA upgrades

Original Contract Amount:	\$	16,190,104.15
Change on CCO No. 7:	\$	468,962.19
Net Change to Date:	\$	998,072.23

Explanation of Change on CCO No. 7: This increase is the result of SDDOT compensating the contractor for an additional leveling lift of asphalt concrete over the newly reconstructed and gravel roadway from a previous contract. SDDOT and the contractor determined the additional lift would provide an improved ride quality of the finished surface for the public.

15. Project: NH P 0031(53), Potter, Stanley, Sully, & Walworth County, PCN 088C
 Location: Various locations in the Pierre area
 Contractor: Highway Improvement, Inc.
 Type of Work: rout and seal

Original Contract Amount:	\$	236,095.10
Change on CCO No. 1:	\$	56,200.28
Net Change to Date:	\$	56,200.28

Explanation of Change on CCO No. 1: This increase is the result of SDDOT compensating the contractor for providing asphalt concrete crack filling in some locations as directed by SDDOT instead of crack sealing work only.

16. Project: P 1806(12)149, Stanley County, PCN 038Z
 Location: SD 1806 from the Lyman/Stanley County line north 14.7 miles and the structure 11.2 miles southeast of US 83 over Antelope Creek
 Contractor: Morris Inc.
 Type of Work: cold milling & asphalt concrete resurfacing, pipe work, deck overlay, approach guardrail, slope, and ditch channel grading

Original Contract Amount:	\$	6,830,151.64
Change on CCO No. 9:	\$	145,880.34
Net Change to Date:	\$	377,884.70

Explanation of Change on CCO No. 9: This increase is the result of SDDOT adjusting contract quantities of remove fence, asphalt binder, asphalt concrete, and various granular material items to match the quantities used during construction. The increases in quantities are due to normal project variations.

17. Project: NH 0018(193)252, Tripp County, PCN 04FD
 Location: US 18 from west of Monroe St to Lincoln St in Winner
 US 18 E&W from Lincoln St to 3rd St in Winner
 US 18 from 3rd St to 7th St in Winner
 Contractor: T & R Contracting, Inc.
 Type of Work: grading, storm sewer, curb & gutter, sidewalk, roadway lighting, traffic signals, and Portland cement concrete surfacing

Original Contract Amount:	\$	11,099,144.85
Change on CCO No. 37:	\$	(102,553.07)
Net Change to Date:	\$	1,237,509.02

Explanation of Change on CCO No. 37: This decrease is the result of SDDOT adjusting contract quantities of several traffic control items to match the quantities used during construction. The decrease in quantities is due to normal urban reconstruction project variations.

18. Project: NH EM 0083(74)55, Jones & Mellette County, PCN 04E7
 Location: US 83 from north of White River to north of the Mellette/Jones County line
 Contractor: Foothills Contracting, Inc
 Type of Work: grading, structures, and interim surfacing

Original Contract Amount:	\$	25,965,988.45
Change on CCO No. 20:	\$	(123,624.10)
Net Change to Date:	\$	617,274.44

Explanation of Change on CCO No. 20: This decrease is the result of SDDOT adjusting the contract quantities of water for embankment and asphalt for prime to match the final quantities used to complete the work through normal project variations.

RAPID CITY REGION

19. Project: IM FP PP B 0901(195)35, Meade County, PCN 021G
 Location: I-90 EBL from west of Exit 37 (Pleasant Valley) to Exit 40 (Tilford)
 Contractor: Complete Contracting, Inc dba Complete Contracting
 Type of Work: grading, PCC surfacing, and replace structure

Original Contract Amount:	\$	35,035,743.84
Change on CCO No. 2:	\$	122,633.45
Net Change to Date:	\$	100,832.95

Explanation of Change on CCO No. 2: This increase is the result of SDDOT adjusting the contract quantities of asphalt binder, asphalt concrete, asphalt for prime, and various granular materials to correct a plan error. The plans showed a 4-foot median shoulder width in the eastbound lanes which was updated to the correct 6-foot wide median shoulder.

20. Project: NH 0044(167)44, Pennington County, PCN 027K
 Location: SD 44 from Mountain View Road to the start of the divided lanes near 12th St
 Contractor: Heavy Constructors, Inc.
 Type of Work: grading, structure widening, storm sewer, curb & gutter, sidewalk, traffic signals, PCC surfacing, and lighting

Original Contract Amount:	\$	13,685,950.00
Change on CCO No. 10:	\$	73,885.10
Net Change to Date:	\$	351,858.33

Explanation of Change on CCO No. 10: This increase is the result of SDDOT compensating the contractor for a change to the type of pavement markings used. The new pavement markings will provide a higher contrast against the new pavement making the new markings more visible to the traveling public.

21. Project: NH 014A(20)29, Lawrence County, PCN 04WC
 Location: US 14 A from Cheyenne Crossing to Deadwood
 Contractor: Simon Contractors of South Dakota, Inc.
 Type of Work: cold milling asphalt concrete, asphalt concrete resurfacing, and pipe work

Original Contract Amount:	\$	6,050,476.31
Change on CCO No. 2:	\$	230,704.00
Net Change to Date:	\$	(88,136.00)

Explanation of Change on CCO No. 2: This increase is the result of SDDOT making a fuel cost adjustment for diesel and unleaded motor fuel in accordance with the contract.

Sam Weisgram, Office of Project Development, presented the following bid letting results.

February 15, 2023

Cold Milling, Full Depth Reclamation, Asphalt Concrete Surfacing, Pipe Work, Modify Intersection, Guardrail

- | | | |
|---|--|-------------------------------|
| 1 | 06J7, 05E1 NH-P 0046(74)290, NH 0050(131)337 | Bon Homme, Charles Mix County |
| | Border States Paving, Inc. | \$20,211,556.41 |
| | SD46 - Fm Wagner to SD37; SD50 - Fm the E Jct with SD46 S towards Avon | |

Shoulder Widening, Asphalt Concrete Surfacing, Bridge Maintenance & Permanent Vehicle Classification System

- | | | |
|---|-------------------------------|-----------------|
| 3 | 05ET P-PH 0052(08)332 | Yankton County |
| | Central Specialties, Inc | \$15,017,076.93 |
| | SD52 - Fm W Jct of SD50 S 4.6 | |

Asphalt Surface Treatment

- | | | |
|---|---|-------------------------|
| 7 | 088L P 0013(160) | Kingsbury, Miner County |
| | Bituminous Paving, Inc. | \$604,759.90 |
| | SD Highway 25 in Kingsbury and Miner Counties | |

Asphalt Surface Treatment, Rout & Seal

- | | | |
|---|--|--|
| 8 | 08RD NH-P 0022(91) | Kingsbury, Lake, Lincoln, Minnehaha, Turner County |
| | Bituminous Paving, Inc. | \$2,756,046.32 |
| | Various Locations in the Sioux Fall Area | |

A MOTION WAS MADE by Roby and seconded by Vehicle to approve bids #1, 3, 7, and 8. All present voted aye by roll call vote. The motion carried.

Asphalt Concrete Resurfacing, PCC Pavement Repair, Box Culvert Extension (2-10x6 RCBC), Pipe Work

2	06DL IM 0291(132)27	Union County
	Central Specialties, Inc	\$18,238,025.80
	I29 NBL & SBL - Fm Exit 26 near Vermillion N 10	

A MOTION WAS MADE by Nelson and seconded by Zander to approve bid #2. All present voted aye by roll call vote. The motion carried.

LSDC Bridge Deck Overlay, Approach Guard Rail, Bridge Rail

4	01RE, 01RF P 0037(116)224, P 0027(09)241	Brown, Marshall County
	Industrial Builders, Inc	\$1,097,694.19
	SD37 - 7 S of SD10 Over Crow Creek Ditch; SD27 - 4.5 N of SD10 Over Wild Rice Ck	

A MOTION WAS MADE by Nelson and seconded by Roby to approve bid #4. All present voted aye by roll call vote. The motion carried.

Construct Median & Ramp Crossovers

5	08LD IM 0901(203)45	Meade County
	Simon Contractors of South Dakota, Inc.	\$2,775,772.99
	I90 E & W - Fm E of Exit 44 to W of Exit 48	

A MOTION WAS MADE by Rosenboom and seconded by Jensen to approve bid #5. All present voted aye by roll call vote. The motion carried.

Ramp Improvement, LSDC Overlay, Approach Slabs, Approach Pavement, Replace Steel Pedestrian Rail

6	06CF, 0818 IM 2292(103)2, IM 2292(109)2	Minnehaha County
	T&R Contracting Inc	\$2,603,333.33
	I229 - Exit 2 (Western Ave) in Sioux Falls	

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

Joel Gengler, Office of Right of Way, presented for Commission's consideration of the following items.

1. Request Transportation Commission approval to transfer by resolution to the City of Tabor the following property acquired for highway right-of-way:

Lot A in Lot H1 of the NE1/4 SE1/4 of Section 23, Township 94 North, Range 58 West of the 5th P.M., Town of Tabor, Bon Homme County, South Dakota.

Said Lot A contains 1.45 acres, more or less.

This resolution will transfer a portion of Lidice Street DOT right of way as approved by the city of Tabor Town Board. The right of way described above would be transferred to the city of Tabor and the city of Tabor would accept ownership, jurisdiction, operational and maintenance responsibilities of the above-described right-of-way.

Yankton Area DOT recommends the transfer.

A MOTION WAS MADE by Roby and seconded by Cull to approve the transfer to the City of Tabor in Bon Homme County. All present voted aye by roll call vote. The motion carried.

RESOLUTION #2023 – 2.2 was adopted.

2. Abandonment – Harding County

Request Transportation Commission approval to abandon by resolution the following property acquired for highway right-of-way:

Lot H1 in the SW1/4 SW1/4 of Section 2, Township 18 North, Range 1 East of the B.H.M., Harding County, South Dakota.

Contains 0.11 acre, more or less.

Lot H1 of Lot 1 of Block “B” of Kerr’s Addition to the Town of Camp Crook, Harding County, South Dakota.

Contains 0.05 acre, more or less.

Lot A in Lot H1 in Lot 5 in Block A of Kerr’s Addition to Camp Crook, Harding County, South Dakota.

Contains 0.05 acre, more or less.

Lot H1 of Lot 5 of Block “D” of Catron’s Addition to the Town of Camp Crook, Harding County, South Dakota.

Contains 0.05 acre, more or less.

Lot H2 in Lot 5 in Block A of Kerr’s Addition to Camp Crook, Harding County, South Dakota.

Contains 0.08 acre, more or less.

Lot H2 in Lot 5 in Block D of Catron’s Addition to Camp Crook, Harding County, South Dakota.

Contains 0.08 acre, more or less.

Lot H2 in Lot 1 in Block B of Kerr's Addition to Camp Crook, Harding County, South Dakota.
Contains 0.09 acre, more or less.

Lot H1 in Tract B of Gov't Lot 12 in Section 2, Township 18 North, Range 1 East of the B.H.M.,
Harding County, South Dakota.
Contains 0.14 acre, more or less.

The above right of way properties are located along Hwy 20 near the Town of Camp Crook and are no longer needed for highway purposes. Abandonment is recommended by DOT Belle Fourche Area.

A MOTION WAS MADE by Vehle and seconded by Rosenboom to approve the abandonment to the Town of Camp Crook in Harding County. All present voted aye by roll call vote. The motion carried.

RESOLUTION #2023 – 2.3 was adopted.

Chairman Karim recused himself from the item. Vice-chairman Jensen took over the meeting at 10:01 a.m. CT.

3. Request Transportation Commission approval to grant an electrical transmission line and poles permanent easement to Black Hills Energy of Rapid City, South Dakota upon the following DOT property:

Lot PE1 in Lot B in Lot 1 in the NW1/4 NE1/4 and the NE1/4 NE1/4 of Section 15, Township 3 North, Range 6 East of the B.H.M., Meade County, South Dakota.

Lot PE1 is located north of Piedmont Exit 46 on the east side of Interstate 90. Granting the easement as shown on Exhibit A will allow future electrical transmission line to be relocated as required by DOT project IM 0901(187)46, PCN 034J.

Black Hills Energy accepts liability and financial responsibility for the electrical transmission line and poles. All State and Federal guidelines will be followed during the construction.

A MOTION WAS MADE by Cull and seconded by Zander to approve the permanent easement to Black Hill Energy of Rapid City. All present voted aye by roll call vote except Karim who abstained. The motion carried.

Karim rejoined and took the gavel back at 10:05 a.m. CT.

4. Abandonment – Deuel County

Request Transportation Commission approval to abandon by resolution the temporary easements on Deuel County Project P 0022(070)360, PCN 069C.

5. Abandonment – Gregory County

Request Transportation Commission approval to abandon by resolution the temporary easements on Gregory County DOT Project P 0044(201)276, PCN 05GP.

6. Abandonment – Lincoln County

Request Transportation Commission approval to abandon by resolution the temporary easements on Lincoln County Project NH 0115(48)76, PCN 0214.

A MOTION WAS MADE by Rosenboom and seconded by Cull to approve the abandonment of temporary easements in Deuel County, Gregory County, and Lincoln County. All present voted aye by roll call vote. The motion carried.

RESOLUTIONS #2023 – 2.4, 2023 – 2.5, and 2023 – 2.6 were adopted.

Mike Behm, Director of Planning & Engineering, presented for Commission consideration the following revisions to the Statewide Transportation Improvement Plan (STIP).

FOR COMMISSION APPROVAL

(to add or delete a project in the 4-year construction STIP)

REV 23-033

This revision will add a FY2023 Purchase Mobile Retroreflectometers project for the use of measuring the retroreflectivity of pavement markings Statewide.

FY 2023 Plus \$468,000

A MOTION WAS MADE by Vehle and seconded by Nelson to approve revision REV 23-033. All present voted aye by roll call vote. The motion carried.

INFORMATIONAL REVISIONS FOR THE COMMISSION

(Work Type change, Cost update, Move Fiscal Year's within the 4-year construction STIP)

REV 23-032

This revision advanced a FY2024 Structure, Approach Grading, PE (2021 Local Federal Bridge Replacement Program) project on Structure 10.1 W & 2.5 N of Marvin on 144th St over a Ck SN 26-056-020 in Grant County to FY2023 in the Aberdeen Region. (Sequence #298, Page 93 in the 2023-2026 STIP Book).

FY 2023 Plus \$470,000

FY 2024 Minus \$470,000

REV 23-SC-018 This revision increased the cost of a FY2023 Modify Intersection project on Various Locations in the Watertown Area in the Aberdeen Region. (Sequence # 182, 242, 450 & 819, Page 72, 83, 119 & 167 in the 2023-2026 STIP Book).

FY 2023 Plus \$3,695,000

- Original = \$3,105,000; Updated = \$6,800,000

REV 23-SC-019 This revision increased the cost of a FY2023 Grading, Drainage, Base Course, Asphalt Concrete, & PE For Structure #52-162-272 Pennington County project on South Rochford Rd from Rochford SW to Deerfield Rd in the Rapid City Region and eliminated the “PE for Structure #52-162-272” from the work description due to this work performed previously under a different project. (Sequence # 702, Page 155 in the 2023-2026 STIP Book).

FY 2023 Plus \$3,500,000

- Original = \$14,000,000; Updated = \$17,500,000

Karim asked for a motion for the Commission to enter into executive session.

A MOTION WAS MADE by Cull and seconded by Vehle to enter into executive session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel and reviewing communications from legal counsel about proposed or pending litigation or contractual matters. All present voted aye by roll call vote. The motion carried.

Executive session began at 10:21 a.m. CT.

Karim called the meeting back into session at 11:02 a.m. CT. A roll call was taken and a quorum was determined.

With no further business to come before the Commission, Karim adjourned the meeting at 11:03 a.m. CT.