

REGULAR MEETING, WORKSHOP, AND DISTRICT FOUR TOUR
OF THE IDAHO TRANSPORTATION BOARD

June 20-21, 2018

The Idaho Transportation Board met at 8:30 AM on Wednesday, June 20, 2018 in Twin Falls, Idaho. The following principals were present:

Jerry Whitehead, Chairman
Janice B. Vassar, Member – District 2
Julie DeLorenzo, Member – District 3
Jim Kempton, Member – District 4
Dwight Horsch, Member – District 5
Chief Deputy Scott Stokes
Sue S. Higgins, Executive Assistant and Secretary to the Board

District 4 Tour. The Board traveled north on US-93. After viewing construction projects near Jerome, the Board traveled south on US-93 and local roads to Eagle View Dairy near Castleford. The Board toured the facility and then traveled to Buhl on local roads and to Twin Falls on US-30. The Board toured the Glanbia Nutritional Research facility.

WHEREUPON, the tour ended at 3:30 PM.

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The Idaho Transportation Board convened at 8:00 AM on Thursday, June 21, 2018 in Shoshone, Idaho. Chairman Whitehead, Vice Chairman Jim Coleman - District 1, Members Vassar, DeLorenzo, Kempton, and Horsch, and Deputy Attorney General Larry Allen were present.

Draft FY20 Appropriation Request. Economist and Research Manager Bob Thompson summarized revenue trends and projections. He predicts minimal growth in the State Highway Account in FY19 and FY20 and a decrease in revenue to the Transportation Expansion and Congestion Mitigation fund. He expects increasing crude oil and motor fuel prices, continued growth in Idaho, and sustained growth of the national economy to impact revenue.

Controller Dave Tolman presented the draft FY20 appropriation request of \$771.7 million and 1,648 full-time positions. Federal funds are estimated at \$376.3 million and state revenues at \$355.7 million. Some of the budget highlights include \$23.6 million for replacement equipment, \$424.9 million for the construction program, \$5.4 million for capital facilities, and \$66.9 million for GARVEE debt service. There are 12 line items totaling \$38.4 million. He also said the Department will have an FY19 supplemental request for the general fund surplus transfer; however, that dollar amount is not known at this time.

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Member Kempton noted the omission of funding for a new District 4 office building. Controller Tolman said the Department of Administration commissioned a study, which is currently being reviewed. Some other state agencies have expressed interest in co-locating at a new facility near Twin Falls or Jerome, so options are still being considered. Although the draft budget needs to be submitted by September 1, revisions can be made to it later. Member Horsch expressed concern with inflation and the Department's decreasing buying power.

Draft FY19-25 Idaho Transportation Investment Program (ITIP). Senior Transportation Planner Nathan Hesterman presented the draft FY19-25 ITIP. Highway funding is estimated at \$524 million annually for the seven-year Program plus \$74.5 million for GARVEE debt service. The average annual funding levels for pavement and bridge projects are \$127.8 million and \$88.6 million, respectively. The Safety and Capacity Program averages \$80.9 million annually, and the rest of the funding will go to Planning, Statewide Competitive Programs, Local Programs, and other programs.

There was some discussion on the revenue shortfall, unfunded needs, and the importance of keeping the legislature and public informed of the funding shortfall.

Public Involvement Coordinator Adam Rush said the public review and comment period on the draft ITIP is scheduled for July. He outlined the planned outreach efforts.

Chairman Whitehead thanked staff for the presentations.

Preview Meeting Agenda. Executive Assistant to the Board Higgins requested the removal of the relinquishment of a portion of US-95 to the City of Council agenda item. The Board concurred.

Board Minutes. Member Vassar made a motion to approve the minutes of the regular Board meeting held on May 16-17, 2018 as submitted. Member Kempton seconded the motion and it passed unopposed.

Board Meeting Dates. The following meeting dates and locations were scheduled:

July 18-19, 2018 – District 3

August 15-16, 2018 – District 1

September 12-13, 2018 – District 6

Consent Items. Vice Chairman Coleman noted the number of contract awards that require Board approval. He believes this trend may continue. Because of the strong economy, construction costs are increasing and the construction industry is near capacity. He questioned revisiting the policy to give staff more flexibility to award or reject contracts that exceed the engineer's estimate by more than ten percent. Also, if a District misses the deadline to submit Board agenda items, the contract award may be delayed a month. Chairman Whitehead suggested adding contract awards to the agenda the day of the Board meeting, or, if need be, the Board could call a special meeting.

Vice Chairman Coleman made a motion, seconded by Member Vassar, and passed unopposed, to approve the following resolution:

RES. NO. ITB18-17 WHEREAS, consent calendar items are to be routine, non-controversial, self-explanatory items that can be approved in one motion; and

WHEREAS, Idaho Transportation Board members have the prerogative to remove items from the consent calendar for questions or discussion.

NOW THEREFORE BE IT RESOLVED, that the Board approves the FY18-22 Strategic Plan for the Division of Financial Management; the GARVEE Program annual legislative report; modifications to the Transportation Alternatives Program-Transportation Management Area; the addition of two wetland monitoring projects to the Local Rural Program; advancing the Main Street Pedestrian Improvements, Lewiston project; the annual update of the Idaho State Highway Functional Classification map; the request to exceed the work task agreement on the US-93, 200 South Road, Jerome County project; consultant agreements; contracts for award; and contracts for rejection.

1) Strategic Plan for the Division of Financial Management (DFM). Idaho Code requires all state agencies to submit an annual Strategic Plan. The plan is to cover a minimum of four years forward and is to include the Department's vision or mission statement, goals, objective, external factors, and performance measures and benchmarks.

2) GARVEE Program Annual Legislative Report. Senate Bill 1206 authorized an additional \$300 million in GARVEE bonds and requires an annual report on the GARVEE Program. The report summarizes the planned GARVEE projects, projects under construction, and the debt service amounts. All of the projects are on schedule and are tracking well against their budgets. The first construction package on I-84 in Nampa will begin this fall and construction on the US-95 projects will begin next summer.

3) Modifications to the Transportation Alternatives Program – Transportation Management Area (TMA). The Community Planning Association of Southwest Idaho requests adjustments to the Transportation Alternatives Program – TMA. Due to savings in the Safe Routes to School Program, increases to three projects are requested: Dry Creek Trail Eagle, key #13916 - \$3,000; Boise State University Secure Bike Facilities, key #20095 - \$37,000; and Fairview Avenue Greenbelt Ramp, Boise, key #20639 - \$51,000. A new project is also being requested: Bike/Pedestrian Bridge over North Channel of Boise River, Eagle - \$62,000.

4) Add Two Wetland Monitoring Projects to the Local Rural Program. The Army Corps of Engineers directed that wetland mitigation sites associated with the Pence Bridge, Lost River Highway District project, key #11683, and the 5000 South; US-20 to Archer Lyman Highway, Madison County project, key #11681, be monitored for 10 and 5 years, respectively. These construction projects are nearing completion. Instead of keeping them open for 5 to 10 more years, the Local Highway Technical Assistance Council (LHTAC) requests adding Pence Bridge Wetland Monitoring, Lost River Highway District for \$22,000 and 5000 South Wetland

Monitoring, Madison County for \$18,000 to the FY18 Local Rural Program to meet wetland mitigation site monitoring requirements. Funding for the projects has been identified.

5) Advance Main Street Pedestrian Improvements, Lewiston to Local Safety Program. LHTAC and the City of Lewiston request the advancement of Main Street Pedestrian Improvements, Lewiston, key #20020 from FY19 to FY18 of the Local Safety Program. The \$268,000 safety project is ready for advertisement now, and LHTAC has funds available via several project close-outs. The Lewis Clark Valley Metropolitan Planning Organization has amended its Transportation Improvement Program accordingly.

6) Annual Update of Idaho State Highway Functional Classification Map. Staff requests approval of the annual update to the highway functional classification map, as shown as Exhibit #496, which is made a part hereof with like effect. There were no changes to the map since the Federal Highway Administration (FHWA) approved it in October 2016.

7) Exceed Work Task Agreement on the US-93, 200 South Road, Jerome County Project. Keller and Associates was selected to complete the roadway design for the US-93, 200 South Road project, key #18737 in 2015. The current agreement for \$464,000 covers the concept through Plans, Specifications, and Estimates. Additional tasks estimated at \$157,000 have been identified and would bring the total amount to about \$621,000. Staff requests exceeding the \$500,000 work task agreement limit to extend the agreement with Keller and Associates.

8) Request to Approve Consultant Agreement. In accordance with Board Policy 4001 Authority to Sign Contracts, Agreements, and Grants and Requirement to Report Certain Contracts, staff requests approval to exceed the \$1 million agreement limit for the SH-41, Mullan Avenue to East Prairie Avenue, Post Falls project, key #19682. The request is for a supplemental agreement for Engineer of Record Services with HDR Engineering in the amount of \$650,000, bringing the total professional services agreement amount to between \$2.65 and \$2.75 million.

9) Contracts for Award. The low bids on the following projects were more than ten percent over the engineer's estimate, requiring justification. The largest discrepancies between the low bid and engineer's estimate on keys #13852 and #18999 – US-95, Moctileme Creek Bridge, Benewah County and Windfall Pass Curve, Benewah County, District 1, were in the Rock Fill, Superpave Hot Mix Asphalt, Excavation, Temporary Shoring, Dewatering, and Structure Backfill items. It appears the variances are due to recent price increases and project specific complexities. The Rock Fill item was apparently bid higher because of haul costs, equipment availability, and increased material cost. Staff does not believe re-advertising the project will result in a substantial bid change, so recommends awarding the safety project. Low bidder: Scarsella Brothers, Inc. - \$4,300,000.

The major difference in the engineer's estimate versus the low bid on key #20746 – US-20B, Stockham and US-20 Roundabout, Rigby, District 6, was the Mobilization item. The increased cost is related to the complex phasing of the project and the traffic control plan requiring the majority of the construction to occur during the night. District 6 recommends awarding the contract because it does not anticipate a savings if the project is re-advertised. Low bidder: DL Beck, Inc. - \$1,629,958.

The primary differences between the engineer's estimate and low bid on key #20221 – FY19 District 5 Revegetation, Bannock were in the Seeding and Weeding items. In many instances, work on this contract will be on an on-call and as-needed basis, requiring multiple mobilizations. District 5 believes the low bid is reasonable and recommends awarding the contract. Low bidder: Adams RC Consulting LLC dba Snake River Reclamation - \$117,803.

10) Contracts for Rejection. The low bids on the following projects were more than ten percent over the engineer's estimate, requiring justification. The largest difference in costs when compared to the engineer's estimate on key #20280 – US-95, Bridge Replacements District 1 – District 2 were in the Culvert Removal, Compacting Backfill, Seeding, Survey, Dewatering Foundation, Bridge Precast Concrete Culvert, and Temporary Shoring items. The District believes the high bids were due to the time of year the project was bid, the challenging geographic setting, and the incline of economy for fuel and concrete. Staff recommends rejecting the bid because the high cost is not in the best interests of the public. It will reassess the scope, contract time, and pricing prior to re-advertising the project later this year for construction next summer. Low bidder: N. A. Degerstrom, Inc. - \$3,560,217.

District 5 recommends rejecting the bid for the I-15, Northgate Interchange, Bannock County project, key #20314. It believes the bids were high because the project was bid late in the season and the timeframe for construction was short. Low bidder: Cannon Builders, Inc. - \$15,540,413.

Informational Items. 1) State FY18 Financial Statement. Revenues to the State Highway Account from all state sources were ahead of projections by 2.5% at the end of April. Of that total, receipts from the Highway Distribution Account were 1% or \$1.7 million more than forecast. State revenues to the State Aeronautics Fund were ahead of projections by 11.4%, or \$262,000. Expenditures were within planned budgets. Personnel costs had savings of \$15.1 million or 14.2% due to reserves for horizontal career path increases, vacancies, and timing between a position becoming vacant and being filled. ITD had 94 vacancies at the end of April. Contract construction cash expenditures of \$348 million through April exceeded any from the past three years.

The balance of the long term investments was \$164.9 million at the end of April. These funds are obligated against construction projects and encumbrances. The long term investments plus the cash balance of \$75.4 million were \$32 million less than the end of June. Expenditures in the Strategic Initiatives Program Fund through April were \$8.1 million. Deposits into the new Transportation Expansion and Congestion Mitigation Fund were \$16.9 million year-to-date.

2) Monthly Reporting of Federal Formula Program Funding through May. Idaho received obligation authority of \$276.4 million through September 30 via the Appropriations Act signed in March. In May the Board resolved to distribute \$14.4 million of Highway Infrastructure general funds to ITD and its partners. The combined amount, \$290.8 million, corresponds to \$290.5 million with match after a reduction for indirect costs. Idaho has received apportionments via notices through April 17 of \$316.6 million, which includes Redistribution of Certain Authorized Funds. Currently, obligation authority is 91.85% of apportionments. Of the \$290.5 million allotted, \$62 million remains.

3) Non-Construction Professional Service Contracts Issued by Business and Support Management (BSM). The BSM Section executed one professional service agreement for \$5,000 in the previous month.

4) Contract Awards and Advertisements. Key #20685 – US-95, Mica Creek to Cougar Creek, Kootenai County, District 1. Low bidder: Interstate Concrete & Asphalt Co. - \$2,513,595.

Key #20520 – US-95, Dufort Road to Gun Club Road, District 1. Low bidder: Interstate Concrete & Asphalt Co. – \$1,036,378.

Key #20338 – SH-5, Emergency Repair Milepost 5.8, Benewah County, District 1. Low bidder: M. A. Deatley Construction, Inc. – \$1,082,116.

The list of projects currently being advertised was provided.

5) Professional Services Agreements and Term Agreement Work Tasks Report. From April 27 through May 31, 51 new professional services agreements and work tasks were processed, totaling \$6,003,800. Four supplemental agreements to existing professional services agreements were processed during this period in the amount of \$111,500.

Draft FY19-25 ITIP. STP Hesterman presented the draft FY19-25 ITIP and requested proceeding to the public comment period.

Member Vassar made a motion, seconded by Member Horsch, and passed unopposed, to approve the following resolution:

RES. NO. WHEREAS, it is in the public's interest for the Idaho Transportation Department
ITB18-18 to publish and accomplish a current, realistic, and fiscally constrained seven-year
Idaho Transportation Investment Program (ITIP); and

WHEREAS, it is the intent of the Idaho Transportation Board to effectively
utilize all available federal, state, local, and private capital investment funding;
and

WHEREAS, the program update cycle requires cooperation with partner agencies
in its calendar of activities; and

WHEREAS, the Board has reviewed the list of projects and analysis for the Draft
FY19 - 25 ITIP; and

WHEREAS, the next activity in the program update cycle is public review and
comment per 23 CFR 450.210; and

WHEREAS, public involvement and input from stakeholders and interested
citizens allows the Board to better understand Idaho's various transportation
needs; and

WHEREAS, project selection and program approval is scheduled for the Board's September meeting after incorporating public comment.

NOW THEREFORE BE IT RESOLVED, that the Board will commence public involvement in July with project and program information incorporated from the publication entitled Draft FY 2019 - 2025 ITIP, June Board Meeting.

Highway Safety Plan. Grants/Contracts Officer (G/CO) Cecilia Awusie presented the FY19 Highway Safety Plan. The document, required by the National Highway Traffic Safety Administration, was developed to reduce traffic crashes, deaths, and injuries. No significant changes were made to the draft Plan since it was presented last month.

Member Vassar made a motion, seconded by Member Kempton, and passed unanimously, to approve the following resolution:

RES. NO. WHEREAS, Idaho experienced 25,328 reportable traffic crashes, 253 traffic
ITB18-19 deaths, and 13,664 people injured in 2016; and

WHEREAS, the economic cost of traffic crashes in Idaho for 2016 was nearly \$4.3 billion; and

WHEREAS, the Idaho Transportation Department's goal is to have zero traffic deaths; and

WHEREAS, the National Highway Traffic Safety Administration (NHTSA) may allocate about \$3.8 million in funding behavior safety programs for Idaho to reduce traffic deaths and serious injuries; and

WHEREAS, the Idaho Traffic Safety Commission and the Office of Highway Safety have developed the Highway Safety Plan for Federal Fiscal Year 2019 to work toward the elimination of Idaho traffic deaths, serious injuries, and economic losses; and

WHEREAS, the Highway Safety Plan is required by NHTSA in order to receive funding from NHTSA.

NOW THEREFORE BE IT RESOLVED, that the Idaho Transportation Board adopts the Highway Safety Plan for Federal FY19, which is on file in the Office of Highway Safety.

Board Subcommittee on Audits' Report. Member DeLorenzo said the Subcommittee on Audits met last month. NHTSA discovered the Office of Highway Safety used federal funds for an ineligible activity to promote highway safety. ITD needs to reimburse NHTSA about \$10,000. Chief Administrative Officer Char McArthur reported that Internal Review's tracking log will now include enterprise risk management activities to ensure those items are addressed. The Executive Leadership Team reviews the log quarterly. Chief Operations Officer Travis McGrath

elaborated on the enterprise risk management initiative. Controls are being identified to address or reduce the 22 risks that were identified as either a very high or high risk.

Director's Report. Chief Deputy Stokes said the Department was awarded a \$90 million federal grant. The Infrastructure for Rebuilding America grant is to expand the 2.8 mile I-84, Karcher Interchange to Franklin Boulevard section in Nampa. Last weekend, seven vehicles were involved in a fatal crash in a construction zone on I-84 near the Cloverdale Road Overpass. The Division of Aeronautics partnered with the Department of Fish and Game to reopen an airstrip, provided training for pilots that have not flown in a while, conducted its annual aviation career academy earlier this month, and hired a consultant to update the aviation system plan. Chief Deputy Stokes also recognized employees for their innovations and exemplary service.

The entire Director's Board Report can be viewed at <http://itd.idaho.gov/Board>.

Chairman Whitehead thanked Chief Deputy Stokes for the report.

Toward Zero Deaths. G/CO Awusie commended Camas County for recording zero highway fatalities in 2017. She recognized the Camas County Sheriff, Camas County Commissioners, Idaho State Police, and ITD's maintenance staff for their partnership and exemplary service keeping the roads and traveling public safe.

Chairman Whitehead thanked the group for its efforts and remarkable accomplishment.

Adopt-A-Highway (AAH) Presentation. Member Kempton thanked the Northwest Farm Credit Services for its participation in the AAH Program. The group has been picking up litter along a two-mile section of US-30 since 2014.

District 4 Report. District 4 Engineer (DE) Devin Rigby reported on performance metrics. Staff achieved a winter mobility metric of roads being clear of ice and snow 82% of the time, exceeding the goal of 73%, and 100% of the FY18 projects were delivered on time. The District was slightly over its goal of the final construction costs versus the contract award being within 5%. Emphasis has been placed on ensuring good plans are developed to reduce changes in the field. Because projects are delivered a year in advance of construction, engineer's estimates are not always up-to-date, which can be challenging. He also commended staff for its innovations and achievements.

Regarding minimizing changes to design plans during construction, Vice Chairman Coleman said it is sometimes better and more cost effective to make the changes in the field rather than going back later to make changes. He encouraged DE Rigby to provide flexibility to staff in the field. He also suggested identifying alternatives in the design and bidding process to reduce costs if bids come in higher than the engineer's estimate.

Member Horsch commended DE Rigby for the I-84, Twin Bridges project. There were no major crashes during the two-year construction project. He also believes the project is a major improvement to the transportation system. Chairman Whitehead thanked DE Rigby for the report and for his leadership.

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Executive Session on Personnel and Legal Issues. Member Horsch made a motion to meet in executive session at 12 noon to discuss personnel and legal issues as authorized in Idaho Code Section 74-206(b), (c), and (f). Member Vassar seconded the motion and it passed 5-0 by individual roll call vote.

The discussions on legal matters related to operations. The personnel items related to the performance of employees.

The Board came out of executive session at 2:20 PM.

I-84, Cloverdale Road Overpass Bridge Repair. DE 3 Amy Revis reported that the I-84, Cloverdale Road overpass sustained major damage during a crash on June 16, 2018. A resulting fire caused major damage to the span at milepost 47.058. The Cloverdale Road overpass will remain closed until the structure can be repaired or replaced. Staff determined that it is uneconomical to repair the damaged girders. DE Revis said Ada County Highway District (ACHD) would like the two-lane structure, which was built in 1966, replaced, as it would like to widen Cloverdale Road. If the bridge is replaced, ACHD would be responsible for costs associated with road work on Cloverdale Road that would not be part of the structure replacement. DE Revis recommends replacing the Cloverdale Road Bridge in an expedited manner at an estimated cost of \$6 to \$8 million.

Member DeLorenzo made a motion, seconded by Member Vassar, and passed unopposed, to approve the following resolution:

RES. NO. WHEREAS, it is in the public interest for the Idaho Transportation Department to
ITB18-20 accomplish a current, realistic and fiscally constrained Idaho Transportation
Investment Program; and

WHEREAS, it is the intent of the Idaho Transportation Board to effectively utilize all available federal, state, local and private capital investment funding; and

WHEREAS, a fiery crash on June 16 at 11:30 p.m. on eastbound I-84 at milepost 47.058 resulted in extensive damage to the Cloverdale Road Overpass Bridge; and

WHEREAS, ITD inspectors have evaluated the damage and determined the bridge is not safe for travel; and

WHEREAS, the Cloverdale Overpass Bridge will remain closed for the safety of the traveling public, until full repairs or replacement can be made.

NOW THEREFORE BE IT RESOLVED, that the addition of the I-84, Cloverdale Road Overpass Bridge replacement will be added to FY19 of the Idaho Transportation Investment Program at an estimated cost of \$6-8 million to replace the bridge; and

BE IT FURTHER RESOLVED, that the Board approves the use of federal and/or state funds in FY19 for the I-84, Cloverdale Road Overpass Bridge Replacement.

Chairman Whitehead thanked DE Revis for the presentation and her efforts to address this emergency project.

Long-Range Transportation Plan. Planning Services Manager (PSM) Ken Kanownik said staff realized the Department needs to do a better job of educating the public on highway data. David Coladner, Highway Data and System Management Team Leader, elaborated on the various data ITD collects and maintains, such as travel time and pavement condition.

Growth is another component of the Plan, according to PSM Kanownik. Economic and population growth have different impacts on the transportation system. Various data can be used to help make projections, such as how many drivers' licenses were surrendered from other states and how many building permits were issued. Next month information on new technologies and the public opinion survey results will be presented.

Chairman Whitehead thanked Messrs. Kanownik and Coladner for the update.

FY19 Idaho Airport Aid Program. Senior Airport Planner (SAP) Bill Statham presented the FY19 Idaho Airport Aid Program. The \$1 million Program provides funding for Commercial Service airports, General Aviation – NPIAS airports, General Aviation - community airports, and small emergency projects. There is \$343 uncommitted funds. The Aeronautics Advisory Board approved the FY19 Program on June 6, 2018.

Vice Chairman Coleman made a motion, seconded by member Horsch, and passed unopposed, to approve the following resolution:

RES. NO. WHEREAS, the Idaho Transportation Board has the authority to locate, design,
ITB18-21 construct, reconstruct, alter, extend, repair and maintain state aeronautical
 facilities; and

WHEREAS, the Board has the authority to expend funds for the construction, maintenance, and improvement of publicly owned aeronautical facilities.

NOW THEREFORE BE IT RESOLVED, that the Idaho airport aid program for state fiscal year 2019, as shown as Exhibit #497, which is made a part hereof with like effect, be approved; and

BE IT FURTHER RESOLVED, that the Board directs the Division of Aeronautics to issue grant offers for state fiscal year 2019; and

BE IT FURTHER RESOLVED, that the Board adopts the proposed allocation of airport funds.

Chairman Whitehead thanked SAP Statham for the presentation.

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Division of Motor Vehicles' Modernization Update. Randi Bristol-Hogue, Modernization Program Manager (MPM), said extensive work has been completed since the go-live date for the drivers' license component was delayed in April. The remaining work should be completed next week with final testing to follow in early July. Various users and partners provided vital information that improved the system. Later this month, the team will determine the new implementation date.

Chairman Whitehead thanked MPM Bristol-Hogue for the update.

IDAPA Rules. Ramon Hobdey-Sanchez, Government Affairs Program Specialist (GAPS), presented two administrative rule changes. IDAPA 39.02.61, Rules Governing License Plates for Governmental Agencies and Taxing Districts is being modified to align it with Idaho Code due to 2018 legislation. IDAPA 39.03.41, Rules Governing Traffic Control Devices is being revised as a result of an FHWA directive.

Member DeLorenzo made a motion, seconded by Vice Chairman Coleman, and passed unopposed, to approve the following resolution:

RES. NO. ITB18-22 WHEREAS, the Idaho Transportation Department staff has proposed changes to two administrative rules:

- 39.02.61 – Rules Governing License Plates for Governmental Agencies and Taxing Districts; and
- 39.03.41 – Rules Governing Traffic Control Devices; and

WHEREAS, the changes being made to 39.02.61 – Rules Governing License Plates for Governmental Agencies and Taxing Districts – are a direct result of the 2nd Regular Session of the 64th Idaho Legislature (2018) passing Senate Bill 1282 (2018); and

WHEREAS, the changes being made to 39.03.41 – Rules Governing Traffic Control Devices – are the result of a Federal Highway Administration mandate and reflected in its letter to the Department dated March 28, 2018; and

WHEREAS, the temporary/proposed administrative rules being presented today were submitted to the Division of Financial Management, within the Idaho Governor's Office, on May 31, 2018; and

WHEREAS, these administrative rules will therefore have an effective date of June 21, 2018; and

WHEREAS, these rules will not be negotiated as they are the direct result of passed legislation or a federal mandate and the changes being made are simple in nature.

NOW THEREFORE BE IT RESOLVED, that the Idaho Transportation Board approves that these two administrative rules be published in the Idaho

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Administrative Bulletin as temporary/proposed and be presented to the 2018 Idaho Legislature.

Proposed Legislative Ideas. GAPS Hobdey-Sanchez presented two legislative ideas for the 2019 session. The first proposal changes the required flag size for permitted vehicles to 18” x 18” to comply with the Federal Motor Carrier Safety Rule and IDAPA Rule 39.03.12. The other idea repeals sections of code referring to the seizure and surrender of suspended driver licenses. This would allow motorists whose driver’s license has been suspended to retain the license for identification purposes. The consensus of the Board was to proceed with these ideas, which are to be submitted to the Division of Financial Management by July 13 for its review and approval.

Member DeLorenzo emphasized the importance of highway safety, and believes legislation to address safety issues such as distracted driving and mandatory helmets for motorcyclists should be considered. She made a motion to direct staff to investigate legislation to require motorists to use hands-free cell phones. Chairman Whitehead suggested researching what other state have done. Member DeLorenzo restated her motion to direct staff to research what other states have done regarding cell phone usage and to present a recommendation to proceed with legislation.

Member Kempton made a substitute motion to direct staff to draft legislation on the use of hands-free cell phones for the Board’s consideration. Vice Chairman Coleman seconded the substitute motion.

Walter Burnside, District 4, said the District assisted Blaine County and municipalities within the County on ordinances prohibiting the use of hand-held cell phones while driving. Staff worked with the local governments on language for their signs.

The substitute motion passed unanimously.

Chairman Whitehead thanked GAPS Hobdey-Sanchez for the presentations.

Request to Award Contract for FY19b District 1 Bridge Repairs. DE1 Damon Allen said the low bid on key #19326 was more than ten percent over the engineer’s estimate, requiring justification. The most significant differences between the low bid and engineer’s estimate were in the Painting Structural Steel, Special Rumble Strip Removal, and Mobilization items. Staff believes the variances were due to the complex staging requirements, the two season project duration, and the late bid time. The District does not believe significant cost savings would be realized by modifying the design and re-bidding the project.

Vice Chairman Coleman made a motion, seconded by Member Vassar, and passed unopposed, to approve the following resolution:

RES. NO. WHEREAS, bids received for the FY91b District 1 Bridge Repairs project were
ITB18-23 greater than 110% of the Engineer’s Estimate; and

WHEREAS, the apparent low bidder is Braun-Jensen, Inc. with a bid of \$4 million.

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NOW THEREFORE BE IT RESOLVED, that the Idaho Transportation Board award the project and offset funds from state-wide balancing.

Delegation – City of Twin Falls. Twin Falls City Engineer Jackie Fields thanked the Board for its service. The City appreciates the additional funding opportunities via the Surplus Eliminator legislation. She also expressed appreciation for the assistance District 4 has provided.

WHEREUPON, the Idaho Transportation Board’s regular monthly meeting adjourned at 3:30 PM.

signed

JERRY WHITEHEAD, Chairman
Idaho Transportation Board

Read and Approved
July 19, 2018
Boise, Idaho

June 21, 2018