



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

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December 5, 2008

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**MINUTES OF REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
ST. LOUIS, MISSOURI, ON FRIDAY, DECEMBER 5, 2008**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Friday, December 5, 2008, at the MoDOT, Transportation Management Center, 14301 South Outer Forty, Chesterfield, Missouri. Duane S. Michie, Chairman, called the meeting to order at 9:15 a.m. The following Commissioners were present at the meeting location: Duane S. Michie, James B. Anderson, Mike Kehoe, David A. Gach, Rudolph E. Farber, and Grace M. Nichols.

The meeting had been called pursuant to Section 226.120 of the 2000 Revised Statutes of Missouri, as amended. The Secretary verified that notice of the meeting was posted in keeping with Section 610.020 of the 2000 Revised Statutes of Missouri, as amended.

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Pete Rahn, Director of the Missouri Department of Transportation; Rich Tiemeyer, Chief Counsel for the Commission; and Pamela J. Harlan, Secretary to the Commission were present on Friday, December 5, 2008.

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*"Department" or "MoDOT" herein refers to Missouri Department of Transportation.
"Commission" or "MHTC" herein refers to Missouri Highways and Transportation Commission.*

-- CLOSED MEETING --

VOTE TO CLOSE MEETING

The agenda of the closed meeting was posted in keeping with Sections 610.020 and 610.022, RSMo, including the following statutory citations allowing the meeting to be closed:

1. Section 610.021(11), (12) – Specifications for competitive bidding, sealed bids, or negotiated contracts.
2. Section 610.021(1) – Legal actions and attorney-client privileged communications.
3. Section 610.021(3), (13) – Personnel administration regarding particular employees.

Upon motion duly made and seconded to convene in closed session, the Chairman called for a voice vote of the members. The vote was as follows:

Commissioner Michie, Aye
Commissioner Anderson, Aye
Commissioner Gach, Aye
Commissioner Kehoe, Aye
Commissioner Farber, Aye
Commissioner Nichols, Aye

The Commission met in closed session from 8:00 a.m. until 9:00 a.m.

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-- OPEN MEETING --

APPROVAL OF MINUTES

Upon motion by Commissioner Anderson, seconded by Commissioner Gach, the Commission unanimously approved the minutes of the fax ballot meeting held on October 29, 2008; and approved the minutes for the regularly scheduled meeting held on November 7, 2008. The Chairman and Secretary to the Commission were authorized and directed to sign and certify said minutes and to file same in the office of the Secretary.

CONSENT AGENDA

Consent Agenda Process

In order to make the most efficient use of Commission meeting time and to ensure Commission members are well informed on issues requiring their action, the staff prepares and submits to the Commission members, in advance of their meeting, internal memoranda consisting of advice, opinions, and recommendations related to the items on the Commission meeting agenda. Those items considered by the staff to be of a routine or non-controversial nature are placed on a consent agenda. During the meeting, items can be removed from the consent agenda at the request of any one Commission member. The items that are not removed from the consent agenda are approved with a single motion and unanimous vote by a quorum of the members.

Minutes reflecting approval of items on the consent agenda are singly reported herein and intermingled with minutes reflecting action on related subjects that were openly discussed. Reference to "consent agenda" is made in each minute approved via the process described in the paragraph above. Minutes reflecting action on items removed from the consent agenda and openly discussed reflect the open discussion and vote thereon.

Consideration of December 5, 2008, Consent Agenda

No items were removed from the consent agenda. Upon motion by Commissioner Kehoe, seconded by Commissioner Gach, the consent agenda items were unanimously approved by a quorum of Commission members present, except that Commissioner Farber abstained from voting on the following: "2009-2013 Statewide Transportation Improvement Program, 2009 STIP Amendment".

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COMMISSION COMMITTEES AND COMMISSION RELATED BOARDS

The Commission has two committees: Audit and Legislative. In addition, it elects Commission representatives to two boards: Missouri Transportation Finance Corporation Board of Directors and MoDOT and Patrol Employees' Retirement System Board of Trustees. The following committee reports were made during the December 5, 2008, meeting.

Audit Committee – Commissioner Farber stated there was no report.

Legislative Committee – Commissioner Kehoe reminded the Commission that there will be Transportation Day at the Capitol on February 4, 2009 where the Commission and staff will work with legislators. Commissioner Kehoe also reported that Jay Wunderlich will be participating in the Freshman Legislator Tour next week.

Missouri Transportation Finance Corporation – Commissioner Gach stated there was no report

MoDOT and Patrol Employees Retirement System – Commissioner Michie reported on the retreat that the Board held at Commissioner Kehoe's ranch. The Board received a report on the funding of the retirement system following the impact from the declining markets. The Board established a contribution rate over a period of 27 years, the amortization necessary to bring the funding level to a point that will take care of unfunded liability. The Board reviews the contribution rate every year and it is a challenge to meet that rate during a declining market.

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DIRECTOR'S REPORT

During the December 5, 2008, Commission meeting, Director Pete Rahn provided the following report:

Awards – MoDOT and staff continue to receive substantial statewide and national attention for their activities. Director Rahn announced that Ed Hassinger, District 6 Engineer, was inducted into the Missouri University Academy of Distinguished Alumni; Mr. Hassinger does a fantastic job for MoDOT and is well respected in the St. Louis area.

Dave Nichols is in San Antonio, Texas receiving the award as the American Concrete Paving Association Public Official of the Year, in recognition of the alternative bidding structure developed in Missouri.

MoDOT received two national awards recently, one was the National Asphalt Paving Association Perpetual Paving award, and the other is the American Intelligent Transportation Systems Association Best of ITS award. The Best of ITS award recognized the ITS system

developed in the St. Louis area in cooperation with Navteq and Traffic.com for delivering ITS economically and efficiently to the public.

Missouri State Employees Charitable Campaign – MoDOT employees did a tremendous job in sharing their resources in the statewide charitable campaign this year by donating over \$192,000. Considering the economic climate and increased fuel costs and all that MoDOT employees have had to bear, for them to donate more than ever to the campaign says a lot about the quality and caring of MoDOT employees for their fellow citizens of the state of Missouri.

Economic stimulus package – If Congress passes an economic stimulus package MoDOT is ready to go! MoDOT has identified \$510 million worth of projects that could be awarded within 180 days of passage of the stimulus bill. This money would pay for 34 projects statewide. If there are additional funds available for projects beyond the 180-day deadline, MoDOT could have another \$290 million of projects awarded by the end of calendar year. MoDOT estimates that the \$510 million in projects would create 14,000 jobs and have a \$2.4 billion impact on the state’s economy over the next ten years. The ripple effect creates work for road builders and designers and creates demand for related suppliers, services, retailers, restaurants, hotels, and economic development that is spurred by new infrastructure. Long-term benefits would be safer roads, fewer fatalities, and an enhanced quality of life in Missouri. MoDOT is ready to provide a shot in the arm to the economy of Missouri.

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PRESENTATION ON ROUTE 141

Congressman Todd Akin, Mike Reid on behalf of Senator John Loudon (R-Chesterfield), Jim Jacobi, and Garry Earls all made presentations regarding finishing Route 141 in the St. Louis area. Mike Reid explained that this project has been a top priority for Senator Loudon. The Senator would like to get at least part of this project funded with the economic stimulus package. Part of the project is in the Statewide Transportation Improvement Program (STIP); the other part is neither on the STIP nor on the long-range plan. The Senator would like to see the rest of the 141 project added to the major projects list in case funding becomes available and to add it to the long-range plan.

Jim Jacobi spoke on behalf of a local civic organization called Progress 64 West. This organization would like to see the 141 project included on the major project list and would like the project to be included in the economic stimulus package. A coalition of business and community leaders prepared a video that demonstrates the support across the entire metropolitan area for the project. Mr. Jacobi introduced Congressman Todd Akin who explained that Route 141 would be a traffic congestion relief route for the north/south traffic flow in the metro area. Congressman Akin stated that although the Commission has the entire state to take care of, to keep in mind that St. Louis County generates twenty-five percent of the revenue for the entire state, a fact that he believes has been underestimated in importance in the past.

Garry Earls, St. Louis County Chief Operating Officer, explained that this project is a real economic stimulus project as there are two thousand acres of developable land around the location for the Route 141 project. The area is ripe for development for jobs and economic opportunities. The county is ready to partner with MoDOT again to finish the job! Mr. Earls showed the video that Mr. Jacobi had mentioned earlier.

The Commission and the Director thanked the gentlemen for their presentation and for their cooperation and support of the department.

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ST. LOUIS REGION'S TRANSPORTATION NEEDS FOR ECONOMIC GROWTH

Richard C.D. Fleming, President and CEO, St. Louis Regional Chamber and Growth Association (RCGA), expressed appreciation to testify on behalf of the RCGA's four thousand members in the 16 county metropolitan area. Mr. Fleming thanked the Commission and MoDOT for the progress on the Mississippi River Bridge project and the ability to stay on schedule and within budget for the complex transportation project, the New I-64.

Mr. Fleming explained that the St. Louis region is large and complex as is the transportation system. Roads, bridges, and freight operations are critical to economic competitiveness and development. Passenger and freight rail facilities, public transit systems, airports, and water ports are included in the multimodal focus that the state's economy requires and all modes need additional investment. The RCGA is pleased that MoDOT has stepped up its efforts with a multimodal focus. And urges continued support of Metro, and transit oriented development around Metro stations. Mr. Fleming expressed hope that a future statewide funding program will have funding for roads and bridges as well as the other modal components.

There are additional transportation needs for the area, including: complete phases two and three of Page Avenue, complete the new Mississippi River Bridge, accommodate congestion on I-70, a new bridge on Route 47 in Franklin County, improvements to Highway 100 in Franklin County, completion of Route 21 in Jefferson County, and access to I-55 in Jefferson County.

The RCGA is well aware of the funding needs at the state, local, and federal levels. The RCGA is very active in the Missouri Transportation Alliance (MTA). The MTA was recently established by a statewide business led effort to educate citizens throughout the state on the importance of multimodal infrastructure and to identify the most critical transportation needs. Mr. Bill McKenna, former Commissioner and Chairman, is leading this effort. As interest heightens in the economic stimulus bill, Mr. Fleming encouraged MoDOT to build on its record of accomplishment to take full advantage of federal initiatives. In addition, he urged MoDOT to work with East-West Gateway Coordinating Council of Governments, the city, the counties, and business leaders to identify and develop a unified regional agenda to take full advantage of a stimulus package to generate jobs to build a sustainable legacy of infrastructure. The RCGA is ready to work with MoDOT to make this happen.

Mr. Fleming also took a moment to recognize the service of Chairman Michie and Vice-Chairman Anderson. Mr. Fleming expressed gratitude for the role they played in moving Missouri forward in their ability to focus in a strategic way on the infrastructure needs of the region.

Chairman Michie stated that when he first joined the Commission he seldom heard that transportation was linked to economic development. Now the Commission constantly hears about the connection of transportation and economic development. Chairman Michie thanked RCGA for their support in sharing this message and for their support with the New I-64 project.

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PRESENTATION BY ST. CHARLES COUNTY

Steve Ehlmann, St. Charles County Executive, spoke in support of the regional projects discussed today and shared what projects are important to St. Charles County. Mr. Ehlmann also expressed appreciation for the relationship between MoDOT and the county. Mr. Ehlmann explained that finishing Page Avenue and Route 141 is important to the county, as it will help get commuters to their jobs and homes. In addition, congestion on I-70 needs to be addressed. In the late 1980's congestion on I-70 at Earth City was addressed, now that problem has moved west to Mid-Rivers Mall. Mr. Ehlmann asked for the Commission to upgrade I-70 to address this congestion. Mr. Ehlmann thanked the Commission for their service. The Commission thanked Mr. Ehlmann for his presentation.

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THE NEW I-64 PROJECT UPDATE

On behalf of the Director, Lesley Hoffarth, I-64 Project Director, presented an update to the Commission. Last year, Ms. Hoffarth, explained that the east half of the I-170 interchange was completed and the regional roads were ready to go and that the department was ready to shut down

the west half of Highway 40/61 on January 2, 2008. That is exactly what happened and the department is ready to open the western half about two weeks early. Before morning rush hour on December 15, the west half will be open from I-270 to I-170 and the eastern half will close from I-170 to Kingshighway. Before this occurs, there will be a celebration on December 14, where the public can come out and walk, run, or bike on the new highway before it is open for traffic. Ms. Hoffarth proceeded to show several before and after pictures of the new interchanges and improvements to the western half of the New I-64.

While construction was underway on the western half of the corridor, staff worked with partners from St. Louis City and St. Louis County to prepare for the eastern closure. The partnership is ensuring that the regional road systems are ready to go and the department is confident that the eastern closure will go as well as the western closure did. One advantage that the eastern closure has is the additional alternate routes. The western closure had five alternate routes whereas the eastern closure will have eleven alternate routes. In addition, Metro link and Metro bus are great options because of the amount of access for the eastern half of the project.

The New I-64 project has brought 50 people, new to construction who are minorities, women, and low-income individuals through the workforce diversity incentives into the construction trade. The contractor, Gateway, is doing better than the goals for disadvantaged business enterprise participation and for the overall diversity of their workforce. Gateway is doing a great job at making sure this project reflects the diversity of the community.

The department has six goals that they are accomplishing for this project. These goals are: (1) actively manage the project each day to be on track for completion in 2010, (2) stay within budget, (3) provide traffic improvements for the St. Louis area while minimizing inconvenience to the traveling public during construction, (4) deliver a high quality, extremely smooth pavement, (5)

receive national and local awards for construction, communication, and mitigation, (6) Share nationwide information on our innovative processes.

The Commission thanked Ms. Hoffarth for her presentation and praised staff for the success of the first half of the project and expressed support for the same success with the second half of the project.

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THE NEW MISSISSIPPI RIVER BRIDGE PROJECT UPDATE

On behalf of the Director, Greg Horn, Mississippi River Bridge Project Director, presented to the Commission an update of the Bridge. Mr. Horn explained that the bridge will be located one mile north of the Eads Bridge and will have two piers that are cable stayed. There is a co-located office at the riverfront that houses MoDOT, IDOT, FHWA, and the consultants. Co-location for major projects works well and is the way the department should operate in the future. Co-location improves coordination and cooperation and leads to a process that is smooth and efficient.

Many actions have occurred on the project. A milestone for the project was the recent approval of the environmental re-evaluation. This confirms that the 2001 record of decision is valid and the project is in compliance with federal law. Following this approval, FHWA gave authorization to proceed with the project. Drilling in the river has been completed to gather bedrock samples that confirms a good foundation for the bridge and adds information for the design of the bridge.

Communication is important for the success of the project. The Community Information Group has been formed that consists of local business owners, elected officials, community leaders, and local agencies. This group is the conduit that shares information with the community at large in

addition to the public meetings and presentations by MoDOT and IDOT. There is also a quarterly newsletter published and a regularly updated website.

An important element to this project is a diverse workforce that reflects the region. There was an industry wide meeting on the workforce plan in September, and a community round table is scheduled for February. From this, a partner agreement and workforce goals will be established.

This project requires staff to use innovation to reduce costs. A practical design workshop was held to review the Missouri interchange portion of the project. As a result of this workshop and a change in the design, staff found a cost savings of about \$14 million. In addition, the alternative technical concept (ATC) is being used on this project. Four teams have been qualified to work through the ATC process and bid on the project at the end of next year. In the end, it will be the low bidder who will construct this project; this is not a design-build project.

The project is on track for construction to begin in 2010 and completed in four to six years within the \$640 million budget.

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FEDERAL REIMBURSEMENT STATE ROAD BONDS – SERIES A 2008 PRICING SUMMARY

On behalf of the Director, Roberta Broeker, Chief Financial Officer, reported that at the October Commission meeting, a tentative date to sell bonds was scheduled for October 21 and 22. However, due to lack of interest by buyers for bonds and high interest rates, that sale date was canceled. As time went on the interest rates went down and the buyers returned to the market, especially retail purchasers. Historically, a small portion of bond sales went retail, but in this market, issuances were going entirely in retail sales.

On November 17, 2008 MoDOT sold the Series A 2008 Federal Reimbursement State Road Bonds. This is the Commission and MoDOT's first issuance of Grant Anticipation Revenue Vehicle

(GARVEE) bonds. The GARVEE bonds will be paid with federal funds. The proceeds from the bonds will be used for the New I-64 project. The bonds will be repaid over the next 15 years with federal funds that are allocated to the St. Louis region. On the day of the sale, things went so well and so fast that over \$100 million of the \$142 million issuance had sold in retail. There was an institutional buyer for the remainder of the bonds, so all of the bonds were successfully sold.

Ms. Broeker acknowledged the team of partners who contributed to the successful sale including the underwriting team, the selling group, the financial advisors, counsel services, and staff.

Chairman Michie acknowledged that the rates were good; buyers were looking for quality paper at a good rate. The Chairman also thanked staff for doing a great job for the taxpayers of Missouri to help build quality projects at low cost.

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FISCAL YEAR 2009 BUDGET AMENDMENT

On behalf of the Director, Brenda Morris, Resource Management Director, recommended approval of adjustments to the fiscal year 2009 budget. The adjustments represent transfers between appropriations to address changing priorities and provide greater flexibility to districts in funding program priorities. In addition, Ms. Morris also recommended an increase of \$32 million, \$20 million for Safe and Sound Bridge Improvement Program consultant expenses and the design work on the new Mississippi River Bridge project. Increase Right of Way \$12 million to purchase land for the Route 141 and Mississippi River Bridge Projects in District 6. The increased funding will be from existing balances in the State Road Fund. The amended budget for fiscal year 2009 is \$2,524,222,000.

Via approval of the consent agenda, the Commission unanimously approved the adjustments and amendments to the fiscal year 2009 budget as noted above.

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MEDICAL AND LIFE INSURANCE PLAN: CHANGE IN RETIREE BOARD MEMBERSERVICE LIMITS AND APPOINTMENT OF BOARD MEMBER

On behalf of the Director, Jeff Padgett, Director of Risk and Benefits Management, recommended amending the current Plan guidelines to allow up to two three-year terms for retiree members, subject to Commission approval of each term. He also recommended appointment of Retired Lieutenant Harold Stanfield to the Board of Trustees of the Medical and Life Insurance Plan as a Missouri State Highway Patrol retired employee representative for a term ending December 2011 or until a successor is named.

Via approval of the consent agenda, the Commission, by unanimous vote of all members present, approved the recommendation.

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RECOMMENDATION TO UPDATE THE STATE DESIGNATED HIGHWAY SYSTEM FOR LONGER VEHICLES

On behalf of the Director, Mark Shelton, District 10 Engineer, recommended incorporating additional segments of Route 25 and Route 74 into the designated highway system pursuant to Section 304.170, RSMo. The incorporation of these routes will allow longer commercial motor vehicle traffic without the need for an over dimension/overweight permit to further improve the efficient movement of goods in and through Missouri. The designation does not allow vehicles to exceed legal weight limits unless properly permitted by Motor Carrier Services. The additional segments include: the section of Missouri Route 25, from the junction of United States Route 60 in Stoddard County to the junction of Missouri Route 74 in Cape Girardeau County; and Missouri Route 74, from the junction of Missouri Route 25 in Cape Girardeau County to the junction of Interstate 55 in Cape Girardeau County.

Via approval of the consent agenda, the Commission, by unanimous vote of all members present, approved the recommendation as noted above.

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PUBLIC COMMENT ON PASSENGER RAIL AND TRANSIT

Senator Joan Bray (D-St. Louis) presented remarks regarding non-road issues. Senator Bray recently attended the Midwest Passenger Rail Commission meeting and shared the excitement on current and future funding for passenger rail. Senator Bray commented about Missouri’s ability to receive \$3 million in federal funding for two siding projects. In addition, Senator Bray shared an update on the recent passage of the Amtrak reauthorization bill that includes an 80/20 matching program. With the recent election of Barack Obama for President, Senator Bray believes there will be a new visibility for passenger rail. The meeting she attended also brought together representatives from the freight rail industry as well as passenger rail to develop a mutually beneficial relationship.

Senator Bray discussed the disappointing loss in the recent election for the Metro service in the St. Louis area. Transit supporters are moving forward despite the loss because they believe that the public wants this service and there is a true need to increase funding for it. The Senator encouraged the Commission to become more involved and engaged in rail and transit.

The Commission thanked the Senator for her remarks.

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PUBLIC COMMENT ON MISSOURI’S SCENIC BYWAYS

John Regenbogen spoke as Director of Scenic Missouri and Chair of the Scenic Byways Advisory Committee. Mr. Regenbogen acknowledged the great work by the Resource Management division with the byways program. He reported that there are currently ten byways on the roster. He

also explained that byways program has a few initiatives underway. In Lafayette County the Lewis and Clark Trails have received a federal grant for comprehensive planning for a byway, and the goal is to expand the byway from eastern Jackson County all the way to Rocheport in Boone County. When this occurs there will be two long scenic byways in Missouri, the only one on the roster currently is the Route 66 scenic byway.

There are challenges to the program. Missouri has received minimal, and this past year no federal funding in comparison to neighboring states of Iowa and Illinois. The Scenic programs are working to increase the organizational capacity of the byways to improve the grassroots initiative at the local level. There are also misplaced fears over property rights that can be stumbling blocks and are addressed as they arise. There is not a statewide marketing plan and Mr. Regenbogen would like to see the Department of Tourism more involved in the marketing of Missouri's scenic byways.

Mr. Regenbogen thanked the Commission for the opportunity to speak.

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CONSIDERATION, OF BIDS ON FEDERAL-AID AND STATE PROJECTS

On behalf of the Director, Kathy Harvey, State Design Engineer, presented the following recommendations pertaining to bids received on federal-aid and state highway and bridge projects during the past month.

Mrs. Harvey recommended (1) Award of contracts to the lowest responsive and responsible bidders for bids received on the November 21, 2008 letting, as recommended and noted in Table I below. Non-contractual costs for these projects are shown on the below tabulation. Also, award the lowest responsive and responsible bidder for the calls delayed from the November 21, 2008 bid opening to November 24, 2008. (2) The bid of Dave Kolb Grading, Inc. on Call 403 be declared as irregular due to leaving a section of the bid blank per Section 102.8 of the Missouri Standard

Specifications for Highway Construction. (3) Declare the bid of Manatts, Inc. on Call 802 and the bid of Joe's Bridge and Grading, Inc. on Call X01 as irregular due to not having a valid bid bond per Section 102.8 and 102.9 of the Missouri Standard Specifications for Highway Construction. (4) Ratify award of call 802, a pavement-grooving project at various locations on Interstate 44 in Webster, Laclede, and Greene Counties. Dave Nichols awarded this project on November 21, 2008. The award was accelerated to accommodate an early completion date of December 15, 2008, prior to the winter season.

Table I
Award of Contracts
November 21, 2008, Bid Opening

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
101	136	Nodaway	J1P0976	\$4,211,031.21	\$656.00	Herzog Contracting Corp.	Optional Resurfacing on Mainline and on Shoulders
			J1P1060		656.00		Optional Resurfacing on Mainline and Shoulders
102	H	Andrew	J1B0801B	208,455.90	0	Boone Construction Co.	Bridge Deck Replacement
201*	65	Carroll, Saline	J2P0776B	7,573,827.63	656.00	APAC-Missouri, Inc.	Coldmilling & Resurfacing with BP-1 & Superpave
202	11/J/C/V	Adair, Schuyler	J2B0801B	881,057.50	0	Harry H. Houf & Sons Contractors, Inc.	Redeck Four Bridges
301	70	Warren	J3I0774	2,590,341.30	656.00	All Type Excavating Inc./DBA L. Krupp Construction, Inc.	Resurfacing the Westbound Lanes with Superpave and the Shoulders with Bituminous Pavement
302	24	Marion, Ralls	J3P0785	1,434,931.86	328.00	APAC-Missouri, Inc.	Resurfacing of Mainline with Superpave and Optional Base Course, and Shoulders with BP-1

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
303	C	Pike	J3B0801C	210,928.65	0	Don Schnieders Excavating Company, Inc.	Bridge Deck Rehabilitation
304	C & H	Knox, Scotland	J3B0801B	557,026.50	0	Boone Construction Co.	Deck Replacement and Rehabilitation of Bridges
401	435	Clay	J4I1838	2,577,109.45	1,312.00	Superior Bowen Asphalt Company, LLC	Ultrathin Bonded Wearing Surface Overlay
	210	Clay	J4S1831		656.00		Ultrathin Bonded Asphaltic Wearing Surface
	210 OR	Clay	J4S1844		0		Ultrathin Bonded Asphaltic Wearing Surface
402	F	Jackson	J4S1869	1,486,559.53	0	Chester Bross Const. Co./C.B. Equipment Inc.	Coldmill and Resurface with Superpave and BP-2
			J4S2198		656.00		Grading and Adding Optional A3 Shoulders
403	13	Johnson	J4P1138B	27,153,931.70	1,960.25	Ideker Inc.	Grading, Alternate Bridge (Bulb Tee Girder or Plate Girder) and Alternate Paving (Superpave or PCCP)
			J4P1138C		3,433.68		Grading, Bridges (Concrete I-Girder and Bulb Tee Girder), and Alternate Paving (Superpave or PCCP)
404	I-470	Jackson	J4I2200	1,147,047.01	984.00	Collins & Hermann, Inc.	Install Median Guard Cable and Aggregate Bedding Vegetative Barrier
501	50	Gasconade	J5P0957	1,676,659.54	656.00	N. B. West Contracting Company	Resurfacing with Superpave, Shoulders BP-1
502	63	Boone	J5P0963	2,147,823.51	656.00	Chester Bross Const. Co./C. B. Equipment Inc.	Coldmilling & Optional Resurfacing (Hot In-Place Recycling, Mill & Fill, Superpave, Concrete) on the Southbound Lanes

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
703	71	Bates	J7P0860	9,248,342.45	1,312.00	Ideker, Inc.	Resurface with Superpave on Mainline and BP-2 on Shoulders
704	54	Cedar, St. Clair	J7P0855	2,820,783.15	656.00	APAC-Missouri, Inc.	Resurface with Superpave, BP-2 on Shoulders
705	44	Lawrence	J7I0872	6,655,515.06	1,312.00	APAC-Missouri, Inc.	Resurfacing of Mainline with Superpave and Shoulders with BP-1
	LP44	Lawrence	J7I0884		656.00		Resurfacing of Mainline with Superpave and Shoulders with BP-3
706	60	Newton	J7P0828	4,895,941.19	656.00	Leo Journagan Construction Co., Inc.	Resurfacing with Superpave, BP-3 on Shoulders
	160	Barton	J7P0844		656.00		Resurface with Superpave, Coldmilling
	Bus 60	Newton	J7S0856		656.00		Resurfacing with Superpave
	43	Jasper	J7S0857		656.00		Resurfacing with Superpave
	59	Newton	J7S0883B		656.00		Thin-Lift Pavement with BP-2
	Z	Jasper	J7S0883C		656.00		Thin-Lift Overlay (BP-2)
801**	13	Greene	J8P0841	2,983,931.97	1,312.00	Hartman and Company, Inc.	Construct New Diverging Diamond Interchange Improvements
802	I-44	Greene, Laclede, Webster	J8M0082	89,251.77	0	Diamond Surface, Inc.	Pavement Grooving
X01	72	Cape Girardeau	J0P0952	3,632,093.78	1,070.56	Robertson Contractors, Inc.	Four New Bridges, Grading, Paving & Resurfacing
X02***	72	Madison	J0P0884B	4,452,355.51	2,469.04	Robertson Contractors, Inc.	Grading, Drainage, Bridges and Alternate Pavement
X03	TT	Butler	J0B0801B	282,982.75	0	Robertson Contractors, Inc.	Replace Bridge Deck
TOTAL				\$88,917,928.92	\$25,989.53		

* Call 201 – Funding by City of Marshall \$16,500.00.

** Call 801 – Funding by City of Springfield \$244,500.00.

*** Call X02 – Funding by Madison County \$2,054,890.00.

Commission Consideration and Action

After consideration, and upon motion by Commissioner Farber, seconded by Commissioner Nichols, the Commission unanimously took the following action:

1. Awarded contracts to the lowest responsive and responsible bidders for bids received on the November 21, 2008 as well as the bids that were delayed to the November 24, 2008 bid opening, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. The bid from Dave Kolb Grading, Inc. on Call 403 was declared as irregular due to leaving a section of the bid blank per Section 102.8 of the Missouri Standard Specification for Highway Construction.
3. The bids from Manatts, Inc. on Call 802 and the bid of Joe's Bridge and Grading, Inc. on Call X01 were declared irregular due to not having a valid bid bond per Section 102.8 and 102.9 of the Missouri Standard Specifications for Highway Construction.
4. Ratified the award of call 802, a pavement-grooving project at various locations on Interstate 44 in Webster, Laclede and Greene Counties. Dave Nichols awarded this project on November 21, 2008.

In keeping with the Commission's Delegation of Authority to Execute Documents Policy, the Director, Chief Engineer, Chief Financial Officer, or the Director of Program Delivery may execute the contracts awarded above.

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REQUEST FOR APPROVAL OF LOCATION AND DESIGN, ROUTE I-70, CITY OF ST. LOUIS

On behalf of the Director, Greg Horn, Project Director, Mississippi River Bridge, recommended approval of the location and design as presented at the public hearings.

**Route I-70, St. Louis City & St. Clair County, IL
Job Nos. J6I0984 and J6U1086
Public Hearings Held August 29, 2002, May 19, 2008 and May 20, 2008**

The proposed improvement provides a new four-lane Mississippi River Bridge and approaches in Illinois and Missouri, a new interchange connection with I-70 and a local street connection with Cass Avenue. The bridge will consist of two 12-foot lanes in each direction with six foot inside and ten foot outside shoulders. The bridge will have the future capability to carry three 12-foot lanes in each direction by reducing the shoulder widths and re-striping. The project will have fully controlled access right of way. Traffic will be maintained on the

existing I-70 during construction. This project is 2.3 miles in length.

After full consideration of the favorable and adverse economic, social and environmental effects of the recommended designs, upon motion by Commissioner Kehoe, seconded by Commissioner Gach, the Commission unanimously found and determined the recommended designs would best serve the interest of the public and approved the recommendation.

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**2009-2013 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM,
2009 AMENDMENT**

On behalf of the Director, Kathy Harvey, State Design Engineer, recommended that twenty-four new or revised projects totaling \$53,087,000 be added to the Highway and Bridge Construction Schedule and Multimodal Operations Projects of the 2009-2013 Statewide Transportation Improvement Program (STIP), as noted in the tabulations below.

**Highway and Bridge Construction Schedule
Right of Way and Construction Added or Accelerated**

County Job No.	Route	Description of Improvement/Location	Tentative Award State Fiscal Year	Contract Estimate (Dollars in Thousands)
Franklin J6I2017	44	Improve roadway surface from west of Rte. 30 to east of Rte. 100.	2009CN	\$3,871
Franklin J6P2091	47	Safety and capacity improvements at Country Club Lane.	2009 CN	571
Franklin J6L0900F	AP	Thin lift pavement treatment from the beginning of state maintenance to Rte. NN.	2009 CN	60
Jefferson J6S2184	30	Signal and lighting improvements at Delores Road.	2009 CN	246
Jefferson J6L0900B	NN	Thin asphalt overlay from Rte. 30 to Rte. O.	2009 CN	804
St. Charles J6S1955	94	Pavement overlay and add shoulders from Rte. H/J intersection to Rte. 67.	2009 CN	2,650
St. Louis J6I2123	44	Asphalt shoulder repair from I-270 to Rte. 109.	2009 CN	670
St. Louis J6I1956	70	Pavement repair and resurface shoulders at Earth City Expressway ramps and mainline.	2009 CN	510
St. Louis City J6I2189	70	Replace bridges over I-70 at Madison and St. Louis Avenue. Project involves bridges A0139 and A0141.	2009 CN	6,898

County Job No.	Route	Description of Improvement/Location	Tentative Award State Fiscal Year	Contract Estimate (Dollars in Thousands)
Jasper J7S0770	FF	Intersection improvements at Main Street in Joplin. Cost-share project with the City of Joplin. City of Joplin paying for initial project costs, with reimbursement by MoDOT occurring in FY 2010.	2009 CN	1,801
Jasper J7S0770Z	FF	Payback to the City of Joplin for the acceleration of 7S0770.	2010 CN	995
Newton J7S2148	43	Intersection improvements at Douglas Fir Road. Cost-share project with Joplin Special Road District (JSRD). JSRD funding acceleration of project, with MoDOT reimbursement of 50 percent of project costs up to a maximum of \$297,000 in SFY 2012.	2009 CN	530
Newton J7S2148Z	43	Payback for intersection improvements at Douglas Fir Road. Cost-share project with Joplin Special Road District (JSRD). JSRD funding acceleration of project, with MoDOT reimbursement of 50 percent of project costs up to a maximum of \$297,000 in SFY 2012.	2010 CN	297
Newton J7P0849	60	Construct new intersection at Howard Bush Drive 1 mile east of Bus. 71 in Neosho. Cost-share project with City of Neosho. \$230,000 from Neosho, \$230,000 from cost share with a maximum of \$264,000.	2009 CN	460
Various J7P2157	71	Begin conversion of Rte. 71 to I-49 at various locations in the Southwest Missouri area.	2009 RW	5,407
			Total:	\$25,770.00

**Highway and Bridge Construction Schedule
Right of Way and Construction Delayed**

County Job No.	Route	Description of Improvement/Location	Tentative Award State Fiscal Year	Contract Estimate (Dollars in Thousands)
St. Louis City J6I0985J	64	Seismic retrofit and replace drainage system from west of 11th Street to west of 7th Street.	2010	\$13,583
St. Louis City J6I0985M	64	Seismic retrofit work next to GSA federal building between 11th Street and 14th Street.	2010	7,885
St. Louis City J6I2022	64	Bridge deck repair and resurface the westbound I-64 off-ramp at 9th Street.	2010	1,838
Various J6Q2036	Various	Provide ITS devices from I-64 to north of I-70.	2010	561

County Job No.	Route	Description of Improvement/Location	Tentative Award State Fiscal Year	Contract Estimate (Dollars in Thousands)
Various J6Q2037	Various	Provide ITS devices from north of I-64 to Rte. 61/67.	2010	1,945
Various J6Q2037E	Various	ITS maintenance and operations at various locations.	2013	900
			Total:	\$26,712

Multimodal Operations Schedule

County District	Location	Description of Improvement/Location	Tentative Award State Fiscal Year	Requested Additional Funds (Dollars in Thousands)
Newton District 7	Baxter Road Highway Rail Crossing	New lights and gates for a Quiet Zone Projects with (BNSF) Burlington Northern Santa Fe and the City of Neosho.	2009	\$300
Newton District 7	Jefferson Street Highway Rail Crossing	New lights and gates for a Quiet Zone Projects with (BNSF) Burlington Northern Santa Fe and the City of Neosho.	2009	300
Newton District 7	Washington Street Highway Rail Crossing	Permanent closure of the highway rail crossing.	2009	5
			Total:	\$605

Via approval of the consent agenda, the Commission unanimously approved the amendments to the 2009-2013 STIP as noted in the tabulation above.

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RATIFICATION AND APPROVAL OF RIGHT OF WAY PLANS FOR CONDEMNATION

On behalf of the Director, Kathy Harvey, State Design Engineer, recommended the Commission ratify the approval of the Chief Engineer of the following right of way plans, which have been filed for condemnation.

<u>County</u>	<u>Route</u>	<u>Job Number</u>	<u>Date Commission Approved Design</u>
St. Charles	364	J6U1028B	September 12, 2006

In accordance with Section 227.050, RSMo, the Commission via approval of the Consent Agenda, approved the right of way plans for the above noted projects and directed they be filed as necessary for the condemnation of right of way.

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**THE OSAGE NATIONAL TRANSPORTATION DEVELOPMENT DISTRICT,
CONSIDERATION OF THE PROJECT AND APPOINTMENT OF AN ADVISOR**

On behalf of the Director, Roger Schwartze, District 5 Engineer, advised the Commission that in response to a petition filed by Osage County National Commercial Holdings, LLC, on February 27, 2008, the Circuit Court of Miller County established the Osage National Transportation Development District (TDD) as a political subdivision on June 12, 2008. The project consists of the construction of a loop interchange and other improvements to the intersection of U.S. Highway 54 and Sander Road in Miller County. The Commission does not own any real property within the proposed TDD and has no financial participation in the project.

In keeping with Sections 238.220(3) and 238.225(1), RSMo, the Commission, via approval of the consent agenda, (1) found the construction of a loop interchange and other improvements to the intersection of U.S. Highway 54 and Sander Road in Miller County a necessary and desirable extension of the state highways and transportation system, subject to the TDD making any revisions in the plans and specifications required by the Commission and subject to the TDD entering into a mutually satisfactory agreement with the Commission regarding development and future maintenance of the project, and (2) appointed the District 5 Engineer, or his designee, as the Commission advisor to the Osage National TDD board of directors. In keeping with the Commission's Delegation of Authority to Execute Documents Policy, the Director, Chief Engineer, Chief Financial Officer, or respective business unit director may execute the related agreements.

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**THE ROCK BRIDGE CENTER TRANSPORTATION DEVELOPMENT DISTRICT,
CONSIDERATION OF THE PROJECT AND APPOINTMENT OF AN ADVISOR**

On behalf of the Director, Roger Schwartze, District 5 Engineer, advised the Commission that in response to a petition filed by TKG Rock Bridge Center, LLC, on April 1, 2008, the Circuit Court of Boone County established the Rock Bridge Center Transportation Development District (TDD) as a political subdivision on April 29, 2008. The project consists of the construction of roadway improvements located along or near the intersection of Route 163 and Route AC/Nifong Boulevard in Columbia, Boone County. The Commission does not own any real property within the proposed TDD and has no financial participation in the project.

In keeping with Sections 238.220(3) and 238.225(1), RSMo, the Commission, via approval of the consent agenda, (1) found the construction of roadway improvement located along or near the intersection of Route 163 and Route AC/Nifong Boulevard in Columbia, Boone County a necessary and desirable extension of the state highways and transportation system, subject to the TDD making any revisions in the plans and specifications required by the Commission and subject to the TDD entering into a mutually satisfactory agreement with the Commission regarding development and future maintenance of the project, and (2) appointed the District 5 Engineer, or his designee, as the Commission advisor to the Rock Bridge Center TDD board of directors. In keeping with the Commission's Delegation of Authority to Execute Documents Policy, the Director, Chief Engineer, Chief Financial Officer, or respective business unit director may execute the related agreements.

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**DISPOSAL OF EXCESS PROPERTY, ROUTE 54, CAMDEN COUNTY,
EXCESS PARCEL NUMBER E5-0511**

On behalf of the Director, Roger Schwartze, District 5 Engineer, recommended conveyance of 5.95 acres to the Duenke Real Estate Holdings, LLC and Palisades Village, LLC in exchange for the land needed for Project J5P0347, Parcels 80A and 80B.

Via approval of the consent agenda, the Commission unanimously approved the property conveyance described above.

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--- REPORTS ---

The Commission received the following written reports.

**FINANCIAL – BUDGET – REPORTS
YEAR-TO-DATE FINANCIAL REPORT, October 31, 2008**

Deborah S. Rickard, Controller, provided to the Commission the Fiscal Year 2009 monthly financial report for the period ending October 31, 2008, with budget and prior year comparisons.

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FINANCIAL ACCOUNTABILITY REPORT - QUARTERLY REPORT

Deborah S. Rickard, Controller, provided to the Commission the written Quarterly Financial Accountability Report for the period ended September 30, 2008.

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By unanimous consensus of all members present, the meeting of the Commission adjourned.

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