



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

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**MINUTES OF THE REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
KANSAS CITY, MISSOURI, WEDNESDAY, NOVEMBER 3, 2010**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Wednesday, November 3, 2010, at the North Marriott Kansas City Country Club Plaza, 4445 Main Street, Kansas City, Missouri. Rudolph E. Farber, Chairman, called the meeting to order at 10:20 a.m. The following Commissioners were present at the meeting location: Rudolph E. Farber, David A. Gach, Grace M. Nichols, Lloyd J. Carmichael, Stephen R. Miller, and Kenneth H. Suelthaus. 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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Kevin Keith, Interim Director/Chief Engineer of the Missouri Department of Transportation; Rich Tiemeyer, Chief Counsel for the Commission; and Pamela J. Harlan, Secretary to the Commission were present on Wednesday, November 3, 2010.

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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 Farber, Aye
Commissioner Gach, Aye
Commissioner Nichols, Aye
Commissioner Carmichael, Aye
Commissioner Miller, Aye
Commissioner Suelthaus, Aye

The Commission met in closed from 8:00 a.m. until 10:15 a.m., and reconvened at 1:30 p.m. and adjourned at 3:30 p.m.

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-- OPEN MEETING --

APPROVAL OF MINUTES

Upon motion by Commissioner Gach, seconded by Commissioner Nichols, the Commission approved the minutes of the regular Commission meetings of July 1, 2010, and August 4, 2010. 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.

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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 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 November 3, 2010, Consent Agenda

Four items were removed from the consent agenda for further discussion and will be brought back before the Commission at a later date. The four items were: MHTC Policy, Delegation of Authority for Approval and Execution of Documents; Disposal of Excess Property, Route 340, St. Louis County, Excess Parcel E6-1013; Disposal of Excess Property, Route I-64 & I-170, St. Louis County, Excess Parcel E6-1062; and Disposal of Excess Property, Route K, Christian County, Excess Parcel E8-0641. Upon motion by Commissioner Gach, seconded by Commissioner Suelthaus, the remaining consent agenda items were unanimously approved by a quorum of Commission members present.

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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 November 3, 2010, meeting.

Audit Committee – Missouri statutes require an annual audit of MoDOT's financial statements to be performed by an independent certified public accountant. Audited financial statements are also required by the Commission's bond covenants. The external auditor from BKD presented the Fiscal Year 2010 Comprehensive Annual Financial Report including the independent audit report. Commissioner Nichols reported the department received an unqualified, or clean, opinion for the eleventh consecutive year.

The committee also reviewed three internal audit reports: a review of bridge inspections, a review of the Solutions at Work program, and a federal compliance audit for highway planning and construction. The committee concurred with the recommendations made in these audits.

Commissioner Nichols concluded her report by stating the committee also approved the calendar year 2011 Motor Carrier Audit Plan.

Legislative Committee – Commissioner Carmichael reported following the election on November 2, 2010, the Commission looks forward to welcoming a number of new legislators to the General Assembly in January 2011.

Director Search Committee – Chairman Farber reported the search for a new director is going well; the committee is still in the process of selecting the best person to lead MoDOT. The committee will notify the public when a new director is selected.

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

MoDOT and Patrol Employees Retirement System – Chairman Farber reported the Board met on September 30, 2010. The board received a report from Ken Albert, the actuary for the retirement system, regarding Government Accounting Standards Statement No. 27 and the necessary increase in the contribution rate to support the pension system. The General Counsel, Keith Thornburg, presented information regarding his legal opinion of the pension reform bill that passed during the special legislative session. Larry Krummen, Chief Investment Officer, reported positive results for fiscal year 2010 with a return of approximately thirteen percent.

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INTERIM DIRECTOR'S REPORT

During the November 3, 2010, Commission meeting Interim Director, Kevin Keith, provided the following report:

Awards. At the AASHTO Annual meeting in October, the department received two national awards. One award was the Francis B. Francois Award for the best innovation in the nation and was presented to MoDOT for the diverging diamond project in Springfield. The other award was the Grand

Prize award for the best project in the country, and was presented to MoDOT for the New I-64 design build project. Both awards come with a \$10,000 prize that can be presented to charities of the department's choice.

TIGER II. The most recent federal grants under the TIGER II program were awarded. MoDOT received three planning grants and \$4.1 million in high speed rail grants. The largest grant is \$3.6 million for a third mainline track on the terminal railroad through St. Louis.

Automated enforcement. The department determined it was time to review automated enforcement and work with the industry and communities that have about one hundred of these systems installed around the state. This effort will culminate in an administrative rule for Commission consideration at a future meeting.

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PRESENTATION BY THE GREATER KANSAS CITY CHAMBER OF COMMERCE

Jamie Green, Director of Governmental Relations for the Greater Kansas City Chamber of Commerce, welcomed the Commission to Kansas City. Mr. Green explained the Chamber's mission for transportation is the same as the department's – to have a world class transportation system for Missouri. Mr. Green expressed appreciation for the continued progress on roads and bridges over the last couple of years and looks forward to working in concert with the department on future projects. The new Christopher S. Bond Bridge is a great icon for Kansas City, and the Chamber appreciates MoDOT's work on the bridge. Mr. Green explained the Chamber will continue to support MoDOT and assist with innovatively financing future projects. Chairman Farber thanked Mr. Green for his presentation and for the tour of Kansas City that Mr. Green guided the Commission through the day before.

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PRESENTATION BY THE CITY OF KANSAS CITY

Troy Schulte, Interim City Manager, introduced to the Commission the concept of “urban design standards.” He asked the department to meet with city staff to develop urban design standards to add amenities that residents of the urban core are looking for in conjunction with the roads and bridges in the city. This would be a collaborative effort to create standards that could be collectively agreed upon. Mr. Schulte introduced Stan Harris, Director of Public Works, who explained the details of their concept of urban design standards. Mr. Harris explained the development of an urban design standard would recognize the dynamics of urban settings that have a central business district, urban neighborhoods, and suburban settings. The urban design standard would be a safety enhancement for pedestrian activity and management of the concentrated traffic. Urban design standards would have a context sensitive design and would encourage economic development.

Urban design standards are divided into two areas: (1) design standards that consider what is appropriate in the urban setting, and (2) maintenance standards that consider how much and how often these amenities are maintained. Mr. Harris outlined urban design standards could include the following: higher quality fencing on bridges and pedestrian areas, decorative retaining walls, pedestrian lighting, bike lanes, trail systems, decorative signal and street light poles, enhanced landscaping, bridge aesthetics, and street image aesthetics. Mr. Harris showed the Commission several pictures of Bruce Watkins Drive in urban Kansas City as a good example of urban design elements.

Mr. Harris reviewed items that would be included in maintenance standards for both new and existing infrastructure. These maintenance items include: increased mowing, guardrail replacement where rusted, interstate fencing repairs, ramp maintenance, brush cutting, repairing/replacing rusted poles for street lights and signs, truss painting, curb inlet improvements, sidewalk maintenance, increased trash pickup and sweeping.

Mr. Harris and Mr. Schulte both expressed the urban design concept is something that may interest other communities around the state. Following a discussion with Mr. Harris and Mr. Schulte regarding their concept and desire to make communities livable and improve the quality of life, Chairman Farber thanked the gentlemen for their presentation.

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PRESENTATION BY THE NORTHLAND REGIONAL CHAMBER OF COMMERCE

Chris Byrd, Chair of the Planning and Development Committee for the Northland Regional Chamber of Commerce, presented to the Commission the list of priority projects for the Northland Region. Mr. Byrd explained that these priorities were developed through a collaborative effort with the Chamber, and the Platte and Clay County Economic Development Councils (EDCs). Mr. Byrd reviewed the top priorities on the list: (1) Construction of interchanges on US 169 at Northeast 108th Street and Northeast 96th Street. There is a lot of traffic and congestion with the current signals that are in place. There is a large area of land near these intersections that have tremendous potential for growth and could increase traffic for the area. This project is also funded with a local match of \$5.5 million. (2) Improvements to Highway 45 at the intersection of I-29, currently the ramps are too close to the outer roads. The City is in the process of moving the outer roads and when that project is complete, the ramps will need to be realigned to reduce congestion in the area. (3) Realignment of Highway 45 that feeds into I-435. Highway 45 is currently a two lane road that carries a lot of traffic. Realignment will allow for future expansion of the road. (4) A major investment study of I-35 that carries traffic from Liberty and Kearney into Kansas City. While the Chamber believes the road needs to be expanded from four to six-lanes, a study will show exactly what needs to be done and where to add capacity for the future. (5) On I-35 there is an interchange at Pleasant Valley that needs to be reconstructed to reduce confusion and congestion.

Mr. Byrd stated he understands the Chamber is asking for projects and money when money is tight. However, there are some construction funds available that should be used in the most effective and efficient manner to meet the constituents needs. The Chamber, by working with the department, has developed this list of project priorities; the list shows where the money, whatever money is available, should be spent. In addition, Mr. Byrd said the Chamber and the two EDCs have a large network of volunteers who would like to assist in coming up with a funding solution for transportation in Missouri. Chairman Farber thanked Mr. Byrd for his presentation and for volunteering to help identify additional transportation funding sources.

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PRESENTATION BY THE MID-AMERICA REGIONAL COUNCIL (MARC)

David Warm, Executive Director, shared the highlights of the region’s new long range transportation plan. The transportation system that is built should not only fill a competitive capacity, but protect the environment, and provide access to opportunity to everyone in the community. This has to be accomplished with less money and pressure on public resources. In light of this challenge, it is MARC’s view that you cannot do more of the same, a new strategy is necessary. The result has been a plan called Transportation Outlook 2040.

Mr. Warm highlighted five aspects of the plan. The first aspect of the plan is that it reflects the aspirations and priorities of the general public and local governments of the region. The first step in creating the plan began with listening to the community through an extensive engagement process called “Imagine KC,” where individuals were engaged in a variety of ways including meetings and social media. In addition, MARC went to the local governments of the region and evaluated their comprehensive and strategic plans and how each developed project priorities. From this review MARC

identified common themes and objectives and areas that were targeted for growth. Through this outreach effort MARC worked to unify the region around a plan that has an articulated strategy.

The second aspect of the plan is the clear vision of comprehensive goals and measurable performance objectives. Some of the goals include system performance, system condition, safety, accessibility, economic development, climate change, energy use, and public health. These goals are tied to indicators of progress that over time will help MARC assess and evaluate progress in reaching the goals.

The third aspect of the plan is a clear and coherent land use plan. A strategy developed to address growth is the creation of activity centers. An activity center is a concept that is a more compact, more walk-able, multiple use, multi-generational, mixed income area in both urban and suburban areas that are connected to a variety of travel options on a series of identified corridors. The strategy also focuses on reinvesting in existing areas and conservation of natural sites.

The fourth aspect of the plan is to have project priorities support the goals of the plan. There are nearly 600 projects totaling \$22 billion programmed over the next thirty years. Almost \$9 billion of the projects focus on supporting the reinvestment and corridor strategies of the land use plan. Ninety percent of the projects are improvements to existing facilities. Like MoDOT, MARC will be focusing on maintaining what is already in place.

The fifth aspect of the plan is an effort to guide and energize the collective civic energy around a few specific investment opportunities. One investment opportunity was the recent successful application for federal TIGER funds. The area will receive \$50 million for infrastructure improvements in the metro areas, an effort commonly called the green impact zone. In addition, some of the funding will be used to connect the MAX rapid transit system. A second investment opportunity includes using the region's active and inactive freight corridors for passenger services for commuter transport. Federal

funds have been secured to study this project. The third investment opportunity is through receipt of \$4.25 million from the Sustainable Communities Grant from the Department of Housing and Urban Development. This grant is for regional planning that will integrate housing and land use with transportation, economic development, and work force development. This will help advance the vision of activity centers and corridors and reinvestment outlined in the long range plan called Transportation Outlook 2040.

Mr. Warm concluded his remarks by stating he understands the funding challenges for transportation. He believes there is an opportunity when faced with harsh realities to think about choices differently. The Kansas City region is working to come up with a new vision, new strategy, new ways of doing business, new ways of investing that recognize those harsh realities, but at the same time, move toward a sustainable and competitive region and a sustainable and competitive transportation system. Chairman Farber thanked Mr. Warm for his presentation.

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SUCCESS & CHALLENGES IN WEST CENTRAL MISSOURI

On behalf of the Interim Director, Beth Wright, District 4 Engineer, presented the state of the district report. Ms. Wright began her presentation by reviewing the various challenges the District faced the past year. The winter of 2009-2010 was very difficult with twice the normal snowfall, extremely cold conditions, and high winds. Minor roads continue to be a challenge in the rural part of the district; however, the district was able to improve over 555 miles of minor roads. Another challenge was managing the largest construction season ever. In District 4, they worked to deliver over \$393 million of work on 64 construction projects.

The District had to accomplish the largest construction season while undergoing staff reduction. Ms. Wright recognized several employees who filled in as construction inspectors during this busy time:

Scott Thurston, Kyle Fitterer, Trace Fickle, John Van Winkle, Juan Yin, Kent Williams, and Abdul Yahaya. These employees came from Design, Right of Way, and Traffic and took a course on inspection training so they could help during the construction season. Overall about 40 employees in District 4 have taken on the challenge of doing a different job than they had originally been hired to do, and have done it with a positive attitude.

The I-470 repair was challenging, but was accomplished in 43 days. This project extended the existing bridge by 225 feet or three spans. Originally when the hole on I-470 appeared, Ms. Wright thought a citizen's call had been placed with customer service. However, the department became aware of the damage when one of the SCOUT operators noticed the shadow at the location and called a motorist assist operator to check on the location. The motorist assist operator then called the maintenance superintendent, who spoke with the maintenance engineer and made the decision to shut down the road. Ms. Wright recognized these alert and responsive employees: Dave McDaniel, Anthony Snorgrass, Tony Bryant, and Jim Burgess. Ms. Wright expressed her appreciation to these employees who take great responsibility for maintaining the system and whose work ensured there was not a flat tire or a fatality due to the failure of the roadway.

Ms. Wright proceeded to share the many successes of the district including many successful partnerships that accomplished specific projects around the district included partnering with:

- (1) The cities of Belton and Raymore, and Cass County to rehabilitate the intersection at Highway 71 and 163rd Street and build a new interchange on Highway 71 at North Cass Parkway.
- (2) Lee's Summit to build connector interchanges at Pryor Road and Blue Parkway; and to build an interchange on I-470 at Strother Road.
- (3) Kansas City Power and Light to replace bridges on Route 45, which is the roadway to the new power plant north of Kansas City.
- (4) The Northland to improve interchanges at Route 9 and Briarcliff.
- (5) Kansas City to build a diverging diamond interchange at Highway 150 and Botts Road.
- (6) Kansas Department of Transportation to implement ramp metering so that the SCOUT System may actively manage traffic on the freeway system.
- (7) MARC on Operation Green Light to improve arterial traffic flow.
- (8) The Riverfront Heritage Trail to build a new Freedom Mall trailhead.

Another success for the district has been the opening of many major projects including: the new Heart of America Bridge with the new bicycle and pedestrian improvement, a bicycle and pedestrian facility on the Chouteau Bridge, sidewalks in Smithville, sidewalks along Route 1 in Kansas City, and sidewalks along Route 18 in Clinton, completion of the Route 13 “gap” project in Lexington, and opening the east loop around Warrensburg later in November.

Additional successes in the district include: training for all district employees on their true responsibility for respect and diversity, improving communications with employees through the use of blogs, using innovation to implement the SMART signal system on Highway 291 through Lee’s Summit, and improving customer satisfaction to the highest level it has been at in several years.

Ms. Wright concluded her presentation by thanking the Commission for coming to Kansas City and that while the District has more challenges ahead they intend to deliver many successes. Chairman Farber thanked Ms. Wright for her presentation.

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kcICON PROJECT UPDATE

On behalf of the Interim Director, Brian Kidwell, kcICON Project Director and Tom Kellermann, Paseo Corridor Constructors (PCC) reviewed the history and goals of the project. On November 14, 2007, the Commission was presented with two proposals for the department’s second design-build project. The first goal of the project was to build the bridge and improvements to the interstates leading up to the bridge within the \$245 million budget, getting the most project possible. Mr. Kidwell reported they were able to accomplish that goal and the project remains under budget. The second goal was to construct a landmark Missouri River Bridge that was capable of giving the citizens a century of useful service. The community helped select the signature iconic bridge that has won numerous awards and accolades. The third goal was to maximize safety, mobility, aesthetic, and

capacity improvements. The joint venture team was able to maximize the work on both the river bridge and the corridor at the same time to provide these improvements. The fourth goal was to engage the stakeholders and the community. The Community Advisory Group was the cornerstone of the public involvement efforts. In addition, numerous presentations and tours were provided during the course of the project. The fifth goal was to meet or beat the project deadline of October 31, 2011. Mr. Kidwell was please to share with the Commission that the project will be complete and open by the end of 2010. Mr. Kidwell thanked the great MoDOT team who worked on the project. He also thanked the Commission for their support, leadership, and freedom to accomplish this amazing project. Mr. Kidwell thanked the joint venture, Paseo Corridor Constructors, and introduced Tom Kellerman, PCC project sponsor.

Mr. Kellerman explained that despite the many challenges, which included the weather and the downturn in the economy, this project proceeded on schedule and on budget. He thanked the Commission and the department for using the innovative design build process on this project. This process encouraged co-location of the MoDOT project team and the Paseo Corridor Constructors team, empowered the MoDOT team to make decisions, and permitted flexibility in designing the project. Mr. Kellerman was also pleased to report this project met or exceeded the disadvantaged business enterprise and workforce goals.

Chairman Farber thanked the gentlemen for their presentations and for a job very well done.

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**COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR), INCLUDING INDEPENDENT
AUDIT REPORT, FOR FISCAL YEAR 2010**

On behalf of the Director, Debbie Rickard, Controller, and Rachel Dwiggins, BKD, presented the Comprehensive Annual Financial Report (CAFR) to the Commission. The department is required by statute and bond covenants to have annual financial statements audited by an independent certified

public accountant. This is the third year the department elected to include the required financial statements in a comprehensive annual financial report. While the Controller's division is responsible for the preparation of the financial statements, the accuracy of the financial statements involves all of the districts and divisions in their daily processing of financial transactions. Ms. Rickard recommended the Commission accept the audit as presented.

Rachel Dwiggins, Senior Manager of BKD, reviewed the audit report with the Commission. Ms. Dwiggins reported that for the eleventh year, the department received an unqualified opinion, which is the highest opinion one can receive, and it is a clean opinion. Ms. Dwiggins stated that the entire CAFR is prepared by the Controller's Division with the exception of the accountant's opinions. The accountant's opinions cover both the financial statements as well as the notes to the financial statements. The most significant change in the financial statements this was year was the increase in transportation revenues due to the American Recovery and Reinvestment Act funding. Ms. Dwiggins also briefly explained additional accounting and reporting standards are introduced each year. This year the new accounting principle relates to the accounting for intangible assets. The department's intangible assets reported for the first time this year are easements and computer software.

Ms. Dwiggins indicated in the report is the auditor's opinion on internal control and compliance, and the auditor's opinion on the results were no items of material weaknesses on internal controls, and no items were considered material noncompliance. Ms. Dwiggins thanked the professional staff that BKD has had the opportunity to work with during the audit.

Commissioner Farber expressed appreciation for BKD and MoDOT staff's efforts to continue to do good work that leads to a good audit outcome. After consideration and upon motion by Commissioner Suelthaus, seconded by Commissioner Carmichael, the Commission unanimously accepted the Fiscal Year 2010 Comprehensive Annual Financial Report as presented.

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STATEWIDE INCLUSION ADVISORY COUNCIL

On behalf of the Interim Director, Rudy Nickens, Equal Opportunity & Diversity Director, reported the department is working to form a group of volunteer citizens from around the state. These volunteers have expertise and interest in advising MoDOT on ways to improve goals for procurement, employment, and contracting with minority and women participation. This effort is largely based on the success of the work of District 4 and a group called A Call to Oneness who together were able to increase minority participation for employment in District 4. In addition to this external group, the department created an internal advisory council of senior MoDOT leaders who will work to move this agenda forward.

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SENIOR LIEN REFUNDING STATE ROAD BONDS, SERIES C 2010, PRICING SUMMARY

On behalf of the Interim Director, Brenda Morris, Resource Management Director, reported on October 27, 2010 the department issued \$130 million worth of bonds to refund \$141 million of senior lien bonds. This transaction was a competitive sale with eleven bidders. The lowest bidder was Morgan Stanley; Stearn Brothers, a Missouri firm, was a part of their syndicate. The interest rate for the transaction was 2.45 percent which equates to almost \$13 million worth of savings. This is a savings of 8.26 percent which is higher than the estimate that was presented to the Commission last month. Chairman Farber thanked Ms. Morris for her presentation and complimented staff for being alert to these opportunities.

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CONSIDERATION OF BIDS FOR ROADWAY IMPROVEMENTS

On behalf of the Interim Director, Dave Nichols, Director of Program Delivery, presented the following recommendations.

Mr. Nichols recommended (1) Award of contracts to the lowest responsive bidders for bids received on the October 22, 2010 letting, as recommended and noted in Table I below. Non-contractual costs for these projects are shown on the below tabulation. (2) Reject Call 803, as noted in Table II below, due to excessive bids, per Section 102.15(a) of the Missouri Standard Specifications. (3) Declare the bid of Oesch Contracting, L.L.C. on Call 501 as non-responsive, per Section 102 of the Missouri Standard Specifications for Highway Construction, due to providing a non-standard bid bond. (4) Ratify the award of Call 303 in Table III below, in the interest of public safety the project was let on October 22, 2010 and awarded on October 25, 2010, as noted in Table III below.

**Table I
Award of Contracts
October 22, 2010, Bid Opening**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
101	A	Caldwell	J1S2147	\$373,807.80	\$0	L. G. Barcus and Sons, Inc.	Bridge Redeck
102	T	Daviess	J1B0801T	750,543.90	0	Comanche Construction, Inc.	Bridge Redeck and Stream Channel Change
201	E	Sullivan	J2S0792	521,124.25	0	Widel, Inc.	Bridge Re-Deck, Scour Protection
202	E	Mercer, Sullivan	J2L1100	1,537,967.70	144.00	Norris Asphalt Paving Co.	Thin-Lift Overlay (SL)
301	70	Montgomery, Warren	J3I2149	3,396,864.31	800.00	Magruder Paving, LLC	Coldmill & Resurface W/ Superpave
302	24	Monroe	J3P0784	1,031,075.11	656.00	Chester Bross Const. Co./ C. B. Equipment, Inc.	Diamond Grinding & Shoulder Resurfacing
	36	Marion, Ralls	J3P0791		68,209.00		
401	7	Jackson	J4S2325	1,204,282.97	656.00	Ideker, Inc.	Resurfacing with UBAWS
	7	Jackson	J4S2162		656.00		Resurfacing with Superpave
403	210	Clay	J4S2165	5,168,162.96	656.00	Chester Bross Const. Co./ C. B. Equipment, Inc.	Resurfacing with Superpave
	210	Clay	J4S2326		656.00		

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
404	Various	Cass, Jackson	J4S2297	1,147,292.32	144.00	Chester Bross Const. Co./ C. B. Equipment, Inc.	Add Alternate Thin-Lift Overlay (SL)
405	50	Jackson	J4P2281	2,370,723.66	1,312.00	Chester Bross Const. Co./ C. B. Equipment, Inc.	Resurfacing with Superpave
501	63	Maries	J5P2204	146,000.40	144.00	H. R. Quadri Contractors, LLC	Rock Slide Repair
502	5 & P	Camden	J5P0914	379,130.51	656.00	APAC-Missouri, Inc.	Thin-Lift Overlay (SL)
503	50	Morgan, Pettis	J5P0916	6,064,456.45	656.00	APAC-Missouri, Inc.	Resurfacing (SP)
	50	Morgan, Moniteau	J5P0961		656.00		
601	70	St. Louis City	J6U1086C	3,950,828.70	2,822.08	Millstone Bangert, Inc.	Construct Bridge
701	71	Vernon	J7P0797E	7,768,514.46	656.00	Kolb Grading, LLC	Grading, Alternate Paving (PCCP or Superpave) and Bridge
	71	Vernon	J7P0797F		418.00		
702	71	Vernon	J7P0797G	7,990,370.56	800.00	Kolb Grading, LLC	Grading, Alternate Paving (PCCP or Superpave) and Bridge
	71	Vernon	J7P0797H		800.00		
	71	Vernon	J7P0797L		800.00		
801*	160	Greene	J8P0792	4,913,800.00	0	Hartman and Company, Inc.	Grading, Alternate Paving (PPCP or Superpave)
802	FF	Greene	J8S2233	140,088.33	144.00	Blevins Asphalt Construction Company, Inc.	Thin Lift Overlay (SL and BP)
804	123, T	Polk	J8B0801C	1,848,497.76	512.00	Pace Construction Company, LLC	Bridge Replacement & Rehabilitation on Two Bridges
805	44	Laclede	J8I2167	11,080,359.16	656.00	Emery Sapp & Sons, Inc.	Bridge Rehabilitation (Max. 60 Days)
	44	Pulaski	J9I2149		2,256.00		
901	44	Crawford	J9I2213	5,944,933.07	0	Chester Bross Const. Co./ C. B. Equipment, Inc.	Dowel Bar Retrofit and Resurfacing with BP-1 and Superpave
TOTAL:				\$67,728,824.38	\$85,865.08		

* Call 801 – Funding by City of Springfield \$1,000,000 & Greene County \$1,000,000.

Table II

**Rejection of Bids
October 22, 2010, Bid Opening**

Call No.	Route	County	Job No.	Description
803	Various	Dallas, Hickory, Christian, Douglas, Ozark, Taney	J8P2294	Removal of Trees

**Table III
Ratification of Award of Contracts
October 22, 2010, Bid Opening – Awarded October 25, 2010**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
303	54	Audrain	J3M0061	\$85,741.42	\$72.00	APAC-Missouri, Inc.,	Coldmill, Resurface to Correct Superelevation on WB Lane

Commission Consideration and Action

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

1. Awarded contracts to the lowest responsive bidders for bids received on the October 22, 2010 bid opening, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. Rejected all bids received on Call 803 as noted in Table II above.
3. Declared the bid of Oesch Contracting, L.L.C. on Call 501 as non-responsive due to a non-standard bid bond.
4. Ratified the award of Call 303 to correct superelevation on west bound lanes of 54 in Audrain County, as noted in Table III above.

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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MEDICAL AND LIFE INSURANCE PLAN, APPOINTMENT/RE-APPOINTMENT OF BOARD MEMBERS

On behalf of the Interim Director, Jeff Padgett, Director of Risk and Benefits Management, recommended approval of the re-appointment of Mr. J. T. Yarnell as a Missouri Department of Transportation retiree representative to the Board of Trustees for a term ending December 2013, or until a successor is named. He also recommended approval of the appointment of Retired Captain Burl Chris Baker as a Missouri State Highway Patrol retiree representative to the Board of Trustees for a term ending December 2013, or until a successor is named.

Via approval of the consent agenda, the Commission unanimously approved the recommendation.

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HIGHWAY 179 TRANSPORTATION CORPORATION, RE-APPOINTMENT OF BOARD MEMBERS

On behalf of the Interim Director, Roger Schwartze, District 5 Engineer, conveyed the following recommendation of the Highway 179 Transportation Corporation Board of Directors as it pertains to membership on that board:

- Reappoint Charles Weber, Marc Ellinger, and John Landwehr for six-year terms beginning November 8, 2010 and ending November 8, 2016.

Via approval of the consent agenda, the Commission unanimously approved the reappointments to the Highway 179 Transportation Corporation Board of Directors as recommended and noted above.

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REPORT AND RECOMMENDATION REGARDING FINAL ORDERS OF RULEMAKING, REST AREAS RULEMAKING

On behalf of the Interim Director, Don Hillis, Director of System Management, reminded the Commission that at the July 1, 2010, meeting the Commission authorized the filing and publication of

the notice of proposed and rescinded rulemaking for 7 CSR 10-16.010 through 7 CSR 10-16.050, Rest Areas Rulemaking, which provide updated procedures for publishers who wish to place a publication in Commission-owned publication vending machines at rest areas. The proposed and rescinded rules were published in the Missouri Register on August 16, 2010, and MHTC received a total of four comments during the 30-day statutory public comment period following the publication. Mr. Hillis recommended approval of the final orders of rulemaking for filing with the Joint Committee on Administrative Rules and the Office of the Secretary of State. He further recommended that the Interim Director or Chief Financial Officer be authorized to execute any documents appropriate and necessary for completing this final rulemaking process.

Via approval of the consent agenda, the Commission unanimously approved the final rulemaking recommendations.

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DISPOSAL OF EXCESS PROPERTY

In keeping with the Commission's June 14, 2006, Delegation of Authority policy regarding disposition of Commission-owned property or property rights, the sale of all properties owned by the Commission to a governmental entity at no cost or exchange interest in land must be approved by specific Commission action. The following sale is to a governmental entity.

Route 60, Shannon County, Excess Parcel E9-0052

On behalf of the Interim Director, Tom Stehn, District 9 Engineer, recommended conveyance of 1.22 acres located in Shannon County, at the intersection of Route 60 and County Road 663, to Shannon County for the consideration of \$1.

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, SEPTEMBER 30, 2010**

Deborah S. Rickard, Controller, provided to the Commission the Fiscal Year 2010 monthly financial report for the period ending September 30, 2010, with budget and prior year comparisons.

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2010 REPORT TO JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Kevin Keith, Interim Director, presented to the Commission the 2010 Report to Joint Committee on Transportation Oversight, which will be filed before November 10, 2010. This report is also known as the accountability report and provides information on the delivery of projects in the Statewide Transportation Improvement Program (STIP), the financial audit, expenses by district, and suggestions for proposed legislation.

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DESIGN/BRIDGE ENGINEERING CONSULTANTS – QUARTERLY REPORT

Dave Nichols, Director of Program Delivery, provided to the Commission the Design/Bridge Engineering Consultants Report as of September 30, 2010. The report reflects current active consultant work on projects contained in the State Transportation Improvement Program.

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

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