



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

TABLE OF CONTENTS

April 1, 2009

VOTE TO CLOSE MEETING	3
 COMMISSION/DIRECTOR ITEMS	
Consent Agenda	4
Commission Committees and Commission Related Boards	5
Director's Report	5
 MoDOT PRESENTATIONS	
Human Resources and Equal Opportunity and Diversity Divisions Annual Update	6
Work Zone Awareness	10
 COMMISSION RESOLUTION	
Resolution Expressing Appreciation to Brenda Treadwell-Martin for Her Many Achievements and Accomplishment	11
 BUSINESS ISSUES	
Report and Recommendation Regarding – Tax Compliance Agreement for BUILD Bonds	12
Ratification of Amended Development Agreement and Approval of Mortgagee Agreement	13
 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM	
Consideration of Bids on Federal-Aid and State Projects	13
Ratification and Approval of Right of Way Plans for Condemnation	19
 INNOVATIVE FINANCE	
Des Peres Corner Transportation Development District, Consideration of the Project and Appointment of an Advisor	20
 REPORTS	
Financial – Budget – Reports	
Year-to-Date Financial Report, February 28, 2009	22
Medical and Life Insurance Plan: Missouri Department of Transportation and Missouri State Highway Patrol Medical and Life Insurance Plan Report	22

**MINUTES OF REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
JEFFERSON CITY, MISSOURI, ON WEDNESDAY, APRIL 1, 2009**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Wednesday, April 1, 2009, at the Department of Transportation Building, 105 West Capitol, Jefferson City, Missouri. Mike Kehoe, Chairman, called the meeting to order at 9:45 a.m. The following Commissioners were present at the meeting location: Mike Kehoe, David A. Gach, Rudolph E. Farber, Grace M. Nichols, and Duane S. Michie. Commissioner James B. Anderson was absent from the meeting.

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 Wednesday, April 1, 2009.

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

The Commission met in closed session from 8:00 a.m. until 9:40 a.m.

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-- OPEN MEETING --

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 April 1, 2009, Consent Agenda

No items were removed from the consent agenda. Upon motion by Commissioner Michie, seconded by Commissioner Farber, the 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 April 1, 2009, meeting.

Audit Committee – Commissioner Farber reported the Audit Committee met yesterday and received four audit reports. Commissioner Farber, with Commissioner Nichols' concurrence, commended Bill Rogers and his staff for their hard work.

Legislative Committee – Commissioner Kehoe reported the Senate Transportation Committee heard the Design/Build proposal. This proposal allows the department to use design/build projects, when appropriate, to save money and build quickly. Primary Safety Belt legislation is a priority, but continues to run into obstacles that slow its progress. The commissioners continue to meet with legislators throughout session.

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

MoDOT and Patrol Employees Retirement System – Commissioner Kehoe reported that the Board continues to work through the market issues; although the market has been up overall for the past few weeks, the damage suffered from the last year of the market being down is not any different than what other retirement systems are dealing with. The computer system project is behind schedule but is projected to be completed by the end of year and will improve service to employees and retirees. He also reported a summary of Board minutes are now posted on the MPERS website.

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DIRECTOR'S REPORT

During the April 1, 2009, Commission meeting, Director Pete Rahn provided the following report:

American Recovery and Reinvestment Act (ARRA). The department is meeting all of the reporting requirements with the federal government. The department files ARRA reports with numerous organizations including FHWA, FTA, FAA, FRA, and the House Transportation and Infrastructure Committee. These reports are posted on the websites: modot.org and opengovernment.org. It is a lot of work and the department has committed a lot of resources to

compile this information and deliver it as requested. Director Rahn expressed concern that comparing the various reports may create problems because different reports use similar terms with different definitions. Regardless of the reporting challenge, the department is committed to being open and transparent.

Tool and Equipment Challenge. The department held the second annual tool and equipment challenge in Springfield. There were some impressive results from MoDOT employees in the way of innovative equipment, tools, and processes that increase safety, efficiency, and save money in very surprising ways. It is encouraging to be able to recognize the great work of department employees and the innovative approach they bring to their jobs to better serve Missouri citizens. The biggest challenge now is to replicate across the state the tools and equipment that represent a best practice. Director Rahn presented an example of using a \$1.25 bolt in a weed eater head to prevent replacing the entire weed eater assembly and save an estimated \$182,000 a year.

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HUMAN RESOURCES AND EQUAL OPPORTUNITY AND DIVERSITY DIVISIONS ANNUAL UPDATE

On behalf of the Director, Micki Knudsen, Human Resources Director and Brenda Treadwell-Martin, Equal Opportunity and Diversity Director, presented the 2008 Annual Report for Human Resources and Equal Opportunity and Diversity Divisions.

Ms. Knudsen began with a comparison of statistics about the MoDOT employee profile from 1998 and 2008. What has changed significantly is the number of employees eligible for retirement. In 1998 there were almost nine hundred seventy eight compared to 2008 there were five hundred sixteen employees who were retirement eligible. That number will increase if no employees retire

over the next few years, by 2011 the number of retirement eligible employees will rise to over one thousand.

Human Resources Division changed their focus to a new strategy, overtime management practices. Although overtime cannot be eliminated completely, there are times when it makes good business sense to change the approach to reduce overtime. It is understood that overtime fluctuates based on weather and work schedules. Overtime reductions are happening across the state through the implementation of flexible work schedules. Work schedules are staggered where a work schedule may include weekend work; for example, some may work ten-hour days on Friday, Saturday, Sunday, and Monday. This schedule allows the work to be done, yet not incur overtime cost.

Ms. Knudsen reviewed separation rates that indicate voluntary separations are lower and involuntary separations are higher. Voluntary separations include retirements and resignations. Involuntary separations are employment terminations. Involuntary separations have increased because the department has worked hard at performance management. Poor performers are given honest feedback and are told to set themselves on the road to success or they will be removed from the organization.

Employee satisfaction is measured through annual surveys. Overall results of the survey indicate that job satisfaction is up. A new scale was added to the annual survey to determine how employees are living MoDOT values.

Ms. Knudsen reviewed new and expanded programs that Human Resources implemented. A pilot performance based pay program was an opportunity to reward a limited number of high performers with temporary increases. The department increased flexible work arrangements with telecommuting and flexible hours. Repayment provisions were added to some employee

reimbursement programs including: relocation assistance, tuition reimbursement, and professional certification and licensure reimbursements. In addition, the department is offering technical courses for confined spaces, chip seals, and snow and ice removal.

There are a number of senior managers and executive level managers who will be retirement eligible in the next few years. In response, the department started the Accelerated Leadership Development program (ALD). There are 85 participants who are mid level managers and were nominated by their district engineer or division leader. Once in the program they are self directed and responsible for working to close their leadership gaps through action plans, leadership seminars, and online tools that are made available to the participants. Ms. Knudsen thanked the commission for their participation in a recent leadership session with ALD.

The Human Resources Division is tapping into technology to market the department by putting a Facebook page out for recruiting, updating online employee testimonials, and converting the personnel policy manual to a WIKI database. This database is a much more user-friendly database and is a great platform to make a lot of information accessible to an individual.

The department implemented work-life centers across the state. The purpose of a work-life center is to provide a high level of focused and coordinated support for all employees to improve their work-life balance. Often there are issues in an employee's personal life that can roll over into their work-life. There is also more effort being made in individual career counseling. These centers provide lunch and learn seminars to assist employees with personal finance, fitness and nutrition, and stress management. This effort is to help employees be more successful.

Ms. Knudsen finished her report acknowledging several special accomplishments and awards as well plans for next year.

Ms. Treadwell-Martin began her presentation with a summary of the Equal Opportunity and Diversity Division core functions. These include the mentoring program, outreach activities, cooperative education program, training programs and liaison roles. She reported that the mentoring program was implemented in 2005 to assist employees with career development. In 2008 there were one hundred mentorships in the program.

The Cooperative Education Training Program is a recruitment tool. The department allows college students to work full time and go to school. There are twenty-three students that have participated in the program, and nineteen job offers have been extended. Currently, there are thirteen students in the program.

The Transportation and Civil Engineering Program (TRAC) has increased participation by six percent. This program allows the department to reach out to middle and high school students about the transportation field and hopefully become civil engineers who will work for the department in the future. Last year, the students in the TRAC program participated in the AAHSTO bridge competition and won. For 2009, the department has registered eight TRAC teams for the AASHTO bridge competition.

The Employee Advisory Council (EAC) is a council of twenty-five employees from across the state from all areas of MoDOT. The council reviews policies and assists with communication and cultural diversity. Since the inception of the program over four hundred concerns have been addressed. With the success of the statewide EAC, District 9 was the first district to implement a district EAC, and this has now expanded to all districts.

Although diversity is more than race and gender, the Tracker measures race and gender and gives the department a pulse on how well it is doing with diversity. 2008 was the first year the department reached nine percent for minorities employed. Although the department is not at

availability yet, a lot of progress has been made. For females, the department is doing really well and has exceeded availability with twenty one percent employed.

The department also tracks separation rates for females and minorities. The department has an exit interview process for employees who voluntarily leave the organization. The results of the interviews help the department understand the strengths and challenges to improve equal opportunities for employment. In 2008 there was a decrease in the percentage of minority and female separations.

Ms. Treadwell-Martin reported on various activities that the department participated in to encourage diversity. She also provided a comparison of the department to Fortune 500 Companies for best diversity practices. Ms. Treadwell-Martin concluded her presentation with a summary of what is on the horizon for EODD and the department's diversity efforts.

Following discussion and questions, Commissioner Kehoe thanked Ms. Knudsen and Ms. Treadwell-Martin for their reports.

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WORK ZONE AWARENESS

On behalf of the Director, Kevin Keith, Chief Engineer, discussed the department's efforts to keep customers safe while driving in work zones. He stated that work zone crashes are on a downward trend even though the amount of work is up. Disabling injuries from crashes in work zones is down. One trend that is troubling is there were twelve fatalities last year compared to five the year before.

The department is trying to improve safety and drive down fatalities in work zones. This involves engineering, enforcement, and education efforts. There are three items that will assist with engineering efforts: (1) The department is asking the customers to rate work zones through an online

survey. Results indicate eighty six percent believe the department is doing a good job. (2) Flags and barricades are being added to the first advance notice sign in the work zone. This will make the work zone more visible. (3) The department is using changeable message signs to help drivers navigate the work zone with information about expected travel times, and to alert them to the work zone ahead.

Enforcement efforts are crucial to reducing fatalities in work zones. MoDOT has assigned funding for work zone enforcement, but in addition, the Missouri State Highway Patrol is helping out by requiring officers to spend time in a work zone everyday.

The theme for the education and outreach efforts is “Don’t Barrel Through Work Zones”. Signs with this phrase will be on billboards and gas pumps across the state. In addition a public service announcement for radio was developed with a helicopter pilot who usually works accidents but also survived being in a work zone accident. A ceremony is scheduled where the pilot will share his powerful message, and the future sight of the fallen workers memorial will be unveiled. The state will turn orange with over one hundred major buildings around the state lit up orange to raise awareness for this week.

The commission thanked Mr. Keith for his presentation.

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RESOLUTION EXPRESSING APPRECIATION TO BRENDA TREADWELL-MARTIN FOR HER MANY ACHIEVEMENTS AND ACCOMPLISHMENTS

WHEREAS, Brenda Treadwell-Martin is retiring with the Missouri Department of Transportation with more than fifteen years of service; and

WHEREAS, Brenda Treadwell-Martin began her distinguished career with the Missouri Department of Transportation on November 3, 1993 as a Senior Human Resources Specialist; and

WHEREAS, Brenda Treadwell-Martin was promoted to the position of Director of Employee Relations on April 1, 1998; and

WHEREAS, Brenda Treadwell-Martin later became the Equal Opportunity and Diversity Division Director on September 1, 2000; and

WHEREAS, throughout her career with the department, Brenda Treadwell-Martin has strived to create an inclusive work environment where equal and equitable opportunities exist for all employees; and

WHEREAS, Brenda Treadwell-Martin was the driving force in the development and management of many successful programs that create opportunities for employees including the Transportation and Civil Engineering Program (TRAC), Cooperative Education Training program, Mentor program, Employee Advisory Council, and Diversity Conferences; and

WHEREAS, her expertise, integrity, fairness and thoughtful consideration of others have earned her the respect, admiration, and friendship of MoDOT employees and the public she served; and

NOW, THEREFORE, LET IT BE RESOLVED that the Highways and Transportation Commission convey to Brenda Treadwell-Martin its appreciation of her contributions to Missouri's transportation systems and extend to her best wishes in her future endeavors.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Brenda Treadwell-Martin so she will have a permanent record of the high esteem in which she is held by the members of the Missouri Highways and Transportation Commission and Department of Transportation staff.

RECOMMENDATION: Adoption of the above resolution.

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REPORT AND RECOMMENDATION REGARDING – TAX COMPLIANCE AGREEMENT FOR BUILD BONDS

On behalf of the Director, Roberta Broeker, Chief Financial Officer, recommended the Commission approve the execution of all necessary financing and bond documents, including a Tax Compliance Agreement, related to the Interstate 270 and Dorsett Road Interchange project. On July 7, 2008 the Commission entered into an Economic Development Program with St. Louis County, the City of Maryland Heights, the Jones Financial Companies, LLP and the Missouri Department of Economic Development for the purpose of funding proposed improvement for the I-270 at Dorsett Road interchange in St. Louis County.

Via approval of the consent agenda, the Commission unanimously approved the execution of all necessary financial and bond documents as noted above and authorize the Director, Chief Engineer, or Chief Financial Officer to execute such documents and any other ancillary documents, certificates, opinions or instruments necessary to complete the bond issuance, subject to approval as to form by the Chief Counsel's Office.

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RATIFICATION OF AMENDED DEVELOPMENT AGREEMENT AND APPROVAL OF MORTGAGEE AGREEMENT

On behalf of the Director, Dave Nichols, Director of Program Delivery, recommended the Commission ratify: (1) the amended Development Agreement with RIS, Inc. as executed by the Chief Engineer, and (2) the Mortgagee Agreement with RIS, Inc., The Mission Bank and Ozark Land Title Company, as executed by the Director of Program Delivery. The development agreement will improve 1.6 miles of the north portion of U.S. Route 54 expressway in Camden and Miller Counties, and required amending since Commission ratification on November 7, 2008. The Mortgagee Agreement will give The Mission Bank thirty days to cure any default by RIS, Inc.

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

* * * * *

CONSIDERATION OF BIDS ON FEDERAL-AID AND STATE PROJECTS

On behalf of the Director, Dave Nichols, Director of Program Delivery, presented the following recommendations pertaining to bids received on federal-aid and state highway and bridge projects during the past month.

Mr. Nichols recommended (1) Award of contracts to the lowest responsive and responsible bidders for bids received on the March 20, 2009 letting, as recommended and noted in Tables I, II,

and III below. Non-contractual costs for these projects are shown on the below tabulation. (2) Rejection of bids received on Calls 401, 405, and 406 due to excessive bids per Section 102.15(a) of the Missouri Standard Specifications for Highway Construction, as noted in Table IV below. (3) Call 804 has funding by the City of Forsyth and Taney County and requires concurrence from the Commission. (4) A letter was received on March 6, 2009 requesting transfer of Call 302 from the November 21, 2008, bid opening from APAC-Missouri to Chester Bross Construction Co./ C.B. Equipment Inc. and transfer Call 502 from the November 21, 2008, bid opening from Chester Bross Construction Co./ C.B. Equipment Inc. to APAC-Missouri, Inc. Chief Engineer, Kevin Keith, approved the transfers on March 26, 2009 and it is recommended the Commission ratify the transfer of these projects.

Table I
Award of Contracts
March 20, 2009, Bid Opening

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
102	71	Nodaway	J1P1018	\$2,544,962.90	\$656.00	Herzog Contracting Corp.	Optional Resurfacing (Cold in-place Recycling with BP-1 or 5" Unbonded Concrete)
103	136	Harrison	J1P1017	2,650,395.06	656.00	Norris Asphalt Paving Co.	Grading and Resurfacing (Mainline and Shoulders with BP-1)
108	Various	Buchanan	J1B0801F	1,795,816.40	0	Clarkson Construction Company	Replace Three Bridge Decks
301	N, T, & V	Ralls	J3M0046	481,200.05	0	G & M Concrete & Asphalt Co., Inc.	Resurfacing with Bituminous Pavement (Surface Leveling)
302	24	Monroe	J3P2148	285,342.41	144.00	CE Contracting, Inc.	Slide Repair
402	150	Jackson	J4U1130C	7,281,458.69	1,870.10	Clarkson Construction Company	Grading, Drainage, and Alternate Pavement (Superpave or PCCP)

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
403	50	Johnson	J4P1973B	4,382,832.50	656.00	Chester Bross Const. Co./ C. B. Equipment, Inc.	Resurfacing the Eastbound Lanes with Superpave and Shoulders with BP-1
404	Various	Cass	J4B0802B	876,380.48	0	Widel, Inc.	Replace Three Bridge Decks
407	H/E	Platte, Ray	J4B0801E	617,573.90	0	R. A. Knapp Construction, Inc.	Replace Two Bridge Decks
408	I-635	Platte	J4P1772	489,019.05	288.00	Radmacher Brothers Excavating Co., Inc.	Alternate Slide Repair (Rock Fill or Geosynthetic Reinforcement)
501	70	Boone, Callaway, Cooper	J5M0057	258,700.54	0	America's Parking Remarking, Inc.	Pavement Striping on Eastbound and Westbound Lanes
502	H, C, E, & Y	Benton, Pettis	J5B0801D	1,276,914.00	0	Lehman Construction, LLC	Replace Five Bridge Decks
601	NN	Franklin, Jefferson	J6L0900B	1,015,000.00	0	Pace Construction Company, LLC	Thin-Lift Overlay (BP-2)
	BB	Jefferson	J6L0900E				Thin-Lift Overlay
	AP	Franklin	J6L0900F				Thin-Lift Overlay (BP-2)
602	30	Jefferson	J6S2184	201,476.00	3,500.00	Gerstner Electric, Inc.	Reconstruction Traffic Signals
606	44 Outer Roads	St. Louis	J6I1959, J6I2078	1,297,801.93	0	N. B. West Contracting Company	Resurfacing with UBAWS, A2 Shoulders and Pavement Repair
609	61	St. Charles	J6M0133	22,333.50	0	Millgoal Enterprises II, LLC	Contract Mowing & Litter Removal
610	370	St. Charles	J6M0133B	14,700.00	0	Williamson Brothers Lawn & Landscaping	Contract Mowing & Litter Removal
611	I-55	St. Louis	J6M0133I	22,050.00	0	Williamson Brothers Lawn & Landscaping	Contract Mowing & Litter Removal
612	I-255	St. Louis	J6I1960	1,344,000.00	656.00	Pace Construction Company, LLC	Resurfacing (Outer Roads with Superpave and Shoulders with BP-1), Coldmilling, and Pavement Repair

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
613	21	Jefferson, St. Louis	J6P1909	1,956,407.56	0	St. Louis Bridge Construction Company	Bridge Rehabilitation and Deck
615	94	St. Charles	J6S1955	1,425,500.00	656.00	Pace Construction Company, LLC	Optional Resurfacing (BP-1 or CIP), MOD, Type A3 Shoulders
617	I-44	St. Louis	J6M0133H	21,900.00	0	Jacobsmeier Mauldin Construction	Contract Mowing & Litter Removal
618	I-270 & I-255	St. Louis	J6M0133J	29,400.00	0	Williamson Brothers Lawn & Landscaping	Contract Mowing & Litter Removal
702	71	Bates	J7P2165	2,961,424.56	328.00	APAC-Missouri, Inc.	Resurface Driving Lanes with Superpave and Shoulders with BP-2
804*	160	Taney	J8P0813B	315,775.00	0	Hartman and Company, Inc.	Optional Pavement (Superpave or PCCP) for Left Turn Lanes
903	U	Washington	J9B0801E	376,351.00	0	HBI Construction, LLC	Replace One Bridge Deck
X04	72	Bollinger	J0P0917	1,072,955.40	763.16	Penzel Construction Company, Inc.	Bridge Replacement, Widen w/ BP-1, Optional Bypass Pavement & Approach Pavement (NRPCCP or PMBB), Resurface w/ BP-1
X07	61	Scott	J0P2170	352,888.15	144.00	Fronabarger Concreters, Inc.	Optional Pavement (PCCP or BP-1) and Shoulders for Turn Lane
X08	61/K	Scott	J0S2169	194,710.05	656.00	Fronabarger Concreters, Inc.	Optional Bid Pavement (PCCP or Superpave) to Add Turn Lanes
X09**	Y	Stoddard	J0S0963	1,687,358.15	2,750.51	H. R. Quadri Contractors, LLC	Grading, Drainage and paving of Rte Y
			TOTAL	\$37,252,627.28	\$13,723.77		

* Call 804 – Funding by the City of Forsyth \$122,588.00 and Taney County \$50,000.00.

**Call X09 – Funding by Stoddard County \$30,000.00 and Nestle Purina \$114,000.00.

**Table II
Award of Contracts
March 20, 2009, Bid Opening
On-Call Interstate Asphalt and Concrete Pavement Repair Contracts**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
104	I-29	Andrew, Atchison, Holt	J2I2161B	\$863,697.00	\$0	Herzog Contracting Corp.	On-Call Asphalt Pavement Repair
105	I-29 & I-229	Andrew, Buchanan, Platte	J2I2161C	688,365.00	0	Chester Bross Const. Co./ C. B. Equipment, Inc.	On-Call Asphalt Pavement Repair
106	I-35	Daviess, Harrison	J2I2161D	793,250.00	0	Chester Bross Const. Co./ C. B. Equipment, Inc.	On-Call Asphalt Pavement Repair
107	I-35	Caldwell, Clay, Clinton, Daviess, DeKalb	J2I2161E	677,497.50	0	Chester Bross Const. Co./ C. B. Equipment, Inc.	On-Call Asphalt Pavement Repair
506	I-70	Cooper, Jackson, Lafayette, Saline	J2I2161J	672,012.50	0	Chester Bross Const. Co./ C. B. Equipment, Inc.	On-Call Asphalt Pavement Repair
507	I-70	Boone, Callaway, Cooper	J2I2161K	667,500.00	0	Chester Bross Const. Co./ C. B. Equipment, Inc.	On-Call Asphalt Pavement Repair
508	I-70	Callaway, Montgomery, St. Charles, Warren	J2I2161L	508,600.00	0	N. B. West Contracting Company	On-Call Asphalt Pavement Repair
603	I-44, I-55	Franklin, Jefferson	J2I2161N	472,225.00	0	N. B. West Contracting Company	On-Call Asphalt Pavement Repair
604	I-44, I-55, I-64	Franklin, Jefferson, St. Charles, St. Louis, St. Louis City	J2I2161M	543,200.00	0	R. V. Wagner, Inc.	On-Call Concrete Pavement Repair
605	I-64, I-255, I-70	St. Charles, St. Louis, St. Louis City	J2I2161O	483,050.00	0	N. B. West Contracting Company	On-Call Asphalt Pavement Repair
701	I-44	Jasper, Lawrence, Newton	J2I2161Q	597,260.00	0	Blevins Asphalt Construction Company, Inc.	On-Call Asphalt Pavement Repair

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
802	I-44	Greene	J2I2161Y	618,060.00	0	Blevins Asphalt Construction Company, Inc.	On-Call Asphalt Pavement Repair
803	I-44	Laclede, Webster	J2I2161T	574,900.00	0	Willard Asphalt Paving, Inc.	On-Call Asphalt Pavement Repair
901	I-44	Phelps, Pulaski	J2I2161R	563,500.00	0	Willard Asphalt Paving, Inc.	On-Call Asphalt Pavement Repair
902	I-44	Crawford, Franklin, Phelps	J2I2161S	448,385.00	0	N. B. West Contracting Company	On-Call Asphalt Pavement Repair
X01	I-55, I-57	Cape Girardeau, Perry, Ste. Genevieve, Scott	J2I2161U	320,700.00	0	Fronabarger Concreters, Inc.	On-Call Concrete Pavement Repair
X02	I-55, I-57	Cape Girardeau, Perry, Ste. Genevieve, Scott	J2I2161V	651,315.00	0	Apex Paving Co.	On-Call Asphalt Pavement Repair
X03	I-55, I-155	New Madrid, Pemiscot, Scott	J2I2161W	337,890.00	0	Fronabarger Concreters, Inc.	On-Call Concrete Pavement Repair
X05	I-55, I-155	New Madrid, Pemiscot, Scott	J2I2161X	672,565.00	0	Apex Paving Co.	On-Call Asphalt Pavement Repair
			TOTAL	\$11,153,972.00	\$0		

Table III
Award of Contracts
March 20, 2009, Bid Opening
On-Call Major Routes Asphalt Pavement Repair Contracts

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
801	Various	Christian, Greene	J8P2190	\$377,285.00	\$0	Blevins Asphalt Construction Company, Inc.	On-Call Asphalt Pavement Repair
806	Various	Christian, Polk, Taney, Webster	J8P2191	421,050.00	0	APAC-Missouri, Inc.	On-Call Asphalt Pavement Repair
			TOTAL	\$798,335.00	\$0		

**Table IV
Rejection of Bids
March 20, 2009, Bid Opening**

Call No.	Route	County	Job No.	Description
401	Various	Cass, Clay, Jackson, Platte	J4I1854	On-Call Asphalt Pavement Repair
405	Various	Clay, Jackson, Lafayette, Platte	J2I2161F	On-Call Asphalt Pavement Repair
406	Various	Clay, Jackson, Lafayette, Platte	J2I2161G	On-Call Concrete Pavement Repair

Commission Consideration and Action

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

1. Awarded contracts to the lowest responsive and responsible bidders for bids received on the March 20, 2009 bid opening, as recommended and noted in Tables I, II, and III above. Non-contractual costs for these projects are shown on the above tabulation.
2. Rejected the bids received on Calls 401, 405, and 406 as noted in Table IV above, because they were considered excessive.
3. Call 804 includes funding by the City of Forsyth and Taney County and requires concurrence by the City of Forsyth. The Commission received concurrence on the project from the City.
4. Chief Engineer, Kevin Keith approved the transfers on Calls 302 and 502, from the November 21, 2008 bid opening, between APAC-Missouri and Chester Bross Construction Co./ C.B. Equipment Inc., the Commission ratified the transfers of these projects.

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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RATIFICATION AND APPROVAL OF RIGHT OF WAY PLANS FOR CONDEMNATION

On behalf of the Director, Dave Nichols, Director of Program Delivery, 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>
Franklin	I-44	J6I0735D	September 13, 2006
St. Charles	364	J6U1028B	September 13, 2006
St. Louis City	I-70	J6U1086	April 14, 2004
Greene	13	J8P0841C	*

* In accordance with the Engineering Policy Guide 129.1.1.7 and 129.1.3 for projects that impact fewer than 5 parcels.

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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**DES PERES CORNER TRANSPORTATION DEVELOPMENT DISTRICT,
CONSIDERATION OF THE PROJECT AND APPOINTMENT OF AN ADVISOR**

On behalf of the Director, Ed Hassinger, District 6 Engineer, advised the Commission that in response to a petition filed by the Summit Manchester Investors Inc., LLC, on June 10, 2008, the Circuit Court of St. Louis County established the Des Peres Corner Transportation Development District (TDD) as a political subdivision on July 21, 2008. The project consists of the construction of local roads and several improvements to Manchester Road. 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 local roads and improvements to Manchester Road 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 6 Engineer, or his designee, as the Commission advisor to the Des Peres Corner 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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--- REPORTS ---

The Commission received the following written reports.

**FINANCIAL – BUDGET – REPORTS
YEAR-TO-DATE FINANCIAL REPORT, February 28, 2009**

Deborah S. Rickard, Controller, provided to the Commission the Fiscal Year 2009 monthly financial report for the period ending February 28, 2009, with budget and prior year comparisons.

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**MEDICAL AND LIFE INSURANCE PLAN: MISSOURI DEPARTMENT OF
TRANSPORTATION AND MISSOURI STATE HIGHWAY PATROL MEDICAL LIFE
INSURANCE PLAN REPORT**

Mr. Jeff Padgett, Director of Risk and Benefits Management and Chairman-Medical and Life Insurance Plan Board of Trustees, presented reports on the financial status of the Medical and Life Insurance Plan covering the period from June through December 2008. The report indicated that the number of claims continues to increase, which was primarily attributable to increased utilization. The Medical and Life Insurance Plan Board of Trustees continues to closely monitor increases in utilization and trends.

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

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