



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

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**MINUTES OF THE REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN FARMINGTON,
MISSOURI, WEDNESDAY, AUGUST 7, 2013**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Wednesday, August 7, 2013, at Farmington Civic Center, Centene Center, Two Black Knight Drive, Farmington, Missouri. Lloyd J. Carmichael, Chairman, called the meeting to order at 1:00 p.m. The following Commissioners were present: Stephen R. Miller, Kenneth H. Suelthaus, Kelley M. Martin, and Gregg C. Smith. On February 2, 2012, Governor Nixon withdrew the appointment of Commissioner Joseph J. Hunt; at the time of the August 7, 2013, meeting, a replacement had not been appointed.

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

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Dave Nichols, Director of the Missouri Department of Transportation, and Pamela J. Harlan, Secretary to the Commission, were present on Wednesday, August 7, 2013. Rich Tiemeyer, Chief Counsel for the Commission, was absent, Jay Smith, Assistant Chief Counsel-Risk Management, was present.

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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(1) – Legal actions and attorney-client privileged communications.
2. Section 610.021(3), (13) – Personnel administration regarding particular employees.
3. Section 610.021(11), (12) – Competitive bidding specs, sealed bids, or negotiated contracts.
4. Section 610.021(14), 610.010(6) – Matters protected from disclosure by law – deliberative decision-making process.

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 Carmichael, Aye
Commissioner Miller, Aye
Commissioner Suelthaus, Aye
Commissioner Martin, Aye
Commissioner Smith, Aye

The Commission met in closed session from 9:00 a.m. until 12:00 p.m.

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-- OPEN MEETING --

APPROVAL OF MINUTES

Upon motion by Commissioner Smith, seconded by Commissioner Martin, the Commission unanimously approved the minutes of the electronic ballot meeting on June 13, 2013 and the regular meeting held July 9, 2013. 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, 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 of 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 August 7, 2013, Consent Agenda

No items were removed from the consent agenda. Upon motion by Commissioner Miller, seconded by Commissioner Smith, 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 standing 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. No committee and board meetings were held since the last regular meeting, therefore no reports were made during the August 7, 2013, meeting.

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DIRECTOR'S REPORT

During the August 7, 2013, Commission meeting, Director Dave Nichols provided the following report:

Flooding – Director Nichols stated flood conditions in the Gasconade River Valley had caused MoDOT staff to close I-44 near Jerome and Route 63 north of Rolla. Director Nichols asked all Missourians to use caution and reminded everyone never to attempt to drive through water, but seek alternate routes. Director Nichols expressed appreciation to the Central District, Missouri State Highway Patrol (MSHP), and State Emergency Management Agency (SEMA) for the coordinated response to this natural disaster.

MAASTO – Director Nichols stated a group of MoDOT senior leaders attended the annual meeting of the Mid-America Association of State Transportation Officials (MAASTO), the 10 regional states which represent the Midwest within AASHTO. He said one of the most significant topics discussed at the conference was freight movement. Director Nichols also announced the department won two regional America's Transportation Awards for the Safe & Sound Bridge Improvement Program for being

delivered ahead of schedule and under budget, and the Central District's Route 5 Shared Four-Lane project for its innovation. These projects could advance to compete for national honors in the fall.

State Map – Director Nichols announced the new state map would debut during the Missouri State Fair in Sedalia. The map has a centennial theme. Following the fair, shipments will be made to each district office for distribution to the public.

Chairman Carmichael responded to the Director's report stating the Commission is always proud of team MoDOT and is especially proud to hear about the two awards received at the MAASTO conference. These awards remind everyone about how innovative MoDOT is and how conscientious they are of their mission to provide safe travel. He also commented about the flooding, stating it makes him feel good as a citizen of Missouri knowing there is so much interagency cooperation and coordination of effort. He commented on the terrific service provided by MoDOT, MSHP, and SEMA; exclaiming Missourians are very fortunate!

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PRESENTATION BY THE NEW BOURBON REGIONAL PORT AND SOUTHEAST METROPOLITAN PLANNING ORGANIZATION (MPO)

Chauncy Buchheit, Executive Director of the Southeast Regional Planning Commission, discussed how the New Bourbon Regional Port Authority was established, including the numerous entities that provided funding and its economic impact. Mr. Buchheit provided information and pictures of the dock construction, which received its first shipment on June 5, 2013, and also highlighted the access road to the New Bourbon Regional Port as an unfunded need. The access road is one and a half miles of gravel that also has an at-grade rail crossing.

Mr. Buchheit also discussed the Southeast Metropolitan Planning Organization's (MPO) coverage area, estimated budget, adoption of bylaws and the draft of an interim transportation improvement plan (TIP). The Southeast MPO is the newest MPO in the state and encompasses the cities of Cape Girardeau, Jackson, and East Cape Girardeau.

Commissioner Suelthaus thanked Mr. Buchheit for his presentation and commented that the department and commission are fortunate to have such a strong planning partner in Southeast Missouri.

Commissioner Suelthaus remarked the New Bourbon Port is a great example of bringing the right people together to benefit the entire region.

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PRESENTATION BY THE SOUTHEAST MISSOURI TRANSPORTATION SERVICE, INC.

Denny Ward, Assistant Executive Director, provided a brief overview of Southeast Missouri Transportation Service, Inc. (SMTS), and the importance of transit service in southeast Missouri. SMTS offers “curb-to-curb” passenger transportation—providing riders access to everything from health care to retail stores. As a non-profit public transportation provider, SMTS receives funding through a variety of sources, including grants from MoDOT and rider donations.

Mr. Ward said transit is of particular importance to the state’s elderly population, individuals in need of health care, low-income families and college students, by providing an essential service that allows them to live independently. SMTS serves twenty counties and the need for transit service in the region is evident through the service SMTS provided with almost 350,000 individual rides in the last fiscal year.

In addition to providing a needed service, offering transportation options are vital to community growth. With the recent construction of a transit facility in Poplar Bluff, SMTS is able to provide more transit service options. SMTS is able to enhance its transportation services with greater fixed and deviated fixed route services. Additionally, SMTS has expanded its hours of service by offering transit from 6 a.m. to 6 p.m. SMTS is providing more options for transit service in Poplar Bluff which will help the community continue to grow.

Future areas of growth in transit service has come about with the recent completion of the four-lane project on Route 67, SMTS has identified the need for an inner-city bus service from Poplar Bluff to St. Louis along this corridor. Additionally, SMTS would like to establish a deviated fixed route

service in St. Francois County to provide greater coverage in the county and serve the Mineral Area College and Three Rivers Community College.

Mr. Ward expressed his appreciation to MoDOT for the great partnership and collaboration to ensure public transit is provided to enhance quality of life and economic development in southeast Missouri. Commissioner Miller thanked Mr. Ward for his presentation and noted that SMTS provides an invaluable service to the community and surrounding areas.

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PRESENTATION REGARDING BRIDGE REPLACEMENT ON HIGHWAY 41

Russell Lange, Tim Weekley, Ted Litton, and Scott Schustor, Cooper County residents, provided comments about the Central District's proposed bridge replacement on Highway 41 in Cooper County near Arrow Rock. The project as proposed involves closing Route 41 at the Lamine River, removing the existing bridge, and constructing a new bridge at the same location. The group of citizens asked the department to consider replacing the Route 41 bridge over the Lamine River in a location west of the existing bridge, as opposed to building the new bridge at the current location. The residents contend building the bridge along a new alignment will provide better sight distance, while allowing the community to avoid a three-month detour on a route they believe is unsafe and would increase response time for emergency vehicles.

Mr. Litton stated a solution is needed to solve a serious problem and does not think the department's proposal successfully addresses safety concerns dangerous curves and sight restrictions. Mr. Litton also voiced his concerns regarding the bridge closure and the proposed detour through town, which has a railroad crossing.

The department investigated all options for fixing this bridge and determined the most cost effective option is to replace the existing bridge with a new bridge in the same location. Sight distance and safety under the proposed project will be improved to standards significantly above the minimum

requirements. The increase in sight distance coupled with a new, wider bridge will dramatically improve safety for motorists. Building a bridge on new alignment would require acquisition of property and increase cost of construction.

Following discussion of the Highway 41 bridge replacement, Commissioner Carmichael directed department staff to meet with the planning partners and the affected communities about the impact of any change in the plan and to report back to the Commission the results of those discussions.

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STATE OF THE SOUTHEAST DISTRICT

Mark Shelton, Southeast District Engineer, described how transportation plays a vital role in the economy of southeast Missouri. He began with an overview of the Southeast District which includes twenty-five counties and a population of about 577,000. The district maintains 15,950 lane miles, and includes 5 river ports, numerous airports, at least three rural transit services, and two major rail lines.

Mr. Shelton described the diversity of businesses and the impact of transportation projects completed which support commerce in southeast Missouri. The economy in the eastern counties of the district is driven by agri-business, and the region is a leader in row crop production for rice, cotton, soybeans, and corn; and in livestock operations in the western counties. Mining and logging the vast natural resources are the leading industries in the northern counties. Throughout the district there are numerous manufacturers and industrial parks that produce a variety of goods that are distributed on the transportation system. Additionally, healthcare service is a major part of the economy for the region.

Smoother roads improve safety but additional steps need to be taken to make the roads more accessible to the public and the businesses that use them. One of the challenges for agri-business is bridge rail heights. Mr. Shelton provided an example of a bridge improvement on Route AE in Stoddard County where the new bridge was designed with a lower curb height so that farmers could get equipment safely across the bridge and back in the fields. Other safety improvements have encouraged

tourism in Ste. Genevieve County where shoulders were added to Route B making it safer for tourists to get to the local businesses. By adding shoulders to Highway 21 in Reynolds County log trucks can travel more safely to connect to Highway 60 to distribute the harvested hardwoods.

When delivering agricultural and manufactured goods along with natural resources to the world, a transportation network that connects roads to rails and rivers is essential. Mr. Shelton explained the Pemiscot County port has shipped about 1.2 million barrels of crude oil along the Mississippi River that was delivered to the port by rail. The New Madrid County port ships about 60 million bushels of rice each year that is delivered by truck from the fields. The intermodal connectivity supports southeast Missouri's economy.

Mr. Shelton explained how shortly after the completion of the project that four-laned the Highway 67 corridor, a new hospital complex was built in Poplar Bluff, and the St. Francis and Southeast Hospitals continue to grow and expand in Cape Girardeau. From providing healthcare to the distribution of goods, transportation plays a vital role throughout the Southeast District, and transportation improvements have been completed to further economic growth.

Mr. Shelton remarked, to accomplish these improvements has taken a lot of teamwork, and during an emergency teamwork gets tested. He concluded his presentation with an update on the Route M overpass in Scott County. The overpass collapsed following a train collision on May 25, Memorial Day Weekend. The collision occurred at 2 a.m. on Saturday, and by Sunday evening a majority of the clean-up of the trains and the collapsed structure was completed. Mr. Shelton recognized the following employees for their teamwork in addressing the emergency: Lawrence Schumer-Maintenance Superintendent, Steve Smith-Maintenance Supervisor, Ed Hess-Assistant District Maintenance Engineer, Tom Fellows-Maintenance Crew Leader, Michael Riley-Maintenance Crew Leader, and Tommy Woods-Senior Maintenance Worker. A contract to replace the bridge was awarded to Goodwin

Brothers Construction Company on July 1, 2013, and the overpass is expected to be reopened to traffic by August 31, 2013.

Commissioner Carmichael thanked Mr. Shelton and his team for the great job in handling the Memorial Day emergency.

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AN OVERVIEW OF MODOT'S ENVIRONMENTAL AND HISTORIC PRESERVATION PROGRAM

Kathy Harvey, State Design Engineer, gave an overview of the Environmental and Historic Preservation section of the Design Division. The department complies with environmental and cultural resource laws and regulations to protect Missouri's resources while designing, constructing, and maintaining Missouri's transportation system. Ms. Harvey explained all projects are reviewed for compliance with a myriad of environmental regulations, and MoDOT coordinates with state and federal regulatory agencies such as the Missouri Department of Natural Resources, the Missouri Department of Conservation, the U.S. Environmental Protection Agency, and the U.S. Fish and Wildlife Service. MoDOT's Environmental and Historic preservation staff includes expert biologists, archaeologists, wetland specialists, and historic preservation specialists to ensure all department activities preserve Missouri's abundant natural and cultural resources.

Ms. Harvey stated the National Environmental Policy Act (NEPA) is the "umbrella" policy for complying with numerous environmental laws and was passed in 1969 in response to increasing concerns about the environment. There are over 40 environmental laws, regulations, and executive orders that the department must comply with while maintaining and constructing Missouri's transportation system.

When building a road, on occasion a historic location will be impacted. The National Historic Preservation Act was passed in 1966; at that time, MoDOT included preservation of historical resources

in its transportation projects and contracted with state universities to provide this service. In 1977, the department hired its first archaeologist. By 1992, the department had several experts on staff in the historic preservation section. Ms. Harvey provided recent examples of archaeological digs that recovered artifacts discovered during a transportation project. The Callaway Farms Site was located on Route 94 in southern Callaway County and was impacted by the construction of a new bridge. The site was considered significant as it was one of the first sites in Missouri to clearly demonstrate the trend toward permanent villages. MoDOT archaeologists provided public tours during the last six weeks of the excavations. Approximately 3,500 people, mostly elementary students, attended the scheduled tours. Another site was found during the upgrading of U.S. Route 61, the Avenue of the Saints, in northeastern Missouri, which resulted in the largest archaeological data recovery in MoDOT's history. Over 1,000 features were excavated, 60,000 artifacts collected, and 55 sites examined. Ms. Harvey stated this project provided data regarding 10,000 years of human history and environmental changes in a 15-mile segment of the Mississippi River valley. These archeological digs not only provide an opportunity to educate people around the state, but preserves Missouri's history as the collections are stored in a curation facility in cooperation with the Department of Natural Resources.

The Design Division's mantra is to avoid, minimize, and mitigate, unfortunately there are times when the road needs to go through an area and the department will do what it can to mitigate its environmental impact. The historic preservation section has been innovative in its efforts to mitigate and Ms. Harvey provided an example of hiring the Iowa National Guard to transport a historic bridge by helicopter from Otter Creek south of Hamilton in Caldwell County to a city park in Polo where it now serves as part of a pedestrian trail across a pond. This effort allowed the department to replace the bridge and preserve a piece of history.

Ms. Harvey stated the Environmental Section began in 1992 to help the department do a more thorough job with NEPA compliance and resource conservation. The department's environmental

specialists review projects for their impacts to hazardous waste sites, wetlands and streams, endangered species, floodplains, parklands, and farmland. An example of work conducted by the environmental section involved the Eastern Hellbender, which is an endangered salamander that is found in fresh, flowing uncontaminated streams. The department learned of a large population of hellbenders during the design phase of a bridge replacement project on Route 17 in Pulaski County. The project site was one of the few places in the state where the hellbender is found. Because the salamanders are endangered, project leaders worked with the Missouri Department of Conservation (MDC) to put together a team to safely move and house the hellbender salamanders until project completion. MoDOT worked with MDC and the Missouri Department of Corrections to place large flat rocks in the river to re-create a suitable habitat and improve conditions for the returned hellbenders. Another example of working with endangered species occurred in March 2008, when an active bald eagle nest was discovered in proposed right of way for a project in Camden County. The department worked closely with the Federal Highway Administration, the US Fish and Wildlife Service, and MDC to remove the nest after the young eagles had left. The US Army Corps of Engineers-Wappapello Lake Project Office transported the nest and stored the nest for the Mingo National Wildlife Refuge and is now being used for educational purposes.

A successful example of wetland mitigation is a 200-acre wetland site located in Chillicothe. This wetland was built to offset and mitigate impacts for transportation project impacts across the northern part of Missouri. By consolidating the wetlands into one location MoDOT saved about \$2.5 million, accelerated several projects, and enhanced the environment. To date, MoDOT has over 900 acres of wetlands across the state.

Ms. Harvey concluded her presentation by highlighting the partnership with the Missouri Department of Conservation (MDC) in replenishing more than 2.5 million trees since 2007. As MoDOT builds transportation projects trees are cut down, and for years the department replaced trees by planting

them back in the right-of-way. Unfortunately, when the department would return to the project to make additional improvements, the trees would be cut back down. In 2007, MoDOT partnered with MDC to pay for them to grow and distribute seedlings to offset the department's environmental impact. These seedlings are handed out at schools, Arbor Day and Earth Day functions, provided to scout troops and youth groups.

Ms. Harvey remarked MoDOT has served as a national model for its work with hellbenders and the relocation of an eagle's nest from the right-of-way. Ms. Harvey further stated her staff has received a lot of recognition for wetland preservation and working with federal agencies to preserve natural resources and protect endangered species. MoDOT complies with a lot of laws and regulations to do the right thing and preserve and protect Missouri's natural and cultural resources for future generations.

Commissioner Carmichael thanked Ms. Harvey for her presentation and recognized the excellent work the Environmental and Historic Preservation section does to not only comply with the law but preserve the environment and history of this great state.

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MEDICAL PLAN FUNDING RECOMMENDATIONS FOR CALENDAR YEAR 2014

On behalf of the Director, Jeff Padgett, Risk and Benefits Management Director, shared the funding recommendations for the medical and life insurance plan. The recommendations are based upon projected funding necessary to provide medical and life insurance benefits to employees and retirees of MoDOT, the Missouri State Highway Patrol (MSHP), and the MoDOT and Patrol Employees' Retirement System (MPERS). The MoDOT and MSHP Medical and Life Insurance Plan board of trustees (Board) provides recommendations based upon an actuarial review. AON Hewitt Consulting conducts an actuarial review and analysis of medical plan funding on a semi-annual basis. Based upon the July 2, 2013 review, the Board made recommendations for plan funding for calendar year 2014. The recommendations are projected to maintain adequate funding for medical plan costs.

Mr. Padgett shared information on medical plan trend costs. The medical plan utilization trend for 2014 is projected to increase by seven percent, which compares favorably with the projected national average of eight to nine percent. Additionally, the plan's actual trend rate has been significantly lower over the past few years than what was projected. The employees continue to help manage costs by receiving the majority of services from participating providers as well as using generic drugs when possible.

Mr. Padgett recommended the Commission support the medical care plan as follows:

- Approve no increase in total medical care plan premiums for active employees and Medicare retirees for calendar year 2014.
- Decrease the employer contribution share for active employees in the “employee-only” rate category from 88 percent to 84 percent.
- Increase total premiums for non-Medicare retiree categories by approximately six percent. This is necessary to make these categories more self-sufficient, compared to the other plan rate categories.
- Increase the maximum out-of-pocket limitation to accommodate changes in calculation required by the Patient Protection and Affordable Care Act (ACA). Changing the annual out-of-pocket maximum as required by the ACA is projected to be actuarially neutral for both the Plan and participants and will result in the following:
 - Increase the out-of-pocket maximum from \$1,275 to \$1,600 for individual in network services, and from \$2,100 to \$2,425 for out of network services.
 - Increase the out-of-pocket maximum per family from \$3,825 to \$4,800 for in network services, and from \$6,300 to \$7,275 for out of network services.

After further discussion and consideration, and upon motion by Commissioner Suelthaus, seconded by Commissioner Smith, the Commission unanimously approved medical and life insurance plan recommendations as presented by Mr. Padgett.

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MEDICAL AND LIFE INSURANCE PLAN REAPPOINTMENT OF BOARD MEMBER

The Commission established and approved guidelines for a self-insured Medical and Life Insurance Plan for employees of the Department and the State Highway Patrol on November 9, 1977. The guidelines established a board of trustees to manage the operations of the Plan. Potential board members, and the board chairman, are recommended by either the Department Director or the State Highway Patrol Superintendent and are subject to Commission approval.

On behalf of the Director, Jeff Padgett, Risk and Benefits Management Director, recommended approval of the re-appointment of Retired Captain Burl “Chris” Baker as a Missouri State Highway Patrol retiree representative for a term ending December 2016 or until a successor is named. Mr. Baker has served as a retiree representative since December 2010, and has been recommended by Colonel Ron Replogle, Superintendent of the Missouri State Highway Patrol. Via approval of the consent agenda, the Commission unanimously approved the re-appointment of Retired Captain Burl “Chris” Baker as a Missouri State Highway Patrol retiree representative for a term ending December 2016 or until a successor is named.

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**THE TREMONT SQUARE TRANSPORTATION DEVELOPMENT DISTRICT,
CONSIDERATION OF THE PROJECT AND APPOINTMENT OF AN ADVISOR**

On behalf of the Director, Dan Niec, Kansas City District Engineer, advised the Commission that in response to a petition filed on October 10, 2012, with the Circuit Court of Platte County by TUF Flight Industries, Tremont Square, LLC, and Patrick and Judith Kelly; the court established the Tremont

Square Transportation Development District (TDD) as a political subdivision on January 11, 2013. The proposed project includes the widening of Route 45 (64th Street) to construct an eastbound right turn lane and an eastbound acceleration lane at the entrance of Tremont Square's property located between North Cosby Avenue and North Chatham Avenue; construction of a new Prairie View Road alignment south of the Route 45 (64th Street) interchange; construct a roundabout to connect Prairie View Road, North Chatham Avenue and Northwest 62nd Terrace; and construct a new detention basin. Route 45 is part of the state highways and transportation system and, therefore, under the jurisdiction of the Commission. The Commission does not own any real property and no state roadway is located within the TDD boundaries.

In keeping with Sections 238.220.4 and 238.225.1, RSMo, the Commission via approval of the consent agenda, (1) appointed the Kansas City District Engineer, or his designee, as the Commission advisor to the Tremont Square TDD board of directors, and (2) found the upgrades to the area noted above, to be a necessary and desirable extension of the state highways and transportation system, subject to the TDD making any revisions on 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. In keeping with the Commission's Delegation of Authority to Execute Documents Policy, the Director, Chief Engineer, Chief Financial Officer, Assistant Chief Engineer, or respective business unit director may execute the related agreements.

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CONSIDERATION OF BIDS FOR ROADWAY IMPROVEMENTS

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.

Ms. Harvey recommended award of contracts to the lowest responsive bidders for bids received at the July 26, 2013, letting, as recommended and noted in Table I below.

**Table I
Award of Contracts
July 26, 2013, Bid Opening**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
A01	I-29	Andrew	J1I2156	\$4,545,831.40	\$0.00	APAC-Missouri, Inc.	Replace Bridge Deck on Two Bridges
	I-35	Clinton	J1I2158				
C01	45	Platte	J4P3034	\$84,573.50	\$34,450.00	Musselman and Hall Contractors, LLC	Driveway Improvements
F01	Various	St. Louis	J6S3017	\$545,860.00	\$0.00	Gerstner Electric, Inc.	Add Vehicle Detection to Various Signal Locations
			TOTAL:	\$5,176,264.90	\$34,450.00		

Commission Consideration and Action

After consideration, and upon motion by Commissioner Martin, seconded by Commissioner Suelthaus, the Commission took the following action with the abstentions noted below:

1. Awarded contracts to the lowest responsive bidders for bids received on the July 26, 2013, bid opening, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. Authorized the Director, Chief Engineer, or Chief Financial Officer to execute the contracts awarded above.

Commissioner Miller abstained from voting on Call C01.

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**2014 – 2018 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM,
2014 AMENDMENT**

On behalf of the Director, Ed Hassinger, Chief Engineer, recommended addition of one project to the 2014-2018 Statewide Transportation Improvement Program (STIP) that was approved in July 2013, as noted in the tabulation below.

**2014 – 2018 STIP
Highway and Bridge Construction Schedule
August Amendments
Project Added**

District County Job No.	Description of Improvement/Location	Tentative Award State Fiscal Year and Change by Type	Change in Construction and Right of Way Funds (Dollars in Thousands)	Change in Engineering Funds (Dollars in Thousands)
NE Montgomery	Grading and paving to add truck-only parking at westbound rest area near Mineola.	2014 CN	\$1,172	\$88
		TOTAL:	\$1,172	\$88

Via approval of the consent agenda, the Commission unanimously approved the amendment to the 2014 – 2018 STIP as noted in the tabulations above.

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REPORT AND RECOMMENDATION REGARDING THE FAIRFAX AND PLATTE PURCHASE BRIDGES ROUTE US 69, INCLUDING AUTHORITY FOR DESIGN-BUILD DELEGATION OF AUTHORITY

The Fairfax Bridge (southbound) and Platte Purchase Bridge (northbound) carry U.S. 69 across the Missouri River, the Union Pacific Railroad and two levee systems. Approximately 15,000 vehicles cross the bridges daily from Riverside, Missouri to the Fairfax Industrial District in Kansas. The Fairfax Bridge was constructed in 1935 and the Platte Purchase Bridge in 1957. The age and condition of both bridges create an on-going need for costly maintenance and scheduled repairs, particularly for the Fairfax Bridge which is considered to be near the end of its useful service life. The Design-Build contract will replace and remove the existing bridges.

Design-Build is a technique that allows the design and construction of a project to occur simultaneously. The process saves time and money by using efficiencies and innovation and provides the ability for the Design-Build Contractor Team to have flexibility and the opportunity for creative solutions. The Fairfax and Platte Purchase Bridges procurement process will begin in fall 2013.

On behalf of the Director, Dan Niec, Kansas City District Engineer, recommended the Commission:

- (1) Approve Fairfax and Platte Purchase Bridges project as a design-build project
- (2) Delegate authority to the Chief Engineer or his designee to approve and execute documents and expend funds on behalf of the Missouri Highways and Transportation Commission for the following items on the Fairfax and Platte Purchase Bridges Design-Build Project:
- **Escrow of Bid Documents** –delegate authority to execute agreements, affidavits, and related documents and expend funds for costs associated with the escrow of bid documents on the project.
 - **Agreements** –delegate authority to execute agreements with local governments including other entities for cost-share, enhancements, use of property, environmental mitigations, utilities, etc. on the project, subject to approval as to form by Chief Counsels Office (CCO) and Commission Secretary (CS) attestation.
 - **Railroad Agreements** –delegate authority to execute agreements pertaining to railroads, subject to approval as to form by CCO and CS attestation.
 - **Construction Change Orders** - delegate authority to approve construction change orders on the project.
 - **Consultant Engineering Services** – delegate authority to execute contracts for engineering services needed subject to approval as to form by CCO and CS attestation and in keeping with the Brooks Act, 40 USC 1101 et seq. and 23 CFR 172.5 as well as Section 8.285 RSMo.
 - **Other** – delegate authority to expend funds for the project, as well as approve, execute, sign and seal project specific documents.
 - **Design Exceptions** – delegate authority to sign design exceptions specific to the design of the project currently delegated to the State Design Engineer and the State Bridge Engineer, subject to consultation with the department’s technical experts.
- (3) Note any change that the Commission delegates to the Chief Engineer or his designee will not exceed the cap of 2% over the project cost or those changes will be taken back to the Commission.

Via approval of the consent agenda, the Commission unanimously approved the delegation of authority as recommended and noted above.

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REQUEST FOR APPROVAL OF LOCATION AND/OR DESIGN OF HIGHWAYS

**Route I-35, Clay County
1.1 miles south of Route 92
Job No. J4I2006B
Public Hearing Held April 25, 2013
On-Line Public Meeting April 25-May 10, 2013**

The project will provide a new interchange on Route I-35. The new interchange will connect 19th street in the City of Kearney with Route I-35. The project will have controlled access right of way. Traffic will be maintained on the existing facility for the majority of the project. The project length is six miles.

On behalf of the Director, Dan Niec, Kansas City District Engineer, recommended approval of the location and design as presented at the public hearing.

**Route 19, Gasconade County
from Krausetown Road to Park Hills Drive in the City of Owensville
Job No. J5P3006
Public Hearing Held May 16, 2013
On-Line Public Meeting May 16-May 24, 2013**

The proposed improvement provides pavement improvements and a new continuous center left turn lane. The new pavement will have two 12 foot lanes, a 12 foot center left-turn lane and four foot shoulders. The project will have normal access right of way. Route 19 will be open to traffic during construction. The project length will be 0.5 mile.

On behalf of the Director, Dave Silvester, Central District Engineer, recommended approval of the location and design of the proposed plans as presented at the public meeting with a modification of the required right of way width for a portion of the project. The required right of way was reduced to minimize impacts to some properties.

**Route CC, J, and NN, Christian County
from Main Street in Nixa to Pheasant Road in Ozark
Job No. J8S0736
Public Hearing Held March 31, 2011 and
October 18, 2012
On-Line Public Hearing October 18-October 29, 2012**

The project provides for pavement improvements with a continuous center left turn lane, adding traffic signals, curb and gutter, pedestrian sidewalks and converting the existing diamond interchange to a diverging diamond. The lane widths will be 12 feet. The project will have controlled access right of way. Construction will be completed under traffic and at times will

require one-lane traffic with flaggers present. A weekend closure will be necessary for the conversion of the existing diamond interchange to the new diverging diamond interchange. The project length is 6.1 miles.

On behalf of the Director, Becky Baltz, Southwest District Engineer, recommended approval of the location and design as presented at the public hearing.

After full consideration of the favorable and adverse economic, social and environmental effects of the recommended designs, the Commission via approval of the Consent Agenda unanimously found and determined the recommended locations and designs would best serve the interest of the public and approved the recommendation.

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-- REPORTS --

The Commission received the following written reports.

A BOLDER FIVE-YEAR DIRECTION REPORT

Dave Nichols, Director, provided to the Commission the monthly update of the Bolder Five-Year Direction. On June 8, 2011, the Commission approved the Bolder Five-Year Direction which will reduce staff by nearly 1,200 employees, close 131 facilities, and reduce MoDOT's fleet by more than 740 units.

As of June 30, 2013, MoDOT has vacated 123 facilities. Of that total, 87 facilities have been conveyed, which includes the termination of five leases and the establishment of long-term leases with other parties for five facilities that MoDOT previously occupied. The department is successfully operating in a seven-district configuration, has a significant presence in every county in the state, and has put the right people in the right jobs. As of June 30, 2013, the department realized a total savings of \$386 million.

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**FINANCIAL – BUDGET – REPORTS
YEAR-TO-DATE FINANCIAL REPORT, PERIOD ENDING JUNE 30, 2013**

Brenda Morris, Financial Services Director, provided to the Commission the financial report for fiscal year-to-date ended June 30, 2013, with budget and prior year comparisons.

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CONSULTANT SERVICES CONTRACT REPORT

Kathy Harvey, State Design Engineer, provided to the Commission the report of consultant contracts executed in the month of June 2013, for both engineering and non-engineering related projects. The department utilizes consultants to efficiently manage workload and provide specialized expertise to supplement and support department staff. Expenditures for consultant services are funded from the

Commission approved Statewide Transportation Improvement Program and MoDOT Operating Budget. Seven engineering consultant services contracts were executed in June 2013, for a total cost of \$2,236,813. Two non-engineering consultant contracts were executed in June 2013, for a total cost of \$21,994.

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

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The Mission of the Missouri Highways and Transportation Commission is to:

- Represent the citizens of Missouri pursuant to the Constitution by providing independent and nonpartisan governance of the Missouri Department of Transportation; and
- Establish policies, exercise oversight, and ensure accountability in developing and maintaining a world class transportation system in Missouri which fosters safety and economic development.

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