



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

TABLE OF CONTENTS

April 1, 2020

VOTE TO CLOSE MEETING 4

COMMISSION/DIRECTOR ITEMS

Approval of Minutes 5

Consent Agenda 5

Commission Committees and Commission Related Boards 6

Director’s Report 7

MODOT PRESENTATIONS

COVID-19 Pandemic Response 11

Consideration of Proposals for the I-70 Truck Climbing Lanes at Mineola Hill

Design-Build Project, Montgomery County 13

Governor’s Transportation Cost Share Program 15

RESOLUTIONS

Resolution Expressing Appreciation to Michael B. Pace for Outstanding Service

on the Missouri Highways and Transportation Commission 17

Resolution Expressing Appreciation to Lisa LeMaster for Outstanding Service

to the State of Missouri 18

Resolution Expressing Appreciation to John Cauwenbergh for Outstanding Service

to the State of Missouri 19

BUSINESS ISSUES

Fiscal Year 2020 Budget Amendment 20

STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM (STIP)

Consideration of Bids for Transportation Improvements 21

Approval of Plans for Condemnation 25

REPORTS

Medical and Life Insurance Plan: Missouri Department of Transportation

and Missouri State Highway Patrol Medical and Life Insurance Plan Report 27

MoDOT Briefing Report 27

Missouri Department of Transportation Financial Report – Fiscal Year 2020, Year-to-Date,

Period Ending February 29, 2020 28

Consultant Services Contract Report 28

**MINUTES OF THE REGULARLY SCHEDULED
HIGHWAYS AND TRANSPORTATION COMMISSION MEETING
HELD VIA VIDEO CONFERENCE AND IN JEFFERSON CITY, MISSOURI,
WEDNESDAY, APRIL 1, 2020**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Wednesday, April 1, 2020, via video conference and at Missouri Department of Transportation, 105 W. Capitol Ave, Jefferson City, Missouri. John W. Briscoe, Chair, called the meeting to order at 2:30 p.m. The following Commissioners were present via video conference: Gregg C. Smith, Michael T. Waters, Jr., Terry L. Ecker, and Robert G. Brinkmann, P.E. Commissioner Pace tendered his letter of resignation to Governor Parson stating his resignation would be effective on March 6, 2020; at the time of the April 1, 2020 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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Patrick McKenna, 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, 2020.

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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.

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 Briscoe, Aye
Commissioner Waters, Aye
Commissioner Smith, Aye
Commissioner Ecker, Aye
Commissioner Brinkmann, Aye

The Commission met in closed session on Wednesday, April 1, 2020, at 9:30 a.m. and adjourned at 11:30 a.m.

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-- OPEN MEETING --

COMMISSION/DIRECTOR ITEMS

APPROVAL OF MINUTES

Upon motion by Commissioner Waters, seconded by Commissioner Smith, the Commission unanimously approved the minutes of the regular meeting held on March 4, 2020. 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 April 1, 2020, Consent Agenda

No items were removed from the consent agenda. Upon motion by Commissioner Smith, seconded by Commissioner Ecker, 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. The following committee and board reports were made during the April 1, 2020, meeting.

Audit Committee – Commissioner Waters reported the Audit Committee met today and reviewed and accepted two internal audit reports. One report was regarding the review of Central District Operations, and the other regarding the review of district highway safety plans. He also noted the Audits and Investigations Division began the annual risk assessment process in February. The process aids in formulating the fiscal year 2021 internal audit plan which will be presented for approval to the Audit Committee during the next meeting in June. Also, as part of the meeting in June, the Audit Committee will meet with the external auditors regarding MoDOT's upcoming fiscal year 2020 financial statement audit.

Legislative Committee – With the continued nationwide threat of COVID-19, the leaders of both the Missouri House and Senate are taking precautions to lessen the possible impacts the virus could have on the operations of the General Assembly. By doing so, legislative leaders have prioritized the passage of the state's fiscal year 2021 budget as its number one legislative agenda item and responsibility for the remainder of this session. Elected officials have concentrated their efforts toward completing their one Constitutional requirement for passing a budget despite an awkward expanded Spring recess.

Once they have completed their passage of a budget, along with the possibility of a handful of other legislative priorities, the legislature is seriously contemplating early adjournment for this session. One of these proposals includes expanding Missouri's Health Care Provider Federal Reimbursement Allowance program which could allow Missouri to receive additional federal dollars and another priority proposal would be passage of a Prescription Drug Monitoring Program for tracking individual prescription

drug usage. The dynamics of session continue to be in a state of flux at this time and there will be more to report at the next commission meeting in May.

Missouri Transportation Finance Corporation (MTFC) – Commissioner Smith stated there was no report this month. The next meeting will be in May.

MoDOT and Patrol Employees' Retirement System (MPERS) – Commissioner Briscoe reported with Commissioner Pace's seat vacant, there was a vacancy on the MPERS board. The Commission held an electronic ballot meeting and elected Commissioner Brinkmann on March 23, 2020, to fill the MPERS board position. No MPERS board meetings have been held since the February 28 meeting. There is an investment committee meeting scheduled for teleconference on April 8. The next full board meeting is scheduled for April 24.

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DIRECTOR'S REPORT

During the April 1, 2020, Commission meeting, Director Patrick McKenna provided the following report:

COVID-19 Response – As an agency, MoDOT routine includes preparation for emergency events, be it the rhythm of winter operations, flooding, tornados, planning for earthquakes, or even the random and frequent incident response on state roadways – continuity of operations during events not in our control is part of our business. Back in February, which seems like a long time ago, when there were signs that COVID-19 was moving from isolation to outbreak across international boundaries, Director McKenna asked the executive team to take the Continuity of Operations plan, specifically the preparedness for a pandemic, and update for a COVID-19 outbreak in Missouri – looking at the department's operational plans and readiness to implement. Specifically, the team reopened the COOP Pandemic Flu Plan and broadened the scope of the plan to a Pandemic Disease Response Plan. Chief Safety and Operations Officer and Incident Commander Becky Allmeroth provided a presentation later in the meeting, but Director McKenna commended department employees who have continued to serve the people of Missouri during trying times. This is an extraordinary team of public servants at MoDOT, and the department's response to date to COVID-19 is another example that the strength of MoDOT is the dedication and skill of its people.

Director McKenna further provided an update on external actions regarding travel on Missouri highways. Missouri interstates, roads, and bridges remain open to travel. However, when and where possible, individuals have been asked to limit travel to avoid the spread of the COVID-19 virus. In

addition, some Missouri communities have shelter-in-place guidelines that should be followed. MoDOT is making every effort to keep the state's interstate highway rest areas open to the traveling public and commercial motor carriers in light of the coronavirus (COVID-19). MoDOT is also cleaning and disinfecting the rest areas on a more frequent basis.

The pandemic has impacted customer service. MoDOT facilities are closed to the public through April 6, 2020. The department is keeping lines of communication open with the public through the website and customer service centers. All in-person public hearings, information meetings, and stakeholder meetings are postponed, or will be conducted online – with associated hard-copy information available at MoDOT district offices. Traveler related information can be found using the interactive [Traveler Information Map](#) and via the [Traveler Information Mobile App](#).

During this emergency time, the movement of goods is critically important. The department has been working with Governor Parson's office, federal agencies, and partners in the motor carrier and agricultural industries to enable emergency flow of goods, including:

- Relaxing the hours of operation for motor carriers to give them more flexibility in transporting goods;
- Easing restrictions to allow for heavier-than-normal truckloads of supplies and equipment to travel on all Missouri highways, including interstates. This includes shipments of livestock and poultry; and
- Suspending all Missouri International Registration Plan and International Fuel Tax Agreement trip and fuel permit requirements, including fees, for vehicles not currently registered for interstate travel in Missouri.
- In addition, the Missouri Department of Revenue has implemented a 60-day extension of driving privileges. This extension applies to individuals with commercial drivers' or non-commercial drivers' license expiration dates of March 1, 2020, through April 30, 2020. For example, an individual with a CDL expiring March 1, 2020, will have until May 1, 2020, to complete the required license renewal in their local license office.
- The Missouri Department of Revenue also implemented an extension of CDL medical certificates. This extension applies to individuals holding a CDL or commercial learners permit with a current medical certificate that has been issued for a period of 90 days or more and has an expiration date of March 1, 2020, through April 30, 2020. These individuals have been granted an extension of their medical certification until June 30, 2020. This relief will give Missouri's commercial drivers

additional time to complete the required medical exam and to submit an updated medical certificate to their local license office so that their Missouri driver record can be updated.

The virus has impacted MoDOT's program delivery and maintenance operations. MoDOT is a provider of critical services to the public and as such there are plans to continue operations. The department is keeping vital transportation projects and essential state highway maintenance operations moving.

At this time, the department continues the design and construction of the state's road and bridge projects. That means the vital projects made possible by the governor's Focus on Bridges program will continue. The general revenue-funded cost-share program project contracts for construction will not begin prior to July 1 to help with the close out of the state's fiscal year 2020 budget. The construction projects included in the five-year transportation program will also continue for now as we continue to work with the contracting industry through workforce and supply chain availability.

The department remains in close contact with contracting and consulting partners to provide assurance that payments will not be affected and that MoDOT will work with partners on specific issues, such as workforce availability, to ensure projects continue to move forward. To reduce personal contact as outlined by Center for Disease Control (CDC) and Department of Health and Senior Services (DHSS) guidelines, MoDOT will conduct all pre-bid and pre-construction meetings virtually (video or teleconference) until further notice. MoDOT staff will coordinate with industry on the details of these meetings as needed. Contract inspection and administration and consultant and professional services activities will move forward, but will be conducted virtually or adhere to social distancing guidelines for interactions. In addition, in an effort to save taxpayer dollars and adjust to workplace supply, the department is working with contractors to give them greater flexibility in delivering projects given the decrease in traffic volumes statewide.

At the national level, the Director reported how MoDOT is working with AASHTO and MAASTO to bring to realization the needs of state Departments of Transportation with declining transportation revenues. The most recent stimulus package included critical investments in transportation for airlines, airports, and transit providers; all Departments of Transportation are hoping the next round will contain funding to stabilize departments and operating functions to keep essential services and projects flowing. This could take the form of a reauthorization of surface transportation or could be a more targeted package. In all cases, the need to provide temporary relief of federal match requirements should be considered.

The department is continuing to review finances and planning for the future. It is currently developing scenarios that reflect planning and budget impacts due to pending reductions in revenue from lower

economic activity and travel. The department is updating traffic data counts daily and will continue to work with the Commission to moderate and mitigate the impacts as best it can.

Director McKenna noted his appreciation for the astounding level of response from employees and partners. The dedication, professionalism, and tireless efforts of MoDOT’s employees is not surprising. MoDOT’s employees are known for their stellar response to emergency situations. Futhermore, he stated he was proud of MoDOT’s emergency response efforts to date and the work to keep people and goods moving safely and efficiently. He thanked team MoDOT for their incredible response to combatting this pandemic, while maintaining a high level of customer service amidst very stressful and challenging conditions.

General Aviation Appreciation Month – Director McKenna reported Governor Parson designated April as General Aviation Appreciation Month. Missouri has 121 public-use general aviation airports, serving 9,284 pilots and 3,847 general aviation aircraft. General aviation generates \$857 million in economic activity each year, while supporting more than 100,000 jobs.

NAPA Pavement Awards – Recently, several MoDOT projects and their contractors were recognized by the National Asphalt Pavement Association (NAPA) for quality construction. Delta Companies of Cape Girardeau and Springfield, Capital Paving & Construction of Columbia, N.B. West Contracting of St. Louis, Pace Construction of St. Louis, and Superior Bowen of Kansas City were honored for nine MoDOT projects. This is yet another example of the excellent partners in the contracting industry in the state.

Work Zone Awareness Week – Director McKenna reminded everyone that April 20-24 is National Work Zone Awareness Week. Last year, 18 people were killed in work zone crashes in Missouri. This year, the Work Zone Awareness key external message is “Buckle Up Phone Down.” These are two important actions drivers can take to protect both workers in work zones, and themselves. In addition to the BUPD messaging, MoDOT is developing and testing new MoDOT innovations to make work zones a safer place for employees and Missouri travelers. These innovations include the automated TMA (truck-mounted attenuator) and automated flagger assistance devices. MoDOT will also introduce predictive analytics in the I-270 North project, making MoDOT the first DOT in the country to use this tool in a work zone. Predictive analytics can be summed up as using real-time and historical data to predict certain occurrences, such as the likelihood of a crash in a certain location at a certain time.

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MODOT PRESENTATIONS

COVID-19 PANDEMIC RESPONSE

On behalf of the Director, Becky Allmeroth, Chief Safety and Operations Officer, presented the department response in dealing with and responding to a rapidly spreading corona virus called COVID-19. In February 2020 the department began to review and refresh its Continuity of Operations Plan (COOP) as COVID-19 was infecting and killing many people. In early March 2020, the department had a planned drill for a pandemic flu event to give the department's emergency management response an opportunity to practice and prepare for a pandemic event. That drill quickly became a real event that the world continues to confront today. On March 7, 2020 the first case of COVID-19 was reported in Missouri. On March 10, 2020 the World Health Organization determined the COVID-19 virus is a pandemic. On March 13, 2020 the President of the United States, Donald Trump, declared a national emergency due to the COVID-19 virus, that same day Governor Mike Parson declared a state of emergency for Missouri. The department has put the Continuity of Operations Plan in place and fully activated the Pandemic Response Team and Incident Management Structure to provide a consistent management structure and ensure a safe, coordinated response during this event. Ms. Allmeroth reviewed with the Commission the fairly new unit at MoDOT that was implemented with the Director's leadership, Safety and Emergency Management, led by Chris Engelbrecht as the Assistant to the Chief Safety and Operations Officer, along with Michael White serving as the Emergency Management Coordinator.

Ms. Allmeroth reported MoDOT is coordinating its response with the Governor's Office, Office of Administration (OA), and Department of Health and Senior Services (DHSS). The department is working to be consistent with other state agencies when it comes to the availability of leave for employees to ensure all state employees are afforded the same opportunity to care for themselves and their families. The department participates in daily deputy calls with the Governor's office who is coordinating the statewide response for all agencies. MoDOT already had telework guidance in place and was able to share

that with other state agencies so that they can establish a consistent policy. The department provides a daily team health report to the Office of Administration on the number of employees who are teleworking, working on location at a state facility, or on leave. In the spirit of cooperation, MoDOT warehouse facilities are being used around the state to assist with the receipt and distribution of personal protective equipment (PPE) that the state purchased and is distributing where needed. MoDOT is also providing staff to help other state agencies including the DHSS and Department of Labor and Industrial Relations who are experiencing extremely high call volumes during the pandemic.

The work that MoDOT employees conduct is considered essential to keep the transportation system safe and operating. The presentation explained the steps that have been taken by MoDOT to protect employees and the traveling public during this crisis while maintaining its responsibility to design, build, operate, and maintain the state's transportation system. Guidance from DHSS and the Center for Disease Control (CDC) has been issued to assist employees regarding the virus including washing your hands frequently and social distancing. MoDOT has strongly encouraged the use of teleworking, flexible work schedules, and possible temporary reassignments of work locations for employees who have the ability to effectively carry out their duties from home. Those who work at MoDOT facilities have closed any unused space, such as meeting rooms and empty offices, to reduce the areas that require daily cleaning and have propped open internal doors to reduce personal contact.

MoDOT's primary responsibility, as reflected in its mission statement, is to provide a world-class transportation system that is safe, innovative, reliable and dedicated to a prosperous Missouri. Employees in the field are on duty to provide the critical maintenance and construction activities that safely keep travelers and goods moving. Employees will perform those responsibilities in the safest manner possible while following the DHSS guidelines to the best of their ability. Shifts are being staggered to reduce the number of people reporting to work at the same time and increasing social distance. Employees are being encouraged not to share tools, and to wipe down the equipment they are using. The number of employees

allowed in a vehicle has been reduced to increase social distance. Construction and design activities will continue, and the department expects contractors and consultants to stress the same safety guidelines with their employees as those being followed by MoDOT employees.

Communication has been essential throughout this pandemic. The department communicates with its employees through a COVID-19 SharePoint site that includes all information that has been disseminated regarding the virus. This includes announcements from the Governor's office, emails from the Director, and guidance from DHSS. The department has also established a website for citizens to refer to when looking for the steps being taken by the department to address COVID-19. Currently, all state roads are open to the traveling public and rest areas are open and being cleaned more frequently. The department has been communicating with the design and construction industry by establishing a website for business partners. This website includes correspondence and guidance as well as contact information should the business partner have questions.

Chairman Briscoe thanked Ms. Allmeroth for her presentation and her leadership during this time of crisis. He expressed his appreciation for the department's ability to continue to lead the way during this difficult time.

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CONSIDERATION OF PROPOSALS FOR THE I-70 TRUCK CLIMBING LANES AT MINEOLA HILL DESIGN-BUILD PROJECT, MONTGOMERY COUNTY

On behalf of the Director, Ed Hassinger, Deputy Director/Chief Engineer, and Brandi Baldwin, Project Director, described the I-70 Truck Climbing Lanes at Mineola Hill design-build project that will add truck climbing lanes for both East and West bound traffic on I-70 at Mineola Hill, as well as replace three bridges/structures in the Loutre River Bottom.

Project Goals

The goals of the design-build project are to optimize traffic flow and safety within the project limits during and after construction; use the available resources wisely to improve safety, reliability, and long-term performance of the assets within the project limits; and meet or beat the construction completion date of November 30, 2021.

MoDOT's External Civil Rights Division established a ten percent disadvantaged business enterprise goal for construction work and a fourteen percent disadvantaged business enterprise goal for professional services for the project. The best value proposer will be required to meet federal workforce goals per trade of 11.4 percent minority and 6.9 percent female.

Procurement Process

By Commission action on September 6, 2019, the Commission approved the use of design-build for the I-70 Truck Climbing Lanes at Mineola Hill Design-Build Project. Since then, MoDOT's design-build team has been working through the procurement process. Three teams were prequalified on December 10, 2019 to compete for the contract. The Request for Proposals was issued January 6, 2020. The MoDOT Design-Build team held four confidential discussions with each team to discuss their proposal ideas. Final proposals were submitted by the teams on March 13, 2020. The MoDOT design-build team reviewed and evaluated the proposals. The three teams that submitted proposals include:

- Emery Sapp & Sons with Bartlett and West
- Wilson & Company with RBE
- KCI with Jacobs Engineering

Evaluation

The items that were evaluated by the MoDOT design-build team included: project definition (45 points), maintenance of traffic and mobility (25 points), safety (20 points), and schedule (10 points) for a

total of 100 points available. Ms. Baldwin provided a summary of the proposals submitted by each team and the total points awarded to each team as outlined below.

- The ESS Team 87.3 points
- Radmacher-Wilson 77.8 points
- The KCI Team 76.1 points

Commission Consideration and Action

Ms. Baldwin recommended the ESS Team as the best value proposer. Their proposal included:

- Climbing lanes that are 11.5-inch-thick and begin before traffic slows for the climb
- One, six-foot by five-foot, concrete culvert replacing the overflow structures
- A 595-foot-long eastbound Loutre River Bridge that matches the new westbound bridge length
- Innovative pavement markings to improve wet pavement conditions
- LED truck entering signs at both truck parking
- Completing climbing lanes and overflow structures in 2020
- Improved clear zone at rock cut to thirty feet

Chairman Briscoe thanked Ms. Baldwin for her presentation and the MoDOT design-build team for their work on this project to date.

After consideration, Commissioner Waters moved that the Commission adopt staff recommendations to approve the Emery Sapp and Sons design-build team for submitting the best value proposal for the I-70 Truck Climbing Lanes at Mineola Hill design-build project; authorize the director, deputy director/chief engineer, or their designee to negotiate and execute a contract with the Emery Sapp and Sons design-build team subject to approval as to form by the Chief Counsel's Office; and authorize payment of the agreed stipend to the two unsuccessful proposing teams. This motion was seconded by Commissioner Smith. The Commission unanimously approved the motion.

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GOVERNOR'S TRANSPORTATION COST SHARE PROGRAM

On behalf of the Director, Ed Hassinger, Chief Engineer, reminded the Commission about the General Assembly's action that appropriated \$50 million of General Revenue funds in Fiscal Year 2020 for MoDOT to work collaboratively with the Department of Economic Development (DED) to create a

new transportation cost-share program focusing on projects that create an economic benefit. This program is separate from the Commission's Cost Share program. The purpose of the Governor's Transportation Cost Share Program is to build partnerships with local communities to pool efforts and resources to deliver road and bridge projects. The Cost Share Committee works cooperatively with DED to review applications and select projects with the greatest economic benefit to the state. The Cost Share Committee consists of the Deputy Director/Chief Engineer, Chief Financial Officer, Assistant Chief Engineer, and two members selected by MoDOT's Director. Those two members currently include the Chief Administrative Officer and the Governmental Relations Director. The selected projects are then recommended for approval by the Missouri Highways and Transportation Commission. Mr. Hassinger also reminded the Commission of the action they took on January 8, 2020, that included approval of nineteen applications for \$47.9 million of the Governor's Transportation Cost Share program. Following that meeting, the Commission issued a letter to the department on February 14, 2020, requesting the Cost Share Committee initiate a process to review the applications received to determine if any other applicants may be able to modify the scope of their project to fit within the fiscal constraints of the available balance of the program.

Mr. Hassinger recommended approval of the award of \$2,050,000 in General Revenue funds under the Governor's Transportation Cost Share Program to the project submitted by the Cost Share Committee from their March 12, 2020, meeting. The Governor's Office and DED support the recommendation. Following discussion, and upon motion by Commissioner Waters, seconded by Commissioner Brinkmann, the Commission unanimously approved the award of \$2,050,000 in General Revenue funds for the Governor's Transportation Cost Share Program, as noted in the table below, and authorized staff to request from the General Assembly any funds not spent in state fiscal year 2020 to be available in state fiscal year 2021.

Governor's Transportation Cost Share Program Award of Funding		
Project Sponsor	Project Description	Recommended Funding
City of Sikeston	Route 60 and Ingram Road Overpass and Outer Road Improvements	\$2,050,000
	Total Funds Recommended	\$2,050,000

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RESOLUTIONS

RESOLUTION EXPRESSING APPRECIATION TO MICHAEL B. PACE FOR OUTSTANDING SERVICE ON THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION

Via approval of the consent agenda, the Commission unanimously approved the following resolution:

WHEREAS, Michael B. Pace was appointed to the Missouri Highways and Transportation Commission by Governor Jeremiah (Jay) Nixon on January 6, 2015. Commissioner Pace served five years that ended with his resignation effective March 6, 2020; and

WHEREAS, Commissioner Pace brought to the Commission a distinguished background of public service which provided him with a unique knowledge of highway and transportation issues, astute understanding of public safety, and respect for the perspectives and input of Missouri's diverse populace; and

WHEREAS, Commissioner Pace's expertise in the development of sound public policy, coupled with his humility in resolving complex civic challenges, gained his well-deserved recognition as a respected public servant and esteemed statesman; and

WHEREAS, Commissioner Pace performed his duties with extraordinary professionalism, integrity, dignity, and the desire for his actions to reflect the best interest of all Missourians; and

WHEREAS, Commissioner Pace served two terms as Chairman from March 2017 through March 2018 and again from March 2019 through March 2020. He also served two terms as Vice-Chairman from March 2016 through March 2017 and again from March 2018 through March 2019; and

WHEREAS, in his service to the Commission and the department, Commissioner Pace was a passionate safety advocate. His unwavering commitment to safety and employees' well-being was demonstrated when he suggested the department take one day to reinforce safety at work; as a result, the department organized its first Stand Up for Safety Day that is now an annual statewide event for employees. His compassion for the traveling public is evidenced through his consistent promotion of safety belt use and encouraging the department's efforts to reduce distracted driving through his support of the Buckle Up Phone Down campaign; and

WHEREAS, Commissioner Pace’s interest and concern for others endeared him to fellow members of the Missouri Highways and Transportation Commission and department staff.

NOW, THEREFORE, BE IT RESOLVED that the Missouri Highways and Transportation Commission does hereby publicly express its appreciation and gratitude to Commissioner Pace for the public service he has performed for the citizens of Missouri and extends to him best wishes in his future endeavors.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Commissioner Pace so he will know of the high esteem in which he is held by the members of the Missouri Highways and Transportation Commission and Missouri Department of Transportation.

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RESOLUTION EXPRESSING APPRECIATION TO LISA LEMASTER FOR OUTSTANDING SERVICE TO THE STATE OF MISSOURI

Via approval of the consent agenda, the Commission unanimously approved the following resolution:

WHEREAS, Lisa LeMaster began her distinguished career with the Missouri Department of Transportation on October 1, 1995, and will be retiring on May 1, 2020, after twenty-three years of service to the State of Missouri; and

WHEREAS, Lisa LeMaster served in a variety of capacities moving through increasingly responsible assignments culminating in her career with MoDOT as Senior Governmental Relations Specialist with the Governmental Relations division; and

WHEREAS, Lisa LeMaster performed her duties with extraordinary professionalism, dignity, and a keen sense of humor that would rise to the occasion; and

WHEREAS, during her tenure as a paralegal in Chief Counsel’s Office she served as the lead in preparing the Administrative Record in the environmental litigation regarding the construction of the Page Avenue extension; and

WHEREAS, during her exemplary career as a public servant to the State of Missouri, Lisa LeMaster drafted legislation and amendments to advance and promote transportation related public policy for the Commission and the department; and

WHEREAS, Lisa LeMaster reviewed and addressed numerous complex legislative and administrative matters through her review and preparation of countless fiscal impact statements, and coordination of federal and state rulemaking processes; and

WHEREAS, throughout her career, Lisa LeMaster served admirably, diligently, tirelessly, and collaboratively on behalf of the Department of Transportation and the State of Missouri, as evidenced by her ability to establish and maintain excellent relations with organizations in Missouri for the betterment of Missouri’s transportation system and Missouri’s future. Through her role as liaison to special interest groups on important transportation initiatives and conferences; and

WHEREAS, her work ethic, integrity and, expertise and caring for others have earned her the respect, admiration, and friendship of department employees, legislators, and the public she served; and

WHEREAS, Lisa LeMaster recognized the importance of balancing family and career and is a devoted mother and grandmother who performed her job with compassion, dedication, and pride;

NOW, THEREFORE, BE IT RESOLVED that the Missouri Highways and Transportation Commission does hereby publicly express its appreciation and gratitude to Lisa LeMaster for her service to the citizens of Missouri and extends to her best wishes for her future endeavors.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Lisa LeMaster so she will know of the high esteem in which she is held by the members of the Missouri Highways and Transportation Commission and Missouri Department of Transportation.

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RESOLUTION EXPRESSING APPRECIATION TO JOHN CAUWENBERGH FOR OUTSTANDING SERVICE TO THE STATE OF MISSOURI

Via approval of the consent agenda, the Commission unanimously approved the following resolution:

WHEREAS, John Cauwenbergh began his distinguished career with the Missouri Department of Transportation in September 1995, and retired on February 29, 2020, after twenty-four years of service; and

WHEREAS, during his exemplary career as a public servant to the State of Missouri, John Cauwenbergh began his expertise in legislative work at the Missouri General Assembly’s Committee on Legislative Research, Oversight Division as a Research Analyst in 1994. In 1995, he began his distinguished career at the Missouri Highways and Transportation Department in the Public Affairs Division as a Governmental Affairs Specialist. In 2001, he transferred to the Chief Counsel’s Office and began his distinguished legal career as an Assistant Counsel representing the Commission and the department. John Cauwenbergh was an outstanding attorney and a zealous advocate for the Commission and the department as an assistant counsel, legislative counsel, senior legislative counsel, section supervisor, and finally serving for more than eight years as the Assistant Chief Counsel-Administration; and

WHEREAS, John Cauwenbergh diligently defended and protected Missouri’s constitutionally dedicated transportation revenues ensuring Missouri’s resources were deposited in accordance with Article IV, Section 30(b) of the constitution and available for delivery of transportation solutions that are of great value to the Missouri citizenry. This work led to coining the phrase “state road fund diversion” that later became affectionately known among staff as the “D” word. He also advised the Commission and the department regarding complex legal issues involving application of the Hancock Amendment and Farmahan Amendment to funding legislation, issuing state road bonds, drafting and interpreting state law regarding toll roads, public private partnership, and transportation funding; and

WHEREAS, John Cauwenbergh’s expertise in the development of sound public policy coupled with his humility in resolving complex legislative challenges led to his participation in many important legislative issues including the passage of the proposal that renamed the department as the Missouri

Department of Transportation in 1996, accountability legislation that passed in 1998 and required the department submit an annual report to the legislature and created the position of MoDOT Director, passage of legislation in 2000 to allow the department to issue up to \$2.25 billion in bond financing to accelerate highway improvements, another accountability measure passed in 2003 which made several changes most significantly reorganizing the terms of the members of the Commission fixing the rotation, in 2004 Amendment 3 passed and required all transportation revenues to go to the Commission and the department ending many years of state road fund diversions, the Unified Carrier Registration bill passed in 2008; and

WHEREAS, John Cauwenbergh could recite every word, verse, and sentence of Article IV Sections 29 through 34 of Missouri’s constitution that relate to the Missouri Highways and Transportation Commission and MoDOT; and

WHEREAS, John Cauwenbergh’s exceptional legal representation of the Commission and department included his ability to draft hundreds of amendments each legislative session of the Missouri General Assembly, some of which were even adopted although all were deemed worthy; and

WHEREAS, John Cauwenbergh’s gained his well-known and well-deserved recognition as an esteemed statesman for his ability to never tell anyone no directly, but rather in a gentleman’s manner suggest another way to view an issue so both parties may achieve a common resolve; and

WHEREAS, his work ethic, integrity, expertise, and caring for others have earned him the respect, admiration, and friendship of department employees and the public he served; and

WHEREAS, John Cauwenbergh has been blessed with a very large, tight-knit, and loving family, including his loving mother and father, Ron and Jean, six siblings, and many nieces and nephews which he enjoys spending time with; and

WHEREAS, John Cauwenbergh has been particularly blessed with the love and support of his lovely wife, Leah.

NOW, THEREFORE, BE IT RESOLVED that the Missouri Highways and Transportation Commission, does hereby publicly express its deep gratitude for the outstanding public service that John Cauwenbergh has rendered to the Commission and the department during the past twenty-four years.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to John Cauwenbergh, as a measure of the high esteem for which he is held by the members of the Missouri Highways and Transportation Commission and the Missouri Department of Transportation staff.

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BUSINESS ISSUES

FISCAL YEAR 2020 BUDGET AMENDMENT

On behalf of the Director, Todd Grosvenor, Financial Services Director, recommended increasing receipts \$201 million and increasing disbursements \$224 million for the fiscal year 2020 budget. Mr.

Grosvenor also recommended transfers between operating budget categories to address changing priorities and provide greater flexibility to districts and divisions in funding program priorities.

Via approval of the consent agenda, the Commission unanimously approved the fiscal year 2020 budget amendment described above.

* * * * *

STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM (STIP)

CONSIDERATION OF BIDS FOR TRANSPORTATION IMPROVEMENTS

On behalf of the Director, Travis Koestner, State Design Engineer, presented the following recommendations pertaining to bids received on federal aid and state highway and bridge projects during the past month. He noted Calls G01/GA1, G10, G12, and H02 have local funding, as noted in Table I below, and the department received all the necessary concurrences.

Mr. Koestner recommended: (1) Award of contracts to the lowest responsive bidders for bids received at the March 20, 2020, letting, as recommended and noted in Table I below. (2) Award of call H02 be contingent upon concurrence in award from the Arkansas Department of Transportation. (3) Award Call B02 from the February 21, 2020, letting, as recommended and noted in Table II below. (4) Declare the bids for Call B02 from the February 21, 2020, letting, from Southern Road & Bridge, LLC, Extreme Sandblasting and Painting, Inc., Southern Coatings of Tarpon Springs, LLC, and International Rigging Group, LLC be declared non-responsive per Section 102.14 of the Missouri Standard Specifications for Highway Construction due to the bidders being affiliated. (5) Concurrence in award of contract to the lowest responsive bidder for bids received by the City of Rolla on February 26, 2020, for a pedestrian bridge over I-44 in Phelps County, as recommended and noted in Table III below.

**Table I
Award of Contracts
March 20, 2020, Bid Opening**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
A01	T	Holt	J1S3347	\$1,192,704.83	\$0.00	Amino Bros. Co., Inc.	Grading, Drainage and Paving
A03	B	Atchison	J1S3377	\$2,050,897.18	\$0.00	Emery Sapp & Sons, Inc.	Pavement Repair and Resurface
A04	24	Carroll, Chariton	J2P2211	\$2,398,980.80	\$0.00	Capital Paving & Construction, LLC	Resurface and Shoulder Improvements
A05	C	Carroll	J1S3209	\$849,887.96	\$0.00	Gene Haile Excavating, Inc.	Culvert Replacement
			J1S3209B				
B01	61	Ralls	J2P3171	\$1,739,262.05	\$0.00	Emery Sapp & Sons, Inc.	Intersection Improvements
			J2S3295				Resurface and ADA Improvements
B03^	D	Macon	J2S2168	\$2,553,542.91	\$0.00	Phillips Hardy, Inc.	Bridge Replacement
	DD		J2S3198				
B04^	161	Montgomery	J3S0623	\$782,561.33	\$0.00	E & C Bridge, LLC	Bridge Replacement
C01	65	Pettis	J3P3185	\$3,045,839.40	\$0.00	Emery Sapp & Sons, Inc.	2 Bridge Rehabilitations
C02	765	Pettis	J3S3106	\$140,724.08	\$0.00	Cale Seymour Construction, LLC	ADA Improvements
	B	Benton	J7S3403				
C03^	273	Platte	J4I3197	\$2,877,275.38	\$0.00	Miles Excavating, Inc.	Bridge Replacement
C04	I-29	Various	J4I3325	\$192,418.27	\$0.00	James H. Drew Corporation	Sign Installation
D01	H	Pulaski	J5S3429	\$420,208.00	\$0.00	Phillips Hardy, Inc.	Bridge Rehabilitation
D02	8	Washington	J5P3425	\$592,058.80	\$0.00	Reinhold Electric, Inc.	Fiber Interconnect, Signal Improvements and Add Turn Lanes
D04^	100	Osage	J5S3243	\$708,160.13	\$0.00	Mera Excavating, LLC	Bridge Replacement
D05	OO	Dallas, Laclede	J5S3430	\$563,864.84	\$0.00	Willard Asphalt Paving, Inc.	Resurface
D06	Y	Howard	J5S3432	\$506,582.57	\$0.00	Capital Paving & Construction, LLC	Resurface
F02	Various	Various	J0I3006M	\$1,635,200.00	\$0.00	N.B. West Contracting Company	Job Order Contract for Asphalt Pavement Repair
F03	I-44	Franklin	J6I3243	\$2,075,731.00	\$0.00	R. V. Wagner, Inc.	7 Bridge Rehabilitations
		St Louis	J6I3252				6 Bridge Rehabilitations
F04	I-44	Various	J6I3405	\$731,444.61	\$0.00	Collins & Hermann, Inc.	Sign Installation
F05	I-64	St Louis City	J6I3426	\$685,080.00	\$0.00	R. V. Wagner, Inc.	Debris Netting Installation
F06	Y	Franklin	J6M0276	\$2,232,310.42	\$0.00	N.B. West Contracting Company	Resurface
	ZZ, Y		J6S3420				

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
F08	Various	Various	J6P3333	\$1,468,750.00	\$0.00	N.B. West Contracting Company	Job Order Contract for Asphalt Pavement Repair
F09	I-55	Jefferson	J6S3240	\$3,384,741.53	\$0.00	N.B. West Contracting Company	Coldmill, Resurface, & Drainage
			J6S3421				Resurface and ADA Improvements
F10	Various	Jefferson	J6S3287	\$819,381.50	\$0.00	R. V. Wagner, Inc.	6 Bridge Rehabilitations
F11	30	Jefferson	J6S3390	\$723,851.90	\$0.00	L.F. Krupp Construction, Inc. dba Krupp Construction	Grading and Pavement
F12	I-44	St Louis	J6I3383	\$2,392,093.98	\$0.00	Collins & Hermann, Inc.	Sign Improvements
G01/GA1*#	I-49	McDonald	J7P0601_A	\$58,509,919.00	\$12,500.00	Emery Sapp & Sons, Inc.	Construct New Interstate
G02	I-44	Webster	J7I3412	\$950,066.25	\$0.00	Geromini Concrete Paving, LLC dba GC Paving	Pavement Repair
	Various	Christian, Greene	J8P3182				
G03	376	Taney	J7P3105B	\$2,514,235.90	\$0.00	Branco Enterprises, Inc.	Bridge Rehabilitation
	60, 65	Greene	J8P3068B				
	65		J8P3068C				
G05	37	Barton	J7P3244	\$973,738.00	\$0.00	D & E Plumbing and Heating, Inc.	ADA Improvements
	H	Jasper	J7S3247				
	MM		J7S3253				
G06	82	Cedar	J7P3246	\$601,521.20	\$0.00	Branco Enterprises, Inc.	ADA Improvements
	WW	St Clair	J7S3182				
G07	K	Henry	J7S3251	\$199,690.87	\$0.00	Cale Seymour Construction, LLC	ADA Improvements
G09	13	Greene	J8P3067B	\$1,234,429.00	\$0.00	Comanche Construction, Inc.	Bridge Rehabilitation
G10**	160	Christian	J8P3087B	\$884,225.00	\$0.00	D & E Plumbing and Heating, Inc.	Intersection and ADA Improvements
G11	160	Christian, Greene	J8Q3180	\$333,987.85	\$0.00	Ewing Signal Construction, LLC	ITS Improvements
G12****	14	Christian	J8P0588I	\$9,173,483.51	\$0.00	Emery Sapp & Sons, Inc.	Grading and Pavement
			J8P3015		\$15,170.96		
			J8P3096		\$15,060.24		
			J8P3115		\$0.00		Coldmill and Resurface
H01	I-55	Cape Girardeau, Perry	J9I3110	\$17,459,459.12	\$0.00	Emery Sapp & Sons, Inc.	Resurface
		Various	J9I3309				
H02****	84	Dunklin	J9P3091	\$2,806,079.66	\$0.00	Phillips Hardy, Inc.	Bridge Painting and Rehabilitation
H03	62	New Madrid	J9P3512	\$3,685,526.19	\$0.00	Emery Sapp & Sons, Inc.	Coldmill and Resurface

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
H04	412	Dunklin	J9P3520	\$4,898,461.04	\$0.00	Capital Paving & Construction, LLC	Resurface
H05	Various	Various	J9P3631	\$0.00	\$0.00	No Bidders	Job Order Contract for Asphalt Pavement Repair
H06^	BUS 63	Oregon	J9S3219	\$2,317,541.59	\$0.00	Phillips Hardy, Inc.	Bridge Replacement
H07	Various	Various	J9S3634	\$265,000.00	\$0.00	Putz Construction, LLC	Job Order Contract for Concrete Pavement Repair
				\$143,570,917.65	\$42,731.20		

^ Focus on Bridges Program

*Call GA1 – Funding from \$25M Build Funds, \$408,000 STBG-Urban Funds, \$20M Infrastructure Funds

**Call G10 – Funding from City of Nixa 50/50 Split (\$442,112.50)

*** Call G12 – Funding from City of Ozark J8P3096 \$318,840.51, J8P3015 \$1,313,675.66 & J8P0855I \$145,022.96

****Call H02 – Funding from Arkansas DOT 50/50 Split (\$1,403,039.83)

In our electronic bidding system, this call is also listed as Call GA1 as the ATC process requires confidentiality and had to be processed separately from the regular call bid submission

**Table II
Award of Bid
February 21, 2020, Bid Opening**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
B02	151	Shelby	J2S3233	\$284,867.00	\$0.00	Omega Coatings & Construction, LLC	Bridge Painting
	M	Macon	J2S3234				
	DD		J2S3232				
	J		J2S3225				

**Table III
Concurrence of Award
February 26, 2020, Bid Opening by City of Rolla**

Route	County	Job No.	Bid Amount	Contractor	Description
I-44	Phelps	J5S3310	\$1,785,970.88	Kelpe Contracting, LLC	Pedestrian Bridge

Commission Consideration and Action

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

1. Awarded contracts to the lowest responsive bidders for bids received on the March 20, 2020, bid opening, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.

2. Awarded Call H02 contingent upon concurrence in award from the Arkansas Department of Transportation.
3. Awarded Call B02 from the February 21, 2020, letting, as recommended and noted in Table II above. Non-contractual costs for these projects are shown on the above tabulation.
4. Declared the bids for Call B02 from the February 21, 2020, letting, from Southern Road & Bridge, LLC, Extreme Sandblasting and Painting, Inc., Southern Coatings of Tarpon Springs, LLC, and International Rigging Group, LLC as non-responsive per Section 102.14 of the Missouri Standard Specifications for Highway Construction.
5. Concurred in award of contract to the lowest responsive bidder for bids received by the City of Rolla on February 26, 2020, for a pedestrian bridge over I-44 in Phelps County, as recommended and noted in Table III above.
6. Authorized the Director, Deputy Director Chief Engineer, Chief Financial Officer, or Assistant Chief Engineer to execute the contracts awarded above.

Commissioner Briscoe abstained from voting on Call B01. Commissioner Brinkmann abstained from voting on Calls F02, F04, F09, and the project let by the City of Rolla.

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APPROVAL OF PLANS FOR CONDEMNATION

On behalf of the Director, Travis Koestner, State Design Engineer, recommended the Commission approve the following detailed project plans, approved by the Deputy Director/Chief Engineer, for filing as necessary for the condemnation of right of way.

<u>County</u>	<u>Route</u>	<u>Job Number</u>
Clay	I-35	J412006
St. Charles	OR 70	J6S3408
Barry	37	J7P3400
Barry	37	J7P3120
St. Louis	100	J6S1718
St. Louis	100	J6S1718C

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

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-- REPORTS --

REPORTS

The Commission received the following written reports.

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

On behalf of the Director, Ashley Halford, Assistant to the Chief Administrative Officer, and Medical and Life Insurance Plan Board Chairman, provided financial and claims data reports for the period July 2019 through December 2019, and for the most recent five calendar years, to update the Commission on the cost and utilization of the Medical and Life Insurance Plan. Medical claims have increased by 66.4 percent when compared to calendar year 2018. The increase in medical claims is driven by two factors: 1) Anthem had to reprocess numerous claims due to a set up error during the implementation process, and 2) Anthem counts each claim as a new claim regardless if it is a reprocessed or duplicate claim whereas Aetna did not include reprocessed claims in the total claim counts. Prescription claims have increased less than one percent when compared to calendar year 2018.

There has been a decrease of 9.5 percent of total claims expense when compared to 2018, while pharmacy spending increased 7.5 percent from 2018. The total operating revenues decreased 1.2 percent, which is primarily the result of there being no change in medical premiums in 2019 and a decrease in optional life insurance rates.

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MODOT BRIEFING REPORT

Patrick McKenna, Director, provided to the Commission the written monthly Issue Briefs that are sent from the department to the Governor since the previous MoDOT Briefing Report. There were two briefing reports for the past month.

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MISSOURI DEPARTMENT OF TRANSPORTATION FINANCIAL REPORT – FISCAL YEAR 2020, YEAR-TO-DATE, PERIOD ENDING FEBRUARY 29, 2020

Todd Grosvenor, Financial Services Director, submitted a written financial report for fiscal year to date February 29, 2020, with budget and prior year comparisons.

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CONSULTANT SERVICES CONTRACT REPORT

Travis Koestner, State Design Engineer, submitted a written report of consultant contracts executed in the month of February 2020, 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. There were 399 active contracts held by individual engineering consultant firms prior to February 1, 2020. Eleven engineering consultant services contracts were executed in February 2020, for a total of \$3,816,632. There was one new non-engineering consultant contract executed in February 2020.

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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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