



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

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**MINUTES OF THE REGULARLY SCHEDULED
HIGHWAYS AND TRANSPORTATION COMMISSION MEETING
HELD IN JEFFERSON CITY, MISSOURI,
WEDNESDAY, JANUARY 4, 2023**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Wednesday, January 4, 2023, at the Missouri Department of Transportation, 105 W. Capitol Avenue, Jefferson City, Missouri and was available via live stream. Robert G. Brinkmann, P.E., Chair, called the meeting to order at 3:00 p.m. The following Commissioners were present: Gregg C. Smith, Terry L. Ecker, W. Dustin Boatwright, P.E., Warren K. Erdman, and Brian Treece.

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, January 4, 2023.

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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 Brinkmann, Aye
Commissioner Smith, Aye
Commissioner Ecker, Aye
Commissioner Boatwright, Aye
Commissioner Erdman, Aye
Commissioner Treece, Aye

The Commission met in closed session on Wednesday, January 4, 2023, at 9:00 a.m. and adjourned at 11:50 a.m.

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-- OPEN MEETING --

COMMISSION/DIRECTOR ITEMS

APPROVAL OF MINUTES

Upon motion by Commissioner Boatwright, seconded by Commissioner Smith, the Commission unanimously approved the minutes of the regular meeting held on November 1, 2022, and special meeting held on November 2, 2022. 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 January 4, 2023, Consent Agenda

The Commission agenda item titled 2023-2027 Statewide Transportation Improvement Program (STIP) Amendment was removed for consideration later in the meeting. Upon motion by Commissioner Smith, seconded by Commissioner Boatwright, removing 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 Chairman also serves on the Missouri Coalition for Roadway Safety Executive Committee. The following committee and board reports were made during the January 4, 2023, meeting.

Audit Committee – Commissioner Ecker stated there is no report and the next Audit Committee meeting is scheduled for April 2023.

Legislative Committee – Commissioner Smith reported that on December 9, MoDOT staff delivered the department's annual report to the Governor, Lt. Governor, and members of the Joint Committee on Transportation Oversight. This annual report includes a copy of MoDOT's Annual Comprehensive Financial Report; and MoDOT's 2022 Annual Report, which consists of the Citizen's Guide to Transportation Funding in Missouri, the Financial Snapshot, and MoDOT's Results document. As outlined in state statute, MoDOT Director McKenna will have the opportunity to appear before the Joint Committee to present the report to its members at a time and place yet to be determined.

Missouri Transportation Finance Corporation (MTFC) – Commissioner Smith reported the next MTFC meeting is scheduled for February 2023.

MoDOT and Patrol Employees' Retirement System (MPERS) – Commissioner Boatwright reported the Governance Committee met on December 14, to discuss election procedures. The Committee will report to the full board at its next meeting. The next regular Board meeting will be February 17, 2023.

Missouri Coalition for Roadway Safety Executive Committee – Commissioner Brinkmann explained the Missouri Coalition for Roadway Safety Executive Committee will meet again on, January 5. Unfortunately, the meeting comes on the heels of a second year in a row in which Missouri experienced more than 1,000 traffic fatalities. Furthermore, preliminary data indicates fatalities increased from 2021 to 2022, the third year in a row that fatalities have increased. Overall, traffic fatalities have increased by sixteen percent since 2019.

On a more positive note, Commissioner Brinkman was pleased to report that the second year of the Buckle Up Phone Down (BUPD) high school showdown was completed. This is a collaborative effort between the Coalition and AAA, and in 2022 more than four times as many high schools participated. In total, more than 15,000 pledges were received from 70 different high schools. The final numbers are being tallied this week, and the winning schools will be recognized. Later this month, a similar BUPD showdown will begin for Missouri businesses.

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DIRECTOR'S REPORT

During the January 4, 2023, Commission meeting, Director Patrick McKenna provided the following report:

New Equal Opportunity and Diversity Director and Human Resources Director – Director McKenna announced there are two new Senior Management Team members and had Chief Administrative Officer Lester Woods give the introduction and welcome for them. Mr. Woods introduced Andria Hendricks, Equal Opportunity and Diversity Director. Ms. Hendricks is new to MoDOT but has previously served as project manager for Hitachi Energy, and as director of Program and Business Development at ALL Solutions, Inc. Mr. Woods also announced the promotion of Ashley Halford to Human Resources Director. Ms. Halford has most recently served as the Assistant to the Chief Administrative Officer – Employee Health and Wellness.

AASHTO Award – Chief Engineer, Ed Hassinger, announced at the recent American Association of State Highway and Transportation Officials (AASHTO) Annual Meeting, Transportation Systems Analysis Coordinator, Jay Whaley, was presented the AASHTO President's Transportation Award in the Environment and Planning category. Mr. Whaley brought his knowledge and experience in compiling and reporting data to generate a single annual report that allows MoDOT to prioritize projects throughout the state, providing the traveling public with the best value for their tax dollars.

Lifetime Achievement Award – Chief Engineer, Ed Hassinger, shared St. Louis Transportation Project Manager, Shirley Norris, received a Lifetime Achievement Award recently from the East West Gateway Council of Governments. At the young age of 92, Ms. Norris sets the standard with her work ethic that includes her heavy workload of projects and time spent mentoring others.

Human Trafficking Awareness Month – Director McKenna reported January is National Human Trafficking Awareness Month, marking the anniversary of the passage of the Trafficking Victims Protection Act of 2000. MoDOT has joined forces with the Missouri Highway Patrol and local law enforcement to combat the crime of human trafficking in the Show-Me State. In 2018, Director McKenna signed the Transportation Leaders Against Human Trafficking pledge, committing MoDOT to providing specialized training to employees about the common indicators of human trafficking and how to report potential cases while raising public awareness of human trafficking issues impacting the state and nation. Director McKenna stated if someone suspects another person is being forced to engage in any activity from which that individual cannot leave, call the National Human Trafficking Resource Center hotline at 1-888-373-7888. There is also more information available on the MoDOT website.

SAFER – Director McKenna discussed public policy changes are needed to help improve highway safety in Missouri. Currently, Missouri has a failing grade for safety policies that impact highway fatalities. In

2017, Missouri received an “F” from the National Safety Council and an overall road safety ranking of 49 out of 51. The report labeled Missouri as “off-track” in seat belt use, child passenger safety, distracted driving, speeding, teen drivers, and vulnerable road users. Striking a similar tone, the Advocates for Auto and Highway Safety released its 2021 Roadmap Report labeling Missouri as one of the worst states in adopting optimal highway safety laws. The National Safety Council recommends 24 individual policies that impact safety numbers. Missouri currently only has six of those policies in place. Staff are working with individual legislators to work on sponsoring legislation for each of the 18 public policies Missouri is missing. He shared that these eighteen policies are grouped in four categories: Safer for Children, Safer for Teens, Safety for Highway Workers, and Safer for You.

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MODOT PRESENTATIONS

GOVERNORS TRANSPORTATION COST SHARE PROGRAM

On behalf of the Director, Ed Hassinger, Chief Engineer, provided a report on the Governor’s Transportation Cost Share Program. He explained the legislature included \$75 million in Budget Stabilization funds for the Governor’s Transportation Cost Share Program in fiscal year 2023. MoDOT worked collaboratively with the Department of Economic Development (DED) to create a transportation cost-share program focusing on projects that create an economic benefit. This program is separate from the Commission’s Cost Share program.

MoDOT and DED developed program guidelines that outline the types of eligible projects, level of participation, application process, and the review and approval process. Forty-one applications were received requesting \$150.4 million in funds. Five applications did not meet program guidelines. Applications were reviewed and ranked based on the following criteria: economic impact, transportation need, applicant’s share of total project cost, and project readiness.

The applications were recommended for approval to the Cost Share Committee based on their ranking. The Cost Share Committee consists of the Chief Engineer, Chief Financial Officer, Assistant Chief Engineer, and two members selected by the Director, which are currently the Chief Administrative Officer and Governmental Relations Director. The Cost Share Committee met on December 14, 2022,

and recommended approval of the projects listed in the tabulation below. The Governor’s Office and DED support the recommendation that the Missouri Highways and Transportation Commission approve these projects. The projects will deliver transportation improvements totaling \$176 million.

Mr. Hassinger requested approval of the award of \$75.0 million in Budget Stabilization funds to the twenty-eight projects listed below. MoDOT will request any funds not spent in state fiscal year 2023 to be available in state fiscal year 2024. MoDOT’s request will require approval by the General Assembly.

Following discussion, and upon motion by Commissioner Ecker, seconded by Commissioner Boatwright, the Commission unanimously approved the award of \$75.0 million in Budget Stabilization funds for twenty-eight projects for the Governor’s Transportation Cost Share Program, as noted in the table below. Commissioner Smith abstained from voting on the project located at East Loop Road in Polk County. Commissioner Erdman abstained from voting on the project located at Little Blue Parkway in Jackson County.

Governor’s Transportation Cost Share Program Funding Recommendation		
Project Sponsor	Project Description	Total
Hunt Midwest Real Estate Development, LLC	Mexico City Avenue/I-29 Interchange Improvements	\$2,574,149
City of Springfield	Eastgate Avenue Extension	\$3,480,858
Big Cedar Lodge, LLC	Route 86 Improvements	\$9,540,000
City of Raymore	Dean and 195 th Street Roadway Improvements	\$4,094,666
Warren County Commission	American Foods Group-Liberty Village Drive Roadway Improvements	\$2,725,500
City of Harrisonville	South Commercial Street Extension	\$1,340,867
Pemiscot County	Route 84 Bridge Widening Project	\$822,834
City of Saint Charles	Riverpointe Block 100, 200, and 300 Improvements	\$4,625,000
Kingsway Development Corp	Delmar Streetscape Improvements	\$3,281,550
St. Francois County	Berry Road Bridge	\$1,825,000
Jefferson County	Project Redbird Roadway Improvements	\$7,281,000

Governor's Transportation Cost Share Program Funding Recommendation		
Project Sponsor	Project Description	Total
City of Platte City	Route 92 Capacity and Safety Improvements	\$6,667,950
Polk County	Parkview Street and 430 th Road Widening and Safety Improvements	\$2,000,000
City of Carthage	Hazel Street and Airport Drive Roadway Improvements	\$656,649
City of Parkville	Route 9 Corridor Complete Streets Improvements	\$1,787,950
City of Independence	Little Blue Parkway	\$866,900
Noles Properties	Bryan Road Commercial Development	\$450,000
City of Moberly	Moberly Industrial Park Street Extension	\$555,560
City of Perryville	Progress Drive Extension	\$1,436,500
City of Monet	Lowes Lane Improvement Project	\$536,876
City of Joplin	Zora Street Widening	\$4,000,000
City of New Madrid	Blomfield Road Improvements	\$874,250
City of Harrisonville	Royal Street Extension	\$4,486,556
Herzog Contracting Corp	Route AC and Messanie Street Intersection Improvements	\$800,000
City of Owensville	Springfield Road Realignment	\$313,027
City of St. Joseph	Pickett Road and AG Expo Reconstruction	\$2,793,303
Montgomery County Commission	Mega Site Roadway Improvements	\$1,832,000
City of Bolivar	Bolivar East Loop Road	\$3,351,055
	Total	\$75,000,000

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2024-2028 DRAFT STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM AND THE IMPACT OF INFLATION

On behalf of the Director, Eric Curtit, Transportation Planning Director, presented on the Statewide Transportation Improvement Program (STIP) and the impacts of inflation. Inflation impacts are being addressed in the upcoming STIP development through regular processes and by increasing the inflation factor in the STIP. MoDOT's approach to addressing inflation is consistent with STIP development processes in previous years.

There are a lot of factors that go into developing the STIP, including inflation. Typically, inflation is estimated at three percent for the current STIP. Actual inflation for the 2022-2026 STIP was eleven percent. Actual inflation for the 2023-2027 STIP is at thirty percent. The draft 2024-2028 STIP will be developed using a seven percent inflation factor to help address rising inflation.

Mr. Curtit reviewed the inflation impact based on the type of work being accomplished. Resurfacing projects are costing about twenty percent higher or \$80 million more. New construction is remaining constant. Bridge rehabilitation work is twenty-five percent or \$12 million higher than before. Bridge replacement work is six percent or \$28 million more than programmed. Major bridge work is sixty-eight percent or \$91 million more, reflecting the highest inflation impact.

The department is taking several steps to address inflation. First, the department is applying a seven percent inflation factor rather than a three percent inflation factor. This adjustment will affect the amount of money available in asset management for programming projects. Districts are preparing projects and addressing estimates taking into consideration the higher inflation. Districts are also reviewing the placement of the projects in each year of the STIP and moving some projects out to a later year as needed. There is the fiscal constraint safeguard built into the STIP process as well, that is the fourth and fifth years of the STIP are only programmed with fifty percent of the possible projects, so that not all of the funds available are committed and can be used to help address the inflation the department is facing today. The final step that will help the department address inflation is the STIP is reviewed and updated every year so adjustments can be made annually as needed.

Commissioner Boatwright thanked Mr. Curtit and staff for keeping projects in the forefront and helping allocate the funding. Director McKenna warned that the ability to program new projects in the next STIP will be significantly reduced, which will create some disappointment, but noted he was thankful for the fiscal constraints of the STIP, or the department would be pushing or stopping projects because of the cost overrun due to inflation.

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HIGH PRIORITY UNFUNDED NEEDS

On behalf of the Director, Eric Curtit, Transportation Planning Director, presented Missouri's High Priority Unfunded Needs. Missourians have repeatedly established the number one goal for MoDOT is to take care of the existing system; however, many needs still exist that remain unfunded. The Citizen's Guide to Transportation Funding identifies \$1 billion of high-priority unfunded annual transportation needs under six categories.

The department and Commission value the importance of public input and the established planning framework that utilizes Regional Planning Commissions and Metropolitan Planning Organizations to select and prioritize needs and projects. The Commission originally adopted a planning framework policy in 2004, that was revised and updated in 2013, and reaffirmed in 2019. Through the established planning framework policy, MoDOT can collaboratively and strategically work with local officials throughout the state to address unlimited needs with limited resources and involve planning partners in the decision-making process. In 2019, there was going to be possible additional funds for transportation available. In order to be prepared to receive and use these funds as quickly as possible, the department developed the first High Priority Unfunded Needs List. This list was used to educate transportation leaders and elected officials about transportation needs in Missouri and how additional transportation funds would be used. It also allowed the department to include planning partners in the process that developed the list.

Mr. Curtit was pleased to report that from 2019 to 2020, \$742 million in projects were moved from the unfunded needs list into the STIP. From 2020 to 2021, the STIP was not updated due to the COVID-19 pandemic, but the department still moved \$9 million worth of projects from the unfunded needs list to the STIP. From 2021 to 2022, the department was able to move \$1.25 billion from unfunded into the STIP. This list has helped the state advance a tremendous amount of work to improve transportation in Missouri.

Since 2019, unfunded needs prioritization is an annual effort resulting in the High Priority Unfunded Needs List. The list includes multiple tiers of needs. The first tier represents the highest priority needs that could be delivered with additional funds in the Statewide Transportation Improvement Program timeframe. The second and third tier represents the highest priorities which could be delivered beyond the horizon of the Statewide Transportation Improvement Program. The Multimodal tier represents the highest multimodal priorities that could be delivered if there was a dedicated funding source for other modes. The distribution of funds is based upon the third step of the Commission's Funding Allocation policy for System Improvements.

Planning partners are an essential element in the process that develops this list. Over the last several months, MoDOT staff worked with Metropolitan Planning Organizations and Regional Planning Commissions throughout the state to develop this list of unfunded road and bridge needs, and Multimodal needs.

The funding assumption targeted a total of \$4.5 billion for three tiers and another tier for Multimodal at \$1 billion. Tier one targeted \$500 million and tiers two and three targeted the remaining \$4 billion. The project list that resulted from the process exceeded the targeted amounts, totaling \$4.7 billion statewide. The tier one list totaled \$528 million, the tier two list totaled \$2.0 billion, and the third tier totaled \$2.2 billion. These projects were distributed across a variety of types of projects including improve bridge conditions, improve road conditions, increase economic growth and improve safety, major interstate reconstruction, and multimodal.

Additional rounds of public meetings were held in November and December to receive public comment/input on the unfunded needs list. Additionally, this information was available on MoDOT's website for public comment. The department received 119 public comments. There were 101 comments that supported projects identified on the list. There were 12 comments identifying additional needs not currently listed. There were 6 comments unrelated to unfunded needs.

The department will continue to bring the High Priority Unfunded Needs List to the Commission annually. The current list will be available online and shared with others to educate the public, transportation leaders, and elected officials about transportation needs in Missouri and how additional transportation funds could be used.

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ADMINISTRATIVE RULES / POLICIES

**REPORT AND RECOMMENDATION REGARDING FINAL ORDERS OF RULEMAKING –
MOTORCYCLE SAFETY EDUCATION PROGRAM**

On behalf of the Director, Becky Allmeroth, Chief Safety and Operations Officer, presented the final orders of rulemaking for 7 CSR 60-1, Motorcycle Safety Education Program. The department reviewed and recommended changes to the rules to comply with the requirements of section 536.175 RSMo, which requires all rules to be reviewed on a rolling five-year cycle.

At the September 7, 2022 meeting, the Commission authorized the filing and publication of proposed rescissions and proposed rules for 7 CSR 60-1, Motorcycle Safety Education Program. Following Commission approval, staff filed these rules with the Joint Committee on Administrative Rules and the Office of the Secretary of State, who published the proposed rescissions and proposed rules in the *Missouri Register* for public comment. The public had from October 17, 2022 to November 16, 2022 to submit comments in support of or in opposition to the notices of proposed rescissions and proposed rules. Eighteen comments were received during the public comment period.

The following is a summary of the significant changes to the rule. These changes are necessary to align the rules with current division processes and industry practices. Change the division’s title to Highway Safety and Traffic from Traffic and Highway Safety; remove outdated language regarding the Motorcycle Safety Foundation; add definitions for “motorcycle training school” and “non-license-waiver course”; add a motorcycle training school section to include motorcycle training school eligibility, training

site requirements, quality assurance visits, and school suspension-notice and hear requirements as these were all separate rules and have now been combined into one section; and update the student admission requirements section to include verification of course completion, eligible riders, and motorcycle requirements as these were all separate rules and have now been combined into one section.

After consideration, the Commission, via approval of the consent agenda, unanimously approved the final orders of rulemaking and authorized the Secretary to the Commission to file the final orders of rulemaking with the Joint Committee on Administrative Rules and the Office of the Secretary of State, and authorized the Director, Deputy Director/Chief Engineer, Chief Financial Officer, Assistant Chief Engineer, Chief Administrative Officer, or Chief Safety and Operations Engineer to execute documents to complete the final rulemaking process.

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REPORT AND RECOMMENDATION REGARDING FINAL ORDERS OF RULEMAKING – SUPPLEMENTAL GUIDE SIGN PROGRAM

On behalf of the Director, Becky Allmeroth, Chief Safety and Operations Officer, presented the final orders of rulemaking for 7 CSR 10-17, Supplemental Guide Sign Program. The department reviewed and recommended changes to the rules to comply with the requirements of section 536.175 RSMo, which requires all rules to be reviewed on a rolling five-year cycle.

At the September 7, 2022 meeting, the Commission authorized the filing and publication of proposed amended rules for 7 CSR 10-17, Supplemental Guide Sign Program. Following Commission approval, staff filed these rules with the Joint Committee on Administrative Rules (JCAR) and the Office of the Secretary of State, who published the proposed amended rules in the *Missouri Register* for public comment. The public had from October 17, 2022 to November 16, 2022 to submit comments in support of or in opposition to the notice of amended rulemaking. Four comments were received during the public comment period and one comment was received from JCAR.

The following is a summary of the significant changes to the rule. Addition of a new attractions category for agritourism to permit smaller, short season, agricultural-oriented tourism sites to participate in the Tourist Oriented Directional Signing (TODS) program; editorial changes to make the rules more clear and easier to understand as well as changing confusing language that has been identified during the last five years of this program administration; and incorporating changes to the forthcoming version of the Manual Uniform Traffic Control Devices (MUTCD).

After consideration, the Commission, via approval of the consent agenda, unanimously approved the final orders of rulemaking and authorized the Secretary to the Commission to file the final orders of rulemaking with the Joint Committee on Administrative Rules and the Office of the Secretary of State, and authorized the Director, Deputy Director/Chief Engineer, Chief Financial Officer, Assistant Chief Engineer, Chief Administrative Officer, or Chief Safety and Operations Engineer to execute documents to complete the final rulemaking process.

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BUSINESS ISSUES

DELEGATION OF SETTLEMENT AUTHORITY FOR PROPERTY DAMAGE CLAIMS

On behalf of the Director, Todd Grosvenor, Financial Services Director, stated in April 2015, the Missouri State Auditor released an audit recommending privatization of property damage collection to maximize property damage revenues. Collection of these funds was performed by MoDOT staff. On January 6, 2016, and again on March 4, 2020, the Commission delegated limited settlement authority to Claims Management Resources, Inc. (CMR) who has been providing this service for the Commission since February 16, 2016. CMR's contract expires on February 25, 2023.

MoDOT staff completed the Request for Proposals (RFP) process to identify the appropriate provider for future property damage collection services. CMR was the only respondent.

Mr. Grosvenor recommended approval of delegation of limited settlement authority to Claims Management Resources, Inc. (CMR). This delegation of authority shall be limited to no less than 75 percent of the total value of the claim and shall apply only to claims valued at \$25,000 or less. Potential settlements not meeting these criteria will require MoDOT staff or Commission approval, in accordance with Commission policy. He recommended authorization of the Deputy Director/Chief Engineer, Chief Financial Officer, or Assistant Chief Engineer to execute a three-year (with two one-year extensions) property damage collection services contract with Claims Management Resources, Inc. (CMR), with approval as to form by the Chief Counsel's Office. He further recommended authorization of the Director, Deputy Director/Chief Engineer, Chief Financial Officer, or Assistant Chief Engineer to independently execute, without Commission approval, the two one-year extension options, with approval as to form by the Chief Counsel's Office.

Via approval of the consent agenda, the Commission unanimously approved the delegation of settlement authority for property damage and delegated authority for execution of the agreement and extensions as described above.

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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 call F06 has local funding, as noted below.

Mr. Koestner recommended: (1) Award of contracts to the lowest responsive bidders for bids received at the December 16, 2022, letting, as recommended, and noted in Table I below; (2) Rejection of Calls A05 and F06 due to excessive bids per Section 102.15(a) of the Missouri Standard Specifications for Highway Construction as noted in Table II below.

**Table I
Award of Contracts
December 16, 2022, Bid Opening**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
A01	I-229	Buchanan	J1I3386	\$3,960,454.48	\$0.00	Comanche Construction, Inc.	Bridge Rehabilitation
A03	NN	Clinton	J1S3211	\$1,326,603.10	\$0.00	Lehman Construction, LLC	Bridge Replacement
B01	15	Scotland	J2P3249	\$2,263,616.05	\$0.00	Bleigh Construction Company	Bridge Replacement
	136	Schuyler	J2P3197				
B02	61	Pike, Ralls	J2P3243	\$4,807,787.59	\$0.00	Magruder Paving, LLC	Coldmill and Resurface (3 Disconnected Sections)
B03	19	Audrain, Ralls	J2P3278	\$11,416,278.05	\$0.00	Emery Sapp & Sons, Inc.	Coldmill, Resurface, Composite Pavement, and Bridge Rehab
		Ralls	J2P3446				Add Turn Lane, Coldmill and Resurface
B04	NN	Pike	J2S3378	\$7,696,186.95	\$0.00	Magruder Paving, LLC	Resurface
	BU 61	Pike	J2S3390				
	161	Montgomery, Pike	J2S3388				
	161	Pike	J2S3215				
	UU	Pike	J2S3389				Seal Coat
B06	Various	Clark, Lewis, Lincoln, Macon, Marion	JNE0169	\$1,860,049.85	\$0.00	STF, LLC dba Traffic Control Company	Pavement Marking
C01	AA	Lafayette	J3S3121	\$413,370.56	\$0.00	Cale Seymour Construction, LLC	Bridge Replacement
C02	I-70	Jackson	J4I3288	\$6,997,030.21	\$0.00	Clarkson Construction Company	Bridge Replacement
C03	I-670	Jackson	J4I3486	\$1,831,613.81	\$0.00	Comanche Construction, Inc.	Bridge Rehabilitation
C04	I-70 OR	Lafayette	J4S3394	\$5,449,507.18	\$0.00	Emery Sapp & Sons, Inc.	Resurface
C05	I-70	Lafayette, Saline	JKR0234	\$415,754.13	\$0.00	Streetwise, Inc.	Pavement Marking
C06	7	Cass	JKU0007	\$21,494,761.05	\$0.00	Emery Sapp & Sons, Inc.	Coldmill, Resurface and Turn Lane Addition
D01	DD	Morgan	J5S3440	\$679,061.56	\$0.00	Gene Haile Excavating, Inc.	Bridge Deck Replacement
D02	F, 124	Boone	J5S3447	\$1,507,275.04	\$0.00	Don Schnieders Excavating Company, Inc.	Bridge Redeck, Bridge Replacement, Bridge Rehabilitation and Scour Protection

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
D03	O	Dent, Phelps	J5S3468	\$3,941,422.44	\$0.00	N.B. West Contracting Company	Resurface and Add Shoulders
D04	Y	Pulaski	J5S3510	\$1,292,600.50	\$0.00	Capital Paving & Construction, LLC	Bridge Rehabilitation
D05	50	Cole, Moniteau, Osage	JCD0136	\$2,455,725.63	\$0.00	STF, LLC dba Traffic Control Company	Pavement Marking
	I-70	Boone, Callaway, Cooper	JCD0083				
	I-44	Crawford, Laclede, Phelps, Pulaski	JCD0079				
	54	Boone, Callaway, Camden, Cole, Miller	JCD0133				
F02	I-70	St Charles, St Louis, St Louis City	J6I3463	\$4,863,639.32	\$0.00	Collins & Hermann, Inc.	Structural Sign Replacement
F03	Various	St Louis, St Louis City	J6I3576	\$2,374,390.19	\$13,020.00	Gerstner Electric, Inc.	Signal Replacements, Lighting, ITS and ADA Improvements at Various Intersections
F04	I-64, I-270	St Louis	J6I3659	\$600,800.00	\$0.00	TraMar Contracting, Inc.	Inlaid Pavement Marking
F05	I-170	St Louis	JSL0113	\$222,808.92	\$0.00	STF, LLC dba Traffic Control Company	Pavement Marking
G01	7	Henry	J7P3465	\$1,376,395.51	\$0.00	S & A Equipment & Builders, LLC	Intersection Improvement and Resurface
G03	V	St Clair	J7S3475	\$974,900.00	\$0.00	Hartman and Company, Inc.	Bridge Redeck
G04	71	McDonald	J7P3260	\$5,531,406.00	\$3,650.00	APAC-Central, Inc.	Coldmill and Resurface
	OO		J7S3443		\$0.00		Resurface
G05	Various	Christian, Greene	J8I3243	\$343,862.30	\$0.00	Advanced Highway Sign and Supply, LLC	Signing Improvements

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
G08	I-44	Green	JSU0151	\$2,450,397.69	\$0.00	Streetwise, Inc.	Pavement Marking
	I-49	McDonald	JSR0153				
	I-44 / I-49	Newton, Jasper	JSR0152				
	I-44 / I-49	Green, Jasper, Lawrence, McDonald, Newton	JSR0150				
	49, 13, 7	Jasper, Barton, Vernon, Bates, Greene, Polk, St. Clair, Henry	JSR0154				
H01	181	Ozark	J9S3379	\$5,325,000.00	\$0.00	Pace Construction Company	Resurface
	5, T		J9P3599				
H02	60	Howell, Texas	J9P3615	\$15,225,000.00	\$0.00	Pace Construction Company	Coldmill and Resurface with Undersealing Alternates
	63	Howell, Oregon,	J9P3617				Coldmill, Resurface and Turn Lane Addition
H03	60, 63, 67	Butler, Carter, Howell, Madison, New Madrid	JSE0161	\$1,995,966.00	\$0.00	STF, LLC dba Traffic Control Company	Pavement marking
H04	61	Perry	JSEM0023	\$147,652.50	\$0.00	Putz Construction, LLC	Drainage improvements
			TOTAL:	\$121,241,316.61	\$16,670.00		

^ Focus on Bridges Program

**Table II
Rejection of Bids
December 16, 2022, Bid Opening**

Call No.	Route	County	Job No.	Description
A05	I-35 / I-29 / I-229	Andrew, Atchison, Buchanan, Caldwell, Clinton, Daviess, Harrison, Holt	JNW0097	Fixed Price Variable Scope Pavement Marking
F06*	367	St. Louis City	J6S3279	Resurface

*Call F06 – Funding by the City of St. Louis – \$421,443.35

Commission Consideration and Action

After consideration, and upon motion by Commissioner Treece, seconded by Commissioner Smith, the Commission took the following action with abstentions listed below.

1. Awarded contracts to the lowest responsive bidders for bids received at the December 16, 2022, bid opening, as recommended, and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. Rejected Calls A05 and F06 due to excessive bids per Section 102.15(a) of the Missouri Standard Specifications for Highway Construction as noted in Table II above.
3. Authorized the Director, Deputy Director/Chief Engineer, Chief Financial Officer, or Assistant Chief Engineer to execute the contracts awarded above.

Commissioner Smith abstained from Calls D05, G01, G05 and G08. Commissioner Brinkmann abstained from Calls F02, F05 and D04. Commissioner Boatwright abstained from Call H03.

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2023-2027 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM AMENDMENT

On behalf of the Director, Ed Hassinger, Chief Engineer, requested approval to revise the 2023-2027 Statewide Transportation Improvement Program (STIP) that was approved in July 2022 for the implementation of four Highway and Bridge projects as noted in Table I below; and seven Recreational Trails projects, as noted in Table II below.

**Table I
2023 – 2027 STIP
Highway and Bridge Construction Schedule
January 4, 2023, Amendment
Project Changes**

District County Job No.	Route	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)
SL St. Louis JSL0121	MO 141	Widen interchange ramp, add turn lane and signal optimization at I-64. \$1,717,040 Congestion Mitigation and Air Quality Improvement Program funds.	2025 CN	\$1,889	\$459
SW Dallas JSR0157	MO 73	Pavement resurfacing from Route 54 in Camden County to Route 65 near Buffalo.	2024 CN	\$1,991	\$228

District County Job No.	Route	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)
SW Taney JSR0155*	MO 86	Payment to private entity to add lanes and pavement resurfacing from Jones Road to Route 65, add roundabout at Jones Road, add lanes at Devil's Pool Road, and add lanes at roundabout at Ridgedale Road. \$9,540,000 Governor's Cost Share Program funds.	2023 CN	\$9,540	\$30
SE Scott JSE0166	IS 55	Pavement resurfacing from I-57 to Route 77.	2023 CN	\$2,040	\$190
			Total:	\$15,460	\$907

*Contingent upon the execution of an agreement

Table II
2023 - 2027 STIP
Recreational Trails Program – FY202 Grant Recipients
January 4, 2023, Amendment
Project Changes

Grant No.	Project Name, Scope of Work, and Project Sponsor	Grant Award	Project Cost
2022-04	High Ground Bike Preserve - Non-Motorized Trails Project Construction of 1.75 miles of 3-6 ft. wide natural surface trail and installation of bridge (steel frame and wood floor). Access to the trail will be ADA accessible. <i>City of Neosho</i>	\$89,172	\$154,172
2022-05	Pere Marquette Park Master Plan Trail Rehabilitation, Phase I - Non-Motorized Trail Project Rehab trail to be concrete surface & expand the trail to 10 ft. wide. The trail will be constructed to accessibility standards. <i>City of Ste. Genevieve</i>	\$43,925	\$73,710
202-06	Kinloch Park Trail & Amenities, Phase I - Non-Motorized Trail Project Construction of .5 mile, 10 ft. wide asphalt ADA accessible trail loop. Addition of 4 fitness stations on asphalt base and planting of 40 native trees. <i>St. Louis County Parks Foundation</i>	\$229,321	\$286,739
2022-07	North Park Trail, Phase I - Non-Motorized Trail Project Construction of .8 mile, 8 ft. wide asphalt ADA accessible trail connector. A section of trail between the white & blue fields will be made of concrete. Addition of 7 concrete pads installed with benches and trash receptacles. The parking lots will include the addition of 5 bollards with signage. Construction of a 5 ft. wide concrete connector. <i>City of Kirksville</i>	\$250,000	\$500,467
2022-08	Niekamp Park Trailhead, Phase II - Non-Motorized Trail Project Construct an 810 ft. concrete trail that is 7 ft. wide and ADA accessible to connect Phases 1 and 3. Construction of 4,560 sq. ft. gravel parking lot with ADA parking with a paved walkway to the trail. Amenities include, 3 benches, ADA drinking fountain, lighting, pet waste station, trash receptacle. <i>City of St. Martins</i>	\$146,240	\$192,860

Grant No.	Project Name, Scope of Work, and Project Sponsor	Grant Award	Project Cost
2022-09	Eldon Rock Island Trail & Trailhead - Non-Motorized Trail Project Trail Project Construction of 7,477 linear ft. (1.3 miles) of 12 ft. wide trail in accordance with MSP specs. Rehab of maintenance shed into a bicycle service center and storage/charging facility. Construction of additional parking including ADA accessible. Installation of signage, barriers, lighting, and security cameras. <i>City of Eldon</i>	\$250,000	\$323,000
2022-10	Rock Island Trail Development - Non-Motorized Trail Project Construction of 8,750 linear ft. of 12 ft. wide aggregate material trail in accordance with MSP specs. The addition of signage, trailhead with gravel parking (ADA parking and connection trail), trash cans, and water bottle stations. <i>City of Belle</i>	\$175,194	\$218,993
TOTAL:		\$1,183,852	\$1,749,941

This item was pulled from the consent agenda for consideration at the end of the meeting to allow the Commission to first take action on the recommendations regarding the Governor’s Cost Share Program. Upon motion by Commissioner Smith, seconded by Commissioner Treece, the Commission unanimously approve the amendment to the 2023-2027 STIP as noted in the tabulations above.

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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 Chief Engineer, for filing as necessary for the condemnation of right of way.

<u>County</u> Butler	<u>Route</u> 67	<u>Job Number</u> J9P3751
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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.

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 no briefing reports for the past month.

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FINANCIAL - BUDGET - REPORTS – YEAR-TO-DATE, FINANCIAL REPORT PERIOD ENDING NOVEMBER 30, 2022

Todd Grosvenor, Financial Services Director, provided to the Commission the Financial Report for fiscal year to date, November 30, 2022, 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 November 2022, 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 499 active contracts held by individual engineering consultant firms prior to November 1, 2022. Fourteen engineering consultant services contracts were executed in November 2022, for a total of \$3,189,444. There were zero non-engineering consultant contracts executed in November 2022.

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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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