



Missouri Highways and Transportation Commission Policies

Category: HIGHWAYS
Subcategory: Construction
Sub-Subcategory: Contract Awards

Related Statute: Section 227.100, RSMo 2000, as amended – Construction Bids

AWARD OF CONSTRUCTION CONTRACTS

The Commission shall approve bids and award all roadway and bridge contracts, except as otherwise specifically designated by the Commission in subparagraphs a, b and c below. Commission awarded contracts may be executed by a member of the Executive Committee.

- a. **Delegation of Contingent Authority:** The Director may approve and/or reject bids for all roadway and bridge contracts, after consultation with the Commission Chair, or the Vice-Chair if the Chair is unavailable, effective whenever the Commission lacks sufficient members for a statutory quorum of members, or the Commission has less than six statutory members and the incapacity of a member contributes to the Commission being unable to achieve a statutory quorum, for a regular monthly or specially scheduled meeting due to delays in the appointment and confirmation process for Commission members. This delegation of contingent authority exercised by the Director shall be subject to ratification by the Commission at the next regular monthly meeting a statutory quorum is attained.
- b. **Emergency Work:** A member of the Executive Committee and the respective District Engineer (any one) are authorized to award and execute contracts for emergency roadway, bridge, and/or other transportation facility repairs, structure demolition, and/or services necessary for the benefit of public safety. All contracts for emergency construction work shall be presented to the Commission for ratification.
- c. **Maintenance by Contract:** Bids for roadway maintenance work estimated in the amount of \$100,000 or less may be advertised and let through the Design Division. A member of the Executive Committee or the State Maintenance Engineer (any one) are authorized to determine the responsiveness of bids requested and award and execute roadway maintenance contracts in the amount of \$100, 000 or less.

Executive Committee

For purposes of this policy the term Executive Committee includes the individuals who fill the positions of Director, Deputy Director/Chief Engineer, Assistant Chief Engineer, Chief Safety and Operations Officer, Chief Administrative Officer, and Chief Financial Officer.

Effective Date: November 6, 2019
Supersedes Policy Dated: January 14, 2015
Last Reaffirmed: November 7, 2013
Date of Origin: July 10, 2001; Emergency Work – January 13, 1989; Maintenance by Contract – October 6, 1995
Related Commission Minutes: January 13, 1989 – EOD Comprehensive Update- Emergency Work; March 10, 1995 – Maintenance by Contract trial period; July 10, 2001- EOD Update; January 11, 2011-EOD; April 3, 2012-EOD; November 7, 2013 – Comprehensive Policy Review. May 16, 2014 added delegation of contingent authority. January 14, 2015 authorized *award* and execution in an emergency; November 6, 2019 – Comprehensive Policy Review.