



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

TABLE OF CONTENTS

January 5-6, 2010

VOTE TO CLOSE MEETING	3
COMMISSION/DIRECTOR ITEMS	
Consent Agenda	4
Commission Committees and Commission Related Boards	5
Directors Report	5
MODOT PRESENTATIONS	
2009 Risk and Benefits Management Annual Report	7
2009 Meritorious Safety Award Recipients	8
STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM	
Consideration of Bids on Federal-Aid and State Projects	8
2010 – 2014 Statewide Transportation Improvement Program, 2010 Amendment	15
Request for Approval of Location and/or Design	17
Ratification and Approval of Right of Way Plans for Condemnation	18
BUSINESS ISSUES	
Fiscal Year 2010 Budget Amendment	18
INNOVATIVE FINANCE	
The Stadium Corridor Transportation Development District A, Consideration Of the Project and Appointment of an Advisor	19
POLICIES/ADMINISTRATIVE RULES	
Report and Recommendation Regarding Order of Rulemaking, David’s Law Signing	19
PROPERTY ACQUISITION AND CONVEYANCES	
Disposal of Excess Property, Route 40, Howard County, Excess Parcel Number E2-0141	20
REPORTS	
Financial Report – Year-to-Date, Period Ending November 30, 2009	21

**MINUTES OF THE REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
JEFFERSON CITY, MISSOURI, ON TUESDAY AND WEDNESDAY, JANUARY 5-6, 2010**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Tuesday and Wednesday, January 5-6, 2010, at the Missouri Department of Transportation Building, 105 West Capitol, Jefferson City, Missouri. David A. Gach, Chairman, called the open meeting to order at 10:20 a.m., January 6, 2010. The following Commissioners were present at the meeting location: David A. Gach, Rudolph E. Farber, Grace M. Nichols, Stephen R. Miller, Lloyd J. Carmichael, and Duane S. Michie.

The meeting had been called pursuant to Section 226.120 of the 2000 Revised Statutes of Missouri, as amended. The Secretary verified that notice of the meeting was posted in keeping with Section 610.020 of the 2000 Revised Statutes of Missouri, as amended.

* * * * *

* * * * *

Pete Rahn, Director of the Missouri Department of Transportation; Rich Tiemeyer, Chief Counsel for the Commission; and Pamela J. Harlan, Secretary to the Commission were present on Tuesday, January 5, 2010 and Wednesday, January 6, 2010.

* * * * *

*“Department” or “MoDOT” herein refers to Missouri Department of Transportation.
“Commission” or “MHTC” herein refers to Missouri Highways and Transportation Commission.*

-- CLOSED MEETING --

VOTE TO CLOSE MEETING

The agenda of the closed meeting was posted in keeping with Sections 610.020 and 610.022, RSMo, including the following statutory citations allowing the meeting to be closed:

1. Section 610.021(11), (12) – Specifications for competitive bidding, sealed bids, or negotiated contracts.
2. Section 610.021(1) – Legal actions and attorney-client privileged communications
3. Section 610.021(3), (13) – Personnel administration regarding particular employees.

Upon motion duly made and seconded to convene in closed session, the Chairman called for a voice vote of the members. The vote was as follows:

Commissioner Gach, Aye
Commissioner Farber, Aye
Commissioner Nichols, Aye
Commissioner Carmichael, Aye
Commissioner Miller, Aye
Commissioner Michie, Aye

The Commission met in closed session on January 5, 2010 from 3:00 p.m. until 5:15 p.m.

They reconvened on January 6, 2010 from 8:00 a.m. until 10:00 a.m.

* * * * *

-- OPEN MEETING --

CONSENT AGENDA

Consent Agenda Process

In order to make the most efficient use of Commission meeting time and to ensure Commission members are well informed on issues requiring their action, the staff prepares and submits to the Commission members, in advance of their meeting, internal memoranda consisting of advice, opinions, and recommendations related to the items on the Commission meeting agenda. Those items considered by 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 6, 2010, Consent Agenda

No items were removed from the consent agenda. Upon motion by Commissioner Michie, seconded by Commissioner Farber, the consent agenda items were unanimously approved by a quorum of Commission members present, except Commissioner Miller abstained from voting on Ratification and Approval of Right of Way for project number J4I1597.

* * * * *

COMMISSION COMMITTEES AND COMMISSION RELATED BOARDS

The Commission has two committees: Audit and Legislative. In addition, it elects Commission representatives to two boards: Missouri Transportation Finance Corporation Board of Directors and MoDOT and Patrol Employees' Retirement System Board of Trustees. The following committee reports were made during the January 6, 2010, meeting.

Audit Committee –Commissioner Farber stated there was no report.

Legislative Committee – Commissioner Carmichael reported the legislature convenes today, and their priority will be to balance the fiscal year 2011 budget. The down economy has impacted the amount of state revenues and is going to make it very difficult for the legislature to continue to operate state government and its programs at levels we have become accustomed to over the last several years without some sort of budget reductions. The Commission and Department's focus will be to inform legislators of the importance of maintaining adequate funding levels for all general funded modes of transportation which include rail, transit, ports, and aviation.

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

MoDOT and Patrol Employees Retirement System – Commissioner Farber stated there was no report.

* * * * *

DIRECTOR'S REPORT

During the January 6, 2010, Commission meeting, Director Pete Rahn provided the following report:

Opening of the New I-64. Although the opening of the New I-64 has been discussed among the commission and department, Director Rahn wanted to ensure that the successful opening was noted in the minutes. Tens of thousands of people celebrated the ribbon cutting ceremony on

December 6, 2009 and the new road opened on December 7, 2009. This project was not only a success for the region but for the entire state. In addition, it provides a model for future transportation projects across the country.

Snow fight. The state is dealing with a tough winter this year. Director Rahn reported on the dedication of MoDOT employees, many had to spend Christmas day away from their families traveling to different parts of the state to prepare for snow storms. Another major storm is going to blanket nearly the entire state today, and as these events continue to build up, the department is using overtime at significant rates. Most likely the commission will need to adjust the budget to account for the overtime usage.

Federal stimulus funds update. Director Rahn explained that the department has obligated 98.8% of stimulus funds. The department is required to have 100% obligated by March 2, 2010 and the department will have accomplished that before the deadline. Meeting the deadline makes the department eligible for any redistribution that may occur from the states that have not been able to obligate their funds by March 2, 2010.

Jobs for Main Street Congressional Proposal. There are two items in this proposal that the department is watching closely. The first item is another stimulus package with an accelerated time table. This proposal requires fifty-percent of the projects be awarded in ninety days. This is even faster than what was required from the first stimulus package. The second item contained in the proposal is the extension of SAFETEA-LU at a \$42 billion level. The existing continuing resolutions of SAFETEA-LU have restrained the program at \$30 billion, creating a shortfall of federal funds that could amount to \$250 million for Missouri. This bill needs action by the Senate before the end of February, to address the current shortfall of federal funds.

* * * * *

2009 RISK AND BENEFITS MANAGEMENT ANNUAL REPORT

On behalf of the Director, Jeff Padgett, Director of Risk and Benefits Management, presented the annual update on Risk and Benefits Management Division activities. Mr. Padgett began his presentation by reviewing the various responsibilities of the division including: occupational and employee safety and health, general and fleet vehicle liability, property damage, workers compensation subrogation, workers compensation administration, employee and retiree personal health and life insurance plan.

Mr. Padgett explained several wellness initiatives now available to employees due to the change in medical plan administrators. Members may now have a health risk assessment, and can securely view, store and track personal health information online. In 2009, the program had 502 participants. The tobacco cessation program had 143 participants during 2009. There is a 24-hour nurse line available, preventive health guidelines and tangible rewards for participation in the program for the wellness incentives.

The Tracker measures for the division were reviewed. The highlights of the measures include a forty percent decrease in lost-time incidents in 2009. Districts 2, 3, and 8 along with Central Office were commended for having no lost-time incidents last year. In addition, the number of lost work days fell from 567 in 2008, to 409 in 2009.

The presentation was concluded with a review of future challenges. Workers compensation costs are increasing and will require monitoring to determine if funding will need to be increased. Implement a plan that will emphasize the prevention of OSHA recordables next year. The department will continue to work to limit opportunities and exposure for general liability claims; however the department continues to face lenient awards for claims due to mandatory arbitration.

Commissioner Farber inquired about participation in the wellness incentives and Chairman Gach thanked Mr. Padgett for his presentation and for the positive results he continues to report.

* * * * *

2009 MERITORIOUS SAFETY AWARD RECIPIENTS

On behalf of the Director, Jeff Padgett, Director of Risk and Benefits Management, presented to the Commission the recipient who earned the department’s Meritorious Safety Award in 2009. This award recognizes employees for actions during an emergency or life-threatening event. The award was presented to recognize, honor, and thank to David Winship, a Maintenance Worker in District 4,for his action.

On August 12, 2009, Mr. Winship was working in a work zone on southbound Interstate 29. Mr. Winship observed a vehicle cross over the shoulder and crash into a ditch. As smoke began rising from the vehicle, Mr. Winship responded. Finding the driver unconscious, he turned off power to the vehicle, reducing the risk of fire from the spinning tires. Entering through the passenger door, Mr. Winship noticed a personal medical kit that contained supplies indicating the driver was diabetic. Mr. Winship provided the driver with candy that he found in the vehicle, stabilizing the driver until emergency medical services arrived.

Chairman Gach thanked Mr. Winship for his actions that led to a positive outcome.

* * * * *

CONSIDERATION OF BIDS ON FEDERAL-AID AND STATE PROJECTS

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

Mr. Nichols recommended (1) Award of contracts to the lowest responsive bidders for bids received on the December 18, 2009 letting, as recommended and noted in Table 1 below. Non-contractual costs for these projects are shown on the below tabulation. (2) Declare the bid of Aplex, Inc. on Call 501 as irregular due to a non-standard bid bond per Section 102.9 of the Missouri Standard Specifications for Highway Construction. (3) The Southeast Missouri Regional Port Authority awarded construction of a high water rail line, on December 14, 2009, to the lowest bidder, as noted in Table II below. Big River Resources Corporation was awarded the grading portion of the project and Ironhorse, Incorporated was awarded the rail construction of the project. It was recommended the Commission concur in the award of this project.

Table I
Award of Contracts
December 18, 2009, Bid Opening

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
101	113	Holt	J1S0609	\$549,709.50	\$0	Chester Bross Const. Co./ C.B. Equipment, Inc.	Bridge Deck Replacement, Bridge #S0431 & S0430
	113	Holt	J1S0611				Bridge Deck Replacement, Bridge #S0433
102	136	Harrison	J1P0640	744,026.25	656.00	Chester Bross Const. Co./ C.B. Equipment, Inc.	Bridge Deck Replacement
	13	Harrison	J1S1027		656.00		
103	B	Caldwell	J1M0054	893,731.16	144.00	Chester Bross Const. Co./ C.B. Equipment, Inc.	Thin-Lift Overlay
	116	Caldwell	J1M0055		144.00		
201	65	Carroll, Grundy, Livingston	J2P0777	5,586,026.61	656.00	Norris Asphalt Paving, Co.	Resurfacing with Superpave, Shoulders BP-1
	65	Grundy	J2P2187		0		Optional Base Widening (Superpave, PCCP), Optional Pavement (BP-1, PCCP) for Turn Lane, Connector & Realignment
202	EE	Randolph	J2S2010D	2,076,066.42	418.00	APAC-Missouri,	Thin-Lift

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
	M	Randolph	J2S2010E		418.00	Inc.	Overlay
	C	Randolph	J2S2010F		418.00		
	DD	Randolph	J2S2010G		418.00		
	151	Monroe	J3S2010B		418.00		
203	5	Putnam	J2S2010B	1,466,622.35	418.00	W. L. Miller Company	Thin-Lift Overlay
	136	Putnam	J2S2010C		418.00		
301	B	Warren	J3S2172	514,588.43	656.00	Emery Sapp & Sons	Unbonded Concrete Overlay, Resurfacing with Superpave, BP-1
302	24	Marion	J3P2158	1,842,941.55	656.00	Chester Bross Const. Co./ C.B. Equipment, Inc.	Bridge Hydro Demolition & Bridge Deck Wearing Surface
303	Bus. 61	Marion	J3M0049	626,501.50	144.00	G & M Concrete & Asphalt Co., Inc.	Thin-Lift Overlay
	C	Marion	J3M0050		144.00		
304	K	Lewis	J3S2010G	1,031,609.21	418.00	W. L. Miller Company	Thin-Lift Overlay
	Bus. 61	Lewis	J3S2010H		418.00		
	C	Lewis	J3S2010I		418.00		
305	E	Lincoln	J3S2010C	1,183,378.80	656.00	Mid-River Asphalt, Inc.	Thin-Lift Overlay
	Y	Pike	J3S2010D		418.00		
	W	Audrain	J3S2010E		418.00		
	UU	Lincoln	J3S2010F		656.00		
401	I-70	Jackson	J4I1597	39,337,176.89	414.86	Clarkson Construction Company	Rehab Bridges, MSE Walls, Grade & Drain, Alt. Pavement (Superpave, PCCP), Signals, Lighting & Signing
	I-70	Jackson	J4I1597B		926.86		Water and Sewer Line Relocation
	40	Jackson	J4S1965		144.00		Resurface with Superpave, Shoulders BP-2
402	13	Lafayette	J4P2258	103,003.00	0	Thomas Industrial Coatings, Inc.	Bridge Repair of Fire Damage
403	H	Jackson	J4S1870	1,079,722.29	656.00	Chester Bross Const. Co./ C. B. Equipment, Inc.	Thin-Lift Overlay (BP-2), Pavement Repair and Add Shoulders

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
404	W	Jackson	J4B0802F	3,383,419.54	656.00	Comanche Construction, Inc.	Bridge Rehabilitation and Deck Replacement
	W	Jackson	J4P2272		0		Bridge Deck Replacement
405	435	Jackson	J4I1964	1,689,021.56	656.00	Ideker, Inc.	Alt A: Type C UBAWS, Hot in Place Recycle, Seal Coat Shoulder Alt B: Coldmill & Overlay with Superpave, Shoulder w/BP-1
406	70	Jackson	J4I1790	6,673,348.93	656.00	Comanche Construction, Inc.	Bridge Rehabilitation of Fourteen Bridges, Coldmill and Resurface Approaches
407*	45	Platte	J4P2148	3,784,739.39	905.12	L.G. Barcus and Sons, Inc.	Alt. Paving (Superpave or PCCP), New Type 7 Bulb-Tee Girder Bridge, Bridge #A7739
408	35	Clay	J4I1382	18,934,454.88	288.00	Ideker, Inc.	Alternate Bid Pavement (Superpave or PCCP) and Bridge Rehabilitation on Ten Bridges
501	OO	Callaway	J5S2171	465,875.71	656.00	Sam Gaines Construction, Inc.	Widen for Center Turn Lane & Resurface with Superpave
503	Y	Pettis	J5S0010I	912,763.73	418.00	Chester Bross Const. Co./ C.B. Equipment Inc.	Thin-Lift Overlay
	Y	Pettis	J5S0010J		418.00		
	A	Cooper	J5S2010F		418.00		
	U	Pettis	J5S2010G		418.00		

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
601	I-55	Jefferson	J6I1010B	15,432,182.37	144.00	Millstone Bangert, Inc.	Grading, Alternate Bid Pavement (Superpave or PCCP) and Construct Two Bridges
602	70	St. Charles	J6I1886	4,344,708.55	144.00	R. V. Wagner, Inc.	Bridge Deck Rehabilitation on Four Bridges
	70	St. Charles	J6I1945		144.00		Bridge Deck Rehabilitation on Three Bridges
	70	St. Charles	J6I2159		288.00		Bridge Deck Rehabilitation on Three Bridges
603	44	St. Louis City	J6I1968	1,443,171.70	144.00	Kozeny-Wagner, Inc.	Redeck Bridge and Upgrade Ramps to ADA Standards
604	340	St. Louis	J6S2176	266,975.00	6,826.76	Gerstner Electric, Inc.	Reconstruct Highway Lighting
605	47	Franklin	J6P2139	2,141,168.00	144.00	N. B. West Contracting Company	Pavement Repair and Resurfacing with Superpave
606	WW	Jefferson	J6S1964	1,045,143.70	0	Don Schnieders Excavating Company, Inc.	Replace Two Bridges
607	OR 340	St. Louis	J6S1983	1,531,210.67	0	All Type Excavating Inc./ DBA L. Krupp Construction, Inc.	Coldmilling, Resurfacing with Superpave and ADA Upgrades
	AB	St. Louis	J6S2081				Resurfacing with Superpave and ADA Upgrades
608	267	St. Louis	J6S2105	376,500.00	0	Pace Construction Company, LLC	Alternate Overlay (Superpave or Unbonded Concrete) and ADA Improvements
609	N	Franklin	J6L1000	1,325,053.54	144.00	Lead Belt Materials Company, Inc.	Thin-Lift Overlay (BP-1)
	EE	Jefferson	J6L1000B		144.00		
	V	Jefferson	J6L1000D		144.00		

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
	B	Jefferson	J6L1100B		144.00		
701	Various	Jasper, Lawrence, McDonald, Newton, Vernon	J7P1979	238,644.54	144.00	Diamond Surface, Inc.	Rumble Strip Installation with Add Alternate Bid
702	245	Dade	J7S0789	3,388,085.38	288.00	Robertson Contractors, Inc.	Bridge Deck Replacement
703	76	Barry, McDonald	J7M0021	563,367.41	144.00	Hutchens Construction Co.	Thin-Lift Overlay (SL) with Add Alternate Sections
704	76	McDonald	J7M0022	378,776.06	144.00	Hutchens Construction Co.	Thin-Lift Overlay (SL)
	43	McDonald	J7M0023		144.00		
801	5	Laclede	J8P0854C	2,668,705.45	0	APAC-Missouri, Inc.	Convert Existing Four Lanes to Five Lanes
802	38	Wright	J8S2010B	786,308.33	418.00	APAC-Missouri, Inc.	Thin-Lift Overlay (SL) & (BP-2)
	17	Texas	J9M0077		144.00		Thin-Lift Overlay (SL)
	Bus 60	Texas	J9S0010C		418.00		Thin-Lift Overlay (SL)
901	I-44	Crawford, Franklin, Greene, Jasper, Laclede, Lawrence	J9I2179	333,738.00	0	James H. Drew Corporation	Guardrail Installation at DMS Boards
902	106	Shannon	J9M0073	2,323,997.64	0	Pace Construction Company, LLC	Thin-Lift Overlay (SL)
	21	Reynolds	J9M0074		0		
	103	Carter	J9M0076		0		
	K	Iron, Reynolds	J9M0086		0		
	19/106	Shannon	J9P0010D		144.00		
X01	55	Cape Girardeau, Perry	J0I2200	13,705,018.32	656.00	Chester Bross Const. Co./ C.B. Equipment Inc.	Grading and Pavement (Superpave and PCCP)
X02	53	Butler, Dunklin	J0P0826	4,229,650.01	656.00	Pace Construction Company, LLC	Resurfacing with BP-1
X03	51	Perry	J0P2154	1,727,549.49	418.00	PCI Roads, LLC	Bridge Rehabilitation
	51	Perry	J0P2199		0		

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
X04	25, AB	Cape Girardeau	JOP0904	1,167,864.40	173.10	Fronabarger Concreters, Inc.	Grading & Optional Pavement (BP-1 or PCCP) to Construct a Roundabout
X05	B	Ste. Genevieve	JOS2198	4,648,400.78	0	Chester Bross Const. Co./ C. B. Equipment, Inc.	Grading, Resurfacing with BP-2, and Alternate Bridge – Concrete or Steel Girders
			TOTAL	\$156,944,947.04	\$30,116.70		

* Call 407 – Funding by Kansas City Power & Light \$3,607,308.57.

** Call X03 – Job JOP2154 Funding by State of Illinois \$500,000.

Table II
Awarded by Southeast Missouri Regional Port Authority
November 4, 2009, Bid Opening

County	Job No.	Bid Amount	Contractor	Description
Cape Girardeau	JOW0001	\$399,805.45	Big River Resources Corp.	SEMO Port Rail Project Main Phase I – Grading
Cape Girardeau	JOW0001	403,154.57	Ironhorse Inc.	SEMO Port Rail Project Main Phase II – Rail
	TOTAL	\$802,960.02		

Commission Consideration and Action

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

1. Awarded contracts to the lowest responsive bidders for bids received on the December 18, 2009 bid opening, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. Declared the bid of Apex, Inc. on Call 501 as irregular due to a non-standard bid bond.
3. Concurred in award of project JOW0001, Cape Girardeau County. A project awarded by the Southeast Missouri Regional Port Authority on December 14, 2009 as noted above in Table II.

Commissioner Miller abstained from voting on Call 401, Commissioner Farber abstained from voting on Call 704, and Commissioner Carmichael abstained from voting on Call 801. In keeping with the Commission’s Delegation of Authority to Execute Documents Policy, the Director,

Chief Engineer, Chief Financial Officer, or the Director of Program Delivery may execute the contracts awarded above.

* * * * *

**2010 – 2014 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM,
2010 AMENDMENT**

On behalf of the Director, Dave Nichols, Director of Program Delivery, recommended that the 2010-2014 Statewide Transportation Improvement Program (STIP) be amended, as noted in the tabulations below, to add fifteen projects.

**2010 – 2014 STIP
Highway and Bridge Construction Schedule
Projects Added
January Amendment**

(Dollars in Thousands)

County Job No.	Route	Description of Improvement/Location	Tentative Award State Fiscal Year	Construction and Right of Way Funds	Engineering Funds
Various J1B0803	Various	Bridge painting on Rte. H in Andrew Co. over Pedlar Cr., Rte. M in Atchison Co. over Long Branch, Rtes. E, V, and C in Dekalb Co. over N Fork Lost Cr, Third Fork of Platte River and Grindstone Cr., Rtes. M and HH in Harrison Co. over Big Muddy Cr. and Lotts Cr. Rtes. JJ, and NN in Nodaway Co. over West Fork 102 Rvr., over Honey Cr. and Brushy Cr.	2010	\$944	\$66
Various J4B0803	Various	Bridge painting on Rte. CC in Clay Co. over Clear Cr., on Rtes. V and E in Platte Co. over Jordan Branch and Platte Rvr., and Rte. H in Ray Co. over Willow Cr.	2010	624	44
Various J4Q1769E	Various	Install Intelligent Transportation System (ITS) operations at various locations in Jackson, Cass, Clay, and Platte counties.	2010	136	9
Jackson J4P2251	150	Construction of a new interchange at Botts Road in the City of Kansas City. Cost share project with City of Kansas City.	2010 RW \$203 2011 CN \$20,981	21,184	4,216
Jackson J4P2251Z	150	Payback from the Cost Share Program in 2014 and 2015 to the City of Kansas City for the acceleration of project 4P2251.	2014	5,000	0
Cole J5P2156	54	Construction of a bicycle/pedestrian bridge attachment across the Missouri River at the Cole/Callaway County line.	2010	7,000	667

Cooper J5B0803	Various	Bridge painting on Rte. 179 over I-70, Rte. 5 over I-70, and Rte. 41 over I-70.	2010	645	45
St. Charles J6P2311	40	Correct erosion problems at Rte. K interchange.	2010	200	14 (was \$10, now \$24)
St. Charles J6S2281	DD	Widen pavement and add shoulders from 0.25 mile west of Rte. 40/61 to 0.2 west of Sommers Road.	2010	1,052	95
Dunklin J0S2205	NN	Resurface pavement from Rte. 412 to Arkansas state line.	2010	825	77
			TOTALS:	\$37,610	\$5,233

**2010 – 2014 STIP
Economic Recovery (ARRA) in MPO Areas
Projects Added Contingent Upon Availability of any Remaining ARRA Funds
January Amendment**

(Dollars in Thousands)

County Job No. Route	Description of Improvement/Location	State Fiscal Year	ARRA Funds for Construction and Right of Way – <i>Changes in Italics</i>	Other Funds for Construction and Right of Way – <i>Changes in Italics</i>	ARRA Funds for Engineering - <i>Changes in Italics</i>	Total Cost - <i>Changes in Italics</i>
Jackson J4P2234 24	Pavement improvements from Blue Mills Road to the Lafayette County Line.	2010	\$6,056 (was \$0)	0	\$421	\$6,477
Various J4S2296 Various	Resurfacing of various minor routes in Platte and Clay Counties.	2010	2,700 (was \$0)	0	190	2,890
Various J4S2297 Various	Resurfacing of various minor routes in Jackson and Cass Counties.	2010	1,301 (was \$0)	0	102	1,403
St. Louis City J6I2020 64	Rehabilitate Poplar Street bridge and approaches from 21st Street to the Poplar Street Bridge. Project will include add alternates for scope to allow for the use of any remaining ARRA funds. Project estimate range is \$7 million to \$21.5 million.	2010	21,544 (was \$0)	0	1,029 (was \$750, now \$1,779)	22,573
St. Louis J6I2299 44	Pavement and shoulder treatment to eliminate ponding from west of Central Ave. to east of Six Flags Rd.	2010	2,101 (was \$0)	0	224	2,325
TOTAL			\$33,702	0	\$1,966	\$35,668

Via approval of the consent agenda, the Commission unanimously approved the amendments to the 2010 – 2014 STIP as noted in the tabulations above.

* * * * *

REQUEST FOR APPROVAL OF LOCATION AND DESIGN OF HIGHWAYS

Route 150, Jackson County Botts Road Interchange Job No. J4P2251 Public Hearing Held July 28, 2009

The proposed improvement provides a new diverging diamond interchange on Route 150 at Botts Road and widening of Route 150. Route 150 will consist of four twelve-foot lanes with ten foot shoulders. The project will have controlled access right of way. Route 150 will remain open to traffic during construction. This project is 1.2 miles in length.

Ms. Elizabeth Wright, District 4 Engineer, recommended approval of the location and design as presented at the public hearing.

Route 269, Clay County Chouteau Bridge over the Missouri River Job No. J4U1303F Public Hearing Held September 8, 2009

The proposed improvement provides for reconfiguring the existing bridge roadway width to better accommodate bicycle and pedestrian facilities. The roadway will consist of four twelve-foot driving lanes with one-foot shoulders with protected shared use pedestrian paths and bike lanes. The project has normal access right of way. Two lanes of traffic in each direction will be maintained on Route 269 during construction. This project is 0.8 mile in length.

Ms. Elizabeth Wright, District 4 Engineer, recommended approval of the design as presented at the public hearing.

Route TT, Jefferson County Job No. J6S2086 Public Hearing Held October 29, 2009

The proposed improvement will replace crossroad drainage structure on Route TT, work will also be included on Route AA. The project has normal access right of way. Temporary road closures will be used on Route TT and AA during construction. This project is 6.5 miles in length.

Mr. Ed Hassinger, District 6 Engineer, recommended approval of the design as presented at the public hearing.

After full consideration of the favorable and adverse economic, social and environmental

effects of the recommended designs, the Commission via approval of the Consent Agenda unanimously found and determined the recommended designs would best serve the interest of the public and approved the recommendation.

* * * * *

RATIFICATION AND APPROVAL OF RIGHT OF WAY PLANS FOR CONDEMNATION

On behalf of the Director, Dave Nichols, Director of Program Delivery, recommended the Commission ratify the approval of the Chief Engineer of the following right of way plans, which have been filed for condemnation.

<u>County</u>	<u>Route</u>	<u>Job Number</u>	<u>Date Commission Approved Design</u>
Adair	63	J2P0483I	November 7, 2008
Jackson	I-435/I-70	J4I1597	May 6, 2009

In accordance with Section 227.050 RSMo, the Commission via approval of the Consent Agenda, approved the right of way plans for the above noted projects and directed they be filed as necessary for the condemnation of right of way. As noted in the consent agenda approval, Commissioner Miller abstained from voting on job J4I1597, Jackson County, Route I-435/I-70.

* * * * *

FISCAL YEAR 2010 BUDGET AMENDMENT

On behalf of the Director, Brenda Morris, Resource Management Director, recommended approval of a increase to disbursements of \$13.3 million. In addition, Ms. Morris recommended adjustments for transfers between appropriations to address changing priorities and provide greater flexibility to districts and divisions in funding program priorities. The amended budget for fiscal year 2010 is \$2,916,664,000.

Via approval of the consent agenda, the Commission unanimously approved the amendments and adjustments to the fiscal year 2010 budget as noted above.

* * * * *

**THE STADIUM CORRIDOR TRANSPORTATION DEVELOPMENT DISTRICT A,
CONSIDERATION OF THE PROJECT AND APPOINTMENT OF AN ADVISOR**

On behalf of the Director, Roger Schwartze, District 5 Engineer, advised the Commission that in response to a petition filed by Midland-Columbia Development, L.P., Raul J. Walters Revocable Trust, Walters Acquisition, Inc., and Cross Roads West Shopping Center, LTD, on February 27, 2004, the Circuit Court of Boone County established the Stadium Corridor Transportation Development District A (TDD) as a political subdivision on October 4, 2004. The proposed project includes upgrading Stadium Boulevard (Missouri Route 740) and adjacent side streets between and including I-70 North Service Road and Route TT. The Commission does not own any real property within the proposed TDD and has no financial participation in the project.

In keeping with Sections 238.220(3) and 238.225(1), RSMo, the Commission, via approval of the consent agenda, (1) found the upgrades to the area noted above, to be a necessary and desirable extension of the state highways and transportation system, subject to the TDD making any revisions in the plans and specifications required by the Commission and subject to the TDD entering into a mutually satisfactory agreement with the Commission regarding development and future maintenance of the project, and (2) appointed the District 5 Engineer, or his designee, as the Commission advisor to the Stadium Corridor TDD A board of directors. In keeping with the Commission's Delegation of Authority to Execute Documents Policy, the Director, Chief Engineer, Chief Financial Officer, or respective business unit director may execute the related agreements.

* * * * *

**REPORT AND RECOMMENDATIONS REGARDING ORDERS OF RULEMAKING,
DAVID'S LAW SIGNING**

On behalf of the Director, Eileen Rackers, State Traffic Engineer, reminded the Commission that at the September 2, 2009, meeting the Commission authorized the filing and publication of the

notice of proposed administrative rules 7 CSR 10-27.010 - .040, David's Law Signing, which requires the Missouri Department of Transportation to establish a drunk driving risk reduction awareness program, including a drunk driving victim memorial sign program. The proposed rulemaking is required to implement David's Law pursuant to Truly Agreed to and Finally Passed House Bill 683. The proposed rules were published in the Missouri Register on October 15, 2009, and MHTC did not receive any comments during the 30 days following the publication. Ms. Rackers recommended approval of the final permanent rulemaking for filing with the Joint Committee on Administrative Rules and the Office of the Secretary of State. She further recommended the Director, Chief Engineer, or Chief Financial Officer be authorized to execute any document appropriate and necessary to complete this final rulemaking process.

Via approval of the consent agenda, the Commission unanimously approved the rulemaking recommendations.

* * * * *

DISPOSAL OF EXCESS PROPERTY, ROUTE 40, HOWARD COUNTY, EXCESS PARCEL NUMBER E2-0141

On behalf of the Director, Kevin James, Acting District 2 Engineer, recommended conveyance of 1 acre located in Howard County on Route 40, Section 34, Township 49 North, Range 16 West, to the Missouri Department of Conservation for the consideration of \$1.00. The property was acquired for a roadside park in 1937, the park was closed in 1990 and the Department of Conservation's Franklin Island Conservation Area is the only abutter.

Via approval of the consent agenda, the Commission unanimously approved the property conveyance described above.

* * * * *

-- REPORTS --

The Commission received the following written reports.

**FINANCIAL – BUDGET - REPORTS
YEAR-TO-DATE FINANCIAL REPORT, November 30, 2009**

Deborah S. Rickard, Controller, provided to the Commission the Fiscal Year 2010 monthly financial report for the period ending November 30, 2009, with budget and prior year comparisons.

* * * * *

* * * * *

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

* * * * *