



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

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October 17, 2007

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**MINUTES OF REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
ST. LOUIS, MISSOURI, ON WEDNESDAY, OCTOBER 17, 2007**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Wednesday, October 17, 2007, at the Drury Plaza Hotel, #2 South Fourth Street, St. Louis, Missouri. James B. Anderson, Chairman, called the meeting to order at 9:40 a.m. The following Commissioners were present: Duane S. Michie, Vice Chairman, David A. Gach, Mike Kehoe, Bill McKenna, and Rudolph E. Farber.

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.

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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 Wednesday, October 17, 2007.

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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(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 Anderson, Aye
Commissioner Michie, Aye
Commissioner Gach, Aye
Commissioner Kehoe, Aye
Commissioner McKenna, Aye
Commissioner Farber, Aye

The Commission met in closed session from 8:30 a.m. until 9:30 a.m.

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-- OPEN MEETING --

APPROVAL OF MINUTES

Upon motion by Commissioner Michie, seconded by Commissioner Gach, the Commission unanimously approved the minutes of the regularly scheduled meeting held on September 12, 2007. 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, 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 the 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 October 17, 2007, Consent Agenda

Consent Agenda Item 2, "Request for Approval of Location and/or Design, Route 266, Greene County," was removed from the consent agenda for discussion. Upon motion by Commissioner McKenna, seconded by Commissioner Michie, all remaining items on the October 17, 2007, consent agenda were unanimously approved.

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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 October 17, 2007, meeting.

Audit Committee – Commissioner Michie reported that the Audit Committee met on October 16, 2007, with representatives of BKD, MoDOT's independent auditor, to discuss in detail the audit for Fiscal Year 2007. He stated that this is the eighth consecutive year that MoDOT has received an unqualified opinion on the financial statements from the independent auditor. The Audit Committee also reviewed the GASB 45 which is a change to the accounting of health insurance benefits and what impact it is going to have on the balance sheet. In addition, as this is the third year of our contract with BKD, a request for proposal will be issued to look at the next renewal of contract to engage an auditing firm.

Legislative Committee – Commissioner McKenna reported that the Senate Transportation Committee is meeting this afternoon to hear public testimony about both freight and passenger rail. In addition, the Joint Committee on Transportation Oversight Sub-Committee is going to meet to talk about future funding for transportation to look at ways to find new revenue to keep moving forward. Commissioner Kehoe added that on November 19, 2007, the department would present its Annual Accountability Report to the Joint Committee on Transportation Oversight.

Missouri Transportation Finance Corporation – Commissioner Gach reported that the Corporation met on October 16, 2007. The corporation's independent auditor, Williams Keepers, gave a clean and unqualified opinion and there were no audit findings. Commissioner Gach reported that two loans were approved. One loan in the amount of \$183,750 was approved to build right and left turn lanes on Highway 65 at the entrance of the American Energy Producers, Inc. biodiesel facility. The other loan with St. Louis County for \$5.1 million will rebuild the I-270 and Dorsett Road intersection as a single-point diamond interchange.

MoDOT and Patrol Employees Retirement System – Commissioner Michie reported that a meeting of the Board of Trustees for the MoDOT and Patrol Employees Retirement System was held on September 20, 2007, and provided the following summary of business conducted at that meeting. The Board received a report from the actuarial about the unfunded liability, which is currently just under sixty percent of funds available for that liability. That percentage has increased for the last few years due to double-digit rate of return from the investments. Commissioner Michie expressed that there is a constant struggle with finding the appropriate balance because every dollar you put into retirement you take off of the highways and bridges. The retirement system has recently instituted a pension administration software package that has brought the bookkeeping operation in house. Norm Robinson, Executive Director, announced his pending retirement for July 2008. The Board decided to issue a request for proposal to engage an executive search firm to assist with hiring a new Executive Director.

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AMERICAN ASSOCIATION OF STATE HIGHWAY TRANSPORTATION OFFICIALS

Chairman Anderson stated that the American Association of State Highway Transportation Officials (AASHTO) is the national professional organization for the transportation business. Chairman Anderson reported that Director, Pete Rahn, is president of AASHTO, and acknowledged that this is a very significant accomplishment. Chairman Anderson reviewed the history of the state of Missouri and its past AASHTO Presidents.

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DIRECTOR'S REPORT

During the October 17, 2007, Commission meeting, Director Pete Rahn provided the following report:

Partnership with Metro in the St. Louis area – Two weeks ago, Larry Salci, President and CEO of Metro together with Director Rahn was able to announce an agreement in which MoDOT will provide up to \$3 million to Metro for two years during the construction of the New I-64 project. This funding is to be used to encourage new riders to use Metro during the construction of the New I-64 project.

Receipt of Awards – MoDOT received the 2007 Governor's Award for Quality and Productivity for developing a snowplow that is able to clear two lanes of pavement with only one truck. Called the TowPlow, the machine is the invention of a MoDOT employee who applied his knowledge of farm equipment to snowplows. MoDOT then worked with snowplow contractor, Viking Cives, to fine-tune the design and build the TowPlow, which essentially does the work of two trucks but requires only one driver. The use of the TowPlow was such an increase in productivity and an increase in service to the public that it gained the Governor's recognition for

innovation. Although proud of the recognition of the Governor, Director Rahn is very proud of the folks at MoDOT who are always thinking of new ways to better serve the state of Missouri.

MoDOT also received the American Association of State Highway and Transportation Officials 2007 Safety Leadership Award for the Department's efforts to reduce highway deaths. Missouri had the largest drop in traffic-related fatalities in 2006 of any state in the nation - down by 161 compared to 2005. AASHTO cited the department's work to develop a comprehensive highway safety plan, called Missouri's Blueprint for Safer Roadways, to reduce highway deaths. As part of the Missouri Coalition for Roadway Safety, MoDOT works with numerous safety partners to implement the Blueprint's educational, engineering and enforcement strategies. Director Rahn is very proud of the safety partners and MoDOT who are making sure that there are fewer and fewer grieving families in the state of Missouri.

Trip to China – Director Pete Rahn recently traveled to China where he learned that China spent, on purchasing power parity, \$300 Billion on highways last year. In comparison, the United States spent a combined total of state and federal funds approximately \$70 Billion last year. Director Rahn stated, that as a nation and a state, we must invest in our transportation system if we are going to remain competitive as an international economic power.

Executive Summary of the Annual Accountability Report – The Executive Summary of the Annual Accountability Report was presented to the Commission for their review. Director Rahn will present the report to the Joint Committee on Transportation Oversight on November 19, 2007.

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NORTH COUNTY INCORPORATED ON LOCAL NEEDS

Mr. Mark Tranel, President, North County Incorporated (NCI) introduced collectively 11 people who are members of NCI and were attending the meeting with him. Mr. Tranel explained that NCI is a regional development association that is celebrating thirty years of service. NCI represents forty-seven municipalities and the unincorporated area of North St. Louis County. NCI's members include cities, schools, chambers of commerce, and private citizens.

Mr. Tranel stated that due to their location, this area is the economic engine for St. Louis County. Their location includes: Lambert-St. Louis International Airport, the busiest interchange in Missouri at I-270 and I-70, the largest amount of industrial/warehouse space in the eight county region, and many of the state's largest employers including Boeing, Emerson, Tyco Healthcare/Malinckrodt, and Express Scripts.

NCI would like to thank the Commission and the Department for recent projects in the area. I-70 at Florissant Road improvements contributed to Express Scripts' decision to stay in Missouri and St. Louis County. Express Scripts opened their Headquarters three months ago and are building a second building that will employ an additional 1,000 people. This economic growth is due to the impact of MoDOT's transportation investment. The improvements at I-270 and I-170 along with the improvements to Missouri 367 are also appreciated.

Mr. Tranel stated that the main reason NCI is here today is to request advancement of the I-270 north corridor project. This project is currently number ten on the list. This is an area with significant safety issues. This is a significant corridor for the entire state, not just St. Louis County. The I-270 North corridor is the oldest section of I-270 in St. Louis County and a number of bridges need replacement. NCI believes it would be more efficient and effective to complete the corridor study prior to working on individual bridge projects. Mr. Tranel expressed concerns about the outer road system along the corridor as well.

Chairman Anderson expressed appreciation to Mr. Tranel for NCI's partnership with MoDOT, and commended Mr. Tranel for the efforts at retaining Express Scripts and those quality jobs in partnership with the University of Missouri-St. Louis.

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ST. LOUIS REGIONAL CHAMBER AND GROWTH ASSOCIATION

Richard C. D. Fleming, President and Chief Executive Officer, St. Louis RCGA, stated that the RCGA is the regional chamber of commerce and the regional economic development organization for the sixteen county bi-state region. RCGA's members represent forty percent of the employment base of the metropolitan area. RCGA focuses on infrastructure as an essential ingredient to the basic mission that we have in economic development.

Mr. Fleming stated that over the last year, RCGA's partnership with MoDOT has grown. RCGA recognizes the transportation and economic development link that joins our missions as we each work to improve the quality of life as well as the economy for our region and throughout the state.

The RCGA strongly supports MoDOT and the efforts to successfully conclude a very important partnership with IDOT on a new Mississippi River Bridge. Mr. Fleming made note to commend Commissioner Bill McKenna for his role over the past year. This project will provide tremendous economic benefits to the greater St. Louis area and to both states.

The RCGA is pleased with the New I-64 project. Mr. Fleming voiced appreciation for the outstanding work that project director Lesley Hoffarth and her staff are doing and have done. MoDOT and Gateway Constructors are going the extra mile communicating to the public, delivering on their promises, and beating their deadlines. We believe it is important to this community and throughout the state at large to remember that the I-64 reconstruction project and

the rebuilding of thirty rapidly deteriorating bridges along that route was not an option, it was a necessity. Design Build is not the only innovation to come out of the I-64 project. Another is MoDOT's business access grants program. The grants will help area businesses deal with and work with the disruption that will inevitably occur, while at the same time maintain access to the businesses and attractions. In addition, MoDOT is encouraging expanded transit use in the region through a joint venture with Metro to encourage transit rider ship in the I-64 corridor to relieve congestion. The RCGA is committed like MoDOT to ensuring commuters and visitors to St. Louis are aware of the travel choices they have for trips they need and want to make.

The RCGA is cognizant of the need to address long term funding short falls. In July the RCGA sponsored a symposium entitled "Navigating the Perfect Storm." At the symposium, business and civic leaders were encouraged to help educate the public on the infrastructure needs and the coming crisis in federal and state funding for transportation. We cannot afford to let our infrastructure, our regions and our state's economic growth or our quality of life deteriorate due to insufficient resources for infrastructure. The RCGA will continue to work with MoDOT to be on the frontlines of making the case for adequate funding of our transportation infrastructure.

Chairman Anderson thanked Mr. Fleming for his comments and for his leadership and the leadership of the RCGA in this region and the entire state. Commissioner Michie commented that we see the numbers all the time of what happens across the state and the nation, when funding is spent for transportation what kind of great returns come back. The RCGA understands that and we appreciate our partnership with RCGA and the leadership you have demonstrated.

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PRIORITY OF HIGHWAY 141, ST. LOUIS COUNTY, IMPROVEMENT PROJECT

The Honorable Neal St. Onge, Missouri House of Representatives District 88, commended the department for the extraordinary progress that has been made over the past three years. Some of MoDOT's accomplishments include: the completion of Smoother, Safer, Sooner one year early and on budget, the use of practical design that saves the taxpayers millions of dollars, the Better Roads Brighter Future program we are in right now that will repair 5600 miles of roadway. The innovative ideas from the department keep coming and are highlighted by the use of Design Build for three key projects across the state: the New I-64 project, the Paseo Bridge, and the Safe and Sound Bridge Program.

Representative St. Onge asked the Commission and the Department to reach into the innovation well one more time for the Highway 141 project. It appears there will be some funding available for the next planning period that can be allocated to projects. Although there isn't enough funding available to complete the Highway 141 project, Representative St. Onge asked the Commission to allocate some funding for this project. The Representative will challenge the local partners: St. Louis County, City of Chesterfield, City of Maryland Heights, East-West Gateway Council of Governments to take the additional money that is available and use creative thinking and innovative ideas to get this project underway and get it done. Our transportation system isn't supported by the economy; our economy is supported by the transportation system. The completion of the Highway 141 project will provide a \$13.5 Billion impact to the St. Louis County region. As the economic engine of this state, it will be a gigantic boost to state revenue as well. It is an honor to work with Director Pete Rahn and Chief Engineer Kevin Keith, and I look forward to working together in the future.

Chairman Anderson thanked the Representative for his leadership that he is providing as Chairman of the House Transportation Committee. Chairman Anderson commented that various

presenters have mentioned the St. Louis MPO, East-West Gateway Coordinating Council of Governments today. The Chairman noticed that the Executive Director of the MPO is not present today, but felt that if there were any representatives of the staff at East-West Gateway who were present, it would be a positive opportunity to stay around after the meeting to meet some of the new Commissioners who have been appointed since 2004.

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FISCAL YEAR 2007 AUDITED FINANCIAL STATEMENTS

On behalf of the Director, Debbie Rickard, Controller and Deborah A. McCoy, BKD, presented a report on the Fiscal Year 2007 audit of MoDOT's financial statements. Ms. McCoy commended MoDOT staff for format and language changes in the financial statements, making them more easily understood. Ms. McCoy made particular note of the eye pleasing new cover. Ms. McCoy also noted that this is the first year that staff provided a comparison of financial statements for this year and the past year.

Ms. McCoy reported that BKD had issued an unqualified opinion on the Fiscal Year 2007 financial statements, which is the highest opinion of financial statements. She commended MoDOT staff for their proactive efforts to comply with the rules involved in preparing governmental accounting statements in accordance with the Generally Accepted Accounting Principles.

Ms. McCoy indicated that there is a new Governmental Accounting Standards Board Statement Number 45 (GASB45) that is the most significant new requirement that will need to be addressed in the future. GASB rules make MoDOT's financial statements comparable to other governmental entities and let others know that the department is following the rules and regulations in its financial reporting.

Chairman Anderson complimented Ms. McCoy and Justin Roberts, BKD's lead auditor for MoDOT, on their professionalism in conducting the audit, and thanked them for their report.

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MODOT TRACKER UPDATE

Director Pete Rahn explained that the TRACKER is a part of MoDOT's management strategy. The TRACKER flows from MoDOT's mission. The department's mission statement is the reason the department exists. MoDOT's mission is to provide a world-class transportation experience that delights our customers and promotes a prosperous Missouri. From that mission statement, MoDOT's Senior Management Team spent two days and deduced from and drug out of that mission statement eighteen tangible results. Tangible results are what the public should expect from MoDOT to deliver from that mission statement. By being tangible MoDOT can measure the delivery or non-delivery of that result to our customers. The process of measuring the tangible results controls the TRACKER. The TRACKER represents around 100 measures; it is a fluid dynamic process where we refine the process or the measure.

Every quarter there is a TRACKER meeting for presentations about performance and to discuss actions that have been done, why the measure is doing what it is doing, and the direction it is headed.

The measures have a cascading effect. There is a supplement to the TRACKER that breaks down measures by district or division. In addition, the districts and divisions have developed their own Trackers. These produce individual performance plans on how we need to improve and create data for daily business operations. The district and division Trackers drive performance and connect employees back to the TRACKER and the eighteen tangible results that MoDOT is focused on delivering to our customers.

Director Rahn explained that the TRACKER focuses on strategies, looks for consistent results, and strives for high performance by comparing to benchmarks in the industry.

The biggest challenge ahead for the TRACKER is to link MoDOT's budget with the tangible results. We have made progress, but have not found the way to link those yet.

Chairman Anderson stated that we are more transparent and more accountable than ever and that he believes this is the vehicle that is making the difference. He said, that the Commission appreciates Director Rahn's leadership in developing this measurement system and his leadership in making it work.

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STATUS OF MAJOR BRIDGES

On behalf of the Director, Kevin Keith, Chief Engineer, presented a report about major bridges in Missouri. Mr. Keith began with a review of the collapse of the I-35W Bridge in Minneapolis and the quick response of MoDOT to that tragedy. Mr. Keith introduced Dennis Heckman, State Bridge Engineer; Jim Carney, State Maintenance Engineer; and Carl Callahan, State Bridge Maintenance Engineer as the team who were key to MoDOT's quick response. Mr. Keith also stated that Mr. Callahan is retiring.

MoDOT has an aggressive bridge inspection program. Every bridge, 10,240 state bridges, are inspected at least every two years. Bridges with problems or ratings of a three or four are inspected every year. In addition, underwater inspections are conducted every four years. Although Missouri bridges are safe, not all are in good condition. The Safe and Sound program will improve or replace over 800 bridges. But of those 800 bridges only one is a major bridge. A major bridge is longer than 1,000 feet. Missouri has 203 major bridges spread across the state. Repairing, rehabilitating and replacing these bridges requires a major investment. If

there is an issue with one of these bridges, it is a major impact on the state and the community in which it is located.

The department has made progress with recent major bridge replacements at: Hannibal, Boonville, Cape Girardeau, Waverly, Lexington, and Hermann. There are currently scheduled in the STIP replacements for the Paseo Bridge, Atchison on Route 59, Tuscumbia on Route 17, Glasgow on Route 240, and Miami on Route 41. There are two more major bridges that are in the planning and design phase: Route 40/I-64 over the Missouri River, and Route 159 over the Missouri River at Rulo.

Much work remains for Missouri's major bridges. With a goal of keeping the major bridges in service for 100 years, we will need to replace two major bridges every year. Currently, we aren't quite averaging one major bridge replacement per year. In analyzing the major bridges with our goal, we have determined that over the next ten years we need to invest \$300 to \$500 million in the 203 major bridges. The return on this investment will bring the bridges into satisfactory or better condition, eliminate emergency closures due to deteriorating conditions, and provide a minimum roadway width of twenty-four feet. Through the Transportation Investment Priorities Process, we will work to prioritize bridge needs with other transportation needs in Missouri.

Chairman Anderson thanked Mr. Keith for his presentation today and at the Hermann Bridge opening ceremony the previous week. Chairman Anderson thanked the bridge team for doing a great job and for the leadership in response to the Minneapolis tragedy. Chairman Anderson also congratulated Mr. Callahan on his retirement.

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UPDATE ON THE NEW I-64 DESIGN-BUILD PROJECT

On behalf of the Director, Lesley Solinger Hoffarth, Project Director, provided an update on the new I-64 design-build project. In November 2006, the Commission approved the contract with Gateway Constructors for the New I-64 design-build project in St. Louis City and County. Gateway's innovative plan will close the west half of the project in 2008 and then the east half in 2009. There was a lot of concern about how traffic was going to flow, but the focus had to be on what we are getting for the money. The project will provide 12 new interchanges and an additional lane each direction. The progress that has been made has been truly amazing. Design is ninety percent complete and will be finished by the end of 2007. Construction began in March 2007. The Tamm Bridge was demolished in April and reopened in six months. The Kingshighway interchange was reduced to two lanes in each direction in June with minimal traffic disruption. Three bridges were removed in August over one weekend with minimal traffic disruption. New ramps are rapidly being built at the I-170 interchange with the first new ramp set to open by November 2007.

The project team has spent the year focusing on the businesses and flexibility. Flex work hours, flex work locations, and flex modes of transportation in efforts to reduce congestion on the roads during the I-64 construction. There is a focus on access for the customers to the businesses and communicating that the businesses are still open and can be accessed.

The project team has worked with the community on maintenance and traffic issues to prepare for the complete closure of I-64 in January 2008. The project team has been working together with St. Louis County, St. Louis City, emergency service providers, Metro, and all of the cities along the corridor.

Disadvantaged Business Enterprise Goals are on target for the sixteen percent goal and aggressive efforts are being made to hire more on the job training laborers and professionals.

MoDOT pledged \$2.5 million to train a workforce and provide an incentive for Gateway to do better than a twenty percent on the job-training goal.

The business community will be ready for 2008; our workforce will be ready for 2008; our road system will be ready for 2008. Because of unprecedented collaboration we've seen with our partners and the community, I know that we will be ready for the challenges in 2008 and 2009. Ms. Hoffarth stated that she was here 11 months ago to request the ability to build this project using a different delivery method, and she is here today to tell you that design-build is the right delivery method for this project.

Chairman Anderson thanked Ms. Hoffarth for her informative presentation. The amount of planning and execution of that plan is extraordinary. Chairman Anderson stated that Ms. Hoffarth and her team are Class A and then some. Mr. Anderson acknowledged that many challenges remain, however, he is convinced that the right people are in place to handle the challenges ahead.

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PUBLIC COMMENT ON HIGHWAY 266 IN SPRINGFIELD

Jim Rogers, presented concerns regarding the Highway 266 project in Springfield on behalf of Scott Bensman and himself. Mr. Rogers stated that he is simply a private citizen and property owner with concerns about the relocation of Route 266. One could argue whether Route 266 needs to be rebuilt. The traffic counts are nebulous, but the decision was made to put a new highway there.

When a two-lane road is expanded to four lanes the normal process is to widen the existing two-lane location to a four-lane location. Sometimes that will not work and the two-lane road becomes an outer road to the new four-lane road that is clearly visible from the new

highway. Neither process is taking place on Route 266. In this case, the road is being relocated with enough land in between the new road and the old road that there is a commercial zone. Mr. Rogers expressed concern about the reduced visibility of the businesses on the old road and the effect that will have on property values. Mr. Rogers also expressed concern about the right of way that was donated to MoDOT for this project.

Chairman Anderson thanked Mr. Rogers for his comments and noted that the Commission did hear from the Smith's about this project at the September Commission meeting.

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PUBLIC COMMENT ON BICYCLE AND PEDESTRIAN ACCOMODATIONS

Brent Hugh, Executive Director for the Missouri Bicycle Federation, made a presentation regarding bicycle and pedestrian accommodations. Mr. Hugh introduced Steve Sleet from Trail Net and Russ Willis with the St. Louis Bicycle Federation. Mr. Hugh discussed the state of walking and bicycling in Missouri. Walking and bicycling are two modes of transportation that need to be accessible. Currently, these modes are not as accessible or as safe as they need to be.

There are over two million active bicyclists in Missouri and 5.8 million pedestrians. One may ask why do we need to bicycle or walk in Missouri? A lot of people simply want to, while others have to. Over twenty-five percent of Missourians don't have a driver's license and need to be able to get around. Ten percent of Missourians don't own a car. These people need to get to work, and shopping. Bicyclists and pedestrians are underserved, and who also need a safe system. 155 of roadway injuries or fatalities are pedestrians and bicyclists.

Mr. Hugh presented four points for the Commission to consider. (1) Bicycle and pedestrian liaison – consider appointing one Commissioner to be a point person on bicycle and pedestrian issues. (2) MoDOT policy – the bicycling and pedestrian community wants to work

with their friends at MoDOT and their leaders to put in place policies and standards to ensure appropriate accommodation for walking and bicycling. (3) Ask about bicycling and walking – ask when projects are presented to you how are bicycling and walking being accommodated in these projects? (4) Bicycle and pedestrian program – help encourage a strong effective bicycle and pedestrian program in MoDOT, help get it back on track.

Chairman Anderson thanked Mr. Hugh for his informative presentation and for reminding the Commission of the importance of this mode of transportation.

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PUBLIC COMMENT ON PASSENGER RAIL

The Honorable Joan Bray, Missouri Senate – District 24, presented comments about passenger rail. Missouri is unlike any other state in the union that has passenger rail service, because Missouri's service is diminishing. We are absolutely going against the trend throughout the country where there is demand, excitement, plans, and lobbying Congress for an improved program. Missouri has particular challenges we ought to meet and overcome. Our primary challenge is the Union Pacific railroad and its desire not to share the track with passenger rail. It is going to take real power and real assertion from powerful people to develop a partnership with Union Pacific that benefits both Union Pacific as well as the passenger rail system. The commission is among those who are powerful enough to make that happen. So I would like for you to take on the issue of passenger rail.

Chairman Anderson thanked the Senator for her comments and her leadership on this issue. Chairman Anderson stated that this next session, the Department has a significant initiative for passenger rail and other modes of transportation and encouraged her consideration of this initiative.

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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 and responsible bidders for bids received on September 28, 2007, as recommended and noted in Table I below. Non-contractual costs for these projects are shown on the below tabulation; (2) rejection of bids received on Calls 401 and 605, as noted in Table II below because they were considered excessive; and (3) Call 201 received no bids; and (4) Call 503 which is Route 63 in Boone County is a cost share project with the City of Columbia who has concurred in the award of the project.

**Table I
Award of Contracts
September 28, 2007, Bid Opening**

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
301	19	Gasconade/ Montgomery	J3P0584C	\$1,284,219.00	\$0	Anderson Excavating and Grading Co.	Bridge Demolition
501	63	Boone	J5P0979	23,907.00	0	D & S Fencing Company	Chain Link Fence Installation
502	70	Boone	J5I0971	2,654,745.42	656.00	Chester Bross Construction Co./C. B. Equipment Inc.	Resurfacing with Superpave on Westbound Lanes
503*	63	Boone	J5P0907	7,926,096.98	979.76	Emery Sapp & Sons, Inc.	Grading, Bridge - Steel Girder, and Alternate Bid Pavement PCCP or Superpave
			J5P0907B		188.86		Grading and Optional Bid Pavement PCCP or Bituminous Pavement (BP-1)
601	44	St. Louis City	J6I1929	543,170.00	2,800.00	Gerstner Electric Inc.	Traffic Signal Reconstruction and Interconnect System

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
	H		J6S1987		28,400.00		Traffic Signal Upgrades and Wireless Interconnect
602	BB	Jefferson	J6S1783	1,561,721.90	144.00	Unnerstall Contracting Company, LTD	Drainage and Optional Bid PCCP or Bituminous Pavement BP-1
			J6S1888		235.20		Drainage and Optional Bid PCCP or Bituminous Pavement BP-1
			J6S1911		0		Bridge - Rehabilitation
603	30/P	Jefferson/ St. Louis	J6S1927	1,082,725.83	44,416.00	Gerstner Electric Inc.	Traffic Signal - Interconnect System and Connection to ITS
606	21/30	St. Louis	J6S2063	1,351,937.20	98,240.00	Gerstner Electric Inc.	Install Traffic Signal Fiber and Wireless Interconnect Systems
	231/ 267		J6S2063B		98,240.00		Signal Interconnect and Connection to Existing ITS Backbone
607	Various	Jefferson/ St. Louis St. Louis City	J6S2064	728,213.75	54,500.00	T.G.B., Inc.	Traffic Signals - Interconnect System and ITS Connection
608	109	St. Louis	J6S1805	2,134,732.39	656.00	All Type Excavating Inc./DBA L. Krupp Construction, Inc.	Resurfacing with Superpave and Shoulder Rehabilitation
701	71	Jasper/ Newton	J7P0833	1,819,697.40	656.00	Chester Brass Const. Co./C. B. Equipment, Inc.	Diamond Grinding
	60	Newton	J7P0867		656.00		
	71	Newton	J7P0876		656.00		
	66	Jasper	J7S0835		656.00		
	571	Jasper	J7S0836		656.00		
	FF	Jasper	J7S0837		656.00		
	Bus. 60	Newton	J7S0856B		656.00		
702	I-44	Lawrence	J7I0841	6,653,718.52	656.00	Leo Journagan Construction Co., Inc.	Resurfacing with Superpave
	39	Lawrence	J7P0831		656.00		Resurfacing with Superpave and Coldmilling
	60	Barry/ Newton	J7P0868		656.00		Resurfacing with Superpave, BP-1
	174	Lawrence	J7S0829		656.00		Resurfacing with BP-1
	Bus 37	Barry	J7S0830		656.00		Resurfacing with Superpave, BP-1 and Coldmilling
	Bus 60	Lawrence	J7S0843		656.00		Resurfacing with Superpave
	Bus 60	Barry/ Lawrence	J7S0845		656.00		Resurfacing with Superpave and Coldmilling
703	71	Barton/ Vernon	J7P0838	6,835,917.39	656.00	Leo Journagan Construction Co., Inc.	Resurfacing with BP-1 Superpave
	171	Jasper	J7P0853		656.00		
	43	Barton/ Jasper	J7S0839		656.00		

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
	FF	Jasper	J7S0854		656.00		
801	65	Dallas/Hickory	J8P0843C	4,374,878.33	656.00	Leo Journagan Construction Co., Inc.	Resurfacing with Superpave & BP-1
901	63	Phelps	J9P0526	1,347,205.18	154.68	Magruder Construction Co., Inc.	Bridge Replacement (Concrete I-Girder)
X01	67	Madison	J0P0928	37,597,624.33	6,627.08	Emery Sapp & Sons, Inc.	Grading, Drainage, Alt. Pvmt., Bridges
				\$77,920,510.62	\$348,701.58		

* Call 503 - Funding by City of Columbia \$2,446,817.63

**Table II
Rejection of Bids
September 28, 2007, Bid Opening**

Call No.	Route	County	Job No.	Description
401	169	Clay	J4U1314C	Rehabilitation of Metal Bin Retaining Wall
605	Various	Franklin/ Jefferson/ St. Charles/ St. Louis/ St. Louis City	J6P2113	Replace Signal Bulbs and Pedestrian Heads

Reassignment of Contract

Mr. Nichols further recommended that Job No. J9P0545 (Call 902 from the March 30, 2007, letting, which was awarded by the Commission on April 11, 2007), be reassigned from Leo Journagan Construction Co., Inc. to Lake Asphalt Paving and Construction, LLC.

Commission Consideration and Action

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

1. Awarded contracts to the lowest responsive and responsible bidders for bids received on September 28, 2007, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. Reject the bids received on Calls 401 and 605, as noted in Table II above, because they were considered excessive.
3. Call 201 received no bids.
4. Call 503 which is Route 63 in Boone County is a cost share project with the City of Columbia who has concurred in the award of the project.

5. Reassigned Job No. J9P0545 from Leo Journagan Construction, Co. to Lake Asphalt Paving and Construction, LLC.

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.

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**2008 - 2012 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM,
2008 AMENDMENT**

On behalf of the Director, Mabelle Watkins, Director of Transportation Planning, recommended that nineteen new and two revised construction projects totaling \$21,696,000 be added to the Highway and Bridge Construction Schedule of the 2008-2012 Statewide Transportation Improvement Program (STIP), as noted in the tabulation below.

Highway and Bridge Construction Schedule

County Job No.	Route	Description of Improvement/Location	Tentative Award State Fiscal Year	Contract Estimate
Saline J2I2147	70 EB	Rehabilitate bridge over Blackwater River 1.1 miles east of Rte. 65. Project involves Bridge A0207.	2008	\$166,000
Sullivan J2P0768D	6	Bridge improvements over West Yellow creek 3.0 miles west of Route 129. Project involves bridge L0797.	2008	\$824,000
Clay J4P1883	92	Intersection improvement at Commercial Street in Smithville.	2008	\$608,000
Jackson J4P2205	150	Water line relocation from Colorado Street to east of White Street in Kansas City. Project paid for by the City of Kansas City.	2008	\$1,500,000
Johnson J4P2019	13	Pavement and shoulder treatments from Rte. YY to Rte. E north of Warrensburg.	2008	\$1,142,000
Lafayette J4S2009	20	Payment to the City of Higginsville for the cost of milling and resurfacing from Pine Street to Business 13 and to convey ownership of Route 20 from Route 13 to Business 13.	2008	\$58,000
Platte J4I1985	29	Pedestrian safety improvements from the southern end of bridge over Barry Road south 4500 feet.	2008	\$113,000

Callaway J5I2147	70	Construction of fencing adjacent to westbound lanes, 1.2 miles west of Rte. 54.	2008	\$22,000
Camden J5P0911	54	Payment to City of Osage Beach to improve and to convey ownership of roadway from Rte. KK to Bus. 54 south junction.	2008	\$2,000,000
Franklin J6S2118	185	Relocate South Outer Road, construct turn lanes and widening from I-44 to Springfield road.	2011	\$1,006,000
Franklin/ Jefferson J6I2186	44/55	Building demolition and asbestos removal at the I-44 rest area and weigh station near St. Clair in Franklin Co. and the I-55 weigh scales near Barnhart in Jefferson Co.	2008	\$34,000
St. Charles J6S2119	D	Right of way purchase to widen shoulders from 1.2 miles west of Callaway Fork Road to Callaway Fork Road.	2008 RW	\$10,000
St. Louis City J6I2185	270	Replace lighting from the west abutment on the bridge over Mississippi River to west of the Rte. 3 interchange in Illinois. Let by Illinois.	2008	\$388,000
St. Louis City J6S1972	H	Right of way purchase to rehabilitate bridge at Adelaide Avenue.	2008 RW	\$120,000
Barry J7P0769	60	Capacity improvements from 0.1 mile west of Rte. 37 to 0.1 mile east of Chapell Drive in Monett.	2008	\$8,162,000
Barry J7O2146	Various	Grading, drainage and paving for frontage roads adjacent to Rte. 60 from 0.1 mile west of Rte. 37 to 0.1 east of Chapell Drive in Monett.	2008	\$1,008,000
Jasper J7S0770	FF	Intersection improvements at Main Street in Joplin.	2008	\$1,850,000
Various J8S2148	Various	Purchase of signage for Old Route 66 corridor in Districts 6, 7, 8 and 9. Funded by the SAFETEA-LU Scenic Byways Program.	2008	\$385,000
Dunklin J0P0958	25	Install signals and add left turn lane at Rte. 25 and Russell Street in Kennett.	2008	\$246,000
Various J0P2149	Various	SAFETEA-LU High Risk Rural Road Program for safety improvements at various locations throughout the state.	2008	\$275,000
Various J0P2148	Various	Purchase of sign posts, aggregate, and asphalt for the SAFETEA-LU High Risk Rural Road Program for safety improvements at various locations throughout the state.	2008	\$1,779,000

Via approval of the consent agenda, the Commission unanimously approved the amendments to the 2008-2012 STIP as noted in the tabulation above.

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REQUEST FOR APPROVAL OF DESIGN OF HIGHWAY

On behalf of the Director, Kirk Juranas, District 8 Engineer, recommended approval of the design of the following project as presented on the preliminary plans and exhibits shown to the public at the noted hearing.

**Route 266, Greene County
Kaylor Road (Farm Road 107) to I-44
and New Airport Boulevard
(New Access to Springfield/Branson Regional Airport)
Job No. J8S0851/J8S0795
Public Hearing Held July 17, 2007**

The proposed improvement provides for relocating a section of Route 266 and modifying the Route I-44 interchange. Relocated Route 266 will consist of a divided expressway with 4-12' lanes and 10' shoulders. This project will have controlled access right of way on Route 266 and normal access right of way on Airport Boulevard. Route 266, Route EE and Farm Road 124 will remain open to thru traffic during construction. The Route 266 project is 1.4 miles in length and the Airport Boulevard project is 1.3 miles in length.

Upon motion by Commissioner Michie, seconded by Commissioner Farber, and following discussion of the project, the Commission unanimously approved the design as recommended by Kirk Juranas, District 8 Engineer, and authorized the Director, Chief Engineer, or Chief Financial Officer to execute the contract documents, subject to approval as to form by the Chief Counsel's Office.

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RATIFICATION OF 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>
Jackson	I-435	J4I1121B	May 10, 2006
Boone	763	J5U0675	December 11, 2006
Franklin	100	J6P1004	July 11, 2006
Madison	72	J0P0884	February 7, 2007

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.

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--- REPORTS ---

The Commission received the following written reports.

**FINANCIAL – BUDGET – REPORTS
YEAR-TO-DATE FINANCIAL REPORT, AUGUST 31, 2007**

Deborah S. Rickard, Controller, presented the Fiscal Year 2008 monthly financial report for the period ending August 31, 2007, with budget and prior year comparisons.

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

Mr. Jeff Padgett, Manager of Employee Benefits and Chairman-Medical and Life Insurance Plan Board of Trustees, presented reports on the financial status of the Medical and Life Insurance Plan covering the period from January through June 2007. The report indicated that the number of claims had increased rather dramatically over the past three years, which was primarily attributable to increased utilization. The Medical and Life Insurance Plan Board of Trustees continues to closely monitor increases in utilization and trends.

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2007 REPORT TO JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Kevin Keith, Chief Engineer and Roberta Broeker, Chief Financial Officer presented the 2007 Report to the Committee on Transportation Oversight, which will be filed before November 10, 2007.

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

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