



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

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**MINUTES OF THE SPECIAL MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
JEFFERSON CITY, MISSOURI, ON WEDNESDAY, DECEMBER 19, 2007**

A special meeting of the Missouri Highways and Transportation Commission was held on Wednesday, December 19, 2007, via video and teleconference at the Department of Transportation Building, 105 West Capitol, Jefferson City, Missouri. James B. Anderson, Chairman, called the meeting to order at 4:20 p.m. The following Commissioner was present: Mike Kehoe. Commissioners James B. Anderson, Duane S. Michie, David A. Gach, and Rudolph E. Farber participated via video conference. Commissioner Bill McKenna participated via teleconference.

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, December 19, 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.

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 3:35 p.m. until 4:15 p.m.

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-- OPEN MEETING --

**SAFE AND SOUND BRIDGE IMPROVEMENT PROGRAM PROCUREMENT
PROCESS DESIGN BUILD FINANCE MAINTAIN CONTRACT**

Director Pete Rahn and Chief Engineer Kevin Keith reported to the Commission that the reason for a special meeting of the Commission is to ensure that work can begin on this project in a timely manner. The Chief Engineer reviewed with the Commission that the department received proposals from two teams: Missouri Bridge Partners and Team United. After review of the proposals, which took extra time to review the complex documentation, the department

determined that the proposals were unaffordable and entered into the Best And Final Offer process with both teams to see if the price could be reduced.

Mr. Keith recommended the Commission:

- Declare the proposals from the two teams responsive.
- Declare that the preferred pricing and alternate pricing are not affordable.
- Select Missouri Bridge Partners Best And Final Offer as apparent best value.
- Authorize the payment of a stipend to Team United in accordance with the RFP.
- Authorize MoDOT to enter negotiations with Missouri Bridge partners to determine final contract terms and price of the Safe and Sound Bridge Improvement Program.

Commissioner McKenna stated that approval of the recommendations will allow the department to narrow down the project and negotiate with Missouri Bridge Partners, and then the Commission will have another opportunity to make a final decision in the future. Director Rahn verified Commissioner McKenna's statement through explanation that this is still another step in the procurement process, and that this is still an active procurement and the department does not know if negotiations will conclude with a contract with Missouri Bridge Partners. Following discussion, and upon motion by Commissioner McKenna, seconded by Commissioner Kehoe, the Commission unanimously approved the recommendations presented by Mr. Keith.

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

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