



**MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

Official Minutes

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September 1, 2010

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**MINUTES OF THE REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
SHELBYNA, MISSOURI, WEDNESDAY, SEPTEMBER 1, 2010**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Wednesday, September 1, 2010, at the Hawkins Theatre, 516 E. Maple Street, Shelbyna, Missouri. Rudolph E. Farber, Chairman, called the meeting to order at 10:10 a.m. The following Commissioners were present at the meeting location: Rudolph E. Farber, David A. Gach, Grace M. Nichols, Lloyd J. Carmichael, Stephen R. Miller, and Kenneth H. Suelthaus. 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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Kevin Keith, Interim Director/Chief Engineer 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, September 1, 2010.

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

The Commission met in closed from 8:00 a.m. until 10:00 a.m.

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-- OPEN MEETING --

APPROVAL OF MINUTES

Upon motion by Commissioner Gach, seconded by Commissioner Nichols, the Commission approved the minutes of the regular scheduled meeting held on June 2, 2010, and the electronic ballot meeting minutes of June 8, 2010, Commissioner Suelthaus abstained. 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 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 September 1, 2010, Consent Agenda

No items were removed from the consent agenda. Upon motion by Commissioner Nichols, seconded by Commissioner Gach, the 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 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 September 1, 2010, meeting.

Audit Committee – Commissioner Nichols reported the Audit Committee met on August 31, 2010, and reviewed and approved three internal audit reports. The first report was a review of Site Manager approvals in the construction program, the second was a federal compliance review for the airport improvement program, and the third was a federal compliance review of transit services. In November 2010, the Audit Committee will meet with the external auditor, BKD, regarding the department's annual financial statement audit.

Legislative Committee – Commissioner Miller reported the General Assembly will convene on September 15, 2010, for the annual veto session. Following veto session, the Joint Committee on Transportation Oversight will meet to receive an update from Chairman Farber on search for a new director.

Director Search Committee – Chairman Farber reported the committee has a strong slate of applicants and will engage in the interview process over the next month.

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

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

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INTERIM DIRECTOR’S REPORT

During the September 1, 2010, Commission meeting Interim Director, Kevin Keith, provided the following report:

State Employee of the Month – Interim Director Keith reported that MoDOT was honored by having MoDOT employee, Linda Wilson, selected as the State Employee of the Month for July 2010. Ms. Wilson is a Community Relations Coordinator in St. Louis and was recognized for her work on the New I-64 project. This was the first time in a long time, that a MoDOT employee received the State Employee of the Month award.

The hole on 470 in Kansas City – In July 2010, there was a slide on a portion of 470 at the Three Trails Crossing that created a hole in the road. Interim Director Keith was pleased to report it took only forty-three days from discovery of the hole to fixing the road and having it open to traffic. This quick work was a major accomplishment and tremendous response to an emergency situation in District 4.

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DELEGATION REPRESENTING THE US HIGHWAY 36/I-72 TRANSPORTATION DEVELOPMENT DISTRICT (TDD)

Glen Eagan, Presiding Commissioner of Shelby County and Member of the US 36/I-72 TDD welcomed the Commission to Shelby County and for their support of the cost-share project to make US 36 four lanes across the state. Despite the down economy, the local sales tax from Macon, Shelby, Monroe and Marion counties continue to come in very well to pay the local share of this cost share project. Mr. Eagan thanked the Commission for their continued efforts on safety, especially for this project and the safety improvements made along the corridor. In addition, the area is seeing economic development with the completion of the four-lane project, two businesses have committed to come to

Shelby County and the community is looking forward to more businesses coming to the region in the future. Mr. Thad Requet, representing the Shelbina Chamber of Commerce, thanked the commission for working with the community to build US 36 to four lanes and making the road safer. This project will enhance economic growth in northeast Missouri, and the Chamber is always looking for ways to draw business to Shelbina.

Chairman Farber thanked Mr. Eagan and Mr. Requet for their presentation. Commissioner Miller thanked the region for stepping up financially and creating the TDD to help fund the project and for partnering with the department.

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DELEGATION REPRESENTING THE ROUTE 54 CORRIDOR GROUP

Richard Webber, Presiding Commissioner of Audrain County, requested the Commission consider improving Highways 54 and 19 from Mexico through Louisiana to a four lane road. A committee has formed and members include Audrain and Pike counties, and cities along the corridor. This project has the support of many elected officials at the state and national levels. Mr. Webber expressed appreciation of the support the committee has received from MoDOT's District 3 office as well as the support of the Regional Planning Commission.

Mr. Webber explained the many benefits of improving this corridor: (1) connectivity for commerce for communities along both Highway 54 and I-70, (2) improved efficiency for truck traffic from Mexico through Hannibal/Quincy north to Chicago, Minneapolis, and Milwaukee, (2) improved safety on the road, and (3) economic development and enhanced tourism. Mr. Webber explained there is an earmark of \$735,000 for preliminary studies for engineering and environmental work, however, this project currently ranks twenty-eighth on MoDOT's list of projects. The committee would like to

see this ranking improved. The committee is aware that a cost share with the department and the use of local funds is necessary in order to be able to build the four lanes.

Chairman Farber thanked Mr. Webber for his presentation and inquired whether the committee considered forming a TDD. Mr. Webber explained that they are working toward creating a TDD and the counties and communities are supportive of that effort.

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THE TRI-STATE DEVELOPMENT SUMMIT

Tom Oakley, President/CEO of Quincy Newspapers, Inc., and regional transportation advocate, thanked the Commission for fulfilling the dream of generations of people that live in Northeast Missouri. The Tri-State Development Summit's goal is to change the traffic patterns of America. With the completion of US 36, also known as the Chicago-Kansas City Expressway, the organization is now working to promote three major corridors that cross the thirty-five county tri-state development region. The Summit has notified mayors, counties, economic development organizations, and chambers of commerce along the corridor that this corridor is officially the Chicago-Kansas City Expressway and allows them the opportunity to promote this corridor in the work they do to create economic development. In addition, the Summit has notified major trucking associations and companies across the country of these new corridors to encourage their use of the system and to promote economic development. Mr. Oakley concluded his presentation by stating the completion of this corridor has made a difference, and will continue to make a difference beyond our life time.

Chairman Farber thanked Mr. Oakley for his presentation and his years as a devoted transportation advocate.

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SUCCESS & CHALLENGES IN NORTHEAST MISSOURI

On behalf of the Interim Director, Paula Gough, District 3 Engineer, presented to the Commission the successes and challenges in northeast Missouri. Ms. Gough explained that the great employees of District 3 have been key to success in the past and will be key to success in the future. The employees have made a difference by reducing utilities to save money where possible, be more efficient, and continue to address public concerns with the resources available. Ms. Gough reported the district is proud to be able to honor their commitments by completing several projects in the region including the Avenue of the Saints (US 61) in 2008, the four lane project on US 36, a new interchange at Route U and US 61 in Lincoln County, a new Missouri River bridge at Hermann, and a new bridge in Hannibal a few years ago. In addition, the district is looking forward to future projects including preventative maintenance on Mark Twain Lake bridges and construction on forty-three Safe and Sound bridges.

Some of the challenges the district is facing includes the large number of retirement eligible employees, a majority of which are in the maintenance area. There is the potential to lose a lot of experience and dedication that has been critical to the district's success. The district is working aggressively to transfer knowledge and develop leadership in maintenance and other areas across the district. Reducing staff through attrition has been a challenge, but employees have been willing to try different things and take on additional challenges so the district can continue to be successful. The extreme wet weather has presented challenges with the slide on Route 79 and flooding of many minor roads.

Ms. Gough concluded her presentation with thanking the Commission for coming to northeast Missouri, and explaining that although the district is faced with many challenges, the employees

continue to be successful in honoring commitments and maintaining customer satisfaction. Chairman Farber thanked Ms. Gough for her presentation.

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CONSIDERATION OF PROJECTS, THE LAKE OF THE OZARKS COMMUNITY BRIDGE TRANSPORTATION DEVELOPMENT DISTRICT AND ROUTE 242

On behalf of the Interim Director, Roger Schwartz, District 5 Engineer, presented the Commission with two proposed projects to provide economic development opportunities and improve traffic movement in the Lake of the Ozarks region. Mr. Schwartz explained the area would like to have an improved connection between Route 54 on the east side of the lake and Route 5 on the west side. There is a good toll bridge in the area, but the connecting roads on both sides are not very good. One project, on the east side, will connect Horseshoe Bend Parkway with Route 54 and the toll bridge with approximately two miles of a four lane road. The estimated project cost is \$12 million, and the Department of Economic Development is contributing \$4 million for the project.

The second project, on the west side, would build a new route to connect Route 5 to the toll bridge. Currently, traffic travels on Routes MM, TT, and F to get from the toll bridge to Route 5. This project will build a five-mile two lane road for an estimated project cost of \$21 million. This project involves the transportation corporation that owns the toll bridge. The transportation corporation will refinance the bridge and borrow \$11 million to fund their half of the project through a combination of local bank loans and a grant from the United States Department of Agriculture. A new Lake of the Ozarks Community Bridge TDD will be created to assist with the development of this project.

Collectively the roads will be designated Route 242 this includes the road connecting the toll bridge on the east side to Route 54 and the road connecting the toll bridge on the west side to Route 5.

Mr. Schwartz recommended the Commission:

- Find the proposed TDD project for improvements to Routes MM, TT and F (Future Route 242), a necessary and desirable extension of the state highways and transportation system and authorize the execution of a cooperative agreement between the Commission and the Lake of the Ozarks Community Bridge TDD pursuant to the Execution of Documents Policy, subject to approval as to form by the Chief Counsel's office.
- Approve the STIP amendment authorizing funds for Project J5P0731, contingent upon the execution of the cooperative and cost participation agreement with the Lake of the Ozarks Community Bridge TDD.
- Appoint the District 5 Engineer, or his designee, as the Commission advisor to the Lake of the Ozarks Community Bridge TDD board of directors for Project J5P0731.
- Approve the location and design of the proposed Route 242 improvements (Project J5S2179) as presented at the public hearing.

Upon motion by Commissioner Gach, seconded by Commissioner Nichols, the recommendations were unanimously approved by a quorum of Commission members present.

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MISSOURI DEPARTMENT OF TRANSPORTATION PROPOSED FISCAL YEAR 2012 APPROPRIATIONS REQUEST

On behalf of the Interim Director, Roberta Broeker, Chief Financial Officer, presented the Fiscal Year 2012 appropriations request of \$2.79 billion. Ms. Broeker explained the department is required by law to submit an appropriations request to the Office of Administration by October 1 each year. This appropriations request is the basis of the Governor's recommendation to the legislature for the state budget. MoDOT is a little unique because State Road Funds stand appropriated without legislative action. However, the department continues to follow the process and shepherd the request through the legislative session.

Ms. Broeker reviewed the breakdown of the appropriations request:

- \$1.467 billion for program delivery
- \$555 million for refunds and transfers

- \$522 million for system management
- \$104 million for fleet, facilities, and information systems
- \$93 million for multimodal
- \$53 million for administration

It is often said the department is funded like a highway agency, and that is evident when you see how much of the funding in appropriations request is dedicated to highway activities versus the other modes, ninety-seven percent of the appropriations request is for highway activities and only three percent is for transit, water, rail, and air. This is a large disparity that illustrates Missouri is more focused on roads than other modes of transportation.

Some of the differences from this appropriations request compared to last year's request is evident in the decrease in funds. The American Recovery and Reinvestment Act projects are winding up and that uses up the federal funds provided through that program. Also, Amendment 3 bond proceeds are being used so that budget is declining.

Some anticipated changes that will occur between this request and the next budget request is we expect to have fewer employees, so the \$272 million for personal service is expected to be a smaller number because there will be fewer employees as part of the Five Year Direction. Fringe benefits are estimated at \$189 million, however, the retirement system board meeting is later this month and the rate will be set at that meeting.

The appropriations request for the construction program declined substantially and is \$1.32 billion compared to last year at \$1.88 billion. As a result, contractor payments will be down \$373 million, design and bridge consultant payments will be down \$15 million, the accelerated program is down \$31 million, federal pass through funds are down \$15 million, meanwhile debt service on bonds are up \$9 million.

Multimodal programs request totals \$88 million. Federal pass through funds for transit amounts to \$34 million of that total. This total also includes \$33 million for the high speed rail grant the department received. Aviation will receive \$21 million a portion of that is federal pass through funds and the other portion is from the Aviation Trust Fund that is funded with an aviation gas tax. The request for ports is \$360,000 and is truly a minimal investment in an area with great potential for freight transportation.

Ms. Broeker concluded her presentation with recommending approval of the proposed Fiscal Year 2012 appropriations request totaling \$2.79 billion. Following discussion, and upon motion by Commissioner Suelthaus, seconded by Commissioner Nichols, the Commission unanimously approved the Missouri Department of Transportation Fiscal Year 2012 Appropriations Request, as noted in the table on the following page, and authorized staff to release the request to the Office of Administration – Division of Budget and Planning.



**Fiscal Year 2012 Appropriations Request
Summary by Operating Budget Category
(Dollars in Thousands)**

<u>Categories</u>	<u>Fiscal Year 2011 Appropriation Request</u>	<u>Fiscal Year 2011 TAFP¹ Budget</u>	<u>Fiscal Year 2011 Operating Budget²</u>	<u>Fiscal Year 2012 Appropriation Request</u>
Administration ³	\$ 53,919	\$ 53,708	\$ 53,679	\$ 53,438
System Management				
Maintenance Operations ³	446,508	445,691	475,357	480,987
Motor Carrier Services	7,787	7,765	8,200	7,561
Highway Safety	<u>33,008</u>	<u>33,006</u>	<u>33,013</u>	<u>32,960</u>
Total System Management	487,303	486,462	516,570	521,508
Program Delivery				
Construction Operations ³	157,586	157,111	167,929	148,094
Contractor Payments ⁴	1,255,825	1,255,825	1,425,326 ⁵	882,675
Design and Bridge Consultant Payments	25,000	25,000	15,000	10,000
Accelerated Program (Reimbursements) ⁶	39,400	39,400	24,645	8,446
Right of Way ⁴	15,000	15,000	15,000	15,000
Federal Pass-Through ⁴	127,500	127,500	127,500	112,500
Debt Service on Bonds	<u>281,020</u>	<u>281,020</u>	<u>273,962</u>	<u>290,390</u>
Total Program Delivery	1,901,331	1,900,856	2,049,362	1,467,105
Fleet, Facilities and Information Systems				
Operations ³	41,169	41,075	39,262	39,865
Capital Improvements Investments	12,700	12,700	10,500	8,700
Information Systems Investments	30,000	30,000	27,491	27,491
Fleet Investments	<u>28,929</u>	<u>28,929</u>	<u>28,081</u>	<u>28,080</u>
Total Fleet, Facilities and Information Systems	112,798	112,704	105,334	104,136
Multimodal ^{3,7}	72,305	72,914	108,897	92,554
Refunds and Transfers	<u>555,300</u>	<u>555,300</u>	<u>0⁸</u>	<u>555,300</u>
Total Disbursements for MoDOT	<u>\$ 3,182,956</u>	<u>\$ 3,181,944</u>	<u>\$ 2,833,842</u>	<u>\$ 2,794,041</u>

This schedule summarizes detailed appropriations into MoDOT's major operating budget categories, and illustrates the changes that occur between the initial appropriations request, the TAFP budget and the operating budget approved by the Commission in June.

¹ Fiscal year 2011 Truly Agreed and Finally Passed (TAFP) budget.

² Fiscal year 2011 operating budget includes transfer appropriations administered by the Office of Administration (OA). The majority of these amounts are the Commission's match for Social Security contributions and are included as part of operations. The operating budget also includes changes associated with the five-year direction. Savings from various operating areas, including Administration and Fleet, Facilities and Information Systems, have been redirected to System Management.

³ Operations include personal services, fringe benefits and expense and equipment.

⁴ Contractor Payments, Right of Way and Federal Pass-Through include disbursements for the American Recovery and Reinvestment Act of 2009 (ARRA).

⁵ Contractor payments increased significantly compared to the fiscal year 2011 TAFP budget because of the timing associated with project expenditures.

⁶ Accelerated Program (Reimbursements) for the three fiscal year 2011 amounts were larger than usual due to a repayment to the Federal Highway Administration for a loan associated with the District 6 Page Avenue projects.

⁷ Multimodal's fiscal year 2011 operating budget and fiscal year 2012 appropriations request include ARRA disbursements, the majority of which is associated with the high speed rail grant.

⁸ Refunds and transfers are netted against revenue for the fiscal year 2011 budget.

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CONSIDERATION OF BIDS FOR ROADWAY IMPROVEMENTS

On behalf of the Interim Director, Dave Nichols, Director of Program Delivery, presented the following recommendations.

Mr. Nichols recommended (1) Award of contracts to the lowest responsive bidders for bids received on the August 20, 2010 letting, as recommended and noted in Table I below. Non-contractual costs for these projects are shown on the below tabulation. (2) Reject Call X02, as noted in Table II below, due to excessive bids per Section 102.15(a) of the Missouri Standard Specifications for Highway Construction. (3) Declare the bid from Gansner Excavating & Grading, LLC on Call 602 as irregular, per Section 102.8 of the Missouri Standard Specifications for Highway Construction for failure to complete the bid documents properly. (4) Note Call 201 is funded by Koch Performance Roads, Inc. (KPR) and requires their concurrence, KPR has concurred. (5) Note Call 401 has funding by the City of Kansas City and requires their concurrence, the City has concurred. (6) Note Call 603 has funding by the Village of Oak Grove and requires their concurrence, the Village has concurred.

Table I
Award of Contracts
August 20, 2010, Bid Opening

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
201*	63	Adair, Macon	J2M0035	\$230,442.72	\$144.00	W. L. Miller Company	Fog Sealing
301	94	Warren	J3P2171	404,508.00	548.00	APAC-Missouri, Inc.	Bridge Rehabilitation
302	24/61	Marion	J3P2196	286,959.85	984.00	Chester Bross Const. Co. / C.B. Equipment, inc.	Ultra Thin Bonded Asphalt Wearing Surface
401**	150	Jackson	J4P2251	13,028,577.44	1,148.80	Loch Sand and Construction Co.	Grading, Alt. Paving (PCCP or Superpave) and Bridges Const.
402	169	Clay	J4P2026	1,591,591.58	656.00	Collins & Hermann, Inc.	Guard Cable, Guardrail, and Culvert Replacement
403	I-70	Jackson	J4I1916C	529,550.00	0	Comanche Construction, Inc.	Job Order Contract – WB & EB Manchester Bridge L0967

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
404	I-70	Jackson	J4I1916B	787,996.15	656.00	Comanche Construction, Inc.	Bridge Rehabilitation
501	54	Camden	J5P0932	769,370.23	800.00	Magruder Paving, LLC	Optional Pavement for Safety Improvements
601	370	St. Charles, St. Louis	J6P1944	279,676.53	144.00	St. Louis Bridge Construction Company	Bridge Rehabilitation on Two Bridges
602	CC	St. Louis	J6S1980	653,458.90	512.00	N. B. West Contracting Company	Bridge Replacement
603 ***	185	Franklin	J6S2118	3,688,221.00	984.00	All Type Excavating Inc./ DBA L. Krupp Construction, Inc.	Grading & Paving to Widen Route 185
	I-44	Franklin	J6I2084		1,753.93		Bridge Redeck & Widening
604	PP	Jefferson	J6P2315	77,777.77	0	Collins & Hermann, Inc.	Install Guardrail and Centerline Rumble Strips
802	76	Taney	J8S0010B	345,397.60	418.00	Hunter Chase & Associates, Inc.	Construct ADA Curb Ramps and Sidewalks
901	Various	Texas, Carter, Crawford, Dent, Howell, Iron	J9P2160	506,079.25	0	Collins & Hermann, Inc.	On-Call Guardrail and Guard Cable Maintenance
902	I-44	Phelps	J9P2214	88,998.24	0	Interstate Improvement, Inc.	Pavement Grooving
903	BL-44	Phelps	J9M0071	107,177.5	0	Meyer Electric Company, Inc.	New Signals
X01	AA	Butler	J0M0038	1,850,987.90	144.00	Magruder Paving, LLC	Thin-Lift Overlay (SL)
	U	Stoddard, Butler	J0M0039		144.00		
	NN	Butler	J0M0040		144.00		
	J	Stoddard	J0M0041		144.00		
	C	Pemiscot	J0M0042		144.00		
X03	67/ F	Wayne	J0P0931D	267,334.50	0	H. R. Quadri Contractors, LLC	Wetland Mitigation
X04 ****	91	Bollinger	J0P2206	244,208.90	0	H. R. Quadri Contractors, LLC	Bridge Rail Replacement
	C	Bollinger	J0S2214				Culvert Replacement
X06	67	Madison	J0P2229	213,937.09	0	H. R. Quadri Contractors, LLC	Grading and Paving County Road 218
X07	I-55	Pemiscot	J0M0037	172,939.60	0	Robertson Contractors, Inc.	Remove Existing Rest Areas
TOTAL:				\$26,125,190.75	\$9,468.73		

- * Call 201 – Funding by Koch Performance Roads, Inc. – 100%.
- ** Call 401 – Funding by City of Kansas City - \$7,299,286.93.
- *** Call 603 – J6S2118 – Funding by Village of Oak Grove - \$566,232.63.
- **** Call X04 – J0S2214 – Funding by Missouri Department of Conservation, \$67,064.90.

Table II
Rejection of Bids
August 20, 2010, Bid Opening

Route	County	Job No.	Description
X02	Wayne	J0P0877C	Striping and Rumble Strips

Commission Consideration and Action

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

1. Awarded contracts to the lowest responsive bidders for bids received on the August 20, 2010 bid opening, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. Rejected the bids received on Call X02, as noted in Table II above, because they were considered excessive.
3. Declared the bid of Gansner Excavating & Grading, LLC on Call 602 as irregular.
4. Noted receipt of concurrence in award of Call 201 from Koch Performance Roads, Inc.
5. Noted receipt of concurrence in award of Call 401 from the City of Kansas City.
6. Noted receipt of concurrence in award of Call 603 from the Village of Oak Grove.

Commissioner Miller abstained from voting on Call 401 and Commissioner Farber abstained from voting on Call 802. 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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REQUEST FOR APPROVAL OF LOCATION AND DESIGN OF HIGHWAYS

**Route 79, Pike County
0.3 Mile South of Route TT
Job No. J3P2177
Public Hearings Held June 8, 2010
On-Line Public Meeting Held June 2 - June 22, 2010**

The proposed improvement relocates 0.9 mile of Route 79 south of Route TT. Route 79 will have two eleven-foot lanes and four-foot wide paved shoulders. This project will have normal access right of way. Due to an embankment slide, Route 79 has been closed to through traffic since November 2009 at this proposed improvement site. A detour is signed over Routes B, V, T, and US 61. This project is 0.9 mile in length.

Ms. Paula Gough, District 3 Engineer, recommended approval of the location and design of the proposed improvement as presented through the public and on-line meetings.

**Route 740 Extension, Boone County
(Eastern Columbia)
Job No. J5S0636
Public Hearing Held April 30, 2009**

The proposed improvement will provide an extension of Route 740 from Route 63 to I-70 in eastern Columbia. This project will have controlled access right of way. When funding is approved for this project, traffic will be maintained on existing roads during construction. This project is 3.0 miles in length.

Mr. Roger Schwartz, District 5 Engineer, recommended approval of the location as presented at the public hearing.

**Route 63, Osage/Maries/Phelps Counties
From South of the Route 50/63 Junction to North of Rolla
Job No. J5P0950
Public Hearings Held February 17, 2009 and February 19, 2009
On-Line Public Meeting Held February 17 - April 3, 2009**

The proposed improvement provides for a new four-lane divided highway with twelve-foot driving lanes and four-foot inside shoulders and ten-foot outside shoulders. This project will have controlled access right of way. When funding is approved for this project, traffic will be maintained on existing routes during construction. This project is 45 miles in length.

Mr. Roger Schwartz, District 5 Engineer, recommended approval of the location 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.

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DISPOSAL OF EXCESS PROPERTY

In keeping with the Commission's June 14, 2006 Delegation of Authority Policy regarding disposition of Commission-owned property or property rights, the sale of all properties owned by the Commission and transferred to a governmental entity at no cost or exchange interest in land must be approved by specific Commission action. The following sale is to a government entity.

Route 370, St. Charles County, Excess Parcel Number E6-1085

On behalf of the Interim Director, Ed Hassinger, District 6 Engineer, recommended conveyance of 0.132 acre of land and a 0.732 acre permanent drainage easement located in St. Charles County at the intersection of New Town Boulevard and Seeburger Road, to the City of St. Charles, for the consideration of \$1.00.

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

Route 71, Nodaway County, Excess Parcel Number E1-0308

On behalf of the Interim Director, Don Wichern, District 1 Engineer, recommended conveyance of 1.25 acres of land located in Nodaway County at the intersection of Route 71 and County Road 746, to Nodaway County, for the consideration of \$1.00.

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

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CITY OF BRANSON WEST, STATE TRANSPORTATION ASSISTANCE REVOLVING FUND LOAN REQUEST

On behalf of the Interim Director, Brian Weiler, Multimodal Operations Director and Brenda Morris, Resource Management Director, recommended approval of a State Transportation Assistance Revolving (STAR) Fund loan to the City of Branson West.

The City of Branson West requested a direct loan of \$1,000,000, from the STAR Fund to build a terminal and maintenance facility at the Branson West Municipal Airport, which is currently under construction with a scheduled completion date of fall 2010. This will complete the last phase of construction for this new airport. This STAR loan will allow the City to fund this project and free up funds for other City projects.

The proposed terms are for a loan amount to not exceed \$1,000,000, at a fixed interest rate of 3.61 percent. The City will make semi-annual interest and principal payments of \$59,951 on March 1 and September 1 of each year beginning on March 1, 2011 through March 1, 2020, and a final payment of \$59,946 will be due on September 1, 2020.

Via approval of the consent agenda, the Commission approved the loan to the City of Branson West. The Commission further authorized the Multimodal Operations Director or Resource Management Director to execute the related loan documents, subject to approval as to form by the Chief Counsel's Office.

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-- REPORTS --

The Commission received the following written reports.

**FINANCIAL – BUDGET - REPORTS
YEAR-TO-DATE FINANCIAL REPORT, JULY 31, 2010**

Deborah S. Rickard, Controller, provided to the Commission the Fiscal Year 2010 monthly financial report for the period ending July 31, 2010, with budget and prior year comparisons.

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**DELEGATION OF AUTHORITY FOR EXECUTION OF DOCUMENTS,
OPERATING BUDGET APPROPRIATIONS**

In keeping with the Commission’s delegation of authority for specific staff members to execute documents in keeping with its approved budget, and in keeping with the Commission’s desire to be apprised of all single purchases over \$200,000, Beth Ring, General Services Director, submitted a report showing the purchase orders issued and contracts executed that exceeded \$200,000 in the fourth quarter of Fiscal Year 2010.

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

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