



**MISSOURI HIGHWAYS AND TRANSPORTATION  
COMMISSION**

**Official Minutes**

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**January 8, 2009**

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**MINUTES OF REGULARLY SCHEDULED HIGHWAYS AND  
TRANSPORTATION COMMISSION MEETING HELD IN  
JEFFERSON CITY, MISSOURI, ON THURSDAY, JANUARY 8, 2009**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission was held on Thursday, January 8, 2009, at the Department of Transportation Building, 105 West Capitol, Jefferson City, Missouri. Duane S. Michie, Chairman, called the meeting to order at 11:15 a.m. The following Commissioners were present at the meeting location: Duane S. Michie, James B. Anderson, Mike Kehoe, David A. Gach, Rudolph E. Farber, and Grace M. Nichols.

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 Thursday, January 8, 2009.

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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 Michie, Aye  
Commissioner Anderson, Aye  
Commissioner Gach, Aye  
Commissioner Kehoe, Absent  
Commissioner Farber, Aye  
Commissioner Nichols, Aye

The Commission met in closed session from 9:15 a.m. until 10:00 a.m.

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**-- OPEN MEETING --**

**APPROVAL OF MINUTES**

Upon motion by Commissioner Gach, seconded by Commissioner Farber, the Commission unanimously approved the minutes of the regularly scheduled meeting held on December 5, 2008. 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 January 8, 2009, Consent Agenda**

No items were removed from the consent agenda. Upon motion by Commissioner Anderson, seconded by Commissioner Farber, the consent agenda items were unanimously approved by a quorum of Commission members present, except that Commissioner Nichols abstained from voting on the following "2009-2013 Statewide Transportation Improvement Program, 2009 Amendment".

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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 January 8, 2009, meeting.

**Audit Committee** – Commissioner Farber stated there was no report.

**Legislative Committee** – Commissioner Kehoe reported the General Assembly is just getting started this week. MoDOT staff is working with Governor-elect Nixon to ensure a smooth transition for the new administration. The focus for the department continues to be on priority legislation including waterways, incident management and a primary safety belt law. House and Senate committee assignments were reviewed. Senator Bill Stouffer (R-Napton) will chair the Senate Transportation Committee, Representative Bob Dixon (R-Springfield) will chair the House Transportation Committee, and Representative Steve Hobbs (R-Mexico) will chair the House Infrastructure and Transportation Funding Committee. The Annual Transportation Conference will be held on January 29, 2009 and is co-sponsored with the Missouri Chamber and Farm Bureau. February 4, 2009 will be Transportation Day at the Capitol.

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

**MoDOT and Patrol Employees Retirement System** – Commissioner Michie stated there was not a report, but there is a meeting scheduled today.

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## **DIRECTOR'S REPORT**

During the January 8, 2009, Commission meeting, Director Pete Rahn provided the following report:

**FHWA.** Allen Masuda, Division Administrator for the Federal Highways Administration (FHWA) was promoted to a new position with FHWA in Washington, D.C. and will assume that position by March 15, 2009. The next step will be for FHWA to choose a new Division Administrator for Missouri. Mr. Masuda has been a great partner with MoDOT and allowed the department to do many innovative things. The department is hopeful that FHWA is wise in choosing their next administrator and although the department will miss Mr. Masuda they wish him well in his new endeavor.

**Economic Stimulus Package.** The department is preparing for the proposed economic stimulus package that appears to be on track for approval by Congress. There are currently four

projects being advertised and bids will be received by January 20, 2009. The department continues to estimate that Missouri will receive \$500 to \$600 million from the stimulus package for transportation projects. If that figure should become larger, the department is prepared to take advantage of those dollars. There is a possibility that the economic stimulus package will contain a use it or lose it provision, Missouri wants to be in a position to gain any money that would be redistributed from the states who are not as well prepared.

**Recognition.** *Overdrive*, a trade magazine for long haul truck drivers, reported on the condition of the nation's roads. In 2005 *Overdrive* named Missouri as the second worst, but in 2009 have designated Missouri as fifth best roads in the nation. This is a very rapid turn around in the perception of the condition of Missouri's roads by professional drivers who have the opportunity to experience roads all across the country. The department is pleased by this recognition.

**Top Ten Accomplishments.** The department has prepared and shared its top ten accomplishments for 2008 with partners and the media. Director Rahn complimented the department for their ability to top their accomplishments each year and for their dedicated service to the citizens of Missouri.

Chairman Michie inquired about reaching the goal of fewer than one thousand fatalities and how guard cables have helped the department achieve that goal, and commented that a primary safety belt law needs to be passed to continue the reduction in fatalities.

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## **MISSOURI OUTDOOR ADVERTISING ASSOCIATION**

William May, Executive Director, Missouri Outdoor Advertising Association, thanked the Commission for the opportunity to present a couple of issues that are important to the outdoor advertising industry. Mr. May first discussed the Commission policy that places a restriction on

excess property sold by the department that prohibits the use of the property for outdoor advertising. Mr. May explained that the policy has been in place since the 1960's, and that the industry believes the policy violates the intent of state law that allows outdoor advertising along highways. Mr. May asked the Commission to reconsider the policy.

Mr. May also expressed concern about recently enacted regulations that have placed all of Missouri's billboards into nonconforming status. Mr. May expressed concern that should Interstates 70 and 44 be improved in the future, the department could incur considerable expense for condemning all the billboards along those two Interstates. Mr. May explained that legislation has been filed which would allow MoDOT to relocate those billboards displaced for construction at a fraction of what it would cost to acquire them. Mr. May asked the Commission to consider supporting the proposed legislation.

Chairman Michie thanked Mr. May for his presentation and inquired about the number of times this may occur. Vice-Chairman Anderson requested staff conduct additional research into this issue.

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## **2008 RISK AND BENEFITS MANAGEMENT ANNUAL REPORT**

On behalf of the Director, Jeff Padgett, Director of Risk and Benefits Management, provided a report of Risk and Benefits Management efforts under way at MoDOT and highlighted some accomplishments for 2008.

Almost one year ago, MoDOT consolidated Risk Management Division and Employee Benefits Division into one unit, the Risk and Benefits Management Division. This consolidation has allowed the department to take advantage of the synergies between the two divisions. The insurance benefits bid process for Employee Benefits was improved by using an existing broker of record

arrangement from Risk Management. This improvement decreased cost for the department and provides a better benefit for employees and retirees. Consolidating the divisions has allowed for cross training for managers, for example managers who have only worked on workers compensation claims can now gain some exposure to medical insurance issues. Staff implemented a statewide prescription drug card program for workers compensation in September 2008. This program has saved \$8,000 and additional savings are anticipated with greater utilization going forward.

Mr. Padgett highlighted three accomplishments this year. MoDOT hosted a successful North American Association of Safety and Health Officials Conference in St. Louis. Over twenty-one states and three Canadian provinces attended the meeting and shared ideas and strategies to save lives, money, and workers compensation costs. Another accomplishment includes successful completion of a pandemic influenza exercise as required by Executive Order; MoDOT received a 92.6 percent rating with no major gaps in compliance. A third accomplishment was receipt of the 2008 Work Safe Award for reduction in lost workdays and incidents, this award was presented to MoDOT by the administrator for the program, Work Steps.

There are many wellness initiatives that Mr. Padgett reviewed for the Commission. One initiative included completion of a "Fit-n-Fun" exercise initiative for the central office. This program encouraged employees to increase their physical activity over a 12-week period through health competitions on an individual basis and among divisions. Through the recent change in medical plan administrators, all members now have available to them health risk assessments, personal health record access and tracking, tobacco cessation program, 24 hour nurse line, health coaching, preventive health guidelines, and rewards for participating in these initiatives.

The department reported a slight increase in workers compensation lost days for 2008. The department has made great progress over the past several years and came in very close to the number

for 2007. There were four very serious injury incidents that contributed to half of the lost workdays, without those incidents; there would have been another substantial decrease in lost workdays. These incidents are being reviewed and analyzed to find ways to make improvements for the future. Mr. Padgett introduced Chris Engelbrecht, District 5 Safety and Health Manager, to commend him and the district for achieving no lost workdays for the past twenty-three months.

The department is facing some challenges to improving its performance in the areas of risk management and employee benefits. Costs for workers compensation have increased due to the severity of some of the injuries and the overall increased cost of medical care. A change in law for workers compensation was challenged in court and is pending before the Missouri Supreme Court, a reversal could have an adverse impact on future claims. Arbitration continues to produce lenient awards, which have adverse effects for the department.

Chairman Michie thanked Mr. Padgett for his presentation and for the positive results he continues to report. The fact the department continues to have a safe work place environment leads to the positive results presented today. Vice-Chairman Anderson inquired about the change in provider network and the impact in District 8. Mr. Padgett explained the additional steps that were taken to ease anxiety about the transition, and that the department analyzed disruption in service over and above reduced costs when considering the change to the new medical plan administrator.

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## **2008 MERITORIOUS SAFETY AWARD RECIPIENTS**

On behalf of the Director, Jeff Padgett, Director of Risk and Benefits Management, presented to the Commission ten employees who earned the department's Meritorious Safety Award in 2008. This award recognizes employees for actions during an emergency or life-threatening event. The awards were presented to recognize, honor, and thank the employees for their actions.

On April 18, 2008 a small passenger vehicle pulled in front of a MoDOT pickup driven by Darin Huitt, a Maintenance Supervisor in District 1. The vehicles collided and both vehicles went down an embankment. The other driver suffered a life-threatening laceration to his neck. Mr. Huitt provided first aid until emergency medical services arrived.

On July 25, 2008, while setting up barricades on Highway 156 in Macon County, Scott Miller, Maintenance Supervisor, and Stan Weber, Senior Maintenance Worker, rescued a driver from a car that had become stalled in the roadway. Soon after the rescue, the driver's vehicle was swept away by the floodwater. Mr. Miller and Mr. Weber are both from District 2.

Also on July 25, 2008 Keith Golian, Senior Maintenance Worker, and Thomas Ragland, Intermediate Maintenance Worker, from District 3, rescued two young men from a stranded vehicle during a flash flood event. The vehicle had been swept off the road and was being pushed further downstream by the force of the flooding.

While checking roadway conditions in District 9 on March 18, 2008, five employees were directly involved in rescue operations that saved several stranded motorists and emergency response personnel who had also been involved in the rescue attempts. The rescue efforts included entering the floodwater to save submerged individuals and forming a human chain to pull them to safety. These heroic employees are Roger Christensen, Maintenance Supervisor, Joey Dorris, Senior Maintenance Worker, Tom Osburn, Senior Maintenance Worker, Don Ricker, Senior Maintenance Worker, and Gene Swift, Intermediate Maintenance Worker.

Chairman Michie thanked the employees and expressed appreciation for their actions that led to a positive outcome. Director Rahn thanked the employees and in appreciation granted them a day off for their acts of service.

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## **RATIFICATION OF RELOCATION SERVICES AGREEMENT**

On behalf of the Director, Micki Knudsen, Human Resources Director, recommended the Commission ratify the approval of the relocation services agreement with Nexus Relocation Group, Inc. of Kansas City as executed by the Chief Financial Officer. This relocation agreement will provide relocation services to MoDOT for a period of three years, with the option for two additional one-year renewals.

Via approval of the consent agenda, the Commission, by unanimous vote of all members present, approved the recommendation.

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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 the December 19, 2008 letting, as recommended and noted in Table I below. Non-contractual costs for these projects are shown on the below tabulation. (2) The bids of Byrne & Jones Enterprises, Inc./DBA Byrne & Jones Construction on Calls 604, 901, and 902 be declared as irregular due to not having a valid bid bond per Section 102.8 and 102.9 of the Missouri Standard Specifications for Highway Construction.

**Table I  
Award of Contracts  
December 19, 2008, Bid Opening**

<b>Call No.</b>	<b>Route</b>	<b>County</b>	<b>Job No.</b>	<b>Bid Amount</b>	<b>Non-Contractual Costs</b>	<b>Contractor</b>	<b>Description</b>
101	36	Buchanan	J1P1046	\$1,178,196.11	\$656.00	Cramer and Associates, Inc.	Deck Replacement and Rehabilitation of Westbound Bridge
102	W	Andrew	J1S1048	257,718.00	0	Cramer and Associates, Inc.	Replace Bridge Deck and Install Guardrail
104	36	DeKalb	J1P1036	2,400,817.03	328.00	Herzog Contracting Corp.	Optional Resurfacing (Superpave or UBAWS) on the Westbound Lanes
105	Various	Harrison, Nodaway	J1B0801D	937,215.45	0	Loch Sand and Construction Co.	Replace Four Bridge Decks
106	Various	DeKalb	J1B0801E	776,107.00	0	St. Joseph Fuel Oil & Manufacturing Company	Replace Three Bridge Decks
107	BB, RA	Daviess, Gentry	J1B0801G	529,835.00	0	Chester Bross Const. Co./C.B. Equipment Inc.	Two Bridge Superstructure Replacements
201	65	Saline	J2P0776	6,032,745.80	728.00	APAC-Missouri, Inc.	Diamond Grinding, Coldmilling & Resurfacing with BP-1 & Superpave, and Bridge Deck Replacement & Rehabilitation
	65	Saline	J2P2169		0		Grading and Paving to add Turn Lanes
302	61, 54	Audrain, Pike, Ralls	J3P0778	339,041.59	288.00	Uretek USA, Inc.	Slab Jacking
303	K & M	Audrain, Lincoln	J3B0801F	494,546.40	0	Bleigh Construction Company	Superstructure Replacement with Precast P/S Voided Slab Beam Spans, and Alternate Concrete Wearing Surface on Bridges
401	9	Platte	J4S1832	414,524.01	656.00	Superior Bowen Asphalt Company, LLC	Coldmilling and Resurfacing with BP-1

Call No.	Route	County	Job No.	Bid Amount	Non-Contractual Costs	Contractor	Description
402	24	Jackson	J4S2011	1,998,152.64	0	Comanche Construction, Inc.	Rehabilitation (Alt. Conc. Wearing Surface, Repainting of Structural Steel, and Exp. Joint Repair) on the WB Bridge
403	470	Jackson	J4I1837	2,073,240.95	1,312.00	Chester Bross Const. Co./ C. B. Equipment Inc.	Resurface Mainline with Superpave & Shoulders with BP-2
			J4I2010		0		Repair of Bridge Approaches
404	DD	Johnson	J4S1814	1,151,001.99	656.00	Hilty Quarries, Inc.	Resurfacing with BP-2 and BP-3
405	CC, V	Clay, Platte	J4B0801B	552,712.40	0	L. G. Barcus and Sons Inc.	Replace Two Bridge Decks
406	OO, ZZ	Johnson	J4B0801F	694,748.00	0	Boone Construction Co.	Bridge Superstructure Replacements
502	54	Callaway	J5P0954	4,386,537.39	656.00	APAC-Missouri, Inc.	Optional Pavement Overlay (Superpave or 5" Unbonded Overlay) and Optional Shoulders
			J5P0955		656.00		
503	179, 5, & 41	Cooper	J5B0801C	1,077,893.26	0	Don Schnieders Excavating Company, Inc.	Replace Three Bridge Decks
504	Various	Callaway	J5B0801B	1,809,524.45	0	Don Schnieders Excavating Company, Inc.	Replace Four Bridge Decks
601	30	Jefferson	J6S1962	3,100,000.00	0	Pace Construction Company, LLC	Cold-in-Place Recycled Pavement and Pavement Widening
602	I-70	St. Charles	J6I1863	2,065,692.91	656.00	All Type Excavating Inc./DBA L.	Coldmilling, Resurface with Superpave
	61	St. Charles	J6P1527		7,569.54	Krupp Construction, Inc.	Resurface Outer Roads with Superpave & BP-1, Intersection Lighting, Optional Pavement & Lighting at Route P Commuter Lot

<b>Call No.</b>	<b>Route</b>	<b>County</b>	<b>Job No.</b>	<b>Bid Amount</b>	<b>Non-Contractual Costs</b>	<b>Contractor</b>	<b>Description</b>
604	N	Jefferson	J6S1981	417,539.98	656.00	Dura-Seal and Stripe, Inc./DBA Dura Seal Paving Contractor	Resurface with BP-1, Pavement Replacement with PMBB & BP-1, Sidewalk and Curb & Gutter Replacement
605	110	Jefferson	J6S1984	1,875,000	656.00	N. B. West Contracting Company	Type C UBAWS, Optional Pavement Widening (Superpave or PCCP) & Optional Shoulder
701	D & M	Bates, Vernon	J7B0801B	546,406.12	0	Sprouls Construction, Inc.	Bridge Rehabilitations
702	W & O	Dade, Newton	J7B0801C	654,562.00	0	Burk Bridge Co.	Rehabilitation of Two Bridges
801	5	Laclede	J8P2155	630,197.62	538.98	APAC-Missouri, Inc.	Grading and Traffic Signal Installation
802	M & ZZ	Greene	J8S0835	890,424.13	984.00	APAC-Missouri, Inc.	Optional Pavement (BP 1 or PCCP), Resurfacing with BP-1, and Traffic Signals
803	32 & AA	Dallas, Polk	J8B0801B	594,080.00	0	Burk Bridge Co.	Deck Replacement on Two Bridges
901	19	Crawford	J9P0565	1,632,000.00	956.00	Pace Construction Company, LLC	Resurface with Two Foot Paved Shoulders (BP-1), Bridge Rehabilitation
902	21	Washington	J9P0541	739,081.40	656.00	Jokerst Paving & Contracting, Inc.	Resurfacing of Mainline and Shoulders With BP-1
903	M & 185	Crawford, Washington	J9B0801B	628,131.00	0	All Type Excavating Inc./DBA L. Krupp Construction, Inc.	Deck Replacement on Two Bridges
904	17 & O	Howell, Reynolds	J9B0801C	506,341.00	0	All Type Excavating Inc./DBA L. Krupp Construction, Inc.	Bridge Rehabilitation & Deck Replacement
X01	I-55	New Madrid, Pemiscot	J0I2160	280,790.05	0	Gerstner Electric Inc.	Interchange Lighting

<b>Call No.</b>	<b>Route</b>	<b>County</b>	<b>Job No.</b>	<b>Bid Amount</b>	<b>Non-Contractual Costs</b>	<b>Contractor</b>	<b>Description</b>
X02	N, AE, BB	Perry, Stoddard	J0B0801F	620,553.83	0	Penzel Construction Company, Inc.	Bridge Superstructure Replacement on Three Bridges
			<b>TOTAL</b>	<b>\$42,285,357.51</b>	<b>\$18,608.52</b>		

**Commission Consideration and Action**

After consideration, and upon motion by Commissioner Kehoe, 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 the December 19, 2008 bid opening, as recommended and noted in Table I above. Non-contractual costs for these projects are shown on the above tabulation.
2. The bids from Byrne & Jones Enterprises, Inc./DBA Byrne & Jones Construction on Calls 604, 901, and 902 was declared as irregular due to not having a valid bid bond per Section 102.8 and 102.9 of the Missouri Standard Specification for Highway Construction.

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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**2009-2013 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM, 2009 AMENDMENT**

On behalf of the Director, Dave Nichols, Director of Program Delivery, recommended that nineteen new or revised projects totaling \$77,263,000 be added to the Highway and Bridge Construction Schedule of the 2009-2013 Statewide Transportation Improvement Program (STIP), as noted in the tabulations below.

**Highway and Bridge Construction Schedule  
Right of Way and Construction Added or Accelerated**

<b>County Job No.</b>	<b>Route</b>	<b>Description of Improvement/Location</b>	<b>Tentative Award State Fiscal Year</b>	<b>Contract Estimate (Dollars in Thousands)</b>
Clay J4P2253	169	Roadway improvements from I-29 to Englewood Road in the city of Kansas City. Funding from un-programmed SFY 2009 district balance.	2009 CN New	\$767
Clay J4U1303E	269	Bridge repairs on the Chouteau Bridge. Funding from unobligated Federal Earmark balance.	2009 CN New	1,938
Platte J4P2176	92	Pavement improvements from Hampton Lane to east of I-29 near Platte City. Funding from delay of project 4P1973 to SFY 2010.	2009 CN New	449
Camden J5P0347A	54	Grading, bridges and drainage for four-lane pavement and interchanges on relocation from the Grand Glaize Bridge to Nichols Road. Includes paving for outer and side roads. Adds grading and drainage from Rte. KK to 1.3 miles west of Rte. KK.	2009 CN	7,500
Camden J5P0347G	54	Grading, bridges, drainage and paving for four-lane pavement and interchanges on relocation from Nichols Road to 1.3 miles west of Rte. KK and paving from Grand Glaize to west of Rte. KK.	2010 CN	-7,500
Cooper J5I2166	70	Installation of guardrail protection for Dynamic Message Signs (DMS) at various locations from Jackson County to Warren County. Funding from Section 154 (Open Container Transfer).	2009 CN New	158
St. Louis J6I2078	44 OR	Pavement treatment on north outer road from Rte. 141 to end of state maintenance and south outer road from Rte. 141 to Rudder Road. Funding from delaying project 6I2202 to SFY 2010.	2009 CN Accelerated	989
St. Louis J6I1959	Rudder Road	Pavement treatment and shoulders from the Rudder Rd. and I-44 exit ramp to the Meramec River in Fenton and Yarnell Road under I-44. Funding from delaying project 6I2202 to SFY 2010.	2009 CN Accelerated	493
Bates J7P2165	71	Resurface disconnected sections of northbound lanes from Rte. 18 to the intersection of Rtes. A/B. Funding from un-programmed SFY 2009 district balance.	2009 CN New	3,389
Lawrence J7P0852	39	Intersection improvements at Prospect Street in Aurora. Cost-share project with the City of Aurora. City funding initial project costs up to \$236,510 and District 7 funding the remaining \$36,490, with reimbursement by cost share program occurring in SFY 2012. District portion funded from un-programmed SFY 2009 district balance.	2009 CN New	273
Lawrence J7P0852Z	39	Future payback from the cost share program to the City of Aurora (\$82,510) and District 7 (\$36,490) for the acceleration of 7P0852.	2012 New	119

<b>County Job No.</b>	<b>Route</b>	<b>Description of Improvement/Location</b>	<b>Tentative Award State Fiscal Year</b>	<b>Contract Estimate (Dollars in Thousands)</b>
Greene J8P2201	65	Install median guardcable from I-44 to Rte. 60 in Springfield. Funding from Section 154 (Open Container Transfer).	2009 CN New	734
Taney J8P0798B	65	Demolish structure(s) on existing right-of-way at Rte. 248 interchange in Branson. Funding from un-programmed SFY 2009 district balance.	2009 CN New	45
			<b>Total:</b>	<b>\$9,354</b>

**Highway and Bridge Construction Schedule  
Right of Way and Construction Added or Accelerated\*  
Potential Economic Stimulus Package Projects**

<b>County Job No.</b>	<b>Route</b>	<b>Description of Improvement/Location</b>	<b>Tentative Award State Fiscal Year</b>	<b>Contract Estimate (Dollars in Thousands)</b>
Clinton J1I1040	35	Resurface north of Shoal Creek to north of Rte. 116 near Lathrop.	2009 CN Accelerated	\$18,202
Adair J2P0483H	63	Relieve congestion and improve safety east of Kirksville from 2 miles north of Rte. P to 3 miles south of Rte. 6.	2009 RW Accelerated	2,300
Miller J5P0887	17	Replace bridge over the Osage River 1 mile east of Tuscumbia. Project involves bridge J0719.	2009 CN Accelerated	9,000
Barry, Lawrence J7P0824B	60	Resurface from 0.6 mile east of Bus. 60 West in Monett to 0.3 mile east of Rte. 14.	2009 CN Accelerated	3,393
Barry, Lawrence, Christian, Greene J7P0869	60	Capacity improvements from east of Chapell Drive in Monett to Kansas Avenue in Republic.	2009 CN Accelerated	17,674
New Madrid, Pemiscot J0I2173	55	Pavement rehabilitation of north and south bound lanes from Rte. 84 to Scott County.	2009 CN New	17,340
			<b>Total:</b>	<b>\$67,909</b>

\*These projects are contingent upon federal authorization and funding provided in the federal economic recovery bill.

Via approval of the consent agenda, the Commission approved the amendments to the 2009-2013 STIP as noted in the tabulation above.

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**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>
Jackson	150	J4U1130	April 11, 2007
St. Charles	364	J6U1028B	September 12, 2006

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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**THE ARNOLD RETAIL CORRIDOR TRANSPORTATION DEVELOPMENT DISTRICT, CONSIDERATION OF THE PROJECT AND APPOINTMENT OF AN ADVISOR**

On behalf of the Director, Ed Hassinger, District 6 Engineer, advised the Commission that in response to a petition filed by the City of Arnold, on October 1, 2007, the Circuit Court of Jefferson County established the Arnold Retail Corridor Transportation Development District (TDD) as a political subdivision on December 7, 2007. The project consists of the construction of roadway improvements located along or near I-55, Route 141, and Jeffco Boulevard in the City of Arnold in Jefferson County. 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 construction of roadway improvements located along or near I-55, Route 141, and Jeffco Boulevard in the City of Arnold, Jefferson County 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 6 Engineer, or his designee, as the Commission advisor to the Arnold Retail Corridor TDD 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.

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**--- REPORTS ---**

The Commission received the following written reports.

**FINANCIAL – BUDGET – REPORTS  
YEAR-TO-DATE FINANCIAL REPORT, November 30, 2008**

Deborah S. Rickard, Controller, provided to the Commission the Fiscal Year 2009 monthly financial report for the period ending November 30, 2008, with budget and prior year comparisons.

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

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