

These are the minutes of the regular meeting of the Texas Transportation Commission held on April 25, 2019, in Austin, Texas. The meeting was called to order at 9:00 a.m. by Chairman Bugg with the following commissioners present:

Texas Transportation Commission:

J. Bruce Bugg, Jr.	Chairman
Jeff Austin, III	Commissioner
Laura Ryan	Commissioner
Alvin New	Commissioner

Administrative Staff:

James Bass, Executive Director
 Jeff Graham, General Counsel
 Robin Carter, Commission Chief Clerk

A public notice of this meeting containing all items on the proposed agenda was filed in the Office of the Secretary of State at 10:07 a.m. on April 16, 2019, as required by Government Code, Chapter 551, referred to as "The Open Meetings Act."

ITEM 1. Safety Briefing

This item was presented by Occupational Safety Specialist Sidney Maloy.

Chairman Bugg recognized Senator Juan J. "Chuy" Hinojosa who presented the commission with the Re-designation Agreement for MPO Consolidation, which combines the Harlingen-San Benito Metropolitan Planning Organization, Brownsville Metropolitan Planning Organization, and Hidalgo County Metropolitan Planning Organization into one Rio Grande Valley Metropolitan Planning Organization. Senator Hinojosa recognized and thanked the commission, various members of the delegation including Hidalgo County MPO Chairman and Pharr Mayor Dr. Ambrosio Hernandez, Cameron County Judge Eddie Trevino, Jr., Brownsville Mayor Tony Martinez, Cameron County Commissioner David Garza, Cameron County Commissioner Sofia Benavides, McAllen Mayor Jim Darling, Hidalgo County Judge Richard Cortez, Harlingen Mayor Chris Boswell, and Senator Eddie Lucio, Jr., as well as District Engineer Pete Alvarez, Deputy Executive Director Marc Williams, and Executive Director James Bass. Other elected officials who spoke supporting the consolidation included Brownsville Mayor Tony Martinez, Cameron County Judge Eddie Trevino, Jr., Pharr Mayor Dr. Ambrosio Hernandez, and Hidalgo County Commissioner Eddie Cantu. Photographs were taken.

ITEM 2. Consider the approval of the Minutes of the March 28, 2019, regular meeting of the Texas Transportation Commission

Commissioner Austin made a motion, which was seconded by Commissioner Ryan, and the commission approved the minutes of the March 28, 2019, regular meeting by a vote of 4 - 0.

ITEM 3. Contracts

Consider the award or rejection of contracts for highway construction and maintenance, and construction and rehabilitation of buildings (Presentation)

a. Highway Improvement and Other Transportation Facilities (MO)

This item was presented by Construction Division Director Gina Gallegos. Commissioner Austin made a motion, which was seconded by Commissioner New, and the commission approved the following minute order by a vote of 4 - 0.

115463
CST

Pursuant to Transportation Code, Chapter 223, Subchapter A, and Title 43, Texas Administrative Code, Chapter 9, Subchapter B, the Texas Department of Transportation (department) solicited and received sealed competitive bid proposals for improvement of the State Highway System, which were publicly opened and read on April 2 and 3, 2019, as shown on Exhibit A.

Pursuant to cited code provisions highway improvement contract bids on a project may be accepted or rejected, but if accepted must be awarded to the lowest bidder.

An award is conditional in the event it is subject to Federal Highway Administration concurrence, third party funding or concurrence, and other conditions listed in the contract or an Exhibit to this order.

The department recommends that the Texas Transportation Commission (commission) respectively consider the award to the lowest bidder, reject or defer, as indicated, those highway and transportation enhancement building construction contracts identified on attached Exhibit A to this order.

IT IS THEREFORE ORDERED by the commission that the contracts described in Exhibit A, be and are hereby respectively awarded to the lowest bidder or rejected or deferred as indicated therein.

If a contractual requirement of award is not satisfied within the prescribed time limit, including any extension of time allowed by the executive director or the director's designee, by reason of the action or inaction of the successful low bidder on any contract, including, but not limited to, disadvantaged business/historically underutilized business participation, the contract is automatically in default and the executive director is authorized and directed to retain and deposit the related contract proposal guaranty to the credit of the State Highway Fund and to readvertise that project for competitive bids at the earliest practical subsequent date.

If a condition of award is not satisfied, including, but not limited to, reason of nonconcurrence of the Federal Highway Administration, the failure of a third party to fund or concur, or failure to meet other conditions in the contract or an Exhibit to this order, the respective award is voided and the department will return the bid guaranty.

Note: Exhibit A is on file with the commission chief clerk.

b. Routine Maintenance (MO)

This item was presented by Construction Division Director Gina Gallegos. Commissioner Ryan made a motion, which was seconded by Commissioner Austin, and the commission approved the following minute order by a vote of 4 - 0.

115464
MNT

Pursuant to Transportation Code, Chapter 223, Subchapter A, and Title 43, Texas Administrative Code, Chapter 9, Subchapter B, the Texas Department of Transportation (department) solicited and received sealed competitive bid proposals for maintenance of the State Highway System, which were publicly opened and read on April 2 and 3, 2019, as shown on Exhibit A.

Pursuant to cited code provisions highway maintenance contract bids on a project may be accepted or rejected, but if accepted must be awarded to the lowest bidder.

An award is conditional in the event it is subject to Federal Highway Administration concurrence, third party funding or concurrence, and other conditions listed in the contract or an Exhibit to this order.

The department recommends that the Texas Transportation Commission (commission) respectively consider the award to the lowest bidder, reject or defer, as indicated, those highway maintenance and department building construction contracts, identified on attached Exhibit A to this order.

IT IS THEREFORE ORDERED by the commission that the contracts described in Exhibit A be and are hereby respectively awarded to the lowest bidder or rejected or deferred, as indicated therein.

If a contractual requirement of award is not satisfied within the prescribed time limit, including any extension of time allowed by the executive director or the director’s designee, by reason of the action or inaction of the successful low bidder on any contract, including, but not limited to, disadvantaged business/historically underutilized business participation, the contract is automatically in default and the executive director is authorized and directed to retain and deposit the related contract proposal guaranty to the credit of the State Highway Fund and to readvertise that project for competitive bids at the earliest practical subsequent date.

If a condition of award is not satisfied, including, but not limited to, reason of nonconcurrence of the Federal Highway Administration, the failure of a third party to fund or concur, or failure to meet other conditions in the contract or an Exhibit to this order, the respective award is voided and the department will return the bid guaranty.

Note: Exhibit A is on file with the commission chief clerk.

c. Construction and Rehabilitation of Buildings (MO)

This item was presented by Project Development Branch Manager Warren Rose. Commissioner Austin made a motion, which was seconded by Commissioner Ryan, and the commission approved the following minute order by a vote of 4 - 0.

115465
SSD

Pursuant to Transportation Code, Chapter 223, Subchapter A, and Title 43, Texas Administrative Code, Chapter 9, Subchapter B, the Texas Department of Transportation (department) solicited and received sealed competitive bid proposals for improvement of the State Highway System, which were publicly opened and read on April 2, 2019, as shown on Exhibit A.

Pursuant to cited code provisions highway improvement contract bids on a project may be accepted, rejected or deferred, but if accepted must be awarded to the lowest bidder.

An award is conditional in the event it is subject to Federal Highway Administration concurrence, third party funding or concurrence, and other conditions listed in the contract or an Exhibit to this order.

The department recommends that the Texas Transportation Commission (commission) respectively award to the lowest bidder, reject or defer, as indicated, those highway improvement and department building construction contracts identified on attached Exhibit A to this order.

IT IS THEREFORE ORDERED by the commission that the contracts described in Exhibit A, be awarded to the lowest bidder or rejected as indicated therein.

If a contractual requirement of award is not satisfied within the prescribed time limit, including any extension of time allowed by the executive director or the director’s designee, by reason of the action or inaction of the successful low bidder on any contract, including, but not limited to, disadvantaged business/historically underutilized business participation, the contract

is automatically in default and the executive director is authorized and directed to retain and deposit the related contract proposal guaranty to the credit of the State Highway Fund and to re-advertise that project for competitive bids at the earliest practical subsequent date.

If a condition of award is not satisfied, including, but not limited to, reason of nonconcurrence of the Federal Highway Administration, the failure of a third party to fund or concur, or failure to meet other conditions in the contract or an Exhibit to this order, the respective award is voided and the department will return the bid guaranty.

Note: Exhibit A is on file with the commission chief clerk.

ITEM 4. Design-Build Contract

Bexar, Comal, and Guadalupe Counties - Consider authorizing the department to issue a request for qualifications to design, develop, construct, and maintain the I-35 Northeast Expansion Project, consisting of non-tolled improvements along I-35 from approximately I-410 south to FM 1103 in Bexar, Comal, and Guadalupe Counties (MO) (Presentation)

This item was presented by Project Finance, Debt & Strategic Contracts Division Director Ben Asher. Deputy Executive Director Marc Williams also answered questions from the commission. Commissioner Austin made a motion, which was seconded by Commissioner Ryan, and the commission approved the following minute order by a vote of 4 - 0.

115466
PFD

Subchapter F, Chapter 223, Transportation Code prescribes the process by which the Texas Department of Transportation (department) may enter into a design-build contract with a private entity that provides for the design, construction, expansion, extension, related capital maintenance, rehabilitation, alteration, or repair of a highway project.

Transportation Code §§ 223.245-223.250 prescribe requirements for a design-build contract procurement. Pursuant to those provisions, the department must issue a request for qualifications that includes, among other things, the criteria that will be used to evaluate any qualification submittals, the relative weight given to the criteria, and a deadline by which qualification submittals must be received. The department is also required to publish a notice advertising the issuance of the request for qualifications in the *Texas Register* and on the department’s website.

The I-35 Northeast Expansion Project (Project) consists of non-tolled improvements along I-35 from approximately I-410 South to FM 1103, which improvements include:

- I-410 South to I-410 North – the construction of: additional elevated mainlanes comprised of two General Purpose (GP) lanes and one High Occupancy Vehicle (HOV) lane in each direction; four additional direct connectors at the I-410 South interchange to connect to the I-35 elevated lanes; and two additional direct connectors at the I-410 North interchange to connect to the I-35 South elevated lanes.
- I-410 North to FM 3009 – the construction of: additional elevated mainlanes comprised of two GP lanes and one HOV lane in each direction from I-410 North to FM 3009; two additional direct connectors at the I-410 North interchange to connect to the I-35 North elevated lanes; and four direct connectors for the State Loop (SL) 1604 western connections to the I-35 elevated lanes at the I-35/SL 1604 interchange.
- FM 3009 to FM 1103 – reconstruction to provide at-grade additional mainlanes from FM 3009 to FM 1103 comprised of one GP lane and one HOV lane in each direction.

Interstate 35 is a major north-south transportation corridor critical for moving people and goods. Portions of this project are part of the 100 most congested roadways in Texas. The proposed improvements would manage vehicle congestion, promote efficient use of existing transportation facilities, minimize impacts to the natural and built environment, and complement other modes of transportation and economic development initiatives in the region.

IT IS THEREFORE ORDERED by the commission that the department is authorized to issue a request for qualifications to design, develop, construct, and maintain the I-35 Northeast Expansion Project in Bexar, Comal, and Guadalupe Counties, and to publish in the *Texas Register* and on the department’s website a notice advertising the issuance of the request for qualifications.

Following Agenda Item 4, Chairman Bugg recognized Representative Brooks Landgraff, who briefly spoke regarding H.C.R. 147, supporting an update to federal formula distribution of highway trust fund dollars. The commission thanked Representative Landgraff for his work.

ITEM 5. Aviation

Various Counties - Consider the award of federal non-primary entitlement grant funding and federal apportionment grant funding for airport improvement projects at various locations (MO) (Presentation)

This item was presented by Aviation Division Director Dave Fulton. Commissioner Ryan made a motion, which was seconded by Commissioner Austin, and the commission approved the following minute order by a vote of 4 - 0.

115467
AVN

The Texas Department of Transportation (department) is authorized under Title 49, United States Code, Chapter 471, and Texas Transportation Code, Chapter 21, to award federal funding for capital improvement projects and to assist in the development and establishment of airports in the state of Texas.

The airports listed in Exhibit A are currently in need of improvements to preserve the airports or to meet standards. The department recommends the award of federal non-primary entitlement grant funds and federal apportionment grant funds for the improvements.

On March 29, 2019, a public hearing was held. No comments were received.

IT IS THEREFORE ORDERED by the Texas Transportation Commission that the executive director, or the director’s designee, is authorized to enter into any necessary agreements to fund, through the Aviation Facilities Grant Program, the projects described in Exhibit A.

Note: Exhibit A is on file with the commission chief clerk.

ITEM 6. Public Transportation

Various Counties - Consider the award of federal funds for public transportation to multiple entities for a variety of program eligible purposes (MO) (Presentation)

This item was presented by Public Transportation Division Director Eric Gleason. Commissioner Austin made a motion, which was seconded by Commissioner Ryan, and the commission approved the following minute order by a vote of 4 - 0.

115468
PTN

The Texas Transportation Commission (commission) desires to award a total of \$3,132,485 in federal program funds to support public transportation needs.

The Capital Area Metropolitan Planning Organization awarded \$3,000,000 in Surface Transportation Block Grant Program funds to Capital Area Rural Transportation System, Inc. (CARTS) for the construction of their Eastside Bus Terminal. CARTS requested these funds be transferred to the Section 5311 Formula Grants for Rural Areas Program for implementation purposes, and the funds are being transferred to the Federal Transit Administration for management by the Texas Department of Transportation (department). The commission finds that the construction of the bus terminal is eligible for funding under the §5311 program and desires to award \$3,000,000 to CARTS.

On September 28, 2018, the department announced a Call for Section 5324 Emergency Relief Resilience Projects to eligible transit agencies. Project criteria included capital projects designed and built specifically to address existing and future vulnerabilities to a public transportation facility or system as a result of a probable occurrence or recurrence of an emergency or major disaster in the geographic area where a public transportation system is located. The commission finds that the project for back-up generators and auto-switches submitted by the Rural Economic Assistance League, Inc. (REAL) is eligible for funding under the federal Section 5324 Emergency Relief Program and desires to award \$65,000 to REAL.

The commission also desires to award \$67,485 in Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Program funds to the Concho Valley Economic Development District, Incorporated. These funds will restore project funding to originally anticipated amounts from their proposal submitted for the fiscal year 2019 §5310 program of projects following changes in project management and increases in daily service levels.

Transportation Code, Chapter 455 assigns a broad spectrum of public transportation roles and missions to the department.

Transportation Code, Chapter 456 authorizes the commission to administer funds appropriated for public transportation.

IT IS THEREFORE ORDERED by the commission that the executive director or the director's designee is directed to proceed with the awards as shown above, submit the necessary state applications to the Federal Transit Administration, and enter into the necessary contracts.

ITEM 7. Eminent Domain Proceedings

Various Counties - Consider the authorization of the filing of condemnation proceedings to acquire real property by eminent domain for non-controlled and controlled access highways (MO)

This item was presented by Project Planning and Development Director Brian Barth. Commissioner New made a motion that the Texas Transportation Commission authorize the Texas Department of Transportation to use the power of eminent domain to acquire the properties described in the minute order set forth in the agenda for the current month for construction, reconstruction, maintenance, widening, straightening, or extending the highway facilities listed in the minute order as a part of the state highway system, and that the first record vote applies to all units of property to be condemned. The motion was seconded by Commissioner Ryan and the following minute order was approved by Chairman Bugg, Commissioner Austin, Commissioner Ryan, and Commissioner New (a vote of 4 - 0).

115469
ROW

To facilitate the safety and movement of traffic and to preserve the financial investment of the public in its highways, the Texas Transportation Commission (commission) finds that public necessity requires the laying out, opening, constructing, reconstructing, maintaining, widening, straightening, extending, and operating of the highway facilities listed below as a part of the State Highway System (highway system).

As provided for by Transportation Code, Chapter 203, Subchapter D, including Sections 203.051, 203.052, and 203.054, the commission finds and determines that each of the parcels of land listed below, and more particularly described in the attached Exhibits (parcels), are necessary or convenient as a part of the highway system to be constructed, reconstructed, maintained, widened, straightened, or extended (constructed or improved) and it is necessary to acquire fee simple title in the parcels or such lesser property interests as set forth in the attached Exhibits.

The commission finds and determines that the highway facilities to be constructed or improved on the parcels identified and listed below under "CONTROLLED ACCESS" are designated as a Controlled-Access Highway in accordance with Transportation Code, Section 203.031; and where there is adjoining real property remaining after acquisition of a parcel, the roads are to be constructed or improved as a part of the highway facility with the right of ingress and egress to or from the remaining real property adjoining the highway facility to be permitted or denied, as designated and set forth on each of the attached Exhibits A - W. Where there is adjoining real property remaining after acquisition of a parcel with respect to the highway facilities to be constructed or improved on the parcels identified as listed below under "NON-CONTROLLED ACCESS," roads are to be constructed or improved as a part of the highway facility with the right of ingress and egress to or from the remaining real property adjoining the highway facility to be permitted or denied, as designated and set forth on each of the attached Exhibits 1 - 80, in accordance with Transportation Code, Sections 203.002 and 203.003.

The commission finds and determines that condemnation of the parcels is required.

IT IS THEREFORE ORDERED that the initiation of condemnation proceedings for the parcels is adopted and authorized by a single order for the parcels, and this first vote by the commission applies to all of the parcels.

IT IS FURTHER ORDERED that the executive director is hereby authorized to proceed to condemnation on the parcels and directed to transmit or cause to be transmitted this request of the commission to the Office of the Attorney General to file or cause to be filed against all owners, lienholders, and any owners of any other interests in the parcels, proceedings in condemnation to acquire in the name of and on behalf of the state, fee simple title to each parcel or such lesser estates or property interests as are more fully described in each of the attached Exhibits, save and excepting oil, gas, and sulfur, as provided by law, as follows:

Eminent Domain - Non-Controlled Access

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Chambers	SH 99	36	3510-10-017	1318
Collin	SH 5	71	0047-04-026	151
Collin	SH 5	72	0047-04-026	246
Collin	SH 289	12	0091-03-026	2
Collin	SH 289	13	0091-03-026	3
Collin	SH 289	14	0091-03-026	4
Collin	SH 289	15	0091-03-026	5
Collin	SH 289	16	0091-03-026	6
Collin	SH 289	17	0091-03-026	7
Collin	SH 289	18	0091-03-026	8
Collin	SH 289	19	0091-03-026	9

Eminent Domain - Non-Controlled Access (continued)

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Collin	SH 289	20	0091-03-026	10
Collin	SH 289	21	0091-03-026	11
Collin	SH 289	22	0091-03-026	12
Collin	SH 289	23	0091-03-026	13
Collin	SH 289	24	0091-03-026	14
Collin	SH 289	25	0091-03-026	15
Collin	SH 289	26	0091-03-026	16
Collin	SH 289	27	0091-03-026	17
Collin	SH 289	28	0091-03-026	18
Fort Bend	FM 1463	29	0188-10-037	117
Fort Bend	FM 1463	57	0188-10-037	135
Gonzales	SH 80	70	0287-03-035	4
Gonzales	SH 80	68	0287-03-035	5
Gonzales	SH 80	69	0287-03-035	6
Grimes	SH 249	7	3635-02-003	341
Harris	FM 2100	44	1062-04-060	210
Harris	FM 2100	50	1062-04-060	226
Harris	FM 2100	45	1062-04-060	231
Harris	FM 1960	51	1685-01-104	3
Harris	FM 1960	52	1685-01-104	4
Harris	FM 1960	65	1685-01-104	5
Harris	FM 1960	62	1685-01-104	10
Harris	FM 1960	30	1685-01-104	12
Harris	FM 1960	61	1685-01-104	15
Harris	FM 1960	32	1685-01-104	17
Harris	FM 1960	63	1685-01-104	18
Harris	FM 1960	31	1685-01-104	19
Harris	FM 1960	60	1685-01-104	21
Harris	FM 1960	59	1685-01-104	22
Harris	FM 1960	64	1685-01-104	23
Harris	FM 1960	53	1685-01-104	25
Harris	FM 1960	58	1685-01-104	28
Harris	FM 1960	34	1685-03-097	150
Harris	FM 1960	66	1685-03-097	153
Harris	FM 1960	38	1685-03-097	161
Harris	FM 1960	33	1685-03-097	162
Harris	FM 1960	8	1685-03-097	167
Harris	FM 1960	35	1685-03-097	169
Harris	FM 1960	1	1685-03-101	206
Harris	FM 1960	67	1685-03-101	211
Harris	FM 1960	4	1685-03-101	222

Eminent Domain - Non-Controlled Access (continued)

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Liberty	SH 99	47	3510-09-003	1108
Lubbock	FM 1585	48	1502-01-037	267
Lubbock	FM 1585	6	1502-01-037	275
Lubbock	FM 1585	56	1502-01-037	276
Lubbock	FM 1585	43	1502-01-037	282
Lubbock	FM 1585	5	1502-01-037	283
Lubbock	FM 1585	49	1502-01-037	307
Montgomery	SH 99	10	3510-07-008	838
Montgomery	SH 99	9	3510-07-008	859
Montgomery	SH 99	11	3510-07-008	872
Montgomery	SH 99	46	3510-07-008	887
Montgomery	SH 99	39	3510-07-008	891
Tarrant	FM 156	37	0718-02-050	1C
Tarrant	FM 156	55	0718-02-050	1D
Tarrant	FM 156	54	0718-02-050	1F
Travis	US 290	79	0113-08-089	20
Travis	US 290	78	0113-08-089	21
Travis	US 290	77	0113-08-089	35
Travis	US 290	76	0113-08-089	41
Travis	US 290	75	0113-08-089	42
Travis	US 290	74	0113-08-089	44
Travis	SH 71	73	0700-03-101	60
Travis	SH 71	80	0700-03-101	73
Travis	SH 71	40	0700-03-101	75E
Travis	SH 71	41	0700-03-101	76E
Travis	SH 71	42	0700-03-101	78E
Wood	US 69	3	0203-05-043	5
Wood	US 69	2	0203-05-043	6

Controlled Access

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Bexar	IH 410	B	0521-06-140	3
Dallas	IH 30	L	0009-11-246	1
Dallas	IH 30	M	0009-11-246	2
Dallas	IH 30	N	0009-11-246	3
Dallas	IH 30	O	0009-11-246	4
Dallas	IH 30	P	0009-11-246	5
Dallas	IH 30	Q	0009-11-246	6
Denton	IH 35E	I	0196-01-100	79
Denton	IH 35E	H	0196-01-100	81
Denton	IH 35E	K	0196-01-100	86

Controlled Access (continued)

County	Highway	Exhibit	ROW CSJ No.	Parcel
Denton	IH 35E	J	0196-01-100	90
Denton	IH 35E	R	0196-01-100	92
Galveston	IH 45	A	0500-04-137	426
Liberty	SH 99	D	3510-09-003	1120
Liberty	SH 99	T	3510-09-003	1121
Liberty	SH 99	C	3510-09-003	1122
Liberty	SH 99	E	3510-09-003	1156
Liberty	SH 99	S	3510-09-003	1190
Montgomery	SH 99	F	3510-07-008	820
Travis	US 290	G	0113-08-089	10,10E
Travis	US 290	V	0113-08-089	22
Travis	US 290	W	0113-08-089	67
Travis	US 290	U	0113-08-089	70

Note: Exhibits A - W and 1 - 80 are on file with the commission chief clerk.

ITEM 8. Routine Minute Orders and Reports

This item was presented by Executive Director James Bass. Commissioner Austin made a motion, which was seconded by Commissioner Ryan, and the commission approved the following minute orders by a vote of 4 - 0.

a. Donations to the Department

Various Districts - Consider the acknowledgment of donations with a value of \$500 or more, including donations of money, materials, services, or real property, that are made to the department for the purpose of assisting the department in carrying out its functions and duties or for improving access to or from a highway on the state highway system (see attached itemized list) (MO)

115470
CSD

Transportation Code, §201.206, authorizes the Texas Department of Transportation (department) to accept a donation in any form, including realty, personalty, money, materials, and services, for the purpose of carrying out its functions and duties. Government Code, Chapter 575, requires the governing board of a state agency to acknowledge the acceptance of a donation valued at \$500 or more by majority vote at an open meeting, not later than the 90th day after the date the donation is accepted. It also prohibits a state agency from accepting a donation from a person who is a party to a contested case before the agency until the 30th day after the date the decision in the case becomes final.

The Texas Transportation Commission (commission) has adopted 43 TAC §§1.500-1.506, which relate to the department’s acceptance of donations. Section 1.503 authorizes the executive director to approve acceptance of donations to the department and requires that donations valued at \$500 or more must be acknowledged by order of the commission not later than the 90th day after the date the donation is accepted by the department. It further prohibits acceptance of a gift or donation when the donor is subject to department regulation or oversight or when the donor is interested in or likely to become interested in any contract, purchase, payment, or claim with or against the department, except as provided by that section. It also

provides that the executive director may approve the acceptance of a donation, notwithstanding the foregoing proscriptions in the rules, if the executive director determines that acceptance would provide a significant public benefit and would not influence or reasonably appear to influence the department in the performance of its duties.

Transportation Code, §223.049 authorizes the department to contract with an owner of land adjacent to a highway that is part of the state highway system to construct an improvement on the highway right of way that is directly related to improving access to or from the owner's land. Exhibit A lists donations resulting from a contract executed by the department under Transportation Code, §223.049 and other donations accepted under Transportation Code, §201.206.

The commission established the Sponsorship Acknowledgement Program under 43 TAC Chapter 12, Subchapter K. The program, which is authorized by the Federal Highway Administration in FHWA Order 5610.1A, allows the department to place signs acknowledging donations made to the department to fund transportation related services. Exhibit B lists donations made to the department under the Sponsorship Acknowledgement Program.

The executive director has determined that the donations identified in the attached Exhibits comply with the applicable provisions of 43 TAC §§1.500-1.506, 43 TAC §12.353, Government Code, Chapter 575 and Transportation Code, §201.206, §223.049 and §224.001, and has approved acceptance of those donations. All required donation agreements have been executed under 43 TAC §1.504 and §1.506, as applicable.

IT IS THEREFORE ORDERED by the commission that it acknowledges the acceptance of the donations identified in the attached Exhibits A and B.

Donations to the Department

<u>Donor</u>	<u>DDO</u>	<u>County</u>	<u>Donation Description</u>
Amarillo Arborlogical, Inc	AMA	Potter	365 days of mowing, trimming and watering of grasses; pruning trees and shrubs and some litter removals on the State's IH-40, IH-27 interchange right of way including the center city gateway areas in Amarillo.
American Institute of Steel Construction, LLC	MTD	N/A	Travel costs to include airfare, lodging, meals, transportation and airport parking for Johnnie S. Miller, P.E., Coatings & Traffic Materials Section Director to attend and participate in the National Steel Bridge Alliance (NSBA) TG8 S8.3 Galvanizing Ballot meeting, April 16, 2019, in Chicago, IL.
CenterPoint Energy Houston Electric, LLC.	HOU	Brazoria	Design and construction of a left turn lane, flashing traffic caution signal and associated storm sewer improvement from eastbound FM 1462 into the donor's development in Rosharon.

Donations to the Department (continued)

<u>Donor</u>	<u>DDO</u>	<u>County</u>	<u>Donation Description</u>
Continental Homes of Texas, L.P.	SAT	Guadalupe	Design and construction provides for an arterial roadway intersection with a right turn lane on FM 1103 approximately 0.75 Miles East of North Main Street for a new subdivision in Cibolo.
D. & L. Brooks Investments, LLC	AUS	Hays	Design and revision of pavement markings to allow a left turn into a new commercial entrance on RM 150 in Kyle.
Energy Rentals, Inc.	YKM	DeWitt	Two flashing beacon advance warning signs near the donor's plant entrance on US 77A/US 183 South in Cuero.
HM Parten Ranch Development, Inc.	AUS	Hays	Design and construction for a right turn deceleration lane for the Parten Ranch development on RM 1826 in Hays County, Texas.
Morris Venture Partners IV, LLC	AUS	Williamson	Design and construction of a 360 feet long right turn lane on SH 29, west of Wolf Ranch Parkway, in Georgetown.
Petropark Realty, Inc	HOU	Fort Bend	Design and construction of a hooded left turn lane from northbound FM 2218 into the Richmond Food Mart development in Richmond.
Pulte Homes of Texas, L.P.	SAT	Bexar	Design and construction for widening of a section of FM 3351 approximately 2.5 miles east of IH 10 to accommodate a right and left turn deceleration lanes into the Cielo Ranch development in San Antonio.
Quatreo Business LLC	AUS	Travis	Design and construction for a right turn deceleration lane with associated driveway at 1100 block of FM 734/ Parmer Lane in the Austin.
Riverstone Commercial Development, LLC	HOU	Galveston	Design and construction of a right turn lane from westbound SH 96 into the donor's development in League City.
Urban Meridian Group, Inc.	HOU	Harris	Design and construction of a left turn lane from southbound FM 865 into the donor's development in Houston.
Wise Top, LLC	HOU	Fort Bend	Design and construction of a traffic signal modification and Street Tie in from eastbound FM 1092/Murphy Road into the donor's development in Missouri City.

Donations to the Department (continued)

<u>Donor</u>	<u>DDO</u>	<u>County</u>	<u>Donation Description</u>
Spanish Oaks Realty	AUS	Travis	Revenue generation through the Sponsor a Highway Program.
Round Rock Honey Company, LLC	AUS	Williamson	Revenue generation through the Sponsor a Highway Program.
Kidd Roofing	DAL	Dallas	Litter pick-up throughout a corridor on the State's right of way through the Sponsor a Highway Program.
Total Men's Primary Care	DAL	Dallas	Litter pick-up throughout a corridor on the State's right of way through the Sponsor a Highway Program.
Hinz Jewelers, Inc. Care	HOU	Fort Bend	Litter pick-up throughout a corridor on the State's right of way through the Sponsor a Highway Program.
Armor Glass International, Inc.	HOU	Harris	Litter pick-up throughout a corridor on the State's right of way through the Sponsor a Highway Program.
Radiant Dermatology & Aesthetics, PLLC	HOU	Harris	Litter pick-up throughout a corridor on the State's right of way through the Sponsor a Highway Program.

Note: Exhibits A and B are on file with the commission chief clerk.

b. Real Estate Dispositions

(1) Bexar County - SH 16 - Consider the release of easement to the underlying fee owner M/I Homes of San Antonio, LLC (MO)

115471
ROW

In Bexar County, on SH 16, the State of Texas acquired an easement interest in certain land by instrument recorded in Volume 6483 at Page 112, Deed Records of Bexar County, Texas.

All or a portion of the easement encumbering the property, described in Exhibit A, (the tract) is no longer needed for a state highway purpose.

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may release an easement interest no longer needed for a state highway purpose to the owner of the fee in the property.

M/I Homes of San Antonio, LLC is the owner of the fee interest in the property and has requested to purchase the easement interest for \$8,400.

The commission finds \$8,400 to be a fair and reasonable value of the state's right, title, and interest in the easement interest.

IT IS THEREFORE ORDERED by the commission that the easement interest encumbering the tract, described in Exhibit A, is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of

Texas execute a proper instrument conveying all of the state’s right, title, and interest in the easement interest to M/I Homes of San Antonio, LLC for \$8,400.

Note: Exhibit A is on file with the commission chief clerk.

(2) Harris County - I-45 - Consider the transfer of the tract and transfer of control, jurisdiction, and maintenance to Harris County, Texas (MO)

115472
ROW

In Harris County, on I-45, the State of Texas acquired certain land for highway purposes by instrument recorded in Volume 3519, at Page 417, Deed Records of Harris County, Texas.

A portion of the land, described in Exhibit A, (the tract), is no longer needed for a state highway purpose.

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the transfer of highway right of way to a governmental entity that is assuming jurisdiction, control, and maintenance of the right of way for public road purposes. If, in the future, the tract is no longer used for public road purposes, the tract shall immediately and automatically revert to the State of Texas.

Harris County is assuming jurisdiction, control, and maintenance and has requested that the tract be transferred to Harris County.

IT IS THEREFORE ORDERED by the commission that the tract is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all of the state’s right, title, and interest in the tract to Harris County; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state’s right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

FURTHER, if the tract ceases to be used for public road purposes, it shall immediately and automatically revert to the state.

Note: Exhibit A is on file with the commission chief clerk.

(3) Kleberg County - US 77 (East General Cavazos Blvd.) - Consider the release of easement to the United States of America, acting by and through the Department of the Navy (MO)

115473
ROW

In Kleberg County, on US 77, the State of Texas acquired an easement interest in certain land by instrument recorded in Volume 148 at Page 77, Deed Records of Kleberg County, Texas.

All or a portion of the easement encumbering the property, described in Exhibit A, (the tract) is no longer needed for a state highway purpose.

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may release an easement interest no longer needed for a state highway purpose to the owner of the fee in the property.

The United States of America, acting by and through the Department of the Navy, is the owner of the fee interest in the property and has requested to purchase the easement interest for \$35,000.

The commission finds \$35,000 to be a fair and reasonable value of the state’s right, title, and interest in the easement interest.

IT IS THEREFORE ORDERED by the commission that the easement interest encumbering the tract, described in Exhibit A, is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of

Texas execute a proper instrument conveying all of the state’s right, title, and interest in the easement interest to the United States of America, acting by and through the Department of the Navy, for \$35,000 to be accomplished through Department of the Navy Contract No. N69450-18-RP-00135.

Note: Exhibit A is on file with the commission chief clerk.

(4) Medina County - SH 173 - Consider the sale of real property to Medina County, Texas (MO)

115474
ROW

In Medina County, on SH 173, the State of Texas acquired certain land for highway purposes by instrument recorded in Volume 207, at Page 556, Deed Records of Medina County, Texas.

A portion of the land, described in Exhibit A, (the tract) is no longer needed for a state highway purpose.

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the sale of any interest in real property no longer needed for a state highway purpose to a governmental entity with the authority to condemn the property.

Medina County has the authority to condemn the tract and has submitted an offer of \$390,000.

The commission finds \$390,000 to be a fair and reasonable value of the state’s right, title, and interest in the tract.

IT IS THEREFORE ORDERED by the commission that the tract is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all of the state’s right, title, and interest in the tract to Medina County for \$390,000; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state’s right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

Note: Exhibit A is on file with the commission chief clerk.

(5) Moore County - US 87/287 - Consider the transfer of the tract and transfer of control, jurisdiction, and maintenance to the City of Dumas (MO)

115475
ROW

In Moore County, on US 87/287, the State of Texas acquired certain land for highway purposes by instrument recorded in Volume 132, at Page 257, Deed Records of Moore County, Texas.

A portion of the land, described in Exhibit A, (the tract) is no longer needed for a state highway purpose.

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the transfer of highway right of way to a governmental entity that is assuming jurisdiction, control, and maintenance of the right of way for public road purposes. If, in the future, the tract is no longer used for public road purposes, the tract shall immediately and automatically revert to the State of Texas.

The City of Dumas (the City) is assuming jurisdiction, control, and maintenance and has requested that the tract be transferred to the City.

IT IS THEREFORE ORDERED by the commission that the tract is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all of the state’s

right, title, and interest in the tract to the City of Dumas; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state’s right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

FURTHER, if the tract ceases to be used for public road purposes, it shall immediately and automatically revert to the state.

Note: Exhibit A is on file with the commission chief clerk.

c. Reports

(1) Compliance Division Report

Note: Confidential report to commission.

(2) Letting Allocation Status Report

Quarterly status report on the FY 2019 letting allocation, the actual allocation utilized through the current month, and proposed remaining highway maintenance and construction contract letting for the fiscal year (Report)

Note: The Report is on file with the commission chief clerk.

(3) Quarterly Cash Report

Quarterly report on FY 2019 State Highway Fund 6 cash status (Report)

Note: The Report is on file with the commission chief clerk.

d. Finance

(1) Quarterly Investment Report

Consider the acceptance of the Quarterly Investment Report (MO)

115476
ROW

Government Code, Chapter 2256 (Public Funds Investment Act) authorizes the Texas Transportation Commission (commission) to purchase, sell, and invest its funds and funds under its control in investments that are in compliance with investment policies approved by the commission.

Government Code §2256.005 requires the commission to adopt a written investment policy regarding the investment of its funds and funds under its control, including a separate written investment strategy for each of the funds or group of funds under its control, and to designate one or more officers or employees of the Texas Department of Transportation (department) as investment officer to be responsible for the investment of funds consistent with the investment policy.

In Minute Order 108970, dated July 25, 2002, the commission approved and adopted a written investment policy and investment strategy applicable to funds of the commission relating to the Central Texas Turnpike System held by Bank One, N.A., (in such capacity with its successors, currently Bank of New York Mellon), as Trustee under the Indenture of Trust dated July 15, 2002, between the commission and the trustee.

In Minute Order 114360, dated August 27, 2015, the commission approved and adopted a written investment policy that included an investment strategy applicable to funds in the prepaid TxTag custodial account under the Master Lockbox and Custodial Account Agreement dated as of September 2, 2012, as amended, by and between the Bank of New York Mellon Trust Company, N.A., as custodian, and the department.

In Minute Order 114706, dated August 25, 2016, the commission approved and adopted a written investment policy that included an investment strategy applicable to funds related to obligations issued for the IH 35E Project under a Trust Agreement by and between the commission and Amegy Bank, a Division of ZB, National Association, as trustee.

In Minute Order 115393, dated December 13, 2018, the commission approved and adopted a written investment strategy, included as part of the commission's investment policy, applicable to funds related to obligations issued for the SH 249 System under a Master Trust Agreement by and between the commission and U.S. Bank National Association, as trustee.

Pursuant to Government Code §2256.005(e) and Section 20 of the investment policy, the investment policy and investment strategies of the commission have been reviewed and revised annually by minute order since 2003.

The commission has designated the department's chief financial officer and the director, Project Finance, Debt & Strategic Contracts Division as investment officers. The chief financial officer is primarily responsible for the execution of investment strategy and activities on a daily basis. However, in his/her absence, the director, Project Finance, Debt & Strategic Contracts Division, or a designee of any of the investment officers (as evidenced in a delegation memorandum) shall perform these duties and responsibilities.

Government Code §2256.023 requires the designated investment officer to prepare and submit to the commission and the executive director, not less than quarterly, a written report of investment transactions for all funds covered by the Public Funds Investment Act for the preceding reporting period. The report must describe in detail the investment position of the department on the date of the report, and must be prepared jointly and signed by each investment officer.

Section 9.0 of the investment policy requires the investment officer to prepare and submit to each member of the commission and the executive director of the department an investment report on no less than a quarterly basis. The report must be prepared in accordance with the requirements of that section, including containing sufficient information to provide for a comprehensive review of investment activity and current investment instruments and performance for the reporting period. A quarterly investment report for the department for the period ending February 28, 2019, attached as Exhibit A, has been prepared in accordance with Government Code §2256.023 and Section 9.0 of the investment policy.

IT IS THEREFORE ORDERED by the commission that the quarterly investment report attached as Exhibit A is accepted.

Note: Exhibit A is on file with the commission chief clerk.

(2) Travis and Williamson Counties - Consider the acceptance of the Quarterly Report of Actual Traffic and Toll Revenue for the Central Texas Turnpike System (MO)

115477
PFD

Transportation Code, Chapter 228 and other applicable law authorizes the Texas Transportation Commission (commission) to issue toll revenue bonds, bond anticipation notes, and other obligations to finance turnpike projects on the state highway system, and to enter into trust agreements and indentures of trust governing matters relating to the issuance of such obligations.

In 2002 the commission issued \$2,199,993,782 in obligations to finance a portion of the costs of the Central Texas Turnpike System (system), a toll project composed initially of the SH 130, SH 45, and Loop 1 project elements (2002 Project), pursuant to an Indenture of Trust, dated July 15, 2002 (indenture), and four supplemental indentures. The indenture prescribes the terms, provisions and covenants related to the issuance of toll revenue bonds and obligations to finance a portion of the costs of the 2002 Project. Subsequent refunding bonds were issued in

2009, 2012 and 2015, pursuant to the indenture and three additional supplemental indentures. Pursuant to Section 702 of the indenture, the commission has covenanted that on or before August 31 in each fiscal year, it will adopt annual operating, maintenance and capital budgets for the system for the ensuing fiscal year and provide copies of such budgets to the Trustee and the U.S. Department of Transportation.

Section 501 (c) of the indenture covenants that for the first five full years of operation of the system, the commission will provide to the trustee a report showing the traffic and revenue of the system for the previous quarter.

Pursuant to Minute Order 111081, dated September 27, 2007, the system was declared substantially complete as defined within the indenture.

Section 501 (c) of the indenture covenants that at the conclusion of the five year period, the commission may discontinue such reports if the revenues for the previous two years have been sufficient to meet the rate covenant. The revenues for the previous two years have been sufficient to meet the rate covenant; however, the commission has not exercised its option to discontinue the reports.

A report of actual traffic and revenue, attached as Exhibit A, has been prepared consistent with the reports previously filed pursuant to Section 501(c) of the indenture.

IT IS THEREFORE ORDERED by the commission that the report of actual traffic and revenue attached as Exhibit A is accepted.

Note: Exhibit A is on file with the commission chief clerk.

e. Rail Clearance Deviations

Consider the approval of rail clearance deviations (MO)

115478
RRD

Transportation Code, §191.001 and §191.002 establish height requirements for structures over railroad tracks and distance requirements of structures and materials near railroad tracks. Texas Transportation Code §191.005 establishes that the Texas Transportation Commission (commission), for good cause shown, may, by order, permit a railroad company or other corporation, firm, partnership, or individual or county or municipality to deviate from a provision of the statute.

The Texas Department of Transportation (department) received an application from Equistar Chemicals requesting a clearance deviation within their facility located in Pasadena, Texas. The department has conducted investigations for each location to determine whether good cause could be shown and whether the deviations could be operated in a reasonable and safe manner.

In determining whether the facility has demonstrated good cause for the requested clearance deviations, the department considered:

- (1) the safety of railroad and non-railroad workers near railroad tracks;
 - (2) limitations impacting loading and unloading commodities transported by rail;
- and
- (3) limitations of existing equipment and structures near railroad tracks.

In determining whether the requested clearance deviations are reasonable and safe, the department conducted investigations as to whether the facility plans include:

- (1) sufficient warning signs, pavement markings, lighting and/or other control devices to inform employees of the limited clearance locations; and

(2) sufficient safety rules and training regarding the limited clearance locations to address employee safety.

Based on the investigations, the department has determined that the clearance deviations as listed in Exhibit A meet the requirements of Transportation Code §191.005. The Attorney General of Texas has been notified as required by §191.005(a).

IT IS THEREFORE ORDERED by the commission that the railroad clearance deviation application from Equistar Chemicals for their facility located in Pasadena, Texas as described in Exhibit A is approved.

Note: Exhibit A is on file with the commission chief clerk.

f. Designation of Access Control

Kaufman County - Spur 557, in the City of Terrell - Consider the designation of four locations on the westbound frontage road of Spur 557 at which access will be permitted to the abutting property (MO)

115479
DES

In KAUFMAN COUNTY, on Spur 557, a designated controlled-access highway, the Texas acquired certain land for highway purposes that includes a tract of land described in a judgment dated June 7, 1963, in the matter of the State of Texas v. Ethel L. Corley, et al., recorded under Volume 461, Page 209 of the Deed Records of Kaufman County, Texas.

John E. Westhoff, Trustee of the Charles and Trina Gilchrist Grantor Trust 2000, Charles W. Gilchrist, Trina L. Gilchrist, and Fulson Terrell Partners, L.P., the current owners of the abutting properties, have requested the removal of access denial at four locations along the property line for the Spur 557 westbound frontage road described in Exhibits A and B.

Transportation Code, §201.103, empowers the Texas Transportation Commission (commission) to plan and make policies for the location, construction, and maintenance of a comprehensive system of state highways and public roads.

Transportation Code, §203.002 authorizes the commission to layout, construct, maintain, and operate a modern state highway system, with an emphasis on the construction of controlled-access highways.

Transportation Code, §203.031 authorizes the commission to designate locations on a controlled-access highway at which access to or from the highway is permitted and determine the type and extent of access permitted at each location.

NOW, THEREFORE, the commission finds that the removal of access denial will not compromise the mobility, safety, or operation of the existing state highway facilities, and designates the removal of access denial described in Exhibits A and B as locations where ingress and egress may be permitted to and from the Spur 557 westbound frontage road.

IT IS FURTHER ORDERED by the commission that the executive director or his designee is hereby authorized to execute any necessary documents containing terms consistent with the provisions of this order.

Note: Exhibits A and B are on file with the commission chief clerk.

g. Speed Zones

Various Counties - Consider the establishment or alteration of regulatory and construction speed zones on various sections of highways in the state (MO)

115480
TRF

Transportation Code, §545.352 establishes prima facie reasonable and prudent speed limits for various categories of public roads, streets and highways.

Transportation Code, §545.353 empowers the Texas Transportation Commission (commission) to alter those prima facie limits on any part of the state highway system as determined from the results of an engineering and traffic investigation conducted according to the procedures adopted by the commission.

The Texas Department of Transportation (department) has conducted the prescribed engineering and traffic investigations to determine reasonable and safe prima facie maximum speed limits for those segments of the state highway system shown in Exhibits A and B.

Exhibit A lists construction speed zones in effect when signs are displayed within construction projects. The completion and/or acceptance of each project shall cancel the provision of this minute order applying to said project and any remaining construction speed zone signs shall be removed.

Exhibit B lists speed zones for sections of highways where engineering and traffic investigations justify the need to alter the speeds.

It has also been determined that the speed limits on the segments of the state highway system, previously established by the commission by minute order and listed in Exhibit C, are no longer necessary or have been incorporated by the city which has the authority to set the speed limits on these sections of the highway.

The department, in consultation with the Texas Commission on Environmental Quality, has also determined that the environmental speed limit on the segment of highway established by Minute Order 109064, dated October 31, 2002 and listed in Exhibit D, is no longer necessary.

IT IS THEREFORE ORDERED by the commission that the reasonable and safe prima facie maximum speed limits determined in accordance with the department's "Procedures for Establishing Speed Zones" and shown on the attached Exhibits A and B are declared as tabulated in those Exhibits. The executive director is directed to implement this order for control and enforcement purposes by the erection of appropriate signs showing the prima facie maximum speed limits.

IT IS FURTHER ORDERED that a provision of any prior order by the commission which is in conflict with a provision of this order is superseded to the extent of that conflict, and that the portions of minute orders establishing speed zones shown on the attached Exhibits C and D are canceled.

Note: Exhibits A - D are on file with the commission chief clerk.

ITEM 9. Executive Session Pursuant to Government Code, Chapter 551

Section 551.071 - Consultation with and advice from legal counsel regarding any item on this agenda, pending or contemplated litigation, or other legal matters.

The commission did not meet in executive session.

OPEN COMMENT PERIOD - At the conclusion of all other agenda items, the commission will allow an open comment period, not to exceed one hour, to receive public comment on any other matter that is under the jurisdiction of the department. No action will be taken. Each speaker will be allowed a maximum of three minutes. Speakers must be signed up prior to the beginning of the open comment period.

The commission received comments from Farm and City Executive Director Jay Blazek Crossley regarding ending traffic deaths; and from private citizen and engineer Don Dixon regarding Texas Department of Transportation efficiency and federal formula distribution of highway trust fund dollars.

Commissioner Austin motioned adjournment and Commissioner New seconded the motion. The commission voted 4 - 0 to adjourn. The regular meeting of the Texas Transportation Commission was adjourned at 10:47 a.m.

APPROVED by the Texas Transportation Commission on May 30, 2019:



J. Bruce Bugg, Jr., Chairman
Texas Transportation Commission

I hereby certify that the above and foregoing pages constitute the full, true, and correct record of all proceedings and official records of the Texas Transportation Commission at its regular meeting on April 25, 2019, in Austin, Texas.



Robin Carter, Commission Chief Clerk
Texas Department of Transportation