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AGENDA

TEXAS TRANSPORTATION COMMISSION

125 East 11th Street
Austin, Texas 78701-2483

THURSDAY
August 25, 2011

9:00 A.M. CONVENE MEETING

1. **Approval of Minutes** of the July 28 meeting of the Texas Transportation Commission
2. **Resolutions**
 - a. Recognize Environmental Affairs Division Director Dianna Noble upon her retirement from the department after 27 years of service
 - b. Recognize Construction Division Director Russel Lenz upon his retirement from the department after 31 years of service
 - c. Recognize Texas Turnpike Authority Division Director Mark Tomlinson upon his retirement from the department after 29 years of service
 - d. Recognize Director of the Audit Office Owen Whitworth upon his retirement from the department after 30 years of service
 - e. Recognize Deputy Executive Director Steve Simmons upon his retirement from the department after 29 years of service
 - f. Recognize Executive Director Amadeo Saenz upon his retirement from the department after 33 years of service
3. **Discussion Items**
 - a. Update on TxDOT's modernization project ([Report](#)) ([Presentation](#))
The department is undergoing an initiative that includes creating a defined process to implement change and solve problems. As project teams consider the 37 projects resulting from the Restructure Council report, this process will be used to develop solutions. The change process is one of several initiatives led by Kaoppel Consulting to improve leadership, increase collaboration and encourage innovation. The goal of modernization is for TxDOT to be a performance driven organization that provides excellent customer service and is a great place to work. An update will be provided on these efforts.

3. **Discussion Items (continued) (Report) (Presentation)**

- b. Update on the Public Private Partnership procurement process and establishment of new decision making committees for certain TxDOT projects. *Senate Bill 1420, enacted by the 82nd Legislature, authorized TxDOT to enter into comprehensive development agreements (also known as Public Private Partnerships) for certain projects, including the Grand Parkway and I-35E. SB 1420 also requires the creation of committees to determine, for certain TxDOT toll projects, the distribution of the project's financial risk, the method of financing for the project, and the tolling structure and methodology. An update will be presented on the status of ongoing efforts to procure CDAs for the Grand Parkway and I-35E, the structure of the new committees, and the action plans for implementing these efforts.*

4. **Aviation**

112775

- a. **Various Counties** – Award federal grant funding for airport improvement projects at various locations (MO)

Federal law authorizes the award of federal funding to preserve and improve the state's general aviation system. The airports listed in Exhibit A are eligible for award of these grant funds and the department seeks approval of the awards.

112776

- b. Approve Aviation Capital Improvement Program (MO)

The department is required to prepare and update annually a multi-year aviation facilities capital improvement program. The department is seeking commission approval of this program.

112777

- c. Approve the Routine Airport Maintenance Program (MO)

State law authorizes the award of state funding for routine airport maintenance projects. The recommended airports are eligible for award of these grant funds and staff seeks approval of the awards.

5. **Promulgation of Administrative Rules** Under Title 43, Texas Administrative Code, and the Administrative Procedure Act, Government Code, Chapter 2001:

- a. **Final Adoption**

112778

- (1) **Chapter 1 - Management (MO)**

Amendments to §1.1, Texas Transportation Commission and §1.2, Texas Department of Transportation (Organization and Responsibilities)

The 82nd Legislature, Regular Session, 2011, made various statutory revisions to the duties of the commission and the department. Sections 1.1 and 1.2 must be revised to reflect those revisions.

112779

- (2) **Chapter 2 - Environmental Policy, Chapter 9, Contract and Grant Management, Chapter 24 - Trans-Texas Corridor, and Chapter 27 - Toll Projects (MO)**

Amendments to §2.1, General; Emergency Action Procedures, §2.2, Definitions, §2.5, Public Involvement, §2.12, Environmental Impact Statement (EIS), §2.16, Mitigation, §2.19, Rail Transportation Project (Environmental Review and Public Involvement for Transportation Projects), §9.6, Contract Claim Procedure for Comprehensive Development Agreement (General); Repeal of §24.11, Comprehensive Development Agreements, and §24.12, Environmental Review and Public Involvement (Development of Facilities); and Amendments to §27.2, Definitions (Comprehensive Development Agreements)

The amendments and repeals provide for the removal of all provisions in the department's rules relating to the Trans-Texas Corridor. House Bill 1201, 82nd Legislature, 2011, removes all references in state law to the Trans-Texas Corridor, repealing the authority for the establishment and operation of the Trans-Texas Corridor.

5. **Promulgation of Administrative Rules (continued)**

a. **Final Adoption (continued)**

112780

(3) **Chapter 21 - Right of Way (MO)**

Amendments to §21.10, Negotiations, §21.13, Highway Right-of-Way Values, and §21.14, Qualifications of Real Estate Appraisers and Other Technical Experts or Estimators (Land Acquisition Procedures), and Amendments to §21.111, Definitions and §21.118, Relocation Review Committee (Relocation Assistance and Benefits)

Recently enacted Senate Bill 18 imposes certain requirements on entities with eminent domain authority, such as TxDOT. The current rules conflict with certain provisions of Senate Bill 18, or are not broad enough to incorporate provisions of Senate Bill 18. These amendments revise the current rules to bring them into compliance with the provisions of SB 18 and clarify existing language.

112781

(4) **Chapter 25 - Traffic Operations (MO)**

Amendments to §25.501, Definitions (Safe Routes to School Program)

This amendment deletes the current definition for "political subdivision," currently defined as municipalities and counties. By deleting this definition, the Safe Routes to School Program will be eligible to any entity defined as a political subdivision under state law. Entities such as Municipal Utility Districts have a legitimate need for these types of safety projects, but are currently precluded from participating in the program.

112782

(5) **Chapter 27 - Toll Projects (MO)**

New §27.90, Purpose, §27.91, Definitions, and §27.92, Financial Terms (New Subchapter H, Determination of Terms for Certain Toll Projects)

Senate Bill 1420, 82nd Legislature, Regular Session, 2011, added Transportation Code, Section 228.013 requiring, for certain toll projects, that the distribution of the project's financial risk, the method of financing for the project, and the tolling structure and methodology be determined by a committee comprised of representatives from the department, any local toll project entity for the area in which the project is located, the applicable metropolitan planning organization, and each municipality or county that has provided revenue or right-of-way for the project. The rules implement Section 228.013 and define the process for a committee's issuance of its determination.

b. **Proposed Adoption**

112783

(1) **Chapter 1 - Management (MO)**

Amendments to §1.82 and §§1.84 - 1.87 (Advisory Committees)

The amendments change the rules governing advisory committees to extend committee sunset dates for committees under Chapter 1. In addition, House Bill 699 from the 82nd Legislature clarified the authority and responsibilities of the Port Authority Advisory Committee and the rule must be revised to reflect those changes.

112784

(2) **Chapter 11 - Design (MO)**

Repeal of §§11.200 - 11.205 (Statewide Transportation Enhancement Program), and New §§11.200 - 11.221 (Transportation Enhancement Program)

The changes modify the policies and procedures related to project eligibility, nomination, selection and administration under the Transportation Enhancement (TE) Program. The revisions also recognize recent changes to the department's rules regarding the planning and development of transportation projects, which provide for the allocation of one-half of the TE program funds to metropolitan planning organizations operating in transportation management areas.

5. **Promulgation of Administrative Rules (continued)**
 - b. **Proposed Adoption (continued)**
 - 112785 (3) **Chapter 25 - Traffic Operations (MO)**

Amendments to §§25.950 - 25.957 (Memorial Sign Program for Victims of Impaired Driving)
House Bill 2469, 82nd Legislature, creates a new memorial sign program for persons killed while operating or riding on a motorcycle. The legislation requires the Commission to adopt rules to administer the program. The proposed amendments to the current rules regarding the memorial sign program for victims of impaired driving provide the requirements to obtain this new memorial sign.
 - 112786 (4) **Chapter 26 - Regional Mobility Authorities (MO)**

New §26.17, Board Membership after Commission Approval (Creation of a Regional Mobility Authority)
This new section clarifies that neither the commission nor the department has any role in approving RMA board appointments or the board appointment processes adopted by a commissioner's court after the initial formation of an authority.
6. **Audit Plan**

112787 Approve the Audit Plan for Fiscal Year 2012 and determine whether adequate resources have been dedicated to the internal audit program (MO)
State law requires the internal auditor to create an annual audit plan that is prepared using risk assessment techniques and that identifies the individual audits to be conducted during the year. The audit plan must be approved by the commission. In addition, the commission must review the resources dedicated to the internal audit program and determine if adequate resources exist to ensure that risks identified in the annual risk assessment are covered in a reasonable timeframe.
7. **Internal Compliance Program**

112788 Establish policies concerning the department's Internal Compliance Program and Office (MO)
The department's sunset bill amended Transportation Code, Chapter 201, to require the commission to establish a compliance program, which must include a compliance office to oversee the program. The compliance office is responsible for acting to prevent and detect serious breaches of department policy, fraud, waste, and abuse of office, including any acts of criminal conduct within the department, and has primary jurisdiction of oversight and coordination of all investigations occurring on department property or involving department employees. The commission previously established an internal compliance program and this minute order will clarify the scope of the program as well as the responsibilities of the compliance office.
8. **Highway Safety Plan**

112789 Approve funding for the 2012 Highway Safety Plan (MO)
The department develops and implements an annual Highway Safety Plan (HSP). Federal funds are allocated by the National Highway Traffic Safety Administration and are used for traffic safety projects identified in the HSP. The HSP groups anticipated projects into focus-oriented program areas. This minute order lists the number of projects in each program area and the allocated amounts for FY 2012.

- 112790 9. **Transportation Planning**
Angelina County – Nominate a segment of State Highway Spur 339 in Lufkin for designation as a Forest Highway on the national forest highway system (MO)
The United States Department of Agriculture Forest Service is constructing a new administrative office and educational/visitor center along State Spur 339. Roadway improvements and a turning lane are needed to handle increased traffic generated by this facility and promote public safety. For these improvements to be eligible for funding from the Forest Highway Program, a 1.1-mile segment of Spur 339 must be designated as a Forest Highway on the national forest highway system.
- 112791 10. **Highway Designation**
Nueces County – Authorize submission of an application to the American Association of State Highway and Transportation Officials (AASHTO) to designate a segment of US 77 from I-37 in Corpus Christi to SH 44 in Robstown as Interstate 69 (MO)
In accordance with the processes established by the Federal Highway Administration and AASHTO, this minute order authorizes the department to petition AASHTO to include a 6.2-mile segment of US 77 from I-37 in Corpus Christi to SH 44 in Robstown as part of the Interstate Highway System as I-69. A technical report prepared by the department, which evaluated the existing design features and operational conditions of the route, found that in addition to being part of the High Priority Corridor 18 System, this segment of US 77 also meets current interstate system design standards and connects to an existing interstate system segment via a fully directional interchange with I-37, thus establishing its eligibility for the designation.
- DEFER 11. **Public Private Partnership Procurements**
- DEFER a. Issuance of a determination as to whether participation by HNTB Corporation as a member of a proposer team for a comprehensive development agreement (CDA) project while performing consulting services for the department in connection with another CDA project would constitute a conflict of interest (MO)
On August 5, 2011, HNTB submitted a request in accordance with 43 TAC §§27.8(c)(8) and (9) for a determination that HNTB's proposed participation on a CDA proposer team for the Grand Parkway project while performing procurement services for the department's CDA program, including the ongoing I-35E project, would not constitute a conflict of interest. Under 43 TAC §§27.8(c)(8) and (9), the commission must issue the determination.
- b. Issuance of a determination as to whether participation by Jacobs Engineering Group as a member of a proposer team for a comprehensive development agreement (CDA) project while performing consulting services for the department in connection with another CDA project would constitute a conflict of interest (MO)
On August 9, 2011, Jacobs submitted a request in accordance with 43 TAC §§27.8(c)(8) and (9) for a determination that Jacobs's proposed participation on a CDA proposer team for the I-35E and SH 183 projects while performing procurement services for the department's CDA program, including the ongoing Grand Parkway and North Tarrant Express projects, would not constitute a conflict of interest. Under 43 TAC §§27.8(c)(8) and (9), the commission must issue the determination.

11. **Public Private Partnership Procurements (continued)**
- DEFER** c. Issuance of a determination as to whether participation by URS Corporation as a member of a proposer team for a comprehensive development agreement (CDA) project while performing consulting services for the department in connection with another CDA project would constitute a conflict of interest (MO)
On August 12, 2011, URS submitted a request in accordance with 43 TAC §§27.8(c)(8) and (9) for a determination that a conflict of interest does not exist between URS' procurement services and its potential participation on a CDA developer team for the Grand Parkway and IH 35E projects. Under 43 TAC §§27.8(c)(8) and (9), the commission must issue the determination.
- DEFER** d. Issuance of a determination as to whether participation by CH2M HILL as a member of a proposer team for a comprehensive development agreement (CDA) project while performing consulting services for the department in connection with another CDA project would constitute a conflict of interest (MO)
On August 12, 2011, CH2M HILL submitted a request in accordance with 43 TAC §§27.8(c)(8) and (9) for a determination that no conflict of interest exists where CH2M HILL is providing services to developer teams for upcoming CDA projects where CH2M HILL is not serving as a subconsultant to a procurement engineer. Under 43 TAC §§27.8(c)(8) and (9), the commission must issue the determination.
12. **Toll Road Projects**
- 112792** a. **Various Counties** – Approve the selection of the best value proposal to support the operation of the customer service center and toll plazas and lanes for current and future toll facilities, and authorize the executive director to negotiate and execute an agreement (MO) ([Presentation](#))
The department requested proposals from qualified vendors interested in providing customer service center services supporting present and future toll projects throughout the state and toll operations services for the Central Texas Turnpike System. The department has completed its review and evaluation of proposals and is presenting its best value recommendation to the commission.
- 112793** b. **Fort Bend County** – Consider final approval of a request from Fort Bend County for financial assistance of \$4 million a year for 10 years, to pay for the construction of 4.2 miles of toll mainlanes extension, frontage roads, and direct connectors on the Westpark Toll Road Phase II, between Grand Parkway and FM 1463 (MO)
The county is requesting financial assistance to pay for this construction project. The tolled mainlanes, consisting of four lanes, would extend three miles and include grade separations over Katy-Gaston Road and FM 723/Spring Green Drive.
- 112794** c. **Travis and Williamson Counties** – Approval of the Central Texas Turnpike System (CTTS) annual operating and management budget (MO)
This minute order approves the annual operating, maintenance and capital budgets for the CTTS which consists of SH 130, segments 1-4, SH 45N, and Loop 1 extension. Some costs of the CTTS were financed with debt obligations. The Indenture of Trust stipulates that the commission will adopt annual budgets by August 31 of the preceding fiscal year.

13. **State Infrastructure Bank (SIB)**
- 112795 a. **Preliminary Approval**
Montgomery County – **City of Magnolia** – Consider granting preliminary approval of an application from the City of Magnolia to borrow \$2 million from the SIB to pay for the relocation and rehabilitation of city water and sewer lines along FM 1774 in connection with the reconstruction of FM 1774 north of FM 1488 to south of West Lost Creek Boulevard. (MO)
The City of Magnolia is requesting SIB financial assistance to pay for the relocation and rehabilitation of city water and sewer lines along FM 1774 from 0.1 miles north of FM 1488 to 0.05 miles south of West Lost Creek Boulevard.
- 112796 b. **Final Approval**
Parker County – **City of Weatherford** – Consider granting final approval of an application from the City of Weatherford to borrow \$650,000 from the SIB to pay for water and sewer line relocation costs resulting from reconstruction of SH 171 from I-20 to FM 1884 in Parker County. (MO)
The City of Weatherford is requesting a SIB loan to pay for the relocation of utilities to accommodate improvements to SH 171 from I-20 to FM 1884. SH 171 is currently a two-lane rural highway and the improvements will expand the facility to four lanes with a raised center median.
14. **Private Activity Bond Surface Transportation Corporation**
- 112797 Appoint directors to the Texas Private Activity Bond Surface Transportation Corporation (MO)
The commission authorized the creation of the corporation and appointed three directors to the corporation's board for initial terms that have expired. Three directors who are employees of the department are required to be appointed by the commission to six year terms on the corporation's board.
15. **Finance**
- 112798 a. Provide for the declaration of the intention of the commission to reimburse itself from the proceeds of future bond issues for specific capital expenditures related to the development, design, construction and financing of any portion of the SH 99 (Grand Parkway) project from SH 146 in Galveston County to SH 146 in Harris County (MO)
This minute order will permit Grand Parkway capital expenditures made by the commission and the department prior to the issuance of any bonds for the project to be reimbursed from the proceeds of future bonds issued to finance the Grand Parkway.
- 112799 b. Annual review and approval of the investment policy and investment strategies applicable to all funds of the commission not otherwise required to be invested by the comptroller (MO)
This minute order approves the department's investment policy and investment strategies. The Public Funds Investment Act requires the commission to review the investment policy and investment strategies on an annual basis, and to approve by order any modifications to the investment policy and investment strategies.
- 112800 c. Adopt the 2012 Operating Budget (MO)
This minute order adopts the department's annual operating budget as prescribed by the General Appropriations Act.

- 112801 15. **Finance (continued)**
- d. Annual review of debt management policy and derivative management policy for financing programs of the department, and authorization for department personnel to execute certain derivative transactions for financing programs of the department (MO)
- This minute order approves the debt management policy which establishes parameters for the commission's financing programs considering acceptable levels of risk, minimizing interest costs and optimizing future flexibility with consideration to achieving and maintaining the best possible credit ratings. Additionally, this minute order approves the derivative management policy which establishes responsibilities, objectives and guidelines for use of derivatives such as interest rate swaps and similar products to efficiently and prudently manage the commission's asset/liability profile. This minute order also authorizes department personnel to execute certain derivative transactions pursuant to the terms of specified resolutions for each financing program until August 25, 2012.*
16. **Obligation Limit Report**
- Status report on the FY 2011 Obligation Limit, the actual obligations utilized through the current month, proposed remaining highway maintenance and construction contract letting for the fiscal year and an update on motor fuel tax receipts (Report)
- This report will provide the current overall obligation status, by district, of the FY 2011 Obligation Limit and will also provide the anticipated effect on the obligation limit of remaining proposed highway maintenance and construction letting. The report will also provide an update on motor fuel tax receipts, including estimated versus actual receipts fiscal year to date, and any potential impact on letting volume.*
17. **Contracts**
- Award or reject contracts for maintenance, highway and building construction
- These proposed minute orders contain information concerning the receipt of bids for highway improvement contracts. The department may reschedule receipt of bids for those projects where the commission rejects all bids. Those bids accepted by the commission will result in conditional contract awards to the low bidders. Contract award conditions may involve securing funding from other sources, the contractor's ability to satisfy federal DBE subcontracting requirements, or other requirements as outlined in the project bid proposal.*
- 112802 a. **Highway Maintenance and Department Building Construction**
(see attached itemized list) (MO)
- 112803 b. **Highway and Transportation Enhancement Building Construction**
(see attached itemized list) (MO)
- 112804 18. **Eminent Domain Proceedings**
- Various Counties** – Authorize the filing of condemnation proceedings to acquire real property by eminent domain for non-controlled and controlled access highways (see attached list) (MO)
- Commission findings, determinations, and authorizations for the state, by motion made in accordance with Senate Bill 18 (82nd Legislature), to acquire by eminent domain, upon the payment of adequate and just compensation, various ownership interests in specific parcels of real property that are needed to develop or improve both non-controlled and controlled access state highways, to include requesting the state attorney general to bring and pursue condemnation suits relating to those specific parcels of real property described in the attached itemized list.*

19. **Routine Minute Orders**

a. **Donations to the Department**

- 112805 (1) **Bridge Division** – Acknowledge a donation from the American Iron and Steel Institute for a department employee’s travel expenses to attend the Bridge Task Force Meeting in Washington, D.C. from August 3 – 5, 2011 (MO)
Attendance at this meeting allows the department to meet with other state bridge design engineers to discuss and develop national bridge design specifications.
- 112806 (2) **Rail Division** – Consider a donation from White Stallion Energy Center, LLC for site inspection, plan review and agreement preparation for a proposed spur track rail crossing of FM 3057 in Matagorda County (MO)
The donation will enable the department to construct a highway-rail grade crossing and other modifications to the state highway.
- 112807 (3) **Rail Division** – Consider a donation from Union Pacific Railroad Company to improve the roadway grade of the highway approaches to the highway-rail grade crossing of FM 818 at the Union Pacific Railroad, west of Big Spring (MO)
The donation will provide safety improvements for the traveling public and rail operations through the area which mutually advantageous to the department and the railroad company.
- 112808 (4) **Right of Way Division** – Acknowledge a donation from the National Alliance of Highway Beautification Agencies (NAHBA) for a department employee’s travel expenses to attend the NAHBA Annual National Conference in Charlotte, North Carolina from August 7 – 10, 2011 (MO)
Attendance at this conference will allow the department to meet other agencies to discuss topics of national interests and concerns.
- 112809 (5) **Waco District** – Consider a donation from Southwestern Bell Telephone Company to provide funding for the cost associated with installation of the new bridge wing wall and abutment back wall in McLennan County (MO)
The donation will enable the department to install the new bridge wing wall and abutment back wall to eliminate the need to support or relocate the duct bank.

b. **Right of Way Dispositions and Donations**

The commission must approve the sales, transfers and exchanges of state rights of way and other real properties that are no longer needed for a state highway purpose. It must also approve, accept and acknowledge donations to the state of real property that is valued at \$500 or more.

- 112810 (1) **Jefferson County** – SH 105 at FM 364 in Beaumont - Consider the sale of a surplus easement to the property owner (MO)
The district has advised that the surplus easement was acquired as a material source. The material is depleted, and the easement is no longer needed for highway purposes. The property owner has requested to purchase the surplus easement, and it may be sold to the owner.

19. **Routine Minute Orders (continued)**

112811

b. **Right of Way Dispositions and Donations (continued)**

- (2) **Johnson County** – State Spur 50 from SH 174 east to I-35W in Burleson – Consider removal from the system, transfer of control, jurisdiction and maintenance to the city and transfer of surplus right of way to the City of Burleson (MO)

The city of Burleson has requested that the highway be removed from the system and that control, jurisdiction and maintenance of SS 50 be transferred to the city. The district has advised that the surplus land is no longer needed for highway purposes or as part of the system. The surplus land may be transferred to the city, since the estimated cost of future maintenance exceeds the fair value of the property.

112812

- (3) **Liberty County** – FM 2025 in North Cleveland - Consider the sale of a surplus maintenance site to the city of North Cleveland (MO)

The district has advised that the site is no longer needed for state highway purposes. The city has requested to purchase the site, and it may be sold to the city.

112813

- (4) **Randall County** - US 87, west side south of Canyon - Consider the transfer of a surplus easement to the City of Canyon (MO)

The district has determined that a portion of an easement used as a roadside park is no longer needed for highway purposes. The city is a governmental entity with the authority to condemn the property and has requested that the surplus easement be transferred to the city for continued use as a roadside park. The estimated cost of future maintenance on the property exceeds the fair value of the property, and the surplus land may be transferred.

c. **Release of Access Rights**

112814

- (1) **Brazoria County** – SH 288, immediately south of FM 2234 in Pearland - Consider the designation of two adjacent locations on the highway at which shared access will be permitted to the adjacent abutting properties (MO)

The designation of two 40-foot breaks in the control-of-access line will allow the two adjacent abutting landowners to open one proposed shared boulevard type driveway location for access to and from the north-bound frontage road. The district has determined that access may be permitted at the designated locations.

112815

- (2) **Harris County** – SH 288, east side north of North MacGregor Way in Houston - Consider the designation of a location on the highway at which access will be permitted to the abutting property (MO)

The designation of a 35-foot break in the control-of-access line will allow the abutting landowner to open a proposed driveway location for access to and from the north-bound frontage road of SH 288. The district has determined that access may be permitted at the designated location.

112816

- (3) **Harris County** – I-10, immediately west of Westgreen Drive in Houston - Consider the designation of two locations on the highway at which access will be permitted to the abutting property (MO)

The designation of two 30-foot breaks in the control-of-access line will allow the abutting landowner to open two proposed driveway locations for access to and from the west-bound frontage road. The district has determined that access may be permitted at the designated locations.

112817

- (4) **Waller County** – I-10, immediately west of FM 359 in Brookshire - Consider the designation of a location on the highway at which access will be permitted to the abutting property (MO)

The designation of a 45-foot break in the control-of-access line will allow the abutting landowner to open a proposed driveway location for access to and from the east-bound frontage road. The district has determined that access may be permitted at the designated location.

- 112818
19. **Routine Minute Orders (continued)**
- d. **Speed Zones**
Various Counties – Establish or alter regulatory and construction speed zones on various sections of highways in the state (MO)
This minute order establishes or alters regulatory and construction speed zones on various sections of highways in the state.
20. **Executive Session** Pursuant to Government Code, Chapter 551
- a. **Section 551.071** – Consultation with and advice from legal counsel regarding any item on this agenda
- b. **Section 551.074** – Deliberate on the search for a new executive director
- c. **Section 551.074** – Deliberate on the election and compensation of an interim executive director
- d. **Section 551.074** – Deliberate on the appointment of an internal auditor
- e. **Section 551.074** – Deliberate on the appointment of an interim internal auditor
- 112819
- 112820
- 112821
21. **Administrative Appointments**
- a. Appoint an interim internal auditor of the Texas Department of Transportation (MO)
- b. Appoint an internal auditor of the Texas Department of Transportation (MO)
- c. Elect an interim executive director of the Texas Department of Transportation and approve compensation (MO)

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 commission. 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.

ADJOURN

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NOTE:

Enumerated agenda items are assigned numbers for ease of reference only, and will not necessarily be considered by the commission in that particular order. Items identified with (MO) for minute order are those upon which the commission is considering an action.

Persons with special needs or disabilities who plan to attend this meeting and require auxiliary aids or services are requested to contact JoLynne Williams at (512) 305-9536 at least three working days prior to the meeting so that appropriate arrangements can be made.

TEXAS TRANSPORTATION COMMISSION MEETING
ATTACHED LISTS
August 25, 2011

HIGHWAY MAINTENANCE AND BUILDING CONSTRUCTION
CONTRACTS STATE LET AGENDA ITEM 17.a.

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
BRY	WALKER	FM 1375	RMC - 622221001
BRY	WALKER	IH 45	RMC - 623052001
DAL	DENTON	IH 35W	RMC - 622328001
DAL	NAVARRO	IH 45	SUP - 623235001
FTW	TARRANT	IH 20	RMC - 623050001
HOU	BRAZORIA	SH 288	RMC - 622785001
HOU	GALVESTON	IH 45	RMC - 622745001
HOU	HARRIS	US 290	RMC - 622700001
HOU	HARRIS	US 290	RMC - 622708001
HOU	MONTGOMERY	US 59	RMC - 622665001
LRD	MAVERICK	US 277	RMC - 621878001
LRD	WEBB	US 83	RMC - 621881001
LBB	LUBBOCK	US 84	RMC - 623053001
PAR	HOPKINS	FM 71	RMC - 622407001
PAR	HOPKINS	IH 30	RMC - 622571001
PAR	HUNT	FM 2874	RMC - 621170001
SAT	BEXAR	IH 35	RMC - 623051001
TYL	CHEROKEE	SH 110	RMC - 623015001
TYL	CHEROKEE	US 69	RMC - 622932001
TYL	HENDERSON	SH 31	RMC - 622761001
TYL	RUSK	FM 95	RMC - 622917001
TYL	SMITH	LP 323	RMC - 622275001
TYL	VAN ZANDT	FM 859	RMC - 622918001
YKM	FAYETTE	SH 71	RMC - 622881001
YKM	GONZALES	FM 108	RMC - 622337001
YKM	WHARTON	FM 442	RMC - 622338001

**HIGHWAY AND TRANSPORTATION ENHANCEMENT BUILDING
CONSTRUCTION CONTRACTS - STATE LET AGENDA ITEM 17.b.**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
ABL	FISHER	CR	BR 2010(711)
ABL	FISHER	CR	BR 2010(712)
ABL	FISHER	CR	BR 2011(744)
ABL	FISHER	CR	BR 2011(746)
ABL	MITCHELL	CR	BR 2008(759)
ABL	NOLAN	CR	BR 2008(901)
ABL	NOLAN	CR	BR 2008(902)
ABL	STONEWALL	CR	BR 2011(768)
AMA	HUTCHINSON	CR	BR 2008(471)
AMA	LIPSCOMB	US 60	NH 1102(494)
AMA	RANDALL	US 87	STP 2011(263)TE
ATL	HARRISON	FM 449	BR 1102(282)
ATL	MARION	FM 2208	STP 1102(280)HES
ATL	MARION	US 59	STP 1102(170)HES
ATL	PANOLA	FM 10	BR 1102(225)
ATL	TITUS	CS	BR 2000(381)
ATL	UPSHUR	FM 593	STP 1102(283)HES
AUS	BURNET	CR	BR 2009(482)
AUS	BURNET	RM 2341	STP 1102(248)
AUS	CALDWELL	US 183	NH 1102(451)
AUS	HAYS	IH 35	IM 0353(282)
AUS	LLANO	PW	C 914-25-3
AUS	TRAVIS	CS	BR 2002(468)
AUS	TRAVIS	FM 1327	STP 1102(010)HES
AUS	TRAVIS	LP 1	STP 1102(330)
AUS	TRAVIS	LP 360	NH 1102(427)
AUS	TRAVIS	RM 2244	STP 1102(247)MM
AUS	TRAVIS	SH 71	NH 1102(240)
AUS	TRAVIS	US 290	NH 1102(425)
AUS	TRAVIS	US 290	NH 1102(426)
AUS	TRAVIS	VA	NH 1102(244)
AUS	TRAVIS	VA	STP 2012(055)
AUS	WILLIAMSON	RM 1431	STP 1102(351)
AUS	WILLIAMSON	SH 45	STP 1102(324)MM
BMT	CHAMBERS	SH 99	CM 1102(286)
BMT	JEFFERSON	FM 364	HP 1102(363)
BMT	JEFFERSON	SH 73	BR 1102(285)
BMT	JEFFERSON	SH 82	NH 1102(428)

**(CONTINUED) HIGHWAY AND TRANSPORTATION ENHANCEMENT
BUILDING CONSTRUCTION CONTRACTS - STATE LET AGENDA ITEM 17.b.**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
BRY	BRAZOS	FM 2347	STP 1102(239)HES
BRY	BRAZOS	FM 2818	STP 1102(237)SB
BRY	BRAZOS	FM 60	NH 1102(429)
BRY	FREESTONE	IH 45	STP 1102(235)HESG
BRY	GRIMES	FM 1774	STP 1102(452)
BRY	MILAM	FM 1712	STP 1102(232)SB
BRY	ROBERTSON	FM 979	CC 2400-1-11
BRY	WALKER	FM 1791	BR 1102(236)
BRY	WASHINGTON	FM 2679	STP 1102(238)HES
CRP	LIVE OAK	FM 534	STP 1102(161)HES
CRP	NUECES	BS 286A	STP 1102(250)SB
CRP	NUECES	FM 43	STP 1102(256)HESG
CRP	NUECES	FM 70	BR 1102(257)
CRP	NUECES	SH 357	STP 1102(255)HESG
CRP	NUECES	SH 358	NH 1102(251)
CRP	NUECES	SH 358	NH 1102(259)
CRP	NUECES	SH 361	FBD 1102(135)
CRP	SAN PATRICIO	BS 35-L	STP 1102(249)HES
DAL	COLLIN	SH 289	NH 1102(430)
DAL	COLLIN	SH 5	C 47-5-50
DAL	DALLAS	IH 20	IM 0205(151)
DAL	DALLAS	IH 635	IM 6356(427)
DAL	DALLAS	IH 635	IM 6356(428)
DAL	DALLAS	LP 12	NH 1102(432)
DAL	DALLAS	SH 352	NH 1102(167)
DAL	DALLAS	US 75	NH 1102(260)
DAL	DALLAS	VA	STP 1102(433)
DAL	DENTON	FM 2450	STP 1102(434)
DAL	DENTON	IH 35	IM 0356(425)
DAL	ROCKWALL	FM 552	STP 1102(262)HES
ELP	EL PASO	IH 10	IM 0101(259)
ELP	EL PASO	VA	STP 1102(325)
FTW	JACK	CR	BR 2009(916)
FTW	JOHNSON	BU 287P	STP 1102(291)HES
FTW	JOHNSON	FM 916	BR 2010(168)
FTW	JOHNSON	US 67	STP 1102(292)HES
FTW	PALO PINTO	CR	BR 2008(897)
FTW	PARKER	FM 730	BR 2006(503)

(CONTINUED) HIGHWAY AND TRANSPORTATION ENHANCEMENT

BUILDING CONSTRUCTION CONTRACTS - STATE LET AGENDA ITEM 17.b.

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
FTW	TARRANT	CR	BR 99(522)
FTW	TARRANT	FM 1938	STP 1102(453)
FTW	TARRANT	RM 2871	BR 1102(208)
FTW	TARRANT	SH 183	BR 2011(705)
FTW	TARRANT	SH 26	STP 1102(295)MM
FTW	TARRANT	US 377	NH 1102(454)
FTW	WISE	FM 2123	BR 1102(297)
FTW	WISE	SH 114	STP 1102(294)SB
HOU	BRAZORIA	FM 1462	BR 1102(314)
HOU	BRAZORIA	FM 523	STP 1102(312)HES
HOU	BRAZORIA	SH 332	STP 1102(202)
HOU	GALVESTON	CR	BR 2005(149)
HOU	GALVESTON	FM 1764	STP 1102(326)
HOU	GALVESTON	FM 1765	BR 1102(306)
HOU	GALVESTON	FM 2004	STP 1102(438)
HOU	GALVESTON	FM 646	STP 1102(316)
HOU	GALVESTON	PW	C 912-73-176
HOU	GALVESTON	SH 146	STP 1102(303)HESG
HOU	GALVESTON	SH 87	STP 1102(302)HES
HOU	GALVESTON	VA	STP 1102(311)
HOU	HARRIS	BW 8	STP 1102(317)HESG
HOU	HARRIS	CR	BR 2008(622)
HOU	HARRIS	CS	BR 2007(836)
HOU	HARRIS	FM 1093	STP 1102(313)HESG
HOU	HARRIS	FM 865	STP 1102(436)
HOU	HARRIS	SH 288	STP 1102(304)HESG
HOU	HARRIS	SH 6	STP 1102(315)HESG
HOU	HARRIS	SH 99	NH 1102(439)
HOU	HARRIS	US 290	STP 1102(300)HESG
HOU	HARRIS	VA	NH 1102(307)
HOU	HARRIS	VA	HP 1102(308)
HOU	HARRIS	VA	HP 1102(309)
HOU	HARRIS	VA	CM 96(730)
HOU	MONTGOMERY	FM 1774	STP 1102(437)
HOU	MONTGOMERY	IH 45	CM 1102(305)
LRD	MAVERICK	US 57	STP 1102(278)
LRD	WEBB	CR	BR 2008(133)
PAR	GRAYSON	US 69	BR 1102(287)
PAR	GRAYSON	US 75	CC 47-3-74
PAR	HUNT	CR	BR 2011(895)
PAR	HUNT	FM 1565	STP 1102(288)HRR

**(CONTINUED) HIGHWAY AND TRANSPORTATION ENHANCEMENT
BUILDING CONSTRUCTION CONTRACTS - STATE LET AGENDA ITEM 17.b.**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
PAR	HUNT	US 69	STP 1102(440)
PAR	HUNT	VA	STP 1102(456)
PAR	LAMAR	CR	BR 99(598)
PHR	BROOKS	FM 755	STP 2012(030)
PHR	BROOKS	FM 755	STP 1102(504)
PHR	CAMERON	CS	STP 2005(292)
PHR	STARR	US 83	HP 1102(263)
SJT	CONCHO	US 87	BR 1102(229)
SJT	TOM GREEN	RL SO	C 7107-9-3
SJT	TOM GREEN	SL 306	STP 1102(405)
SJT	TOM GREEN	VA	STP 1102(230)
SJT	TOM GREEN	VA	STP 1102(231)
SAT	BANDERA	SH 16	STP 1102(266)HES
SAT	BEXAR	IH 10	STP 1102(442)MM
SAT	BEXAR	IH 35	IM 0352(334)
SAT	BEXAR	IH 37	IM 0372(085)
SAT	BEXAR	LP 345	HP 1102(265)
SAT	GUADALUPE	FM 78	STP 1102(156)
SAT	GUADALUPE	IH 10	IM 0104(373)
TYL	GREGG	LP 281	STP 1102(227)RGS
WAC	BELL	SP 290	STP 1102(139)
WFS	MONTAGUE	US 82	STP 1102(216)RGS
WFS	THROCKMORTON	US 183	STP 1102(441)
YKM	AUSTIN	CR	BR 2007(534)
YKM	AUSTIN	CR	BR 2008(613)
YKM	DEWITT	VA	NH 1102(320)
YKM	FAYETTE	CR	BR 1102(020)
YKM	FAYETTE	FM 609	STP 1102(149)
YKM	MATAGORDA	CS	STP 2011(920)SRS
YKM	MATAGORDA	CS	STP 1102(321)SRS

EMINENT DOMAIN - AGENDA ITEM 18
NON-CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO</u>	<u>PARCEL</u>
Collin	SH 289	13	0091-04-057	39
Collin	SH 78	12	0281-02-064	16
Collin	SH 78	7	0281-02-064	1
Denton	FM 2181	2	2054-02-017	1
Denton	FM 2181	3	2054-02-017	4
Denton	FM 2181	4	2054-02-017	53
Denton	FM 2181	5	2054-02-017	8
Denton	FM 2181	6	2054-02-017	3
Denton	FM 2181	8	2054-02-017	18
Denton	FM 2181	9	2054-02-017	31
Denton	FM 2181	1	2054-02-017	6
Jefferson	FM 365	11	0932-01-099	65
Montgomery	FM 1774	14	1400-04-026	201
Montgomery	FM 1774	10	1400-04-027	111B

CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO.</u>	<u>PARCEL</u>
Bell	IH 35	G	0015-04-083	18, 18E
Bell	IH 35	L	0015-04-083	106AC
Bell	IH 35	K	0015-04-083	89
Bell	IH 35	H	0015-04-083	30
Bell	IH 35	F	0015-04-083	10
Bell	IH 35	C	0015-04-083	90AC
Bell	IH 35	I	0015-04-083	33
Bell	IH 35	J	0015-07-078	65, 65AC
Bell	IH 35	E	0015-07-078	2, 2AC
Gregg	SL 281	B	1763-03-039	14
McLennan	IH 35	D	0015-01-221	110
McLennan	IH 35	M	0015-02-058	23, 23E
McLennan	IH 35	N	0015-02-058	29
Rusk	US 259	A	0138-05-053	5