

These are the minutes of the regular meeting of the Texas Transportation Commission held on July 31, 2025, in Austin, Texas. The meeting was called to order at 10:00 a.m. by Acting Chairman New with the following commissioners present:

Texas Transportation Commission:

Alvin New	Commissioner
Robert C. Vaughn	Commissioner
Alex Meade	Commissioner
Steven D. Alvis	Commissioner

Administrative Staff:

Marc Williams, Executive Director
Jeff Graham, General Counsel
Amanda Brown, 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 1:41 p.m. on July 23, 2025, as required by Government Code, Chapter 551, referred to as "The Open Meetings Act."

ITEM 1. Safety Briefing

Executive Director Marc Williams directed that the Greer building safety video be shown on the screens in the Ric Williamson hearing room.

ITEM 2. Opening Comments from Commissioners and Executive Director

The commissioners made opening remarks.

ITEM 3. Consider the approval of the Minutes of the June 20, 2025, regular meeting of the Texas Transportation Commission

Commissioner Vaughn made a motion, which was seconded by Commissioner Meade, and the commission approved the minutes of the June 20, 2025, regular meeting by a vote of 4-0.

ITEM 4. Contracts

Consider the award or rejection of contracts for highway construction, including a protest of the rejection of a contract bid and the exclusion from eligibility to bid, 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 Duane Milligan. Commissioner Meade made a motion, which was seconded by Commissioner Alvis, and the commission approved the following minute order by a vote of 4-0.

116970
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 July 1 and 2, 2025, 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 Duane Milligan. Commissioner Alvis made a motion, which was seconded by Commissioner Meade, and the commission approved the following minute order by a vote of 4-0.

116971
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 July 1 and 2, 2025, 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 Facilities Planning and Management Section Director Warren Rose. Commissioner Vaughn made a motion, which was seconded by Commissioner Meade, and the commission approved the following minute order by a vote of 4-0.

116972
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 read on July 1, 2025, 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 approve, 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 approved 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 5. Discussion Item

Legislative Overview

The 89th Legislative Regular Session, 2025 overview (Presentation)

This discussion was led by Government Affairs Division Director Trent Thomas. The commission asked questions and discussed the topic. The commission heard comments from Texas Rail Advocates President Peter J. LeCody. The commission received no further comments.

ITEM 6. Aviation

Various Counties - Consider the award of federal non-primary entitlement grant funding, federal apportionment grant funding, Infrastructure and Investment Jobs Act grant funding, and state grant funding for airport improvement projects at various locations (MO)

This item was presented by Aviation Division Director Dan Harmon. Commissioner Alvis made a motion, which was seconded by Commissioner Vaughn, and the commission approved the following minute order by a vote of 4-0.

116973
AVN

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

Further, Texas Constitution, Article 3, §49-k(c) authorizes money in the Texas Mobility Fund (TMF) to be used to provide participation by the state in the payment of a portion of the costs of constructing and providing public transportation projects in accordance with the procedures, standards, and limitations established by law. Texas Transportation Code §201.943 provides that money in the TMF may be used in the payment of a portion of the costs for providing public transportation projects that are determined by the Texas Transportation Commission (commission) to be in the best interests of the state in its major goal of improving the mobility of the residents of the state.

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, federal apportionment grant funds, federal IIJA grant funds, and state grant funds for the improvements.

On July 3, 2025, a public hearing was held. No comments were received.

Pursuant to Transportation Code §§201.943 and 201.946, the commission finds that the public transportation projects in exhibit A to be in the best interests of the state in its major goal of improving the mobility of the residents of the state and are eligible for TMF funds.

IT IS THEREFORE ORDERED by the commission that the executive director, or the director's designee, subject to applicable federal and state requirements, 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 7. Public Transportation

a. Transportation Alternatives Set-Aside Award - Various Counties - Consider the award of additional federal funding to small urban and non-urban areas of the state for previously awarded projects that have requested additional funding in the Texas Department of Transportation's 2025 Transportation Alternatives Set-Aside call for projects (MO)

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

116974
PTN

The Texas Transportation Commission (commission) desires to award federal funds and transportation development credits (TDCs) to support a variety of bicycle and pedestrian infrastructure projects across the state. A total of \$10,869,000 in federal funds and up to 1,886,600 TDCs are awarded in this minute order.

The Transportation Alternatives Set-Aside (TA) Program is authorized under Section 11109 of Infrastructure Investment and Jobs (IIJA) Act and codified at 23 U.S.C. §133(h). The commission adopted administrative rules that establish the guidelines under which the TA Program is administered by the Texas Department of Transportation (department), located at Title 43, Texas Administrative Code (TAC), §§11.400 - 11.418. TA funds available for this action are associated with Fiscal Year 2025 redistributed Transportation Infrastructure Finance and Innovation Act (TIFIA) Program Funds plus TA funds returned to the program from project underruns and withdrawals/cancellations. Awards totaling \$10,869,000 of federal TA funds are shown in exhibit A.

Projects awarded through this minute order were originally competitively selected in previous Texas Department of Transportation (department) TA Calls for Projects. Due to increases in material and labor costs since developing the original application and the addition of unanticipated railroad crossing safety countermeasures, five applications for previously selected projects were submitted through the department's 2025 TA Call for Projects requesting additional funds. Award of additional TA funds is authorized by 43 T.A.C. §11.411(e) and ensures the projects will remain on schedule with adequate funding to be constructed as originally intended. The projects were evaluated for eligibility, technical standards, and specific selection criteria as set forth in the previous call for projects.

In making this award, the commission has also considered whether the projects are eligible for TDCs to be used as the local match, as authorized by 43 T.A.C. §5.109. The commission has considered the potential to expand the availability of funding for bicycle and pedestrian infrastructure projects and finds that the award of TDCs for eligible program expenditures meets the established program goals set forth in 43 TAC §5.102 and §5.109 to maximize the use of available federal funds, particularly in situations in which federal funds otherwise would be unused because of the inability of local governments to provide the non-federal share. Projects eligible for TDCs are designated in exhibit A.

IT IS THEREFORE ORDERED by the commission that the projects listed in exhibit A are hereby selected and designated for funding under the TA Program, pending availability of funds, and that the executive director or the director's designee is authorized to proceed with the award and execution of local agreements, as required by the program rules.

IT IS FURTHER ORDERED that for the TA funds applied to the projects listed in exhibit A subsequently verified as eligible for development, the total

amount in federal funds must be locally matched by a minimum of 20%, unless the project is designated as eligible for TDCs. For projects eligible for TDCs, the amount of TA funds awarded represents 100% federal funds, and the local entity is awarded up to 20% of that amount in TDCs to be used as local match. Any required local match must be 100% in cash.

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

b. Various Counties - Consider the award of state and federal funds to multiple entities for a variety of program-eligible purposes (MO)

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

116975
PTN

The Texas Transportation Commission (commission) desires to award a total of \$95,714,109 in state and Federal Transit Administration (FTA) program funds to support a variety of public transportation needs in rural and urbanized areas of the state.

Of the amounts appropriated to the Texas Department of Transportation (department) by the General Appropriations Act, 89th Texas Legislature, Regular Session, 2025, \$73,752,134 was appropriated for urban and rural public transportation systems for the 2026-2027 biennium. Title 43, Texas Administrative Code (TAC), §31.11 establishes a formula by which state public transportation funds shall be distributed to the large urban, small urban and rural areas of the state. An award of \$36,400,464 of Fiscal Year (FY) 2026 state funds to the transit districts serving the large and small urbanized areas and to rural transit districts is shown in exhibit A and has been determined in accordance with §31.11.

Title 43, TAC, §31.31 establishes a formula by which public transportation funds shall be distributed under the FTA Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities program (49 U.S.C. §5310). An award of \$12,523,034 of federal §5310 funds is shown in exhibit b and has been determined in accordance with §31.31.

Title 43, TAC, §31.36(f) establishes a formula by which public transportation funds shall be distributed under the FTA Formula Grants for Rural Areas program (49 U.S.C. §5311). An award of \$46,790,611 of federal §5311 funds is shown in exhibit C and has been determined in accordance with §31.36(f).

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 in exhibits A-C, submit the necessary state applications to the FTA, and enter into the necessary contracts.

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

ITEM 8. Transportation Corporation

Harris County - SH 288 Managed Lanes Project - Consider authorizing the Texas Department of Transportation to provide financial assistance to the Texas Transportation Finance Corporation (corporation) in the form of a toll equity loan commitment evidenced by a toll equity loan agreement to make a loan available to pay for eligible costs associated with the SH 288 Toll Lanes Project (project); authorizing the execution of toll rate agreements between the Texas Transportation Commission and the corporation, directing that the toll rates established for the project must comply with any toll rate agreement in effect, providing that the managed lane toll rates should be reduced on average by approximately 50%; and changing the name of the SH 288 Toll Lanes Project to be the SH 288 Managed Lanes Project (MO)

This item was presented by Project Finance Section Director Patrick Marotta. Commissioner Alvis made a motion, which was seconded by Commissioner Meade, and the commission approved the following minute order by a vote of 4-0.

116976
PFD

The Texas Transportation Commission (commission), as the governing body of the Texas Department of Transportation (department), may designate toll projects and systems and authorize the department to acquire, develop, finance, refinance, design, construct, reconstruct, expand, operate, and/or maintain them. In Minute Order 113737 dated October 31, 2013, the commission designated the SH 288 Toll Lanes Project as a toll project on the state highway system, in Harris County on SH 288, a controlled access facility from US 59 (now I-69) southward to a terminus at approximately the county line between Harris and Brazoria counties.

Pursuant to Minute Order 113075 dated April 26, 2012, Minute Order 113737 dated October 31, 2013, and Minute Order 114205 dated February 26, 2015, for the SH 288 Toll Lanes Project in Harris County, the department entered into a Comprehensive Development Agreement dated March 4, 2016 (the SH 288 CDA) and an associated Project Lease dated October 25, 2016 (SH 288 Lease) with Blueridge Transportation Group, LLC, a Delaware limited liability company.

In Minute Order 116663 dated March 28, 2024, the commission determined that pursuing termination of the SH 288 CDA and SH 288 Lease was in the best interest of the department and authorized the department to exercise its termination for convenience rights under Section 31.1.1 of the SH 288 CDA, which provides that upon termination, control of the SH 288 Toll Lanes Project reverts to the department. The department provided a notice of intent to terminate to the developer on April 8, 2024.

Also in Minute Order 116663, the commission adopted a resolution creating a transportation corporation to assist in the acquisition, development, financing, refinancing, design, construction, reconstruction, expansion, tolling, operation, and/or maintenance of any toll project as determined by the commission to assist the commission in fulfilling the purposes of Chapter 431, including promoting and

developing public transportation facilities and systems by new and alternative means, reducing burdens and demands on the limited funds available to the commission and increasing the effectiveness and efficiency of the commission. The resolution also approves the certificate of formation and bylaws of the corporation and appoints the initial directors of the corporation. The initial directors executed a Certificate of Formation on May 2, 2024, which was filed with the Office of the Texas Secretary of State on May 3, 2024, creating the Texas Transportation Finance Corporation (corporation).

In Minute Order 116738 dated July 30, 2024, the commission authorized the corporation to perform any function authorized by Subchapters A-C of Chapter 431 and perform any function not specified by Chapter 431, but necessary to acquire, develop, finance, refinance, design, construct, reconstruct, expand, toll, operate, and/or maintain the SH 288 Toll Lanes Project, including the execution of loans, the issuance of one or more series of public securities, collection and enforcement of tolls or causing such, and execution of any agreements with the department or any other parties as necessary in connection with the SH 288 Toll Lanes Project and plan of finance, such as a project agreement to clarify the relationship between the department and the corporation concerning their respective rights and responsibilities relating to the SH 288 Toll Lanes Project and financing agreements related to the issuance of debt obligations, including loan agreements with the department pursuant to Transportation Code, §222.103. The commission also ordered that the department assign to the corporation the rights that the department and the commission hold to the revenues of the SH 288 Toll Lanes Project, including the aggregate revenues and all other receipts and income collected, received or derived from the operation of the SH 288 Toll Lanes Project in any period, subject to agreement between the department and the corporation. Also in Minute Order 116738, the commission authorized the department to enter into agreements with the corporation and to participate in the costs of the SH 288 Toll Lanes Project in the form of a loan to the corporation in an aggregate principal amount in nominal dollars not to exceed \$1,731,730,721 (Loan), to be used for the purpose of making the termination payment described in the SH 288 CDA on behalf of the department to acquire the rights to the SH 288 Toll Lanes Project, and to execute a loan agreement with the corporation.

The corporation and the department executed a SHF Loan Agreement, and the corporation issued a "Toll Revenue Subordinate Tier Note, Series 2024 (State Highway 288 Toll Lanes Project)" in the principal amount of \$1,731,730,721 (excluding accreted interest) to evidence the Loan, which the department disbursed to the corporation on October 7, 2024. As part of the Loan proceedings, the commission and the corporation executed a "Toll Rate Agreement, State Highway 288 Toll Lanes Project," dated as of October 1, 2024. The corporation made a payment to the developer in the amount of \$1,731,730,721 on behalf of the department, and the department terminated the SH 288 CDA and SH 288 Lease, on October 8, 2024.

The corporation is currently responsible for all the tolled facilities extending from near I-69 approximately 10.3 miles southward, and the portion of the non-tolled facilities extending from Blodgett Street 10 miles southward, each to a terminus at approximately the county line between Harris and Brazoria counties. The commission has determined that it should facilitate the corporation's financing of these portions of the SH 288 Toll Lanes Project as a system of the corporation through its issuance of toll revenue obligations to refund and prepay the Loan and to fund the acquisition, construction, maintenance, or operation of the system, including an expansion project to reconstruct and widen existing non-tolled general purpose lanes from three to four lanes in each direction, including reconstruction of the ramps, frontage roads and cross streets, all within the right of way of the SH 288 corridor between I-610 and Beltway 8 and to acquire additional right of way to expand the parking area for an existing department building (Expansion Project), by authorizing the department to provide financial assistance to the corporation in the form of a loan commitment evidenced by a toll equity loan agreement (TELA) to be available to the corporation in an aggregate amount in nominal dollars no greater than the acquisition costs paid by the corporation to acquire the developer's rights to the SH 288 Toll Lanes Project plus the corporation's projected operation and maintenance expenses, major maintenance expenses, and capital expenditures for its system (including the Expansion Project) incurred or reasonably expected to be incurred over 50 years, under mutually approved projections and including a commercially reasonable contingency for design and construction cost overruns, subject to maximum available annual amounts eligible to be paid from the state highway fund under applicable law.

Transportation Code §222.103 authorizes the department to participate, by spending money from any available source, on the acquisition, construction, maintenance, or operation of a toll facility of a public or private entity on terms and conditions established by the commission. Title 43 Texas Administrative Code (TAC) §15.95 provides that the corporation may borrow money and the department may lend money to the corporation pursuant to state law, including making a loan to a corporation under Transportation Code §222.103, to pay for or reimburse costs of acquiring, developing, financing, designing, constructing, reconstructing, expanding, operating, or maintaining a toll project.

The commission has determined that, in order to ensure compliance with any toll rate agreement in effect between the corporation and the commission relating to the corporation's toll revenue obligations, for so long as toll rates for the SH 288 Toll Lanes Project are established under Title 43 TAC §27.82(g), any such toll rates shall be set in accordance with the requirements of any such toll rate agreement. The commission further intends that the average of the toll rates on the managed lanes currently in effect as of the date of this minute order (under the Toll Lanes Pricing Methodology approved by the executive director October 3, 2024, which became effective starting October 8, 2024), should be reduced by approximately 50%, provided that the toll rate reduction complies with any toll rate agreement in effect.

The commission wishes to change the name of the SH 288 Toll Lanes Project, designated as a toll project on the state highway system in Minute Order 113737 dated October 31, 2013, to be the SH 288 Managed Lanes Project.

IT IS THEREFORE ORDERED by the commission that the name of the SH 288 Toll Lanes Project, designated as a toll project in Minute Order 113737 dated October 31, 2013, is changed to be the SH 288 Managed Lanes Project.

IT IS FURTHER ORDERED that the commission approves financial assistance in the form of a loan commitment evidenced by a TELA to be available to pay for the cost of the acquisition, construction, maintenance, or operation of the corporation's system (including the Expansion Project) as described herein in an aggregate amount in nominal dollars not to exceed \$5,000,000,000, and authorizes the department to enter into a toll equity loan agreement with the corporation, the form of which is attached as exhibit A, with such changes consistent with the purposes of this minute order as the executive director or their designee may approve in their sole discretion.

IT IS FURTHER ORDERED that the department is authorized and directed to perform all such acts and execute such documents as necessary to effect the delivery of the TELA and the purposes of this minute order.

IT IS FURTHER ORDERED that toll rates shall be set in accordance with the requirements of any toll rate agreement in effect between the corporation and the commission relating to the corporation's toll revenue obligations for its system. In addition, the commission intends that the average of the toll rates on the managed lanes currently in effect as of the date of this minute order (under the Toll Lanes Pricing Methodology approved by the executive director October 3, 2024, which became effective starting October 8, 2024) should be reduced by approximately 50%, provided that such reduction complies with any toll rate agreement in effect. Further, the chairman of the commission and the executive director or their designee are each authorized to execute certificates and/or toll rate agreements as needed in connection with the corporation's toll revenue obligations.

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

ITEM 9. 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 (see attached itemized list) (MO)

This item was presented by Right of Way Division Director Kyle Madsen. Commissioner Alvis 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 Meade, and the following minute order was approved by a vote of 4-0.

116977
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 §§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, §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-UUU. 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 1-47 in accordance with Transportation Code, §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>
Brazoria	SH 99	10	3510-02-009	P00090999
Brazoria	SH 99	46	3510-02-009	P00091000
Brazoria	SH 99	47	3510-02-009	P00091002
Brazoria	SH 99	12	3510-02-009	P00091272
Brazoria	SH 99	11	3510-02-009	P00091274
Galveston	SH 99	9	3510-01-008	P00087300
Galveston	SH 99	13	3510-01-008	P00090578.001-.002
Galveston	SH 99	45	3510-01-008	P00091279
Johnson	FM 3391	14	3372-01-015	P00071168.001-.002
Lamar	US 82	1	0045-08-040	P00078589.001-.002
Lamar	US 82	2	0045-08-040	P00078590.001-.002
Lamar	US 82	3	0045-08-040	P00078627
Lamar	US 82	4	0045-08-040	P00078628.001-.004
Lamar	US 82	5	0045-09-112	P00078668
Lamar	US 82	6	0045-09-112	P00078671
Lamar	US 82	7	0045-09-112	P00078673
Lamar	US 82	8	0045-09-112	P00078675
Lamar	US 82	41	1690-01-139	P00078513
Lamar	US 82	42	1690-01-139	P00078525
Lamar	US 82	43	1690-01-139	P00078544
Lamar	US 82	44	1690-01-139	P00078548.001-.003
Nacogdoches	US 259	15	0138-06-051	P00086797
Nacogdoches	US 259	16	0138-06-051	P00086815
Nacogdoches	US 59	17	0175-07-066	P00086785
Nacogdoches	BU 59	18	0175-07-067	P00086828
Pecos	FM 1053	38	0866-05-044	P00080844.001
Pecos	FM 1053	39	0866-05-044	P00080855.001
Pecos	FM 1053	40	0866-05-044	P00080856.001
Red River	US 271	19	0221-02-029	P00079076
Red River	US 271	20	0221-02-029	P00079082
Red River	US 271	21	0221-02-029	P00079098
Red River	US 271	22	0221-02-029	P00082051
Red River	US 271	23	0221-02-029	P00082052
Red River	US 271	24	0221-02-029	P00082053
Red River	US 271	25	0221-02-029	P00082054
Red River	US 271	26	0221-02-029	P00082057
Red River	US 271	27	0221-02-029	P00082058
Red River	US 271	28	0221-02-029	P00082059
Red River	US 271	29	0221-02-029	P00082062
Sabine	SH 87	30	0304-04-050	P00091544
Sabine	SH 87	31	0304-04-050	P00091545

Eminent Domain**Non-Controlled Access (continued)**

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Sabine	SH 87	32	0304-04-050	P00091546.001-.002
Sabine	SH 87	33	0304-04-050	P00091547.001-.002
Victoria	FM 236	36	0842-03-044	P00081547.001
Victoria	FM 236	37	0842-03-044	P00081548.001
Victoria	FM 236	35	0842-03-044	P00081549.001
Victoria	FM 236	34	0842-03-044	P00081551.001

Controlled Access

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Bexar	I-410	Q	0521-05-166	P00082302.001-.002
Bexar	I-410	R	0521-05-166	P00082303.001-.002
Bexar	I-410	S	0521-05-166	P00082304.001-.002
Bexar	I-410	T	0521-05-166	P00082305.001
Bexar	I-410	U	0521-05-166	P00082306.001-.002
Bexar	I-410	V	0521-05-166	P00082307.001
Bexar	I-410	W	0521-05-166	P00082308.001
Bexar	I-410	X	0521-05-166	P00082309.001-.002
Bexar	I-410	Y	0521-05-166	P00082311.001-.002
Bexar	I-410	Z	0521-05-166	P00082313.001
Bexar	I-410	AA	0521-05-166	P00082314.001
Bexar	I-410	BB	0521-05-166	P00082315.001
Bexar	I-410	CC	0521-05-166	P00082316.001
Bexar	I-410	DD	0521-05-166	P00082317.001
Bexar	I-410	EE	0521-05-166	P00085962.001
Brazoria	SH 99	EEE	3510-02-009	P00087682
Brazoria	SH 99	FFF	3510-02-009	P00088327
Brazoria	SH 99	GGG	3510-02-009	P00088328
Brazoria	SH 99	HHH	3510-02-009	P00088331
Brazoria	SH 99	III	3510-02-009	P00088332
Brazoria	SH 99	JJJ	3510-02-009	P00088333
Brazoria	SH 99	KKK	3510-02-009	P00088334
Brazoria	SH 99	LLL	3510-02-009	P00089262
Brazoria	SH 99	BBB	3510-02-009	P00090997
Brazoria	SH 99	RRR	3510-02-009	P00090998
Brazos	SH 6	RR	0049-12-138	P00061269
Galveston	I-45	O	0500-04-123	132
Galveston	I-45	P	0500-04-123	234
Galveston	SH 99	JJ	3510-01-008	P00084702
Galveston	SH 99	KK	3510-01-008	P00087285
Galveston	SH 99	LL	3510-01-008	P00087286.001-.002
Galveston	SH 99	AAA	3510-01-008	P00087287.001-.002

Controlled Access (continued)

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Galveston	SH 99	MM	3510-01-008	P00087288.001-.002
Galveston	SH 99	NN	3510-01-008	P00087289
Galveston	SH 99	YY	3510-01-008	P00087290
Galveston	SH 99	OO	3510-01-008	P00087293
Galveston	SH 99	PPP	3510-01-008	P00087294
Galveston	SH 99	PP	3510-01-008	P00087296
Galveston	SH 99	QQ	3510-01-008	P00087299
Galveston	SH 99	SS	3510-01-008	P00087301
Galveston	SH 99	TT	3510-01-008	P00087302
Galveston	SH 99	NNN	3510-01-008	P00087303
Galveston	SH 99	CCC	3510-01-008	P00090579
Galveston	SH 99	SSS	3510-01-008	P00091275
Galveston	SH 99	WW	3510-01-008	P00091278
Galveston	SH 99	TTT	3510-01-008	P00091281
Galveston	SH 99	UUU	3510-01-008	P00091284
Galveston	SH 99	ZZ	3510-01-008	P00091285
Galveston	SH 99	UU	3510-01-009	P00091289
Harris	I-69	A	0027-13-227	107
Harris	I-69	B	0027-13-227	108
Harris	I-69	C	0027-13-227	142
Harris	I-69	D	0027-13-227	156
Harris	I-69	E	0027-13-227	164
Harris	I-69	F	0027-13-227	111,111AC
Harris	I-69	G	0027-13-227	143,143AC
Harrison	I-20	N	0495-10-106	P00081425
Lamar	US 82	FF	1690-01-139	P00078515
Lamar	US 82	GG	1690-01-139	P00078516.001-.002
Lamar	US 82	HH	1690-01-139	P00078530
Nacogdoches	BS 7N	H	0118-08-088	P00089263
Nacogdoches	BS 7N	I	0118-08-088	P00089265
Nacogdoches	BS 7N	J	0118-08-088	P00089266
Nacogdoches	BS 7N	XX	0118-08-088	P00089267
Nacogdoches	BS 7N	K	0118-08-088	P00089269
Nacogdoches	BS 7N	L	0118-08-088	P00089270
Nacogdoches	BS 7N	VV	0118-08-088	P00089271
Nacogdoches	BS 7N	M	0118-08-088	P00089272
Nacogdoches	US 59	DDD	2560-01-090	P00086732
Nacogdoches	US 59	MMM	2560-01-090	P00086734.001-.002
Nacogdoches	US 59	QQQ	2560-01-090	P00086742
Nacogdoches	US 59	OOO	2560-01-090	P00086746
Nacogdoches	US 59	II	2560-01-090	P00086755

Item 10. Routine Minute Orders and Report

This item was presented by Executive Director Marc Williams. Commissioner Vaughn made a motion, which was seconded by Commissioner Meade, 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)

116978
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 department also acquires by donation land used for highway improvement projects. Exhibit B lists property donated to the department for that purpose. The department has determined that acceptance of these donations is in the best interest and welfare of the traveling public and will provide a significant public benefit.

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 C 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, B, and C.

Donations to the Department

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
JCD Killeen, LLC	WAC	Bell	Design and construction of a deceleration right turn lane on SH 195 and two deceleration lanes on FM 3470 for driveways at the proposed entry to the property at 4700 South Fort Hood Boulevard (SH 195) in Killeen.
A&M Venture Capitalists LLC	AUS	Caldwell	Design and construction of roadway improvements on FM 20 at the proposed driveway in Lockhart.
Hightower Phase I Owner, LLC	HOU	Fort Bend	Design and construction of traffic signal modifications from northbound FM 2234 into the Hightower Business Park development in Houston.

Donations to the Department (continued)

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
Southstar at Mayfair, LLC	SAT	Comal	Design and construction of a stop-controlled intersection at I-35 and Mayfair Parkway, including a right turn lane from northbound I-35 to Mayfair Parkway. This intersection is on I-35 approximately 3.2 miles northeast of FM 306 in New Braunfels.
Holly Ridge Development Company LLC	HOU	Fort Bend	Design and construction of mill and overlay to existing asphalt to add three left turn lanes from east and west bound US 90A into the Holly Ridge development in Rosenberg.
West Tanglefoot Development, Inc.	WAC	Bell	Design and construction a deceleration right turn lane into the proposed entry to the development at 10019 HWY 317, Temple.
CD DG Killeen 201, LLC	WAC	Bell	Design and construction of a deceleration right turn lane into the proposed entry to the property at 6610 Clear Creek Road (SH 201) in Killeen.
Tranquility Investments LLC dba Series 2410	WAC	Bell	Design and construction of a deceleration/right turn lane into the donor site at 1216 E. FM 2410 in Harker Heights.
Tex Mix Land, LLC	PAR	Grayson	Design and construction of the widening of SH 289 to add a left turn deceleration lane for northbound SH 289 at the new Sunrise Redi-Mix driveway intersection in Grayson County.

Donations to the Department (continued)

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
CRP/TREP K1960 Owner, L.P.	HOU	Harris	Fixed amount of funds to cover the state's cost to construct a median opening and left turn lane access to an industrial development located at 8311 FM 1960 Bypass Road West, Humble.
OG Central Texas Partners LLC	WAC	Bell	Design and construction of a right turn lane and a left turn lane from SH 201 (Clear Creek Drive) to the proposed housing development in Killeen.
Forestar (USA) Real Estate Group Inc.	BRY	Walker	Design and construction of a left turn lane on TX 150 into the donor's property located in Walker County.
H-E-B, LP	SAT	Bexar	Funds to cover the state's cost to construct a right turn lane on FM 471, 850' - 1750' east of SH 211, and a traffic signal at this location in San Antonio.
Taylor Morrison of Texas, Inc.	AUS	Travis	Design and construction of one southbound left turn lane and one northbound right turn lane along FM 973 in Austin.
GRBK Edgewood LLC	AUS	Williamson	Funds towards the state's cost for design and construction of roadway improvements on FM 3405 at Ragsdale Road in Williamson County.
KMC Finance, LLC	AUS	Burnet	Design and construction of a left turn lane on FM 3509 in Burnet.

Donations to the Department (continued)

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
Toll Southwest LLC	AUS	Travis	Design and construction for widening and overlaying a section of RM 1431 for one westbound left turn lane and one eastbound right turn lane on RM 1431 into the proposed Lakeside Subdivision in Lago Vista
Fulshear Central LLC	HOU	Fort Bend	Design and construction of a right turn lane on FM 1093 0.2 miles east of Bois D'Arc Lane into Driveway B and a right turn lane on FM 1093 0.3 miles east of Bois D'Arc Lane into Driveway C at the Fulshear Central development in Fulshear.
Seefried Industrial Properties, Inc.	WAC	Bell	Design and construction of a right turn deceleration lane and a left turn deceleration lane at the intersection of SH Loop 121 and Capitol Way in Belton.
N N B Enterprises, Inc.	BRY	Walker	Design and construction of a left turn lane on I-45 south including all associated widening and striping adjacent to the donor's property in Walker County.
Pearl River Companies LLC	AUS	Bastrop	Design and construction of roadway improvements from SH 21 frontage Road north 1,495 ft to Blakey Lane in Bastrop.
QT South, LLC	AUS	Bastrop	Design and construction of one westbound left turn deceleration lane on SH 21 located approximately 2100 LF east of SH 183 in Mustang Ridge.

Donations to the Department (continued)

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
Bull Creek Market, LLC a Texas Limited Liability Company	AUS	Travis	Donation of 0.093 acres of land on Loop 360. The property being donated will be utilized to provide a strip of land to be used as a driveway access from Capitol of Texas Highway (Loop 360) to North Trail Office Project.
Cleburne 4B Economic Development Corporation	FTW	Johnson	Donation of 0.41 acres of land on FM 4. The property being donated will be utilized for the widening of FM 4.
East Montgomery County Municipal Utility District No. 5	HOU	Montgomery	Donation of 0.8151 acres of land on I-69. The property being donated will be utilized for a deceleration lane.
DRP TX 3, a Delaware Limited Liability Company	HOU	Montgomery	Donation of 0.0734 acres of land on I-69. The property being donated will be utilized for a deceleration lane.
Liberty Grand Partners LP, a Texas Limited Partnership	HOU	Liberty	Donation of 47.53 acres of land on SH 99. The property being donated will be utilized for the expansion and construction of SH 99.
Liberty Grand Partners LP, a Texas Limited Partnership	HOU	Liberty	Donation of 2.984 acres of land on SH 99. The property being donated will be utilized for the expansion and construction of SH 99.
Liberty Grand Partners LP, a Texas Limited Partnership	HOU	Liberty	Donation of 10.98 acres of land on SH 99. The property being donated will be utilized for the expansion and construction of SH 99.

Donations to the Department (continued)

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
AM Petroleum, Inc. DBA JD's Market	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on multiple existing sign locations.
Austin Zoo, Inc.	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on an existing sign location.
Dreamland Tank Town, LLC	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on an existing sign location.
Kidd Roofing	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on multiple existing sign locations.
Sport Clips, Inc.	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on multiple existing sign locations.
CW Three SA LLC dba Suds Deluxe Car Wash	AUS	Williamson	Revenue generation through the Sponsor a Highway Program. This is a new contract on an existing sign location.
Sport Clips, Inc.	AUS	Williamson	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on multiple existing sign locations.
Adventure Forest LLC dba Go Ape	DAL	Collin	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
A Better Deal Heating and Air Inc	DAL	Dallas	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.

Donations to the Department (continued)

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
Winsupply Irving TX Co dba Romar Supply - Dallas	DAL	Dallas	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
A Better Deal Heating and Air Inc	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Acme Brick Company	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Island Peak Group, LLC dba Texas Tax Protest	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Town Center Mall, L.P. dba La Gran Plaza de Fort Worth	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Moody National Bank	HOU	Galveston	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
World Travel Holdings Inc. dba Cruises.com	HOU	Galveston	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Farah Law Group, PLLC	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
See You at the Top Law Firm, PC	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Shell Federal Credit Union	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.

Donations to the Department (continued)

<u>Donor</u>	<u>Dist</u>	<u>County</u>	<u>Donation Description</u>
World Travel Holdings Inc. dba Cruises.com	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Zeus Mortgage, LTD (dba) ZeusLending.com	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Community Resource Credit Union	HOU	Montgomery	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Explore Group LLC	ODA	Midland	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Liberty Lift Solutions, LLC	ODA	Midland	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Higdon, Hardy & Zuflacht, L.L.P. - Family Law	SAT	Bexar	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Prestige Emergency Room, LLC	SAT	Bexar	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Stone Oak Jewelers LLC	SAT	Bexar	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Comal Iron & Metals, Inc.	SAT	Comal	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.

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

b. Real Estate Dispositions**(1) Ellis County - FM 1387 - Consider the sale of right of way to an abutting landowner (MO)**

116979
ROW

In the city of Midlothian, Ellis County, on FM 1387, the state of Texas acquired certain land for highway purposes by instruments recorded in Volume 411, at pages 588 and 589, of the Deed Records of Ellis County, Texas.

A portion of the land, which portion is described in exhibit A (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 (commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

Midlothian Business Park, LLC, a Texas limited liability company, is an abutting landowner and has requested to purchase the tract for \$82,809.00.

The commission finds \$82,809.00 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, described in exhibit A, is no longer needed for a state highway purpose. The commission authorizes the executive director of the Texas Department of Transportation to execute a proper instrument conveying all of the state's right, title, and interest in the tract to Midlothian Business Park, LLC, a Texas limited liability company, for \$82,809.00; 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.

(2) Harris County - I-45 - Consider the sale of right of way to an abutting landowner (MO)

116980
ROW

In the city of Houston, Harris County, on I-45, the state of Texas acquired certain land for highway purposes by instruments recorded in Volume 1512, at page 657, Volume 1549, at page 61, and Volume 1558, at page 697, of the Deed Records of Harris County, Texas.

A portion of the land, which portion is described in exhibit A (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 (commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

RK Almeda LLC, a Texas limited liability company, is an abutting landowner and has requested to purchase the tract for \$655,202.00.

The commission finds \$655,202.00 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 RK Almeda LLC, a Texas limited liability company, for \$655,202.00; 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.

(3) Hunt County - I-30 - Consider an easement release to the underlying fee owner (MO)

116981
ROW

Near the city of Royse City, Hunt County, on I-30, the state of Texas acquired an easement interest in certain land by an instrument recorded in Volume 531, at page 335, of the Deed Records of Hunt County, Texas.

All of the easement, which easement encumbers the real property described in exhibit A (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 (commission) may release an easement interest no longer needed for a state highway purpose to the owner of the fee in the property.

Verandah Multifamily LLC, a Texas limited liability company, is the owner of the fee interest in the property and has requested to purchase the easement interest for \$45,023.00.

The commission finds \$45,023.00 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 authorizes the executive director of the Texas Department of Transportation to execute a proper instrument conveying all of the state's right, title, and interest in the easement interest to Verandah Multifamily LLC, a Texas limited liability company, for \$45,023.00.

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

(4) McLennan County - FM 1695 - Consider the sale of right of way to an abutting landowner (MO)

116982
ROW

In the city of Hewitt, McLennan County, on FM 1695, the state of Texas acquired certain land for highway purposes by an instrument recorded in Volume 853, at page 37, of the Deed Records of McLennan County, Texas.

A portion of the land, which portion is described in exhibit A (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 (commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

C8102R11, LLC, a Wyoming limited liability company, is an abutting landowner and has requested to purchase the tract for \$21,000.00.

The commission finds \$21,000.00 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, described in exhibit A, is no longer needed for a state highway purpose. The commission authorizes the executive director of the Texas Department of Transportation to execute a proper instrument conveying all of the state's right, title, and interest in the tract to C8102R11, LLC, a Wyoming limited liability company, for \$21,000.00; 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) **Willacy County** - FM 490 - Consider the quitclaim of right of way no longer needed for a highway purpose to the county that acquired the interest in the property in its own name for use by the state (MO)

116983
ROW

Near the city of Raymondville, Willacy County, on FM 490, the state of Texas used certain land for highway purposes in which highway easements had been acquired and held by Willacy County, Texas, in its own name for use by the state.

A portion of the land, which portion is described in exhibit A (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 (commission) may recommend the quitclaim to a county or municipality of any interest in real property that might have accrued to the state by use if the interest in the property was acquired and held by a county or municipality in its own name for use by the state.

Willacy County, Texas has requested the quitclaim of the tract to Willacy County, Texas.

It is the opinion of the commission that it is proper and correct that the state quitclaim its right and interest in the tract to Willacy County, Texas.

IT IS THEREFORE ORDERED by the commission that 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 quitclaiming all of the state's right and interest in the tract to the Willacy County, Texas.

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 Report

Quarterly report on the Fiscal Year 2025-2026 letting allocation, the actual allocation utilized through the quarter, and proposed remaining highway maintenance and construction contract letting for the fiscal year (Report)

Note: The report will remain on file with the commission chief clerk for two years.

(3) Quarterly Cash Report

Quarterly report on Fiscal Year 2025 State Highway Fund 6 cash activity (Report)

Note: The report will remain on file with the commission chief clerk for two years.

(d) Finance

(1) Debt Management Policy

Consider approving the Debt Management Policy for financing programs of the Texas Transportation Commission (MO)

116984
PFD

Pursuant to various provisions of Texas law, the Texas Transportation Commission (commission) is authorized to issue and incur debt obligations for transportation and other projects.

To ensure that all financings undertaken by the commission and/or the Texas Department of Transportation (department) are effected in accordance with the highest standards of industry, law, and government practice, and to confirm the intent of the commission and the department to adhere to sound financial management practices, the commission initially adopted a Debt Management Policy in Minute Order 110656 on August 24, 2006. The Debt Management Policy establishes parameters within which to administer the commission's financing programs, and such parameters focus on acceptable levels of risk, minimizing interest costs, optimizing future flexibility, and achieving and maintaining the best possible credit ratings. As required by the Debt Management Policy, the commission reviews the Debt Management Policy annually and has amended it as necessary.

The commission finds that the Debt Management Policy attached hereto reflects sound financial management practices and will ensure the use of the state's limited resources to meet its commitments to provide needed services to the citizens of Texas.

IT IS THEREFORE ORDERED by the commission that the Debt Management Policy attached hereto is hereby approved.

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

(2) Investment Policy and Investment Strategies

Consider approving the annual review and any changes to the investment policy and investment strategies applicable to all funds of the Texas Transportation Commission not otherwise required to be invested by the comptroller (MO)

116985
PFD

The Public Funds Investment Act (Government Code, Chapter 2256) authorizes the Texas Transportation Commission (commission) to purchase, sell, and invest its funds and funds under its control in investments that comply with the Public Funds Investment Act.

Government Code, §2256.005, requires that the commission 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.

Government Code, §2256.005, requires that the commission review the investment policy and investment strategies on an annual basis, and to adopt a written instrument by order stating that it has reviewed the investment policy and investment strategies, and that the written instrument so adopted records any changes made to either the investment policy or investment strategies. The investment policy and investment strategies that are attached include revisions to clarify items regarding the designation of investment officers and their delegation of authority to enact investment trades, as well as other minor revisions to both the investment policy and the investment strategies.

IT IS THEREFORE ORDERED by the commission that it has reviewed its investment policy and investment strategies and that it hereby adopts the attached investment policy and investment strategies which record any changes, in accordance with Government Code, §2256.005.

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

(3) Central Texas Turnpike System Bonds

Consider approving the Tenth Supplemental Indenture authorizing the issuance of Central Texas Turnpike System (CTTS) revenue refunding bonds in one or more series to refund all or any portion of the outstanding CTTS bonds, the documents relating to such bonds, and the refinancing or remarketing of certain outstanding CTTS bonds if financial market conditions are favorable for refinancing; and designating Texas Department of Transportation officials to take all actions necessary to deliver the bonds (MO)

116986
PFD

Transportation Code, §228.051 provides that the Texas Transportation Commission (commission) by order may designate one or more lanes of a segment of the state highway system as a toll project or system.

By Minute Order 108873, dated April 25, 2002, the commission designated SH 130 as a toll project and a controlled access state highway from I-35 north of Georgetown to the intersection of US 183 and SH 130 at SH 45 Southeast (SH 130) as part of the Central Texas Turnpike System (system).

By Minute Order 108896, dated May 30, 2002, the commission designated SH 45 North as a toll project and a controlled access state highway from west of US 183 to the SH 130/SH 45 North interchange (SH 45 N) as part of the system.

By Minute Order 108896, dated May 30, 2002, the commission designated Loop 1 as a toll project and a controlled access state highway from the existing Loop 1 and FM 734 (Parmer Lane) to the Loop 1/SH 45 N interchange (Loop 1) as part of the system.

By Minute Order 109729, dated July 29, 2004, the commission designated SH 45 Southeast as a toll project and a controlled access state highway from I-35 at FM 1327 south of Austin to the SH 130/US 183 interchange (SH 45 SE) and by Minute Order 113243 dated August 30, 2012, SH 45 SE was designated as part of the system.

The commission has issued toll revenue obligations to finance and refinance a portion of the costs of the system (system bonds), composed of the SH 130, SH 45 N, Loop 1, and SH 45 SE project elements, described above, pursuant to an "Amended and Restated Indenture of Trust" dated August 1, 2024 (master indenture) and nine supplemental indentures. Any terms not otherwise defined in this order have the meaning given in the master indenture as supplemented by the tenth supplement, defined below.

The commission is authorized pursuant to Chapters 1207 and 1371, Texas Government Code, and Chapter 228, Texas Transportation Code, to refund, refinance, and restructure outstanding toll revenue obligations, such as the system bonds, and the Texas Department of Transportation (department) is reviewing all outstanding system bonds for refunding opportunities.

The commission has determined it to be in the best interest of the state and the system to issue additional obligations pursuant to the master indenture to refund all or any portion of the outstanding system bonds (refunding bonds), and the master indenture authorizes the issuance of such refunding bonds to refund all or any portion of the outstanding system bonds upon compliance with certain conditions as set forth in the master indenture, as supplemented by the tenth supplement.

The master indenture, together with the "Tenth Supplemental Indenture of Trust" (tenth supplement), prescribes the terms, provisions and covenants related to the proposed issuance of refunding bonds in one or more series with such name, series designation, and other terms and provisions as provided in the tenth supplement and each related award certificate so long as the issuance of such refunding bonds results in any of the following: (i) positive gross savings, in the aggregate, with respect to the system bonds refunded, (ii) provides long-term fixed rates for refunded variable rate obligations, (iii) alternative variable rate financing for

refunded variable rate obligations, (iv) variable rate refinancing of fixed rate obligations or (v) any combination thereof.

Under the tenth supplement, the commission representative, as defined in the tenth supplement, includes the chief financial officer of the department (or any successor thereto), the project finance and toll operations division director of the department (or any successor thereto), or such other officer or employee of the department or such other individual so designated by the foregoing individuals or by the commission to perform the duties of commission representative, who are each authorized to conduct a tender offer for outstanding and defeased bonds and to determine the method of sale for each series of refunding bonds as well as the terms of such refunding bonds to include the price, lien status, and any tender offer of outstanding and defeased bonds, as prescribed in each award certificate in accordance with the tenth supplement.

The commission understands that preliminary official statements and final official statements will be distributed in connection with the public offering of one or more series of the refunding bonds. The commission further understands that additional disclosure and tender documents may be distributed in connection with any tender offer related to outstanding and defeased bonds.

Under the tenth supplement, each commission representative, on behalf of the commission, is authorized to conduct a tender offer for outstanding and defeased bonds as well as price all or a portion of the refunding bonds with structures including variable rate bonds, put bonds, index bonds, and others, which may require the use of liquidity providers, credit providers, tender agents, remarketing agents, calculation agents, and other entities performing various functions in connection with any such structures or tender offers. Under the tenth supplement, each commission representative, on behalf of the commission, is authorized to execute any additional supplemental indentures necessary to comply with the master indenture, including designating certain system funds as current revenues.

In accordance with the master indenture and each supplemental indenture, each commission representative, on behalf of the commission, is authorized to designate the trustee for each series of bonds and is further authorized to remove and replace the trustee for outstanding system bonds in compliance with the requirements of the master indenture and each supplemental indenture if such change is determined by such commission representative to be in the best interest of the system.

In accordance with Article X of the master indenture, the commission is authorized to make amendments to the master indenture in accordance thereunder.

The department has determined that modernizing and streamlining the master indenture to reflect modern practices of enterprise functions is in the best interest of the commission and the system based upon the review of other enterprise functions.

IT IS THEREFORE ORDERED by the commission that the chairman of the commission and executive director of the department are authorized and directed to execute and deliver each series of the refunding bonds and such other documents and certificates necessary or appropriate to carry out the intent of this order, and each commission representative, on behalf of the commission, is authorized and directed to execute and deliver the tenth supplement, any additional supplemental indentures, each bond purchase agreement (including any forward or delayed delivery bond purchase agreements), escrow agreements, tender offer agreements, paying agent/registrar agreements, award certificates, and similar or other agreements necessary or appropriate for each series of the refunding bonds (collectively, program documents), in the form approved by each commission representative or in substantially the form previously approved by the commission in connection with the outstanding system revenue bonds, as applicable, with such changes as each commission representative, on behalf of the commission, executing the same may approve, such approval to be conclusively evidenced by execution of the program documents.

IT IS FURTHER ORDERED by the commission that each commission representative, on behalf of the commission, is authorized and directed to execute and deliver any remarketing agreements, liquidity agreements, continuing covenant agreements, purchase agreements, tender agent agreements, calculation agent agreements, and similar or other agreements necessary or appropriate for any variable rate refunding bonds (collectively, variable rate documents), and the variable rate documents in the form approved by each commission representative or in substantially the form previously approved by the commission in connection with outstanding system bonds are approved, as applicable, with such changes as each commission representative executing the same may approve, such approval to be conclusively evidenced by execution of the variable rate documents. Pursuant to the foregoing authority, each commission representative is authorized to approve specific terms of, execute and deliver, and terminate or amend, in accordance with its terms, variable rate documents in the form of a "credit agreement," as defined by Government Code, §1371.001(1); provided, however, that any variable rate document executed in the form of a credit agreement shall (i) be in a maximum aggregate principal amount not to exceed the outstanding aggregate principal amount of the bonds to which such credit agreement relates, (ii) be for a term that does not exceed the final maturity date of the bonds to which such credit agreement relates, (iii) provide that any payments thereunder shall not bear interest at a rate that exceeds the maximum rate allowed by law, (iv) be payable from and secured by sources identified in the supplemental indenture that authorized the issuance of the bonds to which such credit agreement relates, (v) be executed with a counterparty whose credit is rated investment grade by a nationally recognized statistical rating organizations, and (vi) be executed and delivered before the first anniversary of the date of this order.

IT IS FURTHER ORDERED by the commission that any necessary notices and ancillary documents in connection with the issuance of each series of the refunding bonds, any tender offer, any remarketing, any additional supplemental indentures, any change in trustee, the program documents, the variable rate documents are hereby approved, and each commission representative, on behalf of the commission, is authorized and directed to execute and deliver such documents.

IT IS FURTHER ORDERED by the commission that preliminary official statements and official statements are approved for distribution in connection with the public offering and sale of each series of refunding bonds in such form as each commission representative, on behalf of the commission, may approve such approval to be conclusively evidenced by delivery of such official statements. Each commission representative, on behalf of the commission, is authorized to deem each preliminary official statement and official statement final for purposes of the Securities and Exchange Commission rule 15c2-12 (rule) with such omissions as permitted by the rule. Disclosure documents are approved for distribution in connection with any tender offer program for outstanding and defeased bonds in such form as each commission representative, on behalf of the commission, may approve.

IT IS FURTHER ORDERED by the commission that any necessary ancillary documents in connection with the issuance of each series of the system refunding bonds, any tender offer, any supplemental indentures, change in trustee, the program documents, and the variable rate documents, if any, are hereby approved, and each member of the commission, each commission representative, the executive director of the department and general counsel of the department, on behalf of the commission, are authorized and directed to perform all such acts and execute such agreements, documents, certificates, notices, and applications, including any applications and submissions to the Bond Review Board, if necessary, and execution of certifications to any underwriters, the Attorney General, the Texas Comptroller of Public Accounts, the Bond Review Board and other parties, as may be necessary or appropriate to carry out the intent of this order and other orders of the commission relating to the system, the tenth supplement, the program documents and the variable rate documents.

IT IS FURTHER ORDERED by the commission that the amendment of the master indenture to modernize and streamline it to reflect modern practices of enterprise functions is in the best interest of the commission, the department, and the system based upon the review by the department of other enterprise functions.

IT IS FURTHER ORDERED by the commission that each commission representative is authorized and directed to execute and deliver the Supplemental Amending Indenture of Trust No. 1 with such changes as each commission representative, on behalf of the commission, executing the same may approve as authorized under Article X of the master indenture, such approval to be conclusively evidenced by execution of the Supplemental Amending Indenture of Trust No. 1.

IT IS FURTHER ORDERED by the commission that any necessary ancillary documents in connection with the amendment of the master indenture, are hereby approved, and the commission representative, on behalf of the commission, is authorized and directed to execute and deliver such documents.

(4) Highway Improvement General Obligation Bonds

Consider approving the Seventh Supplemental Resolution authorizing the issuance of Highway Improvement General Obligation (HIGO) refunding bonds in one or more series, the documents relating to the issuance of such bonds, and the refinancing of certain outstanding HIGO bonds if financial market conditions are favorable for refinancing; and designating Texas Department of Transportation officials to take all actions necessary to deliver the bonds (MO)

116987
PFD

Pursuant to Minute Order 112100, dated January 28, 2010, the Texas Transportation Commission (commission) approved a "Master Resolution Establishing the Texas Transportation Commission Highway Improvement General Obligation Financing Program" (master resolution), to establish a general obligation financing program in an aggregate principal amount not to exceed \$5 billion, pursuant to which the commission may issue bonds and execute credit agreements secured by and payable from the general revenues of the state pursuant to the constitutional provision and Transportation Code Section 222.004. Any terms not otherwise defined herein have the meaning given in the seventh supplement, as hereinafter defined.

Section 49-p, Article III of the Texas Constitution (constitutional provision), §222.004, Transportation Code and other applicable law, including Government Code Chapters 1207 and 1371, authorize the commission to issue Highway Improvement General Obligation bonds, notes and other public securities (general obligation bonds) and to enter into credit agreements. The commission may issue general obligation bonds for one or more of the following purposes to: 1) pay or reimburse the State Highway Fund for payment of all or part of the costs of highway improvement projects, including loans for highway improvement projects; 2) pay (a) the costs of administering projects authorized under Transportation Code, §222.004, (b) the costs or expense of the issuance of the bonds or (c) all or part of a payment owed or to be owed under a credit agreement; and 3) refund outstanding bonds.

All new money general obligation bonds authorized pursuant to the constitutional provision have been issued; however, employees of the Texas Department of Transportation (department) continue to review all outstanding general obligation bonds for refunding opportunities.

The master resolution, together with the "Seventh Supplemental Resolution to the Master Resolution Establishing the Texas Transportation Commission Highway Improvement General Obligation Financing Program" (seventh supplement), prescribes the terms, provision, and covenants related to the issuance of general obligation refunding bonds in one or more series with such title and series designation as set forth in the seventh supplement so long as the issuance of such refunding bonds results in positive gross savings, in the aggregate, with respect to the outstanding bonds being refunded.

Under the seventh supplement, the department representative, as defined in the seventh supplement, includes the chief financial officer of the department and the director of the project finance and toll operations division of the department. Each department representative is authorized to determine the method of sale for the refunding bonds and shall further determine the terms of such refunding bonds to include the price, interest rate or rates, and any tender offer of outstanding and defeased bonds, as prescribed in each award certificate in accordance with the seventh supplement.

Under the seventh supplement, each department representative is authorized to conduct a tender offer for outstanding and defeased bonds, as well as price all or a portion of the bonds with structures including variable rate bonds, put bonds, index bonds, and others, which may require the use of liquidity providers, credit providers, tender agents, remarking agents, calculation agents, and other entities performing various functions in connection with any such structures or tender offers.

The commission understands that preliminary official statements and final official statements will be distributed in connection with the public offering of one or more series of the refunding bonds, which preliminary official statements and official statements will include a description of the general obligation pledge of the state's full faith and credit. The commission further understands that additional disclosure and tender documents may be distributed in connection with any tender offer related to outstanding and defeased bonds.

IT IS THEREFORE ORDERED by the commission that the chairman of the commission and the executive director of the department are authorized and directed to execute and deliver each series of bonds and such other documents and certificates necessary or appropriate to carry out the intent of this order and each department representative, on behalf of the commission, is authorized and directed to execute and deliver the seventh supplement, any bond purchase contracts (including any forward or delayed delivery purchase contracts), award certificates, tender offer agreements, paying agent/registrar agreements and escrow agreements, and similar or other agreements necessary or appropriate for any series of the refunding bonds (collectively, program documents), and the program documents in the form approved by the department representative or in substantially the form previously approved by the commission in connection with the outstanding parity debt, are approved as applicable, with such changes as the department representative, on behalf of the commission, executing the same may approve, such approval to be conclusively evidenced by execution of the program documents.

IT IS FURTHER ORDERED by the commission that the department representative, on behalf of the commission, is authorized and directed to execute and deliver any remarketing agreements, liquidity agreements, continuing covenant agreements, purchase agreements, tender agent agreements, calculation agent agreements, and similar or other agreements necessary or appropriate for any variable rate bonds (collectively, variable rate documents), and the variable rate documents in the form approved by the department representative or in

substantially the form previously approved by the commission in connection with any series of bonds, are approved, as applicable, with such changes as the department representative executing the same may approve, such approval to be conclusively evidenced by execution of the variable rate documents. Pursuant to the foregoing authority, the department representative is authorized to approve specific terms of, execute and deliver, and terminate or amend, in accordance with its terms, variable rate documents in the form of a "credit agreement," as defined by Government Code, §1371.001(1); provided, however, that any variable rate document executed in the form of a credit agreement shall (i) be in a maximum aggregate principal amount not to exceed the outstanding aggregate principal amount of the bonds to which such credit agreement relates, (ii) be for a term that does not exceed the final maturity date of the bonds to which such credit agreement relates, (iii) provide that any payments thereunder shall not bear interest at a rate that exceeds the maximum rate allowed by law, (iv) be payable from and secured by sources identified in the supplemental resolution that authorized the issuance of the bonds to which such credit agreement relates, (v) be executed with a counterparty whose credit is rated investment grade by a nationally recognized statistical rating organizations, and (vi) be executed and delivered before the first anniversary of the date of this order.

IT IS FURTHER ORDERED by the commission that the chief financial officer of the department and the director of the project finance and toll operations division are hereby designated as authorized representatives for purposes of the master resolution.

IT IS FURTHER ORDERED by the commission that preliminary official statements and official statements are approved for distribution in connection with the public offering and sale of each series of refunding bonds in such form as each department representative, on behalf of the commission, may approve, such approval to be conclusively evidenced by delivery of such official statements. Each department representative, on behalf of the commission, is authorized to deem each preliminary official statement and official statement final for purposes of the Securities and Exchange Commission rule 15c2-12 (rule) with such omissions as permitted by the rule. Disclosure documents are approved for distribution in connection with any tender offer program for outstanding and defeased bonds in such form as each department representative, on behalf of the commission, may approve, such approval to be conclusively evidenced by delivery thereof.

IT IS FURTHER ORDERED by the commission that each department representative, on behalf of the commission, is authorized and directed to make any determinations and take all actions necessary to effectuate the extraordinary optional redemption of any outstanding bonds as provided in the seventh supplement.

IT IS FURTHER ORDERED by the commission that any necessary ancillary documents in connection with the issuance of each series of the refunding bonds, the program documents, and the variable rate documents, if any, are hereby approved, and each member of the commission, each department representative, the executive director of the department, and general counsel of the department, on behalf of the commission, are authorized and directed to perform all such acts and execute such documents, certificates, notices and applications, including any applications and submissions to the Bond Review Board, if necessary, and execution of certifications to the underwriters, the Attorney General, the Texas Comptroller of Public Accounts, the Bond Review Board and other parties, as may be necessary or appropriate to carry out the intent of this order and other orders of the commission relating to the general obligation financing program established by the master resolution, the seventh supplement, the program documents, and the variable rate documents.

(5) State Highway Fund Bonds

Consider approving the Eleventh Supplemental Resolution authorizing the issuance of one or more series of State Highway Fund revenue refunding bonds, the documents relating to the issuance of such bonds, and the refinancing or remarketing of certain outstanding State Highway Fund revenue bonds if financial market conditions are favorable for refinancing; and designating Texas Department of Transportation officials to take all actions necessary to deliver the bonds (MO)

116988
PFD

Pursuant to Minute Order 110472, dated March 30, 2006, the Texas Transportation Commission (commission) approved a “Master Resolution Establishing a Financing Program for Bonds, Other Public Securities and Credit Agreements Secured by and Payable from Revenue Deposited to the Credit of the State Highway Fund,” as subsequently amended and restated (master resolution), to establish a revenue financing program (state highway fund revenue financing program) pursuant to which the commission may issue bonds, notes, and other public securities and execute credit agreements secured by and payable from a pledge of and lien on revenues deposited to the credit of the State Highway Fund (highway fund). Any terms not otherwise defined herein have the meaning given in the eleventh supplement, as hereinafter defined.

Section 49-n, Article III, of the Texas Constitution (constitutional provision), Transportation Code, §222.003 (enabling act), and other applicable law, including Government Code Chapters 1207 and 1371, authorize the commission to issue bonds and other public securities and enter into bond enhancement agreements that are payable from revenue deposited to the credit of the highway fund to fund state highway improvement projects. The constitutional provision further provides for the appropriation of amounts from highway fund revenues that are sufficient to pay the principal and interest on such bonds or other public securities and any cost related to the bonds and other public securities, including payments under bond enhancement agreements.

The enabling act authorizes the commission to issue bonds and other public securities secured by a pledge of and payable from revenue deposited to the credit of the highway fund (bonds). The enabling act further provides that the Texas Comptroller of Public Accounts shall withdraw from the highway fund amounts determined by the commission to permit timely payment of the principal and interest on the bonds and other public securities and any cost related to the bonds and other public securities, including payments under credit agreements.

The commission has determined it to be in the best interest of the state of Texas (state) and the highway fund to issue additional bonds, on parity with previously issued obligations (parity debt), secured by and payable from a pledge of and lien on revenues deposited to the credit of the highway fund under the constitutional provision to refund all or part of the outstanding parity debt to provide: (i) savings to the state, (ii) long-term fixed rates for refunded variable rate bonds, (iii) alternative variable rate financing for refunded variable rate bonds, or (iv) any combination thereof.

The master resolution, together with the “Eleventh Supplemental Resolution to the Master Resolution Establishing a Financing Program for Bonds, Other Public Securities and Credit Agreements Secured by and Payable from Revenue Deposited to the Credit of the State Highway Fund” (eleventh supplement) prescribes the terms, provisions, and covenants related to the issuance of refunding bonds in one or more series, from time to time, with such title and series designation as set forth in the eleventh supplement so long as the issuance of such refunding bonds provides any of the following: (i) positive gross savings, in the aggregate, with respect to the outstanding parity debt being refunded, (ii) long-term fixed rates for refunded variable rate bonds, (iii) alternative variable rate financing for refunded variable rate bonds, or (iv) any combination thereof.

The department representative, as defined in the eleventh supplement, includes the chief financial officer of the Texas Department of Transportation (department) and the director of the project finance and toll operations division of the department (each a department representative). Each department representative is authorized to determine the method of sale of each series of the bonds and shall further determine the price, interest rate or rates, and such other terms of the bonds as prescribed in each award certificate in accordance with the eleventh supplement. Each department representative is further authorized to offer to purchase, solicit offers to sell and engage in such other activities as are deemed necessary or appropriate in connection with invitations to tender previously issued parity debt on such terms as shall be determined by the department representative and prescribed in each award certificate for bonds issued in connection with any such tender in accordance with the eleventh supplement.

Under the eleventh supplement, each department representative is authorized to price all or a portion of the bonds with structures including variable rate bonds, put bonds, index bonds, and others, which may require the use of liquidity providers, tender agents, remarketing agents, calculation agents, and other entities performing various functions in connection with any such structures.

The commission has determined that it is in the best interest of the state to authorize each department representative to enter into any memoranda and agreements (collectively, management agreements) as are deemed necessary or appropriate by each department representative to permit timely payment of obligations issued or incurred pursuant to the master resolution and the eleventh supplement and to provide for the management and administration of the highway fund and any other funds and accounts established and maintained in connection with or related to such obligations.

The commission has also determined that it is in the best interest of the state to authorize each department representative to take such actions as are determined to be necessary or appropriate in connection with the remarketing of previously issued variable rate bonds (remarketed variable rate bonds), from time to time, as contemplated by the supplemental resolution that authorized the issuance of such bonds, and price all or a portion of such remarketed variable rate bonds with various interest rate and other structures, including fixed or variable rate bonds, put bonds, index bonds, and others, which may require the use of liquidity providers, tender agents, remarketing agents, calculation agents, and other entities performing various functions in connection with any such interest rate structures.

The commission understands and intends that official statements, remarketing memoranda, invitations to tender, or other offering documents (collectively, official statements) will be distributed in connection with the public offering of the bonds, including remarketed variable rate bonds, and invitations to tender previously issued parity debt, which official statement will include a description of the revenues deposited to the credit of the highway fund and other security and payment provisions related to the bonds, including remarketed variable rate bonds.

IT IS THEREFORE ORDERED by the commission that the chairman of the commission and the executive director of the department are authorized and directed to execute and deliver each series of bonds and such other documents and certificates as are necessary or appropriate to carry out the intent of this order and each department representative, on behalf of the commission, is authorized and directed to execute and deliver the eleventh supplement, any bond purchase contract (including any forward or delayed delivery bond purchase contract), award certificate, paying agent/registrars agreement, invitations to tender and related agreements, escrow agreement, and similar or other agreements necessary or appropriate for any series of the bonds (collectively, program documents), in the form approved by each department representative or in substantially the form previously approved by the commission in connection with parity debt, as applicable, with such changes as each department representative, on behalf of the commission, executing the same may approve, such approval to be conclusively evidenced by execution of the program documents.

IT IS FURTHER ORDERED by the commission that each department representative, on behalf of the commission, is authorized and directed to execute and deliver any remarketing agreements, liquidity agreements, continuing covenant agreements, purchase agreements, tender agent agreements, calculation agent agreements, and similar or other agreements necessary or appropriate for any variable rate bonds (collectively, variable rate documents), and the variable rate documents in the form approved by each department representative or in substantially the form previously approved by the commission in connection with parity debt are approved, as applicable, with such changes as each department representative executing the same may approve, such approval to be conclusively evidenced by execution of the variable rate documents. Pursuant to the foregoing authority, each department representative is authorized to approve specific terms of, execute and deliver, and terminate or amend, in accordance with its terms, variable rate documents in the form of a "credit agreement," as defined by Government Code, §1371.001(1); provided, however, that any variable rate document executed in the form of a credit agreement shall (i) be in a maximum aggregate principal amount not to exceed the outstanding aggregate principal amount of the bonds to which such credit agreement relates, (ii) be for a term that does not exceed the final maturity date of the bonds to which such credit agreement relates, (iii) provide that any payments thereunder shall not bear interest at a rate that exceeds the maximum rate allowed by law, (iv) be payable from and secured by sources identified in the supplemental resolution that authorized the issuance of the bonds to which such credit agreement relates, (v) be executed with a counterparty whose credit is rated investment grade by a nationally recognized statistical rating organizations, and (vi) be executed and delivered before the first anniversary of the date of this order.

IT IS FURTHER ORDERED by the commission that the chief financial officer of the department and the director of the project finance and toll operations division are hereby designated as authorized representatives for purposes of the master resolution.

IT IS FURTHER ORDERED by the commission that each department representative is authorized to execute and deliver such management agreements as are deemed necessary or appropriate to permit timely payment of bonds issued or incurred pursuant to the eleventh supplement or the redemption of a portion of the outstanding parity debt and to provide for the management and administration of the highway fund and any other funds and accounts established and maintained in connection with or related to such bonds.

IT IS FURTHER ORDERED by the commission that official statements are approved for distribution in connection with the public offering and sale of each series of bonds, including remarketed variable rate bonds, in such form as each department representative, on behalf of the commission, executing the same may approve, such approval to be conclusively evidenced by delivery of such official statements. Each department representative, on behalf of the commission, is authorized to execute the official statement for each series of bonds, including remarketed variable rate bonds, and to deem final the preliminary form of each official statement for purposes of the Securities and Exchange Commission, rule 15c2-12 (rule), with such omissions as

permitted by the rule. Invitations to tender and related official statements are approved for distribution in connection with any invitation to tender previously issued parity debt in such form as each department representative, on behalf of the commission, may approve, such approval to be conclusively evidenced by delivery of such invitations to tender and related official statements.

IT IS FURTHER ORDERED by the commission that each department representative, on behalf of the commission, is authorized and directed to make any determinations and take all actions necessary to effectuate the extraordinary optional redemption of any outstanding parity debt as provided in the eleventh supplement.

IT IS FURTHER ORDERED by the commission that any other agreements, instruments or ancillary documents necessary or appropriate in connection with the issuance of each series of the bonds, any invitation to tender previously issued parity debt, the conversion or remarketing of outstanding parity debt issued as variable rate bonds, and the performance of the terms and conditions of any program document or variable rate document are hereby approved, and each member of the commission, each department representative, the executive director of the department and general counsel of the department, on behalf of the commission, are authorized and directed to perform all such acts and execute such documents, certificates, notices, and applications, including any applications and submissions to the Texas Bond Review Board, if necessary, and execution of certifications to the underwriters, the Texas Attorney General, the Texas Comptroller of Public Accounts, the Texas Bond Review Board and other parties, as may be necessary or appropriate to carry out the intent of this order and other orders of the commission relating to the state highway fund revenue financing program established by the master resolution, the program documents and the variable rate documents, if any.

(6) Texas Mobility Fund Bonds

Consider approving the Fifteenth Supplemental Resolution authorizing the issuance of new money and refunding obligations of the Texas Mobility Fund in one or more series, the documents relating to the issuance of such bonds, and the refinancing or remarketing of certain outstanding Texas Mobility Fund if financial market conditions are favorable for refinancing; and designating Texas Department of Transportation officials to take all actions necessary including making any required findings or determinations to deliver the bonds; and approve application to the Texas Bond Review Board, if necessary, for authority to issue such bonds (MO)

116989
PFD

Pursuant to Minute Order 110081, dated May 4, 2005, the Texas Transportation Commission (commission) approved a "Master Resolution Establishing the Texas Transportation Commission Mobility Fund Revenue Financing Program," as subsequently amended by the first amendment, second amendment, and third amendment (master resolution), to establish a revenue financing program (mobility fund revenue financing program) pursuant to which the commission may issue bonds, notes, and other public securities and execute credit agreements secured by and payable from a pledge of and lien on all or part of the moneys in the

Texas Mobility Fund (fund). Any terms not otherwise defined herein have the meaning given in the fifteenth supplement, as hereinafter defined.

Texas Constitution, Section 49-k, Article III (constitutional provision), Transportation Code, Chapter 201, Subchapter M, and other applicable law, including Government Code Chapters 1207 and 1371, authorize the commission to issue bonds, notes, and other public securities secured by all or part of the money in the fund (bonds or obligations) to: 1) pay all or part of the costs of constructing, reconstructing, acquiring, and expanding state highways; 2) provide participation by the state in the payment of part of the costs of constructing and providing public transportation projects that are determined by the commission to be in the best interests of the state; 3) create debt service accounts; 4) pay interest on obligations for a period of no longer than two years; 5) refund or cancel outstanding obligations; and 6) pay the costs or expense of the issuance of the bonds.

Transportation Code, Chapter 201, Subchapter M, provides that the commission may guarantee on behalf of the state the payment of any obligations and credit agreements secured by the fund by pledging the full faith and credit of the state to the payment of the obligations and credit agreements in the event the revenue and money dedicated to the fund and on deposit in the fund under the constitutional provision, are insufficient for that purpose.

The commission has determined it to be in the best interest of the state and the fund to issue additional obligations, on parity with the previously issued outstanding parity debt, secured by revenues and money dedicated to the fund and on deposit in the fund under the constitutional provision and by a pledge of the full faith and credit of the state for additional projects including for new money projects and to refund all or part of the outstanding parity debt for gross debt service savings in the aggregate.

Government Code, §1231.041, provides that a state agency may not issue a state security, including a bond, unless the issuance is approved by the Texas Bond Review Board (board) or exempted under law, including by board rule, from review by the board.

The master resolution, together with the "Fifteenth Supplemental Resolution to the Master Resolution Establishing the Texas Transportation Commission Mobility Fund Revenue Financing Program" (fifteenth supplement), prescribes the terms, provisions and covenants related to (a) the issuance of additional bonds in one or more series for new money and/or refunding purposes with such title and series designation and (b) reimbursement of certain expenditures all as set forth in the fifteenth supplement so long as the issuance of such refunding bonds results in any of the following: (i) positive gross savings, in the aggregate, with respect to the outstanding parity debt being refunded, (ii) provides long-term fixed rates for refunded variable rate bonds, (iii) alternative variable rate financing for refunded variable rate bonds or (iv) any combination thereof.

Under the fifteenth supplement, the department representative, as defined in the fifteenth supplement, includes the chief financial officer of the department and the director of the project finance and toll operations division of the department (each a department representative). Each department representative is authorized to conduct a tender offer for outstanding and defeased bonds as well as determine the method of sale of each series of the obligations and shall further determine the terms of such obligations to include the price, interest rate or rates, and any tender offer of outstanding and defeased bonds, as prescribed in each award certificate in accordance with the fifteenth supplement.

Under the fifteenth supplement, each department representative is authorized to conduct a tender offer for outstanding and defeased bonds as well as price all or a portion of the bonds with structures including variable rate bonds, put bonds, index bonds, and others, which may require the use of liquidity providers, credit providers, tender agents, remarking agents, calculation agents, and other entities performing various functions in connection with any such structures or tender offers.

The commission understands that preliminary official statements and final official statements will be distributed in connection with the public offering of the bonds, which preliminary official statements and official statements will include a description of the general obligation pledge of the state's full faith and credit in the event the revenue and money dedicated to and on deposit in the fund are insufficient for payments due on the bonds and any related credit agreements. The commission further understands that additional disclosure and tender documents may be distributed in connection with any tender offer related to outstanding and defeased bonds.

IT IS THEREFORE ORDERED by the commission that the chairman of the commission and the executive director of the department are authorized and directed to execute and deliver each series of the obligations and such other documents and certificates necessary or appropriate to carry out the intent of this order and each department representative, on behalf of the commission, is authorized and directed to execute and deliver the fifteenth supplement, any bond purchase contracts (including any forward or delayed delivery purchase contracts), award certificates, paying agent/registrar agreements, tender offer agreements, escrow agreements, and similar or other agreements necessary or appropriate for any series of obligations and any cash defeasance (collectively, program documents), and the program documents in the form approved by each department representative or in substantially the form previously approved by the commission in connection with the outstanding parity debt, are approved, as applicable, with such changes as each department representative, on behalf of the commission, executing the same may approve, such approval to be conclusively evidenced by execution of the program documents.

IT IS FURTHER ORDERED by the commission that each department representative, on behalf of the commission, is authorized and directed to execute and deliver any remarketing agreements, liquidity agreements, continuing covenant agreements, tender agent agreements, calculation agent agreements, and similar or other agreements, including any extensions of any existing agreements, necessary or appropriate for any variable rate bonds (collectively, variable rate documents), and

the variable rate documents in the form approved by each department representative or in substantially the form previously approved by the commission in connection with the outstanding parity debt, are approved, as applicable, with such changes as each department representative executing the same may approve, such approval to be conclusively evidenced by execution of the variable rate documents, if any. Pursuant to the foregoing authority, each department representative is authorized to approve specific terms of, execute and deliver, and terminate or amend, in accordance with its terms, variable rate documents in the form of a "credit agreement," as defined by Government Code, §1371.001(1); provided, however, that any variable rate document executed in the form of a credit agreement shall (i) be in a maximum aggregate principal amount not to exceed the outstanding aggregate principal amount of the bonds to which such credit agreement relates, (ii) be for a term that does not exceed the final maturity date of the bonds to which such credit agreement relates, (iii) provide that any payments there under shall not bear interest at a rate that exceeds the maximum rate allowed by law, (iv) be payable from and secured by sources identified in the supplemental resolution that authorized the issuance of the bonds to which such credit agreement relates, (v) be executed with a counterparty whose credit is rated investment grade by a nationally recognized statistical rating organizations, and (vi) be executed and delivered before the first anniversary of the date of this order.

IT IS FURTHER ORDERED by the commission that the chief financial officer of the department and the director of the project finance and toll operations division are hereby designated as authorized representatives for purposes of the master resolution.

IT IS FURTHER ORDERED by the commission that a pledge of the full faith and credit of the state be utilized in connection with the refunding bonds and the payment obligations of the commission under any credit agreements.

IT IS FURTHER ORDERED by the commission that preliminary official statements and official statements are approved for distribution in connection with the public offering and sale of each series of refunding obligations in such form as each department representative, on behalf of the commission, may approve, such approval to be conclusively evidenced by delivery of such official statement. Each department representative, on behalf of the commission, is authorized to deem each preliminary official statement and official statement final for purposes of the Securities and Exchange Commission, rule 15c2-12 (rule), with such omissions as permitted by the rule. Disclosure documents are approved for distribution in connection with any tender offer program for outstanding and defeased bonds in such form as each department representative, on behalf of the commission, may approve, such approval to be conclusively evidenced by delivery thereof.

IT IS FURTHER ORDERED by the commission that each department representative, on behalf of the commission, is authorized and directed to make any determinations and take all actions necessary to effectuate the extraordinary optional redemption of any outstanding parity debt as provided in the fifteenth supplement.

IT IS FURTHER ORDERED by the commission that the department representative, on behalf of the commission, is authorized to use all or any portion of lawfully available moneys in the fund to cash, defease, and redeem a portion of outstanding parity debt to create additional capacity for the issuance of additional new money obligations.

IT IS FURTHER ORDERED by the commission that any necessary ancillary documents in connection with the issuance of each series of obligations and any tender offer, the program documents and the variable rate documents, if any, are hereby approved, and each member of the commission, each department representative, the executive director of the department and general counsel of the department, on behalf of the commission, are authorized and directed to perform all such acts and execute such documents, certificates, notices, and applications, including any applications and submissions to the Bond Review Board, if necessary, and execution of certifications to the underwriters, the Attorney General, the Texas Comptroller of Public Accounts, the Bond Review Board and other parties, as may be necessary to carry out the intent of this order and other orders of the commission relating to the mobility fund revenue financing program established by the master resolution, the fifteenth supplement, the program documents and the variable rate documents.

e. Audit Subcommittee Charter

Consider the approval of updates to the Audit Subcommittee Charter (MO)

116990
AUDF

The Audit Subcommittee (subcommittee) of the Texas Transportation Commission (commission) was created on January 28, 2009. The subcommittee was created to oversee and ensure compliance with the intent of Sarbanes-Oxley as to reliability and transparency in financial reporting. It oversees the independence and effectiveness of the Texas Department of Transportation's internal audit and compliance functions, managed by the chief audit and compliance officer.

The Audit Subcommittee Charter was approved by the commission on March 25, 2010, in Minute Order 112196, and amended on August 25, 2016, with Minute Order 114690. The charter sets forth the purpose and composition of the subcommittee, as well as meeting requirements and principal duties and responsibilities of the subcommittee in carrying out its oversight role.

The subcommittee is required to review and assess the adequacy of the charter annually and request commission approval for proposed changes. The Audit Subcommittee Charter was last updated by Minute Order 115323 on August 30, 2018 to include the Compliance Division in the scope of the charter. Additional revisions have been incorporated in this amendment, as set forth in exhibit A, to address changes to global internal auditing standards.

NOW THEREFORE, IT IS ORDERED by the commission that the Audit Subcommittee Charter, as amended and set forth in exhibit A, is approved.

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

f. Highway Designation

Brazos County - In the city of Bryan, consider redesignating a segment of FM 974 as US 190 Frontage Road and redesignating a segment of FM 974 as FM 823 (MO)

116991
TPP

The city of Bryan and the Bryan District have requested the following actions: (1) redesignating a segment of FM 974 as US 190 Frontage Road from Wilkes Street southeastward to Tabor Road, a distance of approximately 0.1 miles within the city limits, and (2) redesignating a segment of FM 974 as FM 823 from the intersection of US 190 Frontage Road southward to SH 21 within the city limits, a distance of approximately 1.3 miles.

Pursuant to Texas Transportation Code, §201.103 and §221.001, the executive director of the Texas Department of Transportation has recommended these actions.

The Texas Transportation Commission (commission) finds that these actions will facilitate the flow of traffic, promote public safety, and maintain the continuity of the state highway system, and are necessary for the proper development and operation of the system.

IT IS THEREFORE ORDERED by the commission that: (1) a segment of FM 974 be designated as US 190 Frontage Road from Wilkes Street southeastward to Tabor Road, a distance of approximately 0.1 miles within the city limits, and (2) a segment of FM 974 be redesignated as FM 823 from the intersection of US 190 Frontage Road southward to SH 21 within the city limits, a distance of approximately 1.3 miles, as shown in exhibit A.

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

g. Land Acquisition for Facilities

Lubbock County - Consider the grant of authority to the Texas Department of Transportation to acquire real property for facilities (MO)

116992
SSD

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 Chapter 203 authorizes the commission to acquire an interest in real property that the commission determines is necessary or convenient to construct or operate a facility used in connection with the construction, maintenance, or operation of a state highway or toll project, or to accomplish any other purpose related to the location, construction, improvement, maintenance, beautification, preservation, or operation of a state highway.

The Texas Department of Transportation (department) proposes to acquire the properties listed on the attached exhibit A for the construction of new facilities and expansion of existing facility sites. Funds for the purchase of these properties were appropriated by the General Appropriations Act, 88th Legislature, Regular Session, 2023, for the 2024-25 Biennium.

The commission finds that the acquisition of the properties listed in exhibit A is necessary for the overall efficiency of the construction, maintenance, and operation of the state highway system.

IT IS THEREFORE ORDERED by the commission that the purchase prices for the individual properties listed on exhibit A may be expended to pay for such properties, together with such additional funds as may be required to pay any necessary and customary incidental expenses of performing due diligence and acquiring fee simple title to the properties.

IT IS FUTHER ORDERED by the commission that the executive director, or his designee, is authorized to negotiate and execute earnest money contracts or purchase agreements containing such terms as determined necessary to purchase the properties. The executive director, or his designee, may terminate such contracts or agreements in the event that the department determines that one or more of the properties is unsuitable for its intended purpose.

IT IS FURTHER ORDERED by the commission that the executive director, or his designee, is authorized to close the acquisition of the properties and execute any related closing documents, to expend funds for the applicable purchase prices, surveys, due diligence, title insurance, and any other necessary ancillary expenses, and to take other actions necessary to acquire fee simple title to the properties, consistent with the provisions of this minute order.

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

h. Speed Zones

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

116993
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.

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 exhibit C are canceled.

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

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 heard comments from Senator Bob Hall on road and bridge maintenance and conservation; El Paso Chamber of Commerce Government Affairs Manager Manny Rodriguez spoke in support of the draft 2026 Unified Transportation Program; Jobe Materials, L.P. General Counsel (representing El Paso Chamber of Commerce Mobility Coalition) Garrett Yancey spoke about the Borderland Expressway and Downtown 10 Project allocations; and El Paso Metropolitan Planning Organization (MPO) Executive Director Eduardo Calvo spoke on El Paso MPO items. The commission received no further comments.

ITEM 11. 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.

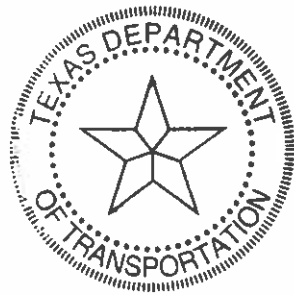
Commissioner Meade motioned adjournment and Commissioner Alvis seconded the motion. The commission voted 4-0 to adjourn. The regular meeting of the Texas Transportation Commission was adjourned at 11:29 a.m.

APPROVED by the Texas Transportation Commission on August 21, 2025:



W. Alvin New, Acting 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 July 31, 2025, in Austin, Texas.



Amanda Brown, Commission Chief Clerk
Texas Department of Transportation