

These are the minutes of the regular meeting of the Texas Transportation Commission held on June 25, 2020. Due to COVID-19 and the Governor’s Proclamation of March 13, 2020, declaring a state of disaster for all counties in Texas, the meeting was conducted with the commissioners at the dais and the public accessing the meeting via www.txdot.gov and a toll free telephone line. The meeting was called to order at 9:01 a.m. by Chairman Bugg.

Texas Transportation Commission:

J. Bruce Bugg, Jr.	Chairman
Laura Ryan	Commissioner
Alvin New	Commissioner
Robert C. Vaughn	Commissioner

Administrative Staff:

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

A public notice of this meeting containing all items on the proposed agenda was filed in the Office of the Secretary of State at 4:04 p.m. on June 17, 2020, as required by Government Code, Chapter 551, referred to as “The Open Meetings Act.”

ITEM 1. Meeting Guidelines

Executive Director James Bass provided guidance and instruction for the meeting. The public was invited to watch and listen to the meeting through the Texas Department of Transportation website, www.txdot.gov. In addition, for those members of the public who wanted to make a comment on an agenda item or comment during the open comment period of the meeting a toll free number was provided on the agenda and the callers were assisted by operators on the call.

ITEM 2. Consider the approval of the Minutes of the May 28, 2020, regular meeting of the Texas Transportation Commission

Commissioner Ryan made a motion, which was seconded by Commissioner Vaughn, and the commission approved the minutes of the May 28, 2020, regular meeting by a vote of 4 - 0.

ITEM 3. Contracts

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

a. Highway Improvement and Other Transportation Facilities (MO)

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

Transportation (department) solicited and received sealed competitive bid proposals for improvement of the State Highway System, which were publicly opened and read on June 4 and 5, 2020, 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 Executive Director James Bass. Commissioner Vaughn made a motion, which was seconded by Commissioner New, and the commission approved the following minute order by a vote of 4 - 0.

115768
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 June 4 and 5, 2020, 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 Executive Director James Bass. Commissioner New made a motion, which was seconded by Commissioner Vaughn, and the commission approved the following minute order by a vote of 4 - 0.

115769
SSD

Pursuant to Transportation Code, Chapter 223, Subchapter A, and Title 43, Texas Administrative Code, Chapter 9, Subchapter B, the Texas Department of Transportation (department) solicited and received sealed competitive bid proposals for improvement of the State Highway System, which were publicly opened and read on June 2, 2020, as shown on Exhibit A.

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

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

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

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

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

If a condition of award is not satisfied, including, but not limited to, reason of nonconcurrence of the Federal Highway Administration, the failure of a third party to fund or

concur, or failure to meet other conditions in the contract or an Exhibit to this order, the respective award is voided and the department will return the bid guaranty.

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

ITEM 4. Discussion Items

a. Texas Transportation Plan (TTP) 2050

Discussion of the Texas Transportation Plan 2050 (Presentation)

This discussion was led by Transportation Planning and Programming Division Director Peter Smith. The commission asked questions and discussed the topic.

b. Unified Transportation Program (UTP)

Discussion of the draft 2021 Unified Transportation Program (Presentation)

This discussion was led by Transportation Planning and Programming Division Director Peter Smith. The commission asked questions and discussed the topic. The commission also heard comments from Sito Negron representing the Sunset Heights Neighborhood Improvement Association and El Paso Metropolitan Planning Organization Executive Director Eduardo Calvo.

c. Legislative Appropriations Request (LAR)

Discussion regarding the development of the Texas Department of Transportation's Fiscal Year 2022-2023 Legislative Appropriations Request (Presentation)

This discussion was led by Financial Management Division Director Stephen Stewart. The commission asked questions and discussed the topic. The commission also heard comments from Jay Blazek Crossley, Executive Director of Farm and City.

ITEM 5. Aviation

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

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

115770
AVN

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

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

On May 29, 2020, a public hearing was held. No comments were received.

IT IS THEREFORE ORDERED by the Texas Transportation Commission that the executive director, or the director's designee, 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 6. Public Transportation

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

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

115771
PTN

The Texas Transportation Commission (commission) desires to award a total of \$76,119,986 in state and Federal Transit Administration (FTA) program funds to support a variety of public transportation needs in urbanized and non-urbanized areas of the state.

Of the amounts appropriated to the Texas Department of Transportation (department) by the General Appropriations Act of the 86th Texas Legislature, Regular Session, \$69,982,133 was appropriated for urban and rural public transportation systems for the 2020-2021 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 \$34,991,067 of FY 2021 state funds to large urban, small urban, and 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 \$6,933,382 of federal §5310 funds is shown in Exhibit B and has been determined in accordance with §31.31.

Title 43, TAC, §31.36(g)(4) establishes a formula for calculating awards to rural transit systems based on total vehicle miles under the FTA Formula Grants for Rural Areas program (49 U.S.C. §5311). An award of \$16,010,141 of federal §5311 funds is shown in Exhibit C and has been determined in accordance with §31.36(g)(4).

Title 43, TAC, §§31.22, 31.36, and 31.37 establish the process by which program proposals shall be evaluated and funds distributed. On November 15, 2019, the department published a Notice of Call for Projects in the Texas Register. Project criteria included project planning and coordination, demonstration of project need and benefits, and project management. The commission finds that the projects in Exhibit D are eligible for funding and awards a total of \$18,185,396 in federal and state funds.

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-D, submit the necessary state applications to the FTA, and enter into the necessary contracts.

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

ITEM 7. Promulgation of Administrative Rules Under Title 43, Texas Administrative Code, and the Administrative Procedure Act, Government Code, Chapter 2001:

Rules Proposal

Chapter 1 - Management

Amendments to §1.84, Statutory Advisory Committees (Advisory Committees) (MO)

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

115772
MRD

The Texas Transportation Commission (commission) finds it necessary to propose amendments to §1.84 relating to Statutory Advisory Committees to be codified under Title 43, Texas Administrative Code, Part 1.

The preamble and the proposed amendments, attached to this minute order as Exhibits A and B, are incorporated by reference as though set forth verbatim in this minute order, except that they are subject to technical corrections and revisions, approved by the general counsel, necessary for compliance with state or federal law or for acceptance by the Secretary of State for filing and publication in the Texas Register.

IT IS THEREFORE ORDERED by the commission that the amendments to §1.84 are proposed for adoption and are authorized for publication in the Texas Register for the purpose of receiving public comments.

The executive director is directed to take the necessary steps to implement the actions as ordered in this minute order, pursuant to the requirements of the Administrative Procedure Act, Government Code, Chapter 2001.

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

ITEM 8. Eminent Domain Proceedings

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

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

115773
ROW

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

As provided for by Transportation Code, Chapter 203, Subchapter D, including Sections 203.051, 203.052, and 203.054, the commission finds and determines that each of the parcels of land listed below, and more particularly described in the attached Exhibits (parcels),

are necessary or convenient as a part of the highway system to be constructed, reconstructed, maintained, widened, straightened, or extended (constructed or improved) and it is necessary to acquire fee simple title in the parcels or such lesser property interests as set forth in the attached Exhibits.

The commission finds and determines that the highway facilities to be constructed or improved on the parcels identified and listed below under "CONTROLLED ACCESS" are designated as a Controlled-Access Highway in accordance with Transportation Code, Section 203.031; and where there is adjoining real property remaining after acquisition of a parcel, the roads are to be constructed or improved as a part of the highway facility with the right of ingress and egress to or from the remaining real property adjoining the highway facility to be permitted or denied, as designated and set forth on each of the attached Exhibits A-BB. 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 1-45 in accordance with Transportation Code, Sections 203.002 and 203.003.

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

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

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

CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO.</u>	<u>PARCEL</u>
Bexar	IH 35	Z	0016-07-133	90
Bexar	IH 35	BB	0016-07-133	102
Cooke	IH 35	O	0195-01-121	N180,N180E
Cooke	IH 35	P	0195-01-121	N181,N181E
Cooke	IH 35	Q	0195-01-121	N182
Cooke	IH 35	R	0195-01-121	N184,N184E
Cooke	IH 35	T	0195-01-121	N186
Cooke	IH 35	G	0195-01-121	N190,N190E
Cooke	IH 35	S	0195-01-121	S169,S169E
Cooke	IH 35	J	0195-01-121	S172,S172E
Cooke	IH 35	K	0195-01-121	S173
Cooke	IH 35	N	0195-01-121	S174,S174E
Cooke	IH 35	L	0195-01-121	S175,S175E
Cooke	IH 35	M	0195-01-121	S176
Dallas	IH 35E	E	0196-03-248	8

CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO.</u>	<u>PARCEL</u>
Denton	IH 35	F	0195-02-079	35
Denton	IH 35	X	0195-03-091	7
Denton	IH 35	I	0195-03-091	14
Ellis	IH 35E	A	0048-04-096	30
Ellis	IH 35E	C	0048-04-096	37
Ellis	IH 35E	B	0048-04-096	40
Ellis	IH 35E	H	0048-04-097	2
Galveston	IH 45	D	0500-04-139	528
Guadalupe	IH 35	Y	0016-06-114	120
Guadalupe	IH 10	W	0535-01-076	4
Guadalupe	IH 10	V	0535-01-076	5
Harris	SH 146	U	0389-05-095	214AC
Tarrant	IH 35W	AA	0081-12-049	269

NON-CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO.</u>	<u>PARCEL</u>
Bastrop	SH 71	6	0265-03-046	35
Bastrop	SH 71	1	0265-03-046	41
Bell	SL 121	26	2502-01-018	53
Bexar	FM 471	45	0849-01-058	15A
Bexar	FM 471	43	0849-01-058	15B
Brazoria	SH 36	29	0188-04-040	119
Brazoria	SH 36	28	0188-04-041	83
Brazos	FM 158	35	0212-03-064	10
Cherokee	US 175	44	0198-03-034	64
Cherokee	US 175	38	0198-04-034	134
Cherokee	US 175	22	0198-04-034	136
Cherokee	US 175	8	0198-04-034	137
Cherokee	US 175	13	0198-04-034	138
Cherokee	US 175	14	0198-04-034	147
Cherokee	US 175	9	0198-04-034	159
Cherokee	US 175	37	0198-04-034	161
Cherokee	US 175	11	0198-04-034	163
Cherokee	US 175	23	0198-04-034	169
Cherokee	US 175	25	0198-04-034	170
Cherokee	US 175	17	0198-04-034	172
Collin	FM 2514	12	2679-03-018	65
Comal	SL 337	24	0216-01-060	1
Fort Bend	FM 1463	40	0188-10-038	267
Harris	US 90U	41	0028-01-093	104
Harris	US 90U	34	0028-01-093	105
Harris	US 90U	36	0028-01-093	112
Hidalgo	FM 494	15	0864-01-072	1
Hidalgo	FM 494	16	0864-01-072	4
Hidalgo	FM 494	18	0864-01-072	5
Hidalgo	FM 494	19	0864-01-072	28

NON-CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO.</u>	<u>PARCEL</u>
Hidalgo	FM 494	20	0864-01-072	29
Hidalgo	FM 494	21	0864-01-072	43
Hidalgo	FM 676	33	1064-01-037	24
Hidalgo	FM 676	10	1064-01-037	25
Hidalgo	FM 676	30	1064-01-037	28
Kaufman	SH 205	2	0451-02-030	17
Madison	US 190	31	0117-03-034	13
Madison	US 190	32	0117-03-034	42
Madison	US 190	39	0117-03-034	50
Madison	US 190	42	0117-04-044	634
Smith	FM 2493	4	0191-03-087	6
Smith	FM 2493	7	0191-03-087	24
Smith	FM 2493	3	0191-03-087	25
Smith	FM 16	5	0522-04-035	47
Smith	FM 16	27	0522-04-035	50

Note: Exhibits A - BB and 1 - 45 are on file with the commission chief clerk.

ITEM 9. Routine Minute Orders and Reports

This item was presented by Executive Director James Bass. Commissioner New made a motion, which was seconded by Commissioner Vaughn, 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)

115774
CSD

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

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

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

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

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

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

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

Donations to the Department

<u>Donor</u>	<u>District</u>	<u>County</u>	<u>Donation Description</u>
Centex Las Alamedas, L.P.	AUS	Bastrop	Design and construction of road widening for a right turn deceleration lane and center deceleration lane on SH 21 from 0.2 miles east of FM 535 to 0.55 miles east of FM 535, Bastrop County.
Domain Northside Retail Property Owner LP	AUS	Travis	Funds towards the state's cost towards safety and operational improvements along SL1 northbound frontage road west of Duval Road in Austin.
Duke Construction Limited Partnership	HOU	Harris	Design and construction of a deceleration right turn lane from southbound SH 99 frontage road in to the donor's development in Katy.
H-E-B, LP	SAT	Bexar	Design and construction of a traffic signal at the intersection of FM 1957 and Stevens Parkway in San Antonio.
HM Parkside Development, Inc.	AUS	Williamson	Design and construction of left turn and right turn deceleration lanes at RM 2243 and Parkside Parkway intersection and a right turn deceleration lane at Springtime Drive entrance in Georgetown.

Donations to the Department

<u>Donor</u>	<u>District</u>	<u>County</u>	<u>Donation Description</u>
Lennar Homes of Texas Land and Construction, Ltd.	SAT	Guadalupe	Design and construction of traffic signal at SH 123 and FM 758, construction of southbound right turn lane, and traffic signal at SH 123 and the new subdivision roadway; and conversion of SH 123 from the existing 4 lane highway to one lane each way with a continuous 2-way left turn lane from south of Thormeyer Road to FM 758 with a dedicated left turn lane at the new subdivision roadway in Guadalupe County.
MJS Development, LLC	SAT	Wilson	Design and construction of for intersection improvements and traffic signal modifications at FM 775 and FM 1346 to accommodate Woodbridge Drive which serves Woodbridge Farms, a new subdivision in Wilson County.
Post Oak Clean Green, Inc.	SAT	Guadalupe	Design and construction of right and left turn lanes and acceleration lane on FM 1150 at the landfill entrance and for overlay improvement at the intersection of FM 1104 and FM 1150 in Guadalupe County.
QuikTrip Corporation	SAT	Bexar	Design and construction of U-turn lane modifications for a section of I-10 at the intersection of Tarpon Drive in San Antonio.
QuikTrip Corporation	WAC	McLennan	Design and construction of a right turn deceleration lane and sidewalk on the I-35 southbound frontage road into the donor's establishment in Waco.
Republic Grand Ranch, LLC	HOU	Montgomery	Design and construction of a right turn deceleration lane from FM 1097 eastbound into the donor's development in Montgomery County.
Sealy Concrete, Inc.	HOU	Fort Bend	Design and construction of a left turn lane from westbound SH 36 and a right turn lane from eastbound SH 36 into the donor's development in Orchard.
Scrappy Development, LLC	SAT	Guadalupe	Design and construction right turn lanes at each of Waters Edge and Three Oaks Road and the installation of a traffic signal at Waters Edge for a new subdivision on SH 46 in Seguin.

Donations to the Department

<u>Donor</u>	<u>District</u>	<u>County</u>	<u>Donation Description</u>
Shadyside Land Company, LLC	HOU	Montgomery	Design and construction of a westbound right turn lane and traffic signal at the intersection of FM 1488 and Spur 149 in Magnolia.
Spicewood Trails, LLC	AUS	Burnet	Funds towards the state’s cost to construct for pavement widening and addition of left turn lane at the intersection of SH 71 in Spicewood.
Steel Dynamics Southwest, LLC	CRP	San Patricio	Design and construction of acceleration and deceleration lanes into the donor's driveway on SH 89 north of Sinton in San Patricio County.
South Austin Emergency Center	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a renewal on an existing sign location.
KAT Grand West Retail Condominium Association Inc.	HOU	Fort Bend	Litter pick-up throughout a corridor on the state’s right of way through the Sponsor a Highway Program.
Texas Plumbing Supply, Inc.	HOU	Harris	Litter pick-up throughout a corridor on the state’s right of way through the Sponsor a Highway Program.
Riverway Builders, LLC (dba) Riverway Homes	HOU	Harris	Litter pick-up throughout a corridor on the state’s right of way through the Sponsor a Highway Program.
Simmonds Real Estate Inc.	SAT	Guadalupe	Litter pick-up throughout a corridor on the state’s right of way through the Sponsor a Highway Program.

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

b. Real Estate Dispositions

(1) Bexar County - SL 1604 - Consider an easement release to the underlying fee owner (MO)

115775
ROW

In the City of San Antonio, Bexar County, on SL 1604, the State of Texas acquired an easement interest in certain land by an instrument recorded in Volume 4551, at Page 99, Deed Records of Bexar County, Texas.

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

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

Goodwill Industries of San Antonio, a Texas non-profit corporation, is the owner of the fee interest in the property and has requested to purchase the easement interest for \$174.

The commission finds \$174 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 in 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 releasing all of the state's right, title, and interest in the easement interest to Goodwill Industries of San Antonio, a Texas non-profit corporation, for \$174.

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

(2) Bexar County - SL 1604 - Consider an easement release to the underlying fee owner (MO)

115776
ROW

In the City of San Antonio, Bexar County, on SL 1604, the State of Texas acquired an easement interest in certain land by an instrument recorded in Volume 4551, at Page 99, Deed Records of Bexar County, Texas.

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

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

FCS Fischer, Ltd., a Texas limited partnership, is the owner of the fee interest in the property and has requested to purchase the easement interest for \$20,791.

The commission finds \$20,791 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 in the tract, described in Exhibit A, is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all of the state's right, title, and interest in the easement interest to FCS Fischer, Ltd., a Texas limited partnership, for \$20,791.

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

(3) Collin County - FM 2478 - Consider the sale of right of way to the City of Allen, Texas (MO)

115777
ROW

In the City of Allen, Collin County, on FM 2478, the State of Texas acquired certain land for highway purposes by instruments recorded in Volume 544, at Page 391, and in Volume 544, at Page 399, Deed Records of Collin County, Texas.

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

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

The City of Allen, Texas, is a governmental entity with the authority to condemn the property and has requested to purchase the tract for \$195,000.

The commission finds \$195,000 to be a fair and reasonable value of the state's right, title, and interest in the tract.

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

right, title, and interest in the tract to the City of Allen, Texas, for \$195,000; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

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

(4) Denton County - BS 121 H - Consider the sale of right of way to an abutting landowner (MO)

115778
ROW

In the City of Lewisville, Denton County, on BS 121 H, the State of Texas acquired certain land for highway purposes by instruments recorded in Volume 2662, at Page 170, and in Volume 2953, at Page 308, Real Property Records of Denton County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

Hawkeye Realty Schreiber, LP is an abutting landowner and has requested to purchase the tract for \$11,192.

The commission finds \$11,192 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 Hawkeye Realty Schreiber, LP for \$11,192; 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) Denton County - BS 121 H - Consider the sale of right of way to an abutting landowner (MO)

115779
ROW

In the City of Lewisville, Denton County, on BS 121 H, the State of Texas acquired certain land for highway purposes by instruments recorded in Volume 2662, at Page 170, and in Volume 2953, at Page 308, Real Property Records of Denton County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

Roberts Sisters Property Management, LLC is an abutting landowner and has requested to purchase the tract for \$26,732.

The commission finds \$26,732 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 Roberts Sisters Property Management, LLC for \$26,732; 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.

(6) Harris County - Beltway 8 - Consider the sale of right of way to an abutting landowner (MO)

115780
ROW

In the City of Houston, Harris County, on Beltway 8, the State of Texas acquired certain land for highway purposes by an instrument recorded in Clerk's File No. H941233, Official Public Records of Real Property, Harris County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

IDV-BP South Belt, LLC is an abutting landowner and has requested to purchase the tract for \$16,817.

The commission finds \$16,817 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 IDV-BP South Belt, LLC for \$16,817; 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.

(7) Haskell County - US 277 - Consider the sale of right of way to an abutting landowner (MO)

115781
ROW

In Haskell County, on US 277, the State of Texas acquired certain land for highway purposes by an instrument recorded in Volume 519, at Page 912, Official Public Records of Haskell County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

Elizabeth Payton Grissom Green is an abutting landowner and has requested to purchase the tract for \$4,000.

The commission finds \$4,000 to be a fair and reasonable value of the state's right, title, and interest in the tract.

IT IS THEREFORE ORDERED by the commission that the tract is no longer needed for a state highway purpose. The commission authorizes the executive director of the department to execute a proper instrument conveying all of the state's right, title, and interest in the tract to Elizabeth Payton Grissom Green for \$4,000; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

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

(8) Hidalgo County - FM 681 - Consider the removal from the system and quitclaim of right of way to Hidalgo County, Texas (MO)

115782
ROW

In Hidalgo County, on FM 681, the State of Texas has been using certain land for highway purposes, which property was acquired and held by Hidalgo County in its own name for use by the state.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the quitclaim of any interest that may have accrued to the state by use of the property to the county or municipality where the property is located.

Hidalgo County has requested that the tract be quitclaimed to Hidalgo County, Texas.

IT IS THEREFORE ORDERED by the commission that the tract, as shown on Exhibit A, is removed from the state highway system.

IT IS FURTHER 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 quitclaiming all of the state's right, title, and interest in the tract to Hidalgo County, Texas.

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

(9) Lubbock County - FM 2378 - Consider an easement release to the underlying fee owner (MO)

115783
ROW

Near the City of Lubbock, Lubbock County, on FM 2378, the State of Texas acquired two easement interests in certain lands by an instrument recorded in Volume 1265, at Page 135, Deed Records of Lubbock County, Texas.

One of the easements encumbering the real property, described in Exhibit A (the tract), is no longer needed for a state highway purpose.

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

Kecia L. Jackson and Landon H. Jackson, Sara A. Simpson and Heath A. Simpson are the owners of the fee interest in the property and have requested to purchase the easement interest for \$450.

The commission finds \$450 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 in 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 releasing all of the state’s right, title, and interest in the tract to Kecia L. Jackson and Landon H. Jackson, Sara A. Simpson and Heath A. Simpson for \$450.

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

(10) Tarrant County - SH 183 - Consider the sale of right of way to an abutting landowner (MO)

115784
ROW

In the City of Ft. Worth, Tarrant County, on SH 183, the State of Texas acquired certain land for highway purposes by instruments recorded in Volume 1498, at Page 234, Volume 1498, at Page 482, and Volume 1501, at Page 177, Deed Records of Tarrant County, Texas, in Volume 8, at Page 241, Condemnation Records in the District Clerk’s Office of Tarrant County, Texas, and in Volume 204, at Page 83, Official Public Records of Tarrant County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (the commission) may recommend the sale of any interest in right of way no longer needed for a state highway purpose to abutting and adjoining landowners.

Bluebonnet Acquisitions, LLC is an abutting landowner and has requested to purchase the tract for \$325,700.

The commission finds \$325,700 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 Bluebonnet Acquisitions, LLC for \$325,700; 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.

c. Reports

(1) Compliance Division Report

Note: Confidential report to commission.

(2) Environmental Report

Consider the acceptance of the report on projects being processed under the department’s environmental review process (Report)

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

d. Highway Designation

Grimes and Montgomery Counties - Near Pinehurst, consider amending minute order 114382 and re-designating SH 249 as FM 1774 (MO)

115785
TPP

Minute Order 114382, dated September 24, 2015, extended SH 249 from FM 1774 at FM 149 near the community of Pinehurst northwestward to SH 105 near the community of

Stoneham. This minute order revises and amends Minute Order 114382 to adjust the designations of FM 1774 and SH 249 by redesignating SH 249 as FM 1774 from existing SH 249 at FM 149 southward of new SH 249 to the intersection of Woodtrace Boulevard, a distance of approximately 0.2 miles, including all lanes from FM 149 to the intersection with SH 249. This designation includes the frontage roads between the intersection of existing SH 249 and Woodtrace Boulevard. Additionally, this minute order amends the designation of SH 249 by extending SH 249 from Woodtrace Boulevard northwestward to SH 105 near the community of Stoneham, including only the main lanes from Woodtrace Boulevard to the intersection of FM 1774, and all lanes from FM 1774 to SH 105.

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

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

IT IS THEREFORE ORDERED by the commission that Minute Order 114382 is amended to adjust the designations of FM 1774 and SH 249 by redesignating SH 249 as FM 1774 from existing SH 249 at FM 149 southward of new SH 249 to the intersection of Woodtrace Boulevard, a distance of approximately 0.2 miles, including all lanes from FM 149 to the intersection with SH 249 as amended in this minute order, and including the frontage roads between the intersection with SH 249 to Woodtrace Boulevard; and the designation of SH 249 is amended by extending SH 249 from Woodtrace Boulevard northwestward to SH 105 near the community of Stoneham, including only the main lanes from Woodtrace Boulevard to the intersection of FM 1774, and all lanes from FM 1774 to SH 105, as shown on Exhibit A.

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

e. Transportation Planning

Various Counties - Consider concurrence with the Regional Transportation Council of the North Central Texas Council of Governments' funding of construction and other project development costs of projects to be advanced through the use of payments received from the North Texas Tollway Authority in accordance with the SH 121 Toll Project Agreement (MO)

115786
TPP

Transportation Code, §228.012 requires the Texas Department of Transportation (department) to create a separate account in the state highway fund to hold payments received by the department under a comprehensive development agreement (CDA) and the surplus revenue of a toll project or system.

The department is required to create subaccounts in the account for each project, system, or region, and to hold money in a subaccount in trust for the benefit of the region in which the project or system is located. Interest earned on money in a subaccount shall be deposited to the credit of that subaccount. The department may assign the responsibility for allocating money in a subaccount to the metropolitan planning organization (MPO) in which the region is located.

The department has created subaccounts in the state highway fund to hold the payments received from the North Texas Tollway Authority (NTTA) for the right to develop, finance, design, construct, operate, and maintain the SH 121 toll project from Business SH 121 in Denton County to US 75 in Collin County (SH 121 payments).

Pursuant to Transportation Code, §228.012, the SH 121 payments may be used to pay the costs of a transportation project, highway project, or air-quality project within a region in which any part of the SH 121 toll project is located. Money must be allocated to projects authorized by Transportation Code, §228.0055 or §228.006, as applicable. An air-quality

project is a project or program of the department or another governmental entity that the Texas Transportation Commission (commission) determines will mitigate or prevent air pollution caused by the construction, maintenance, or use of public roads.

In Minute Order 110727, dated October 26, 2006, the commission approved, and authorized the department's executive director to enter into, a memorandum of understanding (MOU) with the Regional Transportation Council (RTC), the transportation policy council of the North Central Texas Council of Governments (NCTCOG), a federally designated MPO, concerning the administration, sharing, and use of surplus toll revenue and CDA concession payments in the region served by the NCTCOG. The SH 121 toll project is located in the region served by the NCTCOG.

Responsibility for allocating the SH 121 payments has been assigned to the RTC under the MOU. The MOU provides that the selection of projects to be financed using those funds shall be made by the RTC, subject to commission concurrence. The projects are to be selected through a process which considers the desires of the cities and counties in which the project is located. The RTC has developed a plan for regional sharing of surplus toll revenue and CDA concession payments, based on the location of the toll project from which these revenues are derived and the residential location of toll users in the region served by the NCTCOG.

In Minute Order 112015, dated October 29, 2009, the commission clarified that commission concurrence in projects selected by the RTC to be financed with surplus toll revenue and CDA concession payments is limited to ensuring the funds are allocated to projects authorized by Transportation Code, §228.0055 or §228.006. The minute order requires the department to disburse such funds in accordance with directions from the RTC to pay the costs of qualified projects.

The department has established a work program to account for and track projects and project costs in the NCTCOG Metropolitan Planning Area (MPA) boundary funded with the SH 121 payments. In previous minute orders, the commission concurred with certain projects identified by the RTC to be funded with those payments, and approved the placement of those projects in the work program. The RTC, through an extensive public involvement process, has identified additional project costs in the NCTCOG MPA boundary to be funded with the SH 121 payments, as shown in Exhibit A. The RTC has also identified changes to the list of previously-approved projects, which are shown in Exhibit B. A summary of funds associated with the SH 121 work program is set forth in Exhibit C, which is included for informational purposes only.

IT IS THEREFORE ORDERED by the commission that, pursuant to the MOU and Minute Order 112015, it concurs with the project shown in Exhibit A that has been selected by the RTC to be funded with the SH 121 payments, and approves the placement of the project in the work program with CONSTRUCT authority, to be developed consistent with applicable state and federal laws, regulations, and procedures. Pursuant to the finding of the RTC, the commission determines that the project shown in Exhibit A is a transportation or highway project, or air-quality project that will mitigate or prevent air pollution caused by the construction, maintenance, or use of public roads, and is therefore eligible to be funded with the SH 121 payments. The commission also concurs with the changes to the list of previously-approved projects as shown in Exhibit B.

IT IS FURTHER ORDERED that, unless otherwise approved by the commission, all direct costs associated with the projects for which federal and state funds have not been allocated shall be charged to this work program, including the costs of right of way acquisition, preliminary engineering, and construction engineering. The costs of department staff incurred in the development, procurement, and construction of on-system projects to be funded from the SH 121 payments subaccounts will not themselves be funded from the SH 121 payments

subaccounts. Funds from the SH 121 payments subaccounts that were used to reimburse the costs of department staff will be returned to the subaccounts without interest at least quarterly.

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

f. Speed Zones

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

115787
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 - C are on file with the commission chief clerk.

ITEM 10. Executive Session Pursuant to Government Code, Chapter 551

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

The commission did not meet in executive session.

OPEN COMMENT PERIOD - At the conclusion of all other agenda items, the commission will allow an open comment period, not to exceed one hour, to receive public comment on any other matter that is under the jurisdiction of the department. No action will be taken. Each

speaker will be allowed a maximum of three minutes. Speakers must be signed up prior to the beginning of the open comment period.

The commission received no further comments.

Commissioner Ryan motioned adjournment and Commissioner New seconded the motion. The commission voted 4 - 0 to adjourn. The regular meeting of the Texas Transportation Commission was adjourned at 11:34 a.m.

APPROVED by the Texas Transportation Commission on July 30, 2020:



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

I hereby certify that the above and foregoing pages constitute the full, true, and correct record of all proceedings and official records of the Texas Transportation Commission at its regular meeting on June 25, 2020, in Austin, Texas.



Robin Carter, Commission Chief Clerk
Texas Department of Transportation

