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## REVISED AGENDA

TEXAS TRANSPORTATION COMMISSION  
125 East 11th Street  
Austin, Texas

THURSDAY  
December 14, 2017

### 9:00 A.M. CONVENE MEETING

1. **Safety Briefing**

*Staff will provide general safety instruction.*

2. **Consider the approval of the Minutes** of the November 16, 2017, regular meeting of the Texas Transportation Commission

3. **Unified Transportation Program**

Consider the approval of updates to the 2018 Unified Transportation Program (UTP) (MO) (Presentation)

*The UTP is a 10-year statewide plan for transportation project development. The commission approved the 2018 UTP in August of 2017. This minute order authorizes funding on programs and priority projects and addresses revisions to project-specific program lists.*

4. **Aviation**

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

*Federal law authorizes the award of federal state apportionment grant funding and federal non-primary entitlement grant funding to preserve and improve the state's general aviation system. State law authorizes the award of state grant funding for capital improvement projects.*

5. **Public Transportation**

**Various Counties** - Consider the award of federal §5310 Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program funds, federal §5311 Formula Grants for Rural Areas Program funds, and federal §5311(b)(3) Rural Transportation Assistance Program funds to various entities (MO)

*The awards identified in this minute order reflect the award of federal §5310 funds to Concho Valley Economic Development District, Inc., federal §5311(b)(3) funds to Alamo Area Council of Governments, and federal §5311 funds to Public Transit Services, City of South Padre Island, and West Texas Opportunities, Inc.*

6. **Promulgation of Administrative Rules** Under Title 43, Texas Administrative Code, and the Administrative Procedure Act, Government Code, Chapter 2001:  
**Final Adoption**  
**Chapter 28 - Oversize and Overweight Vehicles and Loads**  
 Amendments to §28.102, Authority's Powers and Duties (Hidalgo County Regional Mobility Authority Permits) (MO)  
*In accordance with Transportation Code, §623.363(a)(2) the amendments authorize the Hidalgo County Regional Mobility Authority to issue oversize/overweight permits for an additional portion of a state highway within HCRMA's jurisdiction.*
  
7. **Contracts**  
 Consider the award or rejection of contracts for non-tolled highway construction and maintenance, and construction and rehabilitation of buildings.  
*These proposed minute orders contain information concerning the receipt of bids for highway improvement contracts. The department may reschedule receipt of bids for those projects where the commission rejects all bids. Those bids accepted by the commission will result in conditional contract awards to the low bidders. Contract award conditions may involve securing funding from other sources, the contractor's ability to satisfy federal DBE subcontracting requirements, or other requirements as outlined in the project bid proposal.*
  - a. **Construction of Highways and Other Transportation Facilities**  
 (see attached itemized list) (MO)
  - b. **Highway Maintenance**  
 (see attached itemized list) (MO)
  
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 (see attached itemized list) (MO)  
*Commission findings, determinations, and authorizations for the state, by motion made in accordance with Senate Bill 18 (82<sup>nd</sup> Legislature), to acquire by eminent domain, upon the payment of adequate and just compensation, various ownership interests in specific parcels of real property that are needed to develop or improve both non-controlled and controlled access state highways, to include requesting the state attorney general to bring and pursue condemnation suits relating to those specific parcels of real property described in the attached itemized list.*
  
9. **Routine Minute Orders and Reports**
  - a. **Donations to the Department**  
**Various Districts** - Consider the acknowledgment of donations made to the department to include: (a) donations in any form, including realty, personalty, money, materials, or services, which are made to the department for the purpose of carrying out its functions and duties; and (b) donations from landowners, with 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 (see attached itemized list) (MO)

9. **Routine Minute Orders and Reports (continued)**

b. **Real Estate Dispositions**

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

- (1) **Moore County** - US 87, west of Klein Avenue in Dumas - Consider the sale of the former maintenance site in Dumas by sealed bid (MO)

*The district has determined that the site is no longer needed for highway purposes. The property was advertised for sale, and an acceptable bid was received. The site may be sold to the successful bidder.*

- (2) **Travis County** - SL 275, S. Congress Avenue at W. Slaughter Lane in Austin - Consider the sale of right of way to the abutting landowner (MO)

*The district has determined that the land is no longer needed for a state highway purpose. The abutting landowner has requested to purchase the land, and it may be sold to the abutting landowner.*

c. **Reports**

- (1) **Compliance Division report**

*State law requires the commission to establish a compliance program, which must include a Compliance Division to oversee the program. The Compliance Division is responsible for acting to prevent and detect serious breaches of department policy, fraud, waste, and abuse of office, including any acts of criminal conduct within the department. The Compliance Division is required to provide a monthly report to the commission regarding investigations and a summary of information relating to trends and recommendations.*

- (2) **Report on projects being processed under the department's environmental review process (Report)**

*The report identifies projects being processed under the department's environmental review process. A report must be submitted twice a year to the commission, as required by Transportation Code, §201.762(a).*

d. **Designation of Access Control**

**Harris County** - I-10, approximately 400 feet west of Greenhouse Road - Consider the designation of three locations on the highway at which access will be permitted to the abutting property (MO)

*The designation of three 45-foot break in the control-of-access line will allow the abutting landowner to open three proposed driveway locations for access to the westbound frontage road. The district has determined that access may be permitted at the designated locations.*

e. **Consultation and Review - Department of Motor Vehicles, Chapter 219**

Consultation on Department of Motor Vehicles rules regarding overweight/oversize vehicles (MO)

*Transportation Code, Sections 623.145 and 623.195 require that the Department of Motor Vehicles Board consult with the commission on the adoption of certain rules regarding oversize/overweight vehicle permits issued by DMV. Staff has reviewed the Chapter 219 rule changes proposed by the DMV Board. This Minute Order confirms the commission's consultation and review of the DMV proposed rules.*

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)

*This minute order establishes or alters regulatory and construction speed zones on various sections of highways in the state.*

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.

**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.

**ADJOURN**

\* \* \*

**NOTE:**

Enumerated agenda items are assigned numbers for ease of reference only, and will not necessarily be considered by the commission in that particular order. Items identified with (MO) for minute order are those upon which the commission is considering an action. Persons with special needs or disabilities who plan to attend this meeting and require auxiliary aids or services are requested to contact Robin Carter at (512) 305-9536 at least three working days prior to the meeting so that appropriate arrangements can be made.

Atención. Si desea recibir asistencia gratuita para traducir esta información, llame al 512-936-0928.

**TEXAS TRANSPORTATION COMMISSION AGENDA**

**Attached Lists**  
**December 14, 2017**

**Construction of Highways and Other Transportation Facilities - State Let (a)**

<b><u>Dist.</u></b>	<b><u>County Name</u></b>	<b><u>Highway Number</u></b>	<b><u>Controlling Project No.</u></b>
ABL	CALLAHAN	US 283	STP 2018(312)
ABL	HOWARD	IH 20	NH 2018(341)
ABL	JONES	US 83	NH 2018(342)
ATL	BOWIE	US 59	STP 2018(352)HES
ATL	PANOLA	US 59	STP 2018(351)HES
ATL	PANOLA	SH 149	STP 2018(353)
AUS	BURNET	SH 29	STP 2018(466)
AUS	CALDWELL	US 183	NH 2018(469)
AUS	LLANO	SH 29	STP 2018(465)
AUS	TRAVIS	FM 734	CC 3417-3-23
AUS	WILLIAMSON	FM 1063	STP 2018(470)HES
BMT	JEFFERSON	FM 364	STP 2018(376)
BRY	BRAZOS	SH 21	NH 2018(317)
BRY	MILAM	US 77	STP 2018(354)HESG
CHS	DICKENS	US 82	NH 2018(344)
CHS	KING	US 83	STP 2018(478)
CRP	NUECES	IH 37	NH 2018(335)
DAL	NAVARRO	SH 309	BR 2018(319)
ELP	EL PASO	IH 10	CM 2018(087)
ELP	PRESIDIO	US 90	NH 2018(338)
FTW	ERATH	US 67	NH 2018(326)
FTW	TARRANT	IH 820	NH 2018(321)
HOU	GALVESTON	SH 146	NH 2018(377)
HOU	HARRIS	IH 610	NH 2018(375)
HOU	HARRIS	VA	NH 2018(110)

**Construction of Highways and Other Transportation Facilities - State Let (a)**

<b><u>Dist.</u></b>	<b><u>County Name</u></b>	<b><u>Highway Number</u></b>	<b><u>Controlling Project No.</u></b>
LFK	ANGELINA	US 69	NH 2016(424)
LFK	NACOGDOCHES	SH 21	STP 2018(366)HES
ODA	WARD	FM 1776	STP 2018(090)
PAR	FANNIN	FM 1752	STP 2018(372)
PAR	FANNIN	FM 1629	STP 2018(373)HES
PAR	GRAYSON	US 75	NH 2018(371)
PAR	HOPKINS	BU 67-V	STP 2018(474)
PAR	HUNT	US 69	STP 2018(367)
PAR	RED RIVER	VA	STP 2017(408)TAPS
PHR	CAMERON	IH 69E	NH 2018(333)
PHR	HIDALGO	FM 88	STP 2018(336)HES
SJT	SUTTON	SL 467	STP 2018(362)
SJT	TOM GREEN	VA	STP 2018(364)
TYL	SMITH	VA	STP 2018(481)
TYL	VAN ZANDT	US 80	STP 2018(257)
WAC	BELL	US 190	NH 2018(347)
WAC	BELL	FM 2410	STP 2018(348)
WAC	CORYELL	US 84	BR 2018(345)
WAC	MCLENNAN	US 84	NH 2018(346)
WFS	THROCKMORTON	US 183	STP 2018(350)
WFS	WILBARGER	US 287	BR 2018(349)
WFS	YOUNG	FM 1769	STP 2017(404)
YKM	AUSTIN	SH 36	STP 2018(356)HES
YKM	JACKSON	SL 522	STP 2018(355)HES
YKM	WHARTON	CR	BR 2014(697)

**Highway Maintenance - State Let (b)**

<b><u>Dist.</u></b>	<b><u>County Name</u></b>	<b><u>Highway Number</u></b>	<b><u>Controlling Project No.</u></b>
ABL	HOWARD	IH 20	RMC - 632530001
ABL	JONES	US 83	RMC - 632537001
AMA	POTTER	IH 40	RMC - 632463001

**Highway Maintenance - State Let (b)**

<b><u>Dist.</u></b>	<b><u>County Name</u></b>	<b><u>Highway Number</u></b>	<b><u>Controlling Project No.</u></b>
AUS	TRAVIS	SH 165	RMC - 632421001
BMT	CHAMBERS	FM 563	RMC - 632169001
BWD	EASTLAND	FM 571	RMC - 631485001
DAL	DALLAS	SH 78	RMC - 632093001
DAL	DALLAS	SL 12	RMC - 632094001
DAL	ELLIS	IH 45	RMC - 631718001
ELP	BREWSTER	US 90	RMC - 632181001
ELP	CULBERSON	IH 10	RMC - 632452001
ELP	CULBERSON	RM 652	RMC - 632465001
ELP	EL PASO	IH 10	RMC - 631712001
ELP	EL PASO	IH 10	RMC - 632446001
ELP	EL PASO	IH 10	RMC - 632450001
ELP	EL PASO	IH 10	RMC - 632451001
FTW	ERATH	US 67	RMC - 629980001
FTW	JOHNSON	US 67	RMC - 631938001
FTW	PARKER	IH 20	RMC - 632327001
FTW	TARRANT	IH 20	RMC - 631476001
FTW	TARRANT	IH 30	RMC - 631538001
FTW	TARRANT	IH 20	RMC - 631539001
FTW	TARRANT	IH 20	RMC - 631596001
FTW	TARRANT	SH 114	RMC - 631803001
FTW	TARRANT	SH 114	RMC - 632476001
FTW	WISE	US 81	RMC - 631726001
FTW	WISE	US 380	RMC - 631760001
FTW	WISE	US 81	RMC - 631924001
LBB	PARMER	SH 214	RMC - 632143001
LFK	ANGELINA	US 59	BPM - 632431001
ODA	PECOS	IH 10	RMC - 631730001
ODA	WARD	SS 65	RMC - 632177001
PAR	FANNIN	SH 56	RMC - 632350001
PAR	HOPKINS	IH 30	RMC - 632351001
PAR	HOPKINS	SH 19	RMC - 632405001
PAR	HUNT	IH 30	RMC - 632393001
PAR	LAMAR	US 82	RMC - 632358001

**Highway Maintenance - State Let (b)**

<b><u>Dist.</u></b>	<b><u>County Name</u></b>	<b><u>Highway Number</u></b>	<b><u>Controlling Project No.</u></b>
SJT	CROCKETT	SH 163	BPM - 632122001
SJT	RUNNELS	FM 383	RMC - 631327001
SJT	TOM GREEN	US 67	RMC - 632420001
WFS	WICHITA	US 287	BPM - 632209001
YKM	GONZALES	UA 90	RMC - 632266001
YKM	GONZALES	UA 90	RMC - 632269001

**Eminent Domain****Controlled Access**

<b><u>County</u></b>	<b><u>Highway</u></b>	<b><u>Exhibit</u></b>	<b><u>ROW CSJ No.</u></b>	<b><u>Parcel</u></b>
Angelina	US 59	C	0176-03-116	30
Angelina	US 59	E	0176-03-116	40A
Chambers	SH 99	G	3510-10-017	1300
Chambers	SH 99	H	3510-10-017	1303
El Paso	FM 659	B	1046-01-033	12
McLennan	IH 35	F	0015-01-234	46,46AC
Potter	IH 40	A	0275-01-196	7
Potter	IH 40	D	0275-01-196	9

**Eminent Domain****Non-Controlled Access**

<b><u>County</u></b>	<b><u>Highway</u></b>	<b><u>Exhibit</u></b>	<b><u>ROW CSJ No.</u></b>	<b><u>Parcel</u></b>
Angelina	US 59	32	0176-03-116	40B
Angelina	US 69	5	0200-03-028	11
Angelina	US 69	6	0200-03-028	13A
Angelina	US 69	7	0200-03-028	13B
Angelina	US 69	14	0200-03-028	14A
Angelina	US 69	8	0200-03-028	14B
Angelina	US 69	15	0200-03-028	17A
Angelina	US 69	10	0200-03-028	17B
Bexar	US 281	30	0253-04-149	56
Brazoria	FM 1495	36	0587-01-062	3TE
Burnet	US 281	28	0252-02-055	1
Burnet	US 281	29	0252-02-055	6
Crane	US 385	33	0229-03-036	18,18E
Crane	US 385	34	0229-03-036	19,19E
Crane	US 385	3	0229-03-036	20,20E
Crane	US 385	4	0229-03-036	21,21E
El Paso	FM 659	9	1046-01-033	1
El Paso	FM 659	40	1046-01-033	2



**Eminent Domain**

**Non-Controlled Access**

<b><u>County</u></b>	<b><u>Highway</u></b>	<b><u>Exhibit</u></b>	<b><u>ROW CSJ No.</u></b>	<b><u>Parcel</u></b>
Ellis	US 287	12	0172-05-120	1
Ellis	US 287	13	0172-05-120	3
Gregg	FM 2206	37	2073-01-012	73
Hopkins	SH 11	26	0083-02-054	5
Lubbock	FM 179	17	0880-04-034	1
Lubbock	FM 179	20	0880-04-034	4
Lubbock	FM 179	38	0880-04-034	10
Lubbock	FM 179	21	0880-04-034	18
Lubbock	FM 179	39	0880-04-034	21
Lubbock	FM 179	23	0880-04-034	27
Lubbock	FM 179	11	0880-04-034	42
Lubbock	FM 179	16	0880-04-034	44
Lubbock	FM 179	24	0880-04-034	48
Lubbock	FM 179	1	0880-04-034	49
Lubbock	FM 179	27	0880-04-034	50
Lubbock	FM 179	25	0880-04-034	53
Montgomery	FM 2978	35	3050-02-030	1
Potter	SL 335	31	0904-02-039	10
Potter	SL 335	18	0904-02-039	13
Randall	SL 335	2	0904-11-060	10
Randall	SL 335	22	0904-11-060	15
Randall	SL 335	19	0904-11-060	19

**Donations to the Department**

<b><u>Donor</u></b>	<b><u>Dist</u></b>	<b><u>County</u></b>	<b><u>Donation Description</u></b>
Bastrop Sand Supply, LLC	AUS	Bastrop	Design and construction of the installation of a right turn lane on FM 969 east of FM 1209 in Bastrop County.
Blackbeard Resources Royalty, LLC	ODA	Crane	Design, construction, and construction engineering and inspections of highway improvements to include but not limited to addition of acceleration lanes, deceleration lanes, improvements to surface drainage and installation of small roadside warning signs along FM 1233 approximately 3 miles west of FM 1053 in Crane County.
Chisholm Trail 100 Club	TRF	Johnson	Funds to design, fabricate, and install two memorial highway signs on I-35W between US 67 and East Hidden Creek Parkway, designated as the Deputy Clifton Taylor Memorial Highway.

**Donations to the Department**

<b><u>Donor</u></b>	<b><u>Dist</u></b>	<b><u>County</u></b>	<b><u>Donation Description</u></b>
Continental Homes of Texas, L.P.	SAT	Guadalupe	Design and construction two right turn lanes at two new subdivision streets on FM 78, associated with Unit 1 of the Red River Ranch subdivision located approximately 0.55 miles southeast of FM 1103 in Cibolo.
Dermott Wind, LLC	ABL	Scurry	Funds towards the state's cost to repair roadway damage and maintain roads in a passable condition on FM 1142 in Scurry County.
FML Sand, LLC	ODA	Winkler	Design, construction and construction engineering and inspections of highway improvements to include but not limited to addition of acceleration lanes, deceleration lanes, improvements to surface drainage and installation of small roadside warning signs along SH 115 in Winkler County.
High Roller Sand AssetCo, LLC	ODA	Winkler	Design, construction and construction engineering and inspections of highway improvements to include but not limited to addition of acceleration lanes, deceleration lanes, improvements to surface drainage and installation of small roadside warning signs along FM 1218 approximately 8.5 miles northeast of the Town of Kermit in Winkler County.
Lidl US, LLC	TYL	Smith	Design and construction of a left turn lane from northbound SL 323 and a right turn lane from southbound SL 323 into a proposed grocery store located in Tyler.
Project Management Institute	TPP & IMD	N/A	In-kind donation of registration fees for four employees to attend and host a learning excursion at the 2017 PMO Symposium in Houston, Texas on November 5-8, 2017.

**Donations to the Department**

<b><u>Donor</u></b>	<b><u>Dist</u></b>	<b><u>County</u></b>	<b><u>Donation Description</u></b>
Source Media LLC	PFD	N/A	Travel costs to include registration, airfare, and lodging for Jennifer Wright, Program Portfolio Manager, to attend and participate as a speaker at the Bond Buyer's Transportation Finance/Public Private Partnership (P3) Conference in Charlotte, North Carolina on November 13-15, 2017.