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AGENDA

TEXAS TRANSPORTATION COMMISSION

**125 East 11th Street
Austin, Texas**

**THURSDAY
March 26, 2015**

10:00 A.M. CONVENE MEETING

1. **Safety Briefing**
Staff will provide general safety instruction.
2. **Approval of Minutes** of the February 26, 2015 regular meeting of the Texas Transportation Commission
3. **Acknowledgement of Service**
Recognize by resolution Paul D. Frerich, P.E., District Engineer, Yoakum District, for his 31 years of service to the department
4. **Advisory Committee Appointment**
Appoint member to the Port Authority Advisory Committee ([MO](#))
Created by state law, the purpose of the Port Authority Advisory Committee is to offer advice and recommendations that will provide the commission and the department with a broad perspective regarding maritime ports and transportation-related matters to be considered in formulating department policies concerning the Texas maritime port system.
5. **Highway Designation**
Harris County - Designate a segment of the state highway system as I-69, concurrent with US 59 from the existing I-69 termini at I-610 North and I-610 West in the city of Houston ([MO](#)) (Presentation)
This minute order designates a segment of the state highway system as I-69, concurrent with US 59 from the existing I-69 termini at I-610 North and I-610 West in the city of Houston, a distance of approximately 11.9 miles. This action will complete the designation of I-69 in Houston and points north to the Montgomery/Liberty county line and south to Rosenberg for a continuous 75 miles. The Houston-Galveston Area Council, the American Association of State Highway and Transportation Officials, and the Federal Highway Administration have approved the designation of this segment.

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6. **Promulgation of Administrative Rules** Under Title 43, Texas Administrative Code, and the Administrative Procedure Act, Government Code, Chapter 2001:
- a. **Final Adoption**
- (1) **Chapter 9 - Contract and Grant Management (MO)**
Amendments to §9.31, Definitions, and §9.34, Comprehensive Process (Contracting for Architectural, Engineering, and Surveying Services)
These amendments will update certain definitions and terminologies as well as address recent organizational changes within the department.
- (2) **Chapter 25 - Traffic Operations (MO)**
New §25.28, Reducing Speeds on Roadways with a Greater Than Average Crash Rate (Procedures for Establishing Speed Zones)
These rules create a streamlined speed zone process to allow the commission to more quickly address safety concerns by altering speed limits on a section of roadway that has a crash rate greater than the statewide crash rate for similar roadways. The emergency rules that dealt with similar issues have expired.
- b. **Proposed Adoption**
- (1) **Chapter 7 - Rail Facilities (MO)**
Amendments to §7.30, Definitions, §7.32, Filing Requirements, §7.33, Reports of Accidents/Incidents, §7.34, Hazardous Materials -- Telephonic Reports of Incidents, §7.38, Wayside Detector Map, List, or Chart, and §7.42, Administrative Review (Rail Safety)
In December 2013, all railroad investigation functions for the State Rail Safety Participation Program were moved from TxDOT's Rail Division to the Traffic Operations Division. The proposed amendments replace all references to the Rail Division in the rules relating to rail safety with Traffic Operations Division.
7. **Compliance Office**
Compliance Office report
State law requires the commission to establish a compliance program, which must include a compliance office to oversee the program. The compliance office is responsible for acting to prevent and detect serious breaches of department policy, fraud, waste, and abuse of office, including any acts of criminal conduct within the department. The compliance office is required to provide a monthly report to the commission regarding investigations and a summary of information relating to trends and recommendations.
8. **State Infrastructure Bank**
Henderson and Anderson Counties - Poynor Community Water Supply Corporation - Consider granting final approval of an application from the Poynor Community Water Supply Corporation to borrow up to \$650,000 from the State Infrastructure Bank (SIB) to pay for water utility relocations required for the reconstruction of US 175 (MO)
The department has entered into a standard utility agreement with Poynor Community Water Supply Corporation regarding water line relocation necessary for the department's planned improvements to reconstruct US 175 for approximately 8.7 miles to widen it from an existing two-lane to a four-lane divided highway. Poynor Community Water Supply Corporation is requesting a loan from the SIB to pay for its costs of relocating water lines for approximately 4.5 miles along the highway. The SIB loan will be secured by a pledge of the department's reimbursements under a standard utility agreement and revenues of the water system.

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9. Contracts

Award or reject contracts for maintenance, highway and building construction

These proposed minute orders contain information concerning the receipt of bids for highway improvement contracts. The department may reschedule receipt of bids for those projects where the commission rejects all bids. Those bids accepted by the commission will result in conditional contract awards to the low bidders. Contract award conditions may involve securing funding from other sources, the contractor's ability to satisfy federal DBE subcontracting requirements, or other requirements as outlined in the project bid proposal.

a. **Highway Maintenance and Department Building Construction**

(see attached itemized list) ([MO](#))

b. **Highway and Transportation Enhancement Building Construction**

(see attached itemized list) ([MO](#))

10. Eminent Domain Proceedings

Various Counties - Authorize the filing of condemnation proceedings to acquire real property by eminent domain for non-controlled and controlled access highways (see attached itemized list) ([MO](#))

Commission findings, determinations, and authorizations for the state, by motion made in accordance with Senate Bill 18 (82nd Legislature), to acquire by eminent domain, upon the payment of adequate and just compensation, various ownership interests in specific parcels of real property that are needed to develop or improve both non-controlled and controlled access state highways, to include requesting the state attorney general to bring and pursue condemnation suits relating to those specific parcels of real property described in the attached itemized list.

11. 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](#))

The donations will ensure the safety of the traveling public.

b. **Real Estate Dispositions and Donations**

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

Travis County - SL 360, northeast corner at S. Lamar/Ben White Boulevard 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 highway purposes. The abutting landowner has requested to purchase the land, and it may be sold to the abutting owner.

c. **Speed Zones**

Various Counties - Establish or alter regulatory and construction speed zones on various sections of highways in the state ([MO](#))

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

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12. **Executive Session** Pursuant to Government Code, Chapter 551
Section 551.071 - Consultation with and advice from legal counsel regarding any
item on this agenda

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

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NOTE:

Enumerated agenda items are assigned numbers for ease of reference only, and will not necessarily be considered by the commission in that particular order. Items identified with (MO) for minute order are those upon which the commission is considering an action. Persons with special needs or disabilities who plan to attend this meeting and require auxiliary aids or services are requested to contact 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 512-936-0942.

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TEXAS TRANSPORTATION COMMISSION MEETING
ATTACHED LISTS
March 26, 2015

**HIGHWAY MAINTENANCE AND BUILDING CONSTRUCTION CONTRACTS-
STATE LET**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
AMA	GRAY	IH 40	BPM - 627672001
AUS	HAYS	US 290	RMC - 627474001
AUS	LLANO	SH 29	BPM - 627450001
BMT	CHAMBERS	IH 10	RMC - 628229001
BMT	HARDIN	US 69	RMC - 627342001
BMT	HARDIN	US 69	RMC - 628293001
BMT	JASPER	FM 777	RMC - 627108001
BMT	JASPER	US 96	RMC - 628037001
BMT	JEFFERSON	IH 10	RMC - 627667001
BMT	JEFFERSON	US 69	RMC - 628128001
BMT	LIBERTY	US 90	RMC - 628139001
BWD	BROWN	US 67	RMC - 626648001
CRP	NUECES	IH 37	RMC - 628336001
CRP	SAN PATRICIO	FM 2046	RMC - 628091001
DAL	COLLIN	FM 3356	RMC - 627926001
DAL	ELLIS	US 287	RMC - 628068001
DAL	ELLIS	US 287	RMC - 628074001
DAL	KAUFMAN	IH 20	RMC - 627671001
DAL	KAUFMAN	IH 20	RMC - 627680001
DAL	KAUFMAN	IH 20	RMC - 627692001
DAL	KAUFMAN	IH 20	RMC - 627863001
DAL	KAUFMAN	US 175	RMC - 627864001
DAL	NAVARRO	FM 55	RMC - 628361001
ELP	EL PASO	US 54	RMC - 627669001
HOU	HARRIS	SL 8	RMC - 627369001
HOU	HARRIS	SL 8	RMC - 628255001
HOU	MONTGOMERY	SH 105	BPM - 627807001
HOU	WALLER	US 290	RMC - 628176001

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**HIGHWAY MAINTENANCE AND BUILDING CONSTRUCTION CONTRACTS-
STATE LET (continued)**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
LBB	LUBBOCK	LP 289	RMC - 628126001
ODA	ECTOR	BI 20E	RMC - 628087001
PAR	DELTA	SH 24	RMC - 628307001
PAR	HOPKINS	IH 30	RMC - 628343001
SAT	ATASCOSA	SH 97	RMC - 628344001
SAT	BEXAR	IH 10	RMC - 627375001
SAT	BEXAR	IH 10	RMC - 628340001
TYL	ANDERSON	US 84	RMC - 627876001
WAC	HILL	FM 3267	RMC - 628190001
WFS	WICHITA	IH 44	RMC - 628367001
WFS	WICHITA	US 287	RMC - 628225001
YKM	CALHOUN	SH 35	BPM - 628075001

**HIGHWAY AND TRANSPORTATION ENHANCEMENT BUILDING
CONSTRUCTION CONTRACTS - STATE LET**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
ABL	TAYLOR	IH 20	NH 2015(648)
ABL	TAYLOR	SH 351	STP 1302(056)
AMA	POTTER	VA	STP 2015(649)
ATL	BOWIE	IH 369	NH 1502(052)
ATL	CASS	SH 77	STP 2015(702)
ATL	UPSHUR	SH 300	NH 1502(053)
AUS	BASTROP	FM 535	STP 2015(736)
AUS	BLANCO	RM 2766	STP 2015(718)HES
AUS	BLANCO	RM 3232	STP 2015(719)HES
AUS	GILLESPIE	SH 16	STP 2015(735)

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**HIGHWAY AND TRANSPORTATION ENHANCEMENT BUILDING
CONSTRUCTION CONTRACTS - STATE LET (continued)**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
AUS	TRAVIS	FM 1825	STP 2015(738)
AUS	TRAVIS	RM 2222	NH 2015(739)
AUS	TRAVIS	RM 2222	STP 1502(043)
AUS	WILLIAMSON	CS	BR 2014(427)
AUS	WILLIAMSON	FM 487	STP 2015(737)
BMT	CHAMBERS	IH 10	NH 2015(706)
BMT	HARDIN	FM 943	STP 2015(751)
BMT	JEFFERSON	CR	BR 2011(844)
BMT	ORANGE	CS	STP 2015(713)
BRY	BRAZOS	FM 60	NH 2015(705)
BRY	MADISON	SH 21	NH 2015(699)
CRP	JIM WELLS	SH 359	STP 2015(891)HES
CRP	LIVE OAK	IH 37	STP 1502(068)HES
CRP	SAN PATRICIO	US 181	NH 1502(060)
DAL	COLLIN	FM 2514	C 2679-3-10
DAL	DALLAS	SH 78	NH 2015(650)
DAL	DALLAS	SL 12	STP 1502(042)
DAL	DALLAS	VA	NH 2015(653)
DAL	ELLIS	FM 55	STP 2015(655)HES
DAL	ELLIS	FM 664	STP 2015(654)
DAL	KAUFMAN	US 175	NH 2015(651)
ELP	CULBERSON	RM 652	STP 1502(035)
ELP	EL PASO	US 62	STP 2015(721)HES
FTW	ERATH	US 281	STP 2015(657)
FTW	ERATH	US 281	STP 2015(658)HES
FTW	JOHNSON	SH 174	STP 2015(676)
FTW	TARRANT	US 377	NH 2015(656)
FTW	WISE	SH 114	STP 2015(675)
HOU	BRAZORIA	SH 288	NH 2015(708)
HOU	BRAZORIA	SH 35	NH 2015(701)
HOU	FORT BEND	FM 521	STP 2015(697)

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**HIGHWAY AND TRANSPORTATION ENHANCEMENT BUILDING
CONSTRUCTION CONTRACTS - STATE LET (continued)**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
HOU	GALVESTON	IH 45	STP 2015(703)HES
HOU	HARRIS	IH 45	CM 2015(696)
HOU	HARRIS	SH 225	STP 2015(704)HES
LRD	DIMITT	SH 85	STP 2015(741)
LRD	MAVERICK	FM 1021	STP 2015(745)
LBB	DAWSON	FM 26	STP 2015(768)
LBB	HOCKLEY	FM 597	STP 2015(766)
LBB	LAMB	FM 54	STP 2015(767)HES
LBB	LUBBOCK	US 84	NH 1502(046)
ODA	ECTOR	VA	NH 2015(746)
ODA	ECTOR	VA	STP 2015(747)
ODA	MIDLAND	BS 349C	STP 2014(703)
PAR	HOPKINS	FM 900	BR 90(264)
PHR	HIDALGO	BU 83-S	STP 2015(749)
SJT	TOM GREEN	RM 584	NH 2015(750)
SAT	ATASCOSA	IH 37	STP 2015(733)HES
TYL	ANDERSON	CR	BR 2000(274)
TYL	HENDERSON	CS	BR 2014(042)
TYL	SMITH	CR	BR 2012(174)
WFS	ARCHER	US 281	STP 2013(624)
WFS	MONTAGUE	US 82	NH 2015(691)
WFS	WICHITA	SH 240	BR 2015(693)
WFS	WICHITA	VA	STP 2015(753)
YKM	COLORADO	US 90A	STP 1502(050)
YKM	DEWITT	SH 119	STP 1502(051)
YKM	GONZALES	US 183	NH 2013(591)

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EMINENT DOMAIN

NON-CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO.</u>	<u>PARCEL</u>
Bastrop	SH 71	3	0265-05-077	11
Bastrop	SH 71	5	0265-05-077	4
Bastrop	SH 71	6	0265-05-077	8
Bastrop	SH 71	10	0265-05-077	10
Collin	US 75	1	0047-14-072	40
Collin	US 75	11	0047-14-072	35,35E
Collin	US 75	12	0047-14-072	37,37E
Collin	US 75	2	0047-14-075	53
Collin	US 75	13	0047-14-075	15
Collin	US 75	14	0047-14-075	52
Denton	FM 544	4	0619-05-035	8
Fort Bend	US 90A	7	0027-06-059	2
Harris	US 290	9	0050-08-096	716
Harris	FM 865	8	0976-01-038	8
Hays	SL 82	15	0016-09-035	6A

CONTROLLED ACCESS

<u>COUNTY</u>	<u>HIGHWAY</u>	<u>EXHIBIT</u>	<u>ROW CSJ NO.</u>	<u>PARCEL</u>
Bastrop	SH 71	J	0265-05-077	5
Bastrop	SH 71	K	0265-05-077	6
Dallas	US 175	C	0197-02-113	45
Dallas	US 175	D	0197-02-113	47
El Paso	IH 10	A	2121-02-154	6
Fort Bend	IH 69	G	0027-12-126	208
Fort Bend	IH 69	L	0027-12-126	202
Fort Bend	IH 69	M	0027-12-126	204
Fort Bend	IH 69	N	0027-12-126	205
Fort Bend	IH 69	O	0027-12-126	206
Fort Bend	IH 69	P	0027-12-126	207
Fort Bend	IH 69	Q	0027-12-126	209
Fort Bend	IH 69	E	0027-12-127	202
Fort Bend	IH 69	F	0027-12-127	12
Fort Bend	IH 69	R	0027-12-127	203
Fort Bend	IH 69	S	0027-12-127	19
Fort Bend	IH 69	T	0027-12-127	212
McLennan	IH 35	B	0015-01-234	197
McLennan	IH 35	I	0015-01-234	210
Webb	SL 20	H	0086-14-056	6

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DONATIONS TO THE DEPARTMENT

<u>DONOR</u>	<u>DIST</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
AFCO Development, LLC	SAT	Guadalupe	Design and construction for the relocation of a railroad crossing advance warning signal, pavement markings, and signs on FM 3009 in Schertz.
Anadarko Petroleum Corporation	LRD	Dimmit	\$25,000 to be used for the State's costs for the traffic signal at US 83 and FM 2688.
Barnard Construction Company, Incorporated	YKM	Wharton	Two solar flashing warning assemblies with "Trucks Entering Highway" signs.
Cleveland Corporation, LLC	SAT	Wilson	Design and construction for the addition of a right turn lane and shoulder improvement in La Vernia.
Haven at Main Street, LP	HOU	Harris	Design and construction of a left-turn lane from US 90 on to McNee Road in Houston.
Helfman Imports, Inc.	HOU	Harris	Landscape bed maintenance, mowing and edging, tree pruning, and litter pick-up on State's ROW in Houston.
MC 288, LLC	HOU	Brazoria	Irrigation system, landscape plant material, and maintenance on State's ROW adjacent to SH 288 at CR 101 in Manvel.
Phillips 66 Company	HOU	Harris	Design and construction to increase the storage capacity of the left turn lane on FM 1093 onto Rogerdale Road in Houston.
Sienna Retail Development LLC	HOU	Fort Bend	Design and construction of a right-turn lane from SH 6 in Missouri City.
Triple G Joint Venture	CRP	Refugio	Design and construction of signal improvements at the intersection of US 77 and US 183 in Refugio.

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DONATIONS TO THE DEPARTMENT (continued)

<u>DONOR</u>	<u>DIST</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
Victron Stores, L.P.	ATL	Bowie	Design and construction for reconstructing a median into a turn lane and revising a ramp on US 82 in New Boston.
WFC Headwaters Owner VII, L.P.	AUS	Hays	Design and construction of a right turn lane on Hwy 290 and installation of a traffic signal at the Hays County Acres Road in Dripping Springs.
Wichita Falls Convention and Visitors Bureau	TRV	N/A	In-kind donation for the 60th Annual Texas Travel Counselors Conference.