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## **AGENDA**

**TEXAS TRANSPORTATION COMMISSION**  
**125 East 11<sup>th</sup> Street**  
**Austin, Texas 78701-2483**

**THURSDAY**  
**August 23, 2007**

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

1. **Approval of Minutes** of the July 26, 2007 regular meeting of the Texas Transportation Commission
2. **Report**  
Annual report from the Trans-Texas Corridor Advisory Committee
3. **Discussion Items**
  - a. Discuss the creation of committees to assist in and advise on the development of the Trans-Texas Corridor
  - b. Discuss the financial impacts resulting from recent state and federal legislation
4. **Aviation**
  - a. Approve funding for airport improvement projects at various locations (MO)
  - b. Approve funding for Routine Airport Maintenance Program at various locations (MO)
  - c. Appoint two members to the Texas Aviation Advisory Committee (MO)
5. **Public Transportation**
  - a. Award FY 2006 Federal §5317, New Freedom Program funds (MO)
  - b. **Jack County** – Reallocation of FY 2007 §5310, Elderly and Persons with Disabilities Program, funds for the Fort Worth District (MO)
  - c. Appoint four members to the Public Transportation Advisory Committee (MO)

6. **Promulgation of Administrative Rules** Under Title 43, Texas Administrative Code, and the Administrative Procedure Act, Government Code, Chapter 2001:
- a. **Proposed Adoption (to be published in the Texas Register for public comment)**
- (1) **Chapter 1 – Management (MO)**  
Amendments to §1.82, Statutory Advisory Committee Operations and Procedures, §1.85, Department Advisory Committees (Advisory Committees)
  - (2) **Chapter 9 – Contract Management (MO)**  
Amendments to §9.20, Partial Payments (Highway Improvement Contracts)
  - (3) **Chapter 15 – Transportation Planning and Programming (MO)**  
Amendments to §15.101, Definitions, §15.103, Application Procedures, and §15.105, Apportionment (Border Colonia Access Program)
  - (4) **Chapter 21 – Right of Way (MO)**  
Amendments to §21.142, Definitions, §21.150, Permits, §21.154, Lighting and Movement of Signs, New §21.163, Electronic Signs (Regulation of Signs Along Interstate and Primary Highways), Amendments to §21.441, Permit for Erection of Off-Premise Sign, and §21.551, Prohibited Signs (Control of Signs Along Rural Roads)
  - (5) **Chapter 23 – Travel Information (MO)**  
Amendments to §23.2, Definitions (General Provisions), and §23.14, Display of Travel Literature in the Texas Travel Information Centers (Travel Information), Repeal of §23.26, Magazine Discount Card Program, Amendments to §23.27, Magazine Ancillary Products, and §23.29, Magazine Advertising (Texas Highways Magazine)
  - (6) **Chapter 25 – Traffic Operations (MO)**  
New §25.950, Purpose, §25.951, Definitions, §25.952, Application, §25.953, Determination of Program Eligibility, §25.954, Fee, §25.955, Sign Description, §25.956, Sign Installation and Replacement, and §25.957, Sign Removal (New Subchapter N, Memorial Sign Program for Victims of Impaired Driving)
  - (7) **Chapter 27 – Toll Operations (MO)**  
Amendments to §27.4, Solicited Proposals, and New §27.10, Formula for Determining Compensation Upon Termination for Convenience (Comprehensive Development Agreements)

7. **Financial Assistance for Toll Facilities**
  - a. **Bexar County** – Consider final approval of a request for financing from the Alamo Regional Mobility Authority to pay for certain costs relating to the development of the SH 16, Wurzbach Parkway, US 281 and Loop 1604 projects, including the costs of developing environmental studies, schematics, and preliminary financial plans, public involvement, and the procurement of bids or proposals (MO)
  - b. **Dallas County** – Consider final approval of a request for financing from the North Texas Tollway Authority to pay for certain costs relating to the development of the eastern extension of the President George Bush Turnpike (Eastern Extension), approve the connection of the Eastern Extension with a segment of the state highway system, and authorize the North Texas Tollway Authority to make improvements to the state highway system in connection with the Eastern Extension project (MO)
  - c. **El Paso County** – Consider preliminary approval of a request for financing from the Camino Real Regional Mobility Authority (CRRMA) to pay for the costs of independent financial and engineering advisors retained by the CRRMA to assist in negotiations with the department concerning market valuation studies of candidate toll projects comprised of the Northeast Parkway Tollway, express toll lanes along Loop 375, the keystone link of Loop 375 (Cesar Chavez Border Highway Extension West), and express toll lanes along the US 62/180 (Montana Corridor), and to pay for certain administrative, legal, or other expenses related to the acquisition, construction, maintenance, and operation of those projects (MO)
  
8. **Toll Projects**
  - a. **Collin, Dallas, and Denton Counties** – Consider the cancellation of the procurement for the development, financing, design, construction, operation, and maintenance of the SH 121 toll project from Business SH 121 to US 75 under a comprehensive development agreement (MO)
  - b. **Collin, Dallas, and Denton Counties** – Authorize the actions required for the finalization of an agreement with the North Texas Tollway Authority for the development, financing, design, construction, operation, and maintenance of the SH 121 toll project from Business SH 121 to US 75 (MO)
  
9. **Transportation Planning**
  - a. **All Counties** – Approve the FY 2008-2011 Statewide Transportation Improvement Program (MO)
  - b. **Cooke, Denton, and Tarrant Counties** – Authorize an agreement with the National Railroad Passenger Corporation for the provision of passenger rail service on the Amtrak Heartland Flyer route (MO)
  - c. **Various Counties** – Appoint 10 members to the Border Trade Advisory Committee (MO)

10. **Finance**
  - a. Adoption of the FY 2008 Operating Budget (MO)
  - b. **Travis and Williamson Counties** – Adoption of the annual operating budget, annual maintenance budget, and annual capital budget for the Central Texas Turnpike System (MO)
  - c. Annual review of debt and derivative management policies (MO)
  - d. Approve the Supplemental Resolutions, the preliminary Official Statements, and other related documents and agreements relating to the State Highway Fund Revenue Financing Program and the issuance of bonds and other obligations under the Financing Program, and authorize designated department officials to deliver one or more series of bonds and act on behalf of the commission in accordance with the requirements of the Resolutions (MO)
  - e. Authorize the filing of an application with the Bond Review Board for approval of the issuance of obligations secured by revenue in the Texas Mobility Fund for the purpose of financing costs of authorized projects (MO)
  
11. **Contracts**
  - a. **Award or Reject Highway Improvement Contracts**
    - (1) **Highway Maintenance and Department Building Construction** (see attached itemized list) (MO)
    - (2) **Highway and Transportation Enhancement Building Construction** (see attached itemized list) (MO)
  - b. Establish statewide annual participation goals for the Historically Underutilized Business Program (MO)
  - c. Establish statewide annual participation goals for the Small Business Enterprise Program (MO)
  
12. **Routine Minute Orders**
  - a. **Donations to the Department**
    - (1) **Right of Way Division** – Acknowledge a donation from the International Right of Way Association to pay travel expenses for a department employee to give a presentation and attend the 2007 International Right of Way Annual Educational Conference that was held in Sacramento, California on June 17-20, 2007 (MO)
    - (2) **Right of Way Division** – Acknowledge a donation from the International Right of Way Association to pay travel expenses for a department employee to attend the Education Task Force for Public Real Estate Symposium meeting that was held on July 18-20, 2007 in Washington, D.C. (MO)

12. **Routine Minute Orders (continued)**
  - a. **Donations to the Department**
    - (3) **Travel Division** – Consider a donation from the Texas Travel Industry Association (TTIA) to provide lodging, food, beverage, and admission and transportation to area attractions, solicited from various sponsors, for department employee travel counselors to attend the TTIA Study Tour of the Texas Panhandle from October 14-19, 2007 (MO)
  - b. **Eminent Domain Proceedings**  
**Various Counties** – noncontrolled and controlled access highways (see attached itemized list) (MO)
  - c. **Highway Designations**
    - (1) **Denton and Tarrant Counties** – Extend the designation of FM 1938 along a new location (MO)
    - (2) **Motley County** – Redesignate a segment of FM 94 as FM Spur 94 and redesignate existing FM Spur 94 as FM 94 (MO)
  - d. **Right of Way Dispositions and Donations**
    - (1) **Camp County** – FM 557, 3.75 miles west of US 259 – Consider the exchange of right of way (MO)
    - (2) **Dallas County** – US 75 at North Carroll Avenue in Dallas – Amend Minute Order 110170 to correct the purchaser’s name (MO)
    - (3) **Palo Pinto** – SH 108 at East Broadway in Mingus – Consider the quitclaim of right of way to correct an error in the legal description (MO)
  - e. **Speed Zones**  
**Various Counties** – Establish or alter regulatory and construction speed zones on various sections of highways in the state (MO)
13. **Executive Session Pursuant to Government Code, Chapter 551**
  - a. **Section 551.071** – Consultation with and advice from legal counsel
  - b. **Section 551.072** – Discussion of real property purchase, exchange, lease, donations
  - c. **Section 551.074** – Discuss the evaluation, designation, reassignment, and duties of department personnel, including district engineers, division directors, and office directors
  - d. **Section 551.074** – Discuss the election of the executive director or interim executive director of the Texas Department of Transportation

**OPEN COMMENT PERIOD** – At the conclusion of all other agenda items, the commission will allow an open comment period, not to exceed one hour, to receive public comment on any other matter that is under the jurisdiction of the commission. No action will be taken. Each speaker will be allowed a maximum of three minutes. Speakers must be signed up prior to the beginning of the open comment period.

**ADJOURN**

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**NOTE:**

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

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

**TEXAS TRANSPORTATION COMMISSION MEETING  
ATTACHED LISTS  
AUGUST 23, 2007**

**HIGHWAY MAINTENANCE AND DEPARTMENT BUILDING CONSTRUCTION - STATE LET  
[AGENDA ITEM 11.a.(1)]**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
ABL	FISHER	CR	BR 2006(793)
ABL	JONES	CR	BR 2005(941)
ABL	JONES	SH 92	STP 2007(753)
ABL	SCURRY	CR	BR 2006(873)
ABL	STONEWALL	US 83	BR 2007(751)
ABL	TAYLOR	US 83	STP 2007(752)
ABL	TAYLOR	VA	NH 2007(754)
ATL	BOWIE	FM 558	BR 2007(740)
ATL	HARRISON	CR	BR 2002(374)
ATL	HARRISON	IH 20	IM 0207(065)
ATL	MORRIS	CR	BR 2007(023)
AUS	BASTROP	FM 969	STP 2007(748)SB
AUS	GILLESPIE	US 290	BR 2007(828)
AUS	HAYS	US 290	NH 2007(786)
AUS	LEE	SH 21	STP 2007(787)HES
AUS	TRAVIS	RM 1826	C 1754-1-18
AUS	WILLIAMSON	CR	BR 2006(864)
AUS	WILLIAMSON	CR	BR 2005(465)
AUS	WILLIAMSON	FM 487	CPM 1201-3-19
BMT	CHAMBERS	CR	BR 2006(456)
BMT	HARDIN	US 69	NH 2007(868)
BMT	JASPER	US 96	CPM 65-3-42
BMT	JEFFERSON	CR	BR 2007(385)
BMT	JEFFERSON	US 69	STP 2007(785)
BMT	LIBERTY	US 90	STP 2007(742)
BWD	BROWN	US 67	NH 2007(790)
BWD	COMANCHE	FM 1689	STP 2007(747)
BWD	EASTLAND	VA	STP 2007(791)

**HIGHWAY MAINTENANCE AND DEPARTMENT BUILDING CONSTRUCTION - STATE LET**  
**[AGENDA ITEM 11.a.(1)]**

<b><u>DIST</u></b>	<b><u>COUNTY</u></b> <b><u>NAME</u></b>	<b><u>HIGHWAY</u></b> <b><u>NUMBER</u></b>	<b><u>CONTROLLING</u></b> <b><u>PROJECT NO.</u></b>
BRY	BRAZOS	FM 2154	STP 2007(866)
BRY	GRIMES	FM 1486	STP 2007(794)HES
BRY	ROBERTSON	US 190	NH 2007(867)
BRY	ROBERTSON	US 79	NH 2007(793)
BRY	WASHINGTON	FM 1155	STP 2007(380)
CRP	JIM WELLS	US 281	NH 2007(766)
CRP	NUECES	CR	STP 2005(488)MM
CRP	NUECES	FM 2292	NH 2007(767)
CRP	NUECES	SH 361	BR 2007(015)
CRP	SAN PATRICIO	FM 893	STP 2007(570)
DAL	DALLAS	IH 20	IM 0205(140)
DAL	DALLAS	LP 12	CM 2007(520)
DAL	DALLAS	SH 114	CM 2007(796)
DAL	DALLAS	SH 121	NH 2007(797)
DAL	DALLAS	SH 78	CM 2001(77)
DAL	DENTON	FM 1171	STP 2007(746)
DAL	KAUFMAN	US 175	NH 2007(745)
ELP	EL PASO	US 62	NH 2007(743)
FTW	JOHNSON	FM 917	STP 2007(804)SB
FTW	JOHNSON	FM 917	STP 2007(805)SB
FTW	TARRANT	BU 287P	CC 172-2-66
FTW	TARRANT	FM 3029	STP 2007(808)MM
FTW	TARRANT	IH 30	HP 2007(801)
FTW	TARRANT	IH 35W	CM 2007(798)
FTW	TARRANT	IH 820	IM 8204(264)
FTW	TARRANT	VA	STP 2007(799)
FTW	TARRANT	VA	CM 2007(800)
HOU	BRAZORIA	SH 35	CM 2007(831)
HOU	HARRIS	BW 8	CM 2007(830)
HOU	HARRIS	CS	STP 2002(150)TE
HOU	HARRIS	US 59	CM 2007(769)



**HIGHWAY MAINTENANCE AND DEPARTMENT BUILDING CONSTRUCTION - STATE LET**  
**[AGENDA ITEM 11.a.(1)]**

<b><u>DIST</u></b>	<b><u>COUNTY</u></b> <b><u>NAME</u></b>	<b><u>HIGHWAY</u></b> <b><u>NUMBER</u></b>	<b><u>CONTROLLING</u></b> <b><u>PROJECT NO.</u></b>
HOU	HARRIS	VA	CM 2008(056)
HOU	HARRIS	VA	CM 2008(055)
HOU	HARRIS	VA	CM 2008(054)
HOU	HARRIS	VA	CM 2008(053)
HOU	HARRIS	VA	CM 2008(052)
HOU	MONTGOMERY	IH 45	NH 2007(813)
LFK	HOUSTON	FM 2160	STP 2007(773)HES
LFK	HOUSTON	FM 229	STP 2007(771)HES
LFK	SHELBY	SH 87	STP 2007(770)HES
ODA	PECOS	BI 10-G	STP 2007(774)
ODA	PECOS	IH 10	IM 0102(110)
ODA	REEVES	FM 761	STP 2007(775)
PAR	GRAYSON	CR	BR 2001(727)
PAR	GRAYSON	CR	BR 2004(433)
PAR	RAINS	US 69	STP 2007(744)
PHR	CAMERON	FM 3248	STP 2007(759)
PHR	CAMERON	LP 499	STP 2007(777)SB
PHR	CAMERON	VA	STP 2007(776)
SAT	BEXAR	FM 1518	STP 2007(781)HES
SAT	BEXAR	IH 35	C 17-9-92
SAT	BEXAR	IH 37	IM 4104(353)
SAT	KENDALL	PR	C 915-11-24
WAC	HILL	SH 171	STP 2007(809)HES
WAC	LIMESTONE	FM 339	STP 2007(810)HES
YKM	CALHOUN	SH 316	BR 2007(782)
YKM	MATAGORDA	FM 1095	STP 2007(784)
YKM	WHARTON	FM 442	STP 2007(783)

**HIGHWAY AND TRANSPORTATION ENHANCEMENT BUILDING CONSTRUCTION –  
STATE LET [AGENDA ITEM 11.a.(2)]**

<u>DIST</u>	<u>COUNTY NAME</u>	<u>HIGHWAY NUMBER</u>	<u>CONTROLLING PROJECT NO.</u>
AMA	POTTER	IH 40	RMC-616421001
DAL	DALLAS	FM 1382	RMC-615654001
DAL	DALLAS	IH 20	RMC-615629001
DAL	DALLAS	SP 408	RMC-615735001
DAL	DALLAS	US 67	RMC-615633001
DAL	KAUFMAN	FM 148	RMC-614397001
ELP	EL PASO	US 54	RMC-616027001
FTW	TARRANT	IH 30	RMC-616384001
FTW	TARRANT	IH 820	RMC-616385001
HOU	HARRIS	IH 45	RMC-616357001
HOU	HARRIS	IH 610	RMC-613025001
LBB	LUBBOCK	IH 27	RMC-615945001
WAC	CORYELL	US 84	RMC-616540001
WAC	LIMESTONE	US 84	RMC-616541001

**EMINENT DOMAIN - [AGENDA ITEM 12.b.]  
NONCONTROLLED ACCESS**

<u>EXHIBIT</u>	<u>COUNTY</u>	<u>HIGHWAY</u>	<u>ACCOUNT</u>	<u>PARCEL</u>
1	Coryell	US 84	0055-03-025	52
2	Dallas	Mockingbird Lane	0092-07-050	5
3	Brazos	SH 21	0117-02-031	2
4	Denton	US 380	0134-09-059	33
5	Denton	US 380	0134-09-059	36
6	Brazoria	SH 35	0178-02-072	57
7	Brazoria	SH 35	0178-02-072	65
8	Brazoria	SH 35	0178-02-072	74
9	Brazoria	SH 35	0178-02-072	8
10	Harris	SH 35	0178-09-001	5A
11	Austin	SH 36	0187-03-059	29
12	Austin	SH 36	0187-03-059	30

**EMINENT DOMAIN - [AGENDA ITEM 12.b.]****NONCONTROLLED ACCESS**

<b><u>EXHIBIT</u></b>	<b><u>COUNTY</u></b>	<b><u>HIGHWAY</u></b>	<b><u>ACCOUNT</u></b>	<b><u>PARCEL</u></b>
13	Austin	SH 36	0187-03-059	31
14	Austin	SH 36	0187-03-059	32
15	Tarrant	SH 26	0363-01-126	37E
16	Tarrant	SH 26	0363-01-127	7
17	Collin	FM 982	0387-05-017	123
18	Collin	FM 982	0387-05-017	67
19	Collin	FM 982	0387-05-017	95
20	Upshur	SH 155	0520-02-045	5
21	Cameron	FM 511	0684-01-060	23B
22	Baylor	US 277	5500-00-002	1

**CONTROLLED ACCESS**

<b><u>EXHIBIT</u></b>	<b><u>COUNTY</u></b>	<b><u>HIGHWAY</u></b>	<b><u>ROW CSJ NO.</u></b>	<b><u>PARCEL</u></b>
A	McLennan	IH 35	0015-01-194	29
B	Harris	US 290	0050-06-076	2AAQ
C	Bell	US 190	0185-01-033	22
D	Dallas	IH 35E	0196-03-231	23
E	Dallas	IH 35E	0196-03-231	46
F	Dallas	IH 35E	0196-03-231	53
G	Angelina	US 69	0200-02-035	84
H	Angelina	US 69	0200-02-035	85
I	Angelina	US 69	0200-02-035	86
J	Williamson	SH 195	0440-01-037	24
K	Williamson	SH 195	0440-01-037	25
L	Williamson	SH 195	0440-01-037	31, 31E
M	Williamson	SH 195	0440-01-037	32
N	Williamson	SH 195	0440-01-037	34
O	Williamson	SH 195	0440-01-037	35
P	Williamson	SH 195	0440-01-037	38
Q	Montgomery	IH 45	0675-08-089	110
R	Montgomery	IH 45	0675-08-089	111
S	Montgomery	IH 45	0675-08-089	112
T	Montgomery	IH 45	0675-08-089	113
U	Montgomery	IH 45	0675-08-089	137
V	Montgomery	IH 45	0675-08-089	139
W	Montgomery	IH 45	0675-08-089	144
X	Montgomery	IH 45	0675-08-089	17
Y	Montgomery	IH 45	0675-08-089	171
Z	Montgomery	IH 45	0675-08-089	21

**CONTROLLED ACCESS**

<b><u>EXHIBIT</u></b>	<b><u>COUNTY</u></b>	<b><u>HIGHWAY</u></b>	<b><u>ROW CSJ NO.</u></b>	<b><u>PARCEL</u></b>
AA	Montgomery	IH 45	0675-08-089	22
BB	Caldwell	SH 195	0836-01-013	10
CC	Williamson	SH 195	0836-01-013	2
DD	Brazoria	SH 332	0847-03-032	3
EE	Dallas	IH 635	2374-01-151	25
FF	Dallas	IH 635	2374-01-151	35
GG	Dallas	IH 635	2374-01-151	36
HH	Coryell	FM 2657	3131-03-008	5
II	Midland	SH 349	1718-07-030	4