

These are the minutes of the regular meeting of the Texas Transportation Commission held on March 27, 2025, in Austin, Texas. The meeting was called to order at 10:00 a.m. by Chairman Bugg with the following commissioners present:

Texas Transportation Commission:

J. Bruce Bugg, Jr.	Chairman
Alvin New	Commissioner
Robert C. Vaughn	Commissioner
Alex Meade	Commissioner
Steven D. Alvis	Commissioner

Administrative Staff:

Marc Williams, Executive Director
Jeff Graham, General Counsel
Amanda Brown, Chief Clerk

A public notice of this meeting containing all items on the proposed agenda was filed in the Office of the Secretary of State at 1:16 p.m. on March 19, 2025, as required by Government Code, Chapter 551, referred to as "The Open Meetings Act."

ITEM 1. Safety Briefing

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

ITEM 2. Opening Comments from Commissioners and Executive Director

The commissioners made opening remarks.

ITEM 3. Consider the approval of the Minutes of the February 27, 2025, regular meeting of the Texas Transportation Commission

Commissioner Meade made a motion, which was seconded by Commissioner Alvis, and the commission approved the minutes of the February 27, 2025, regular meeting by a vote of 5-0.

ITEM 4a. Contracts

Consider the award or rejection of contracts for highway construction, including a protest of the rejection of a contract bid and the exclusion from eligibility to bid, and maintenance, and construction and rehabilitation of buildings (Presentation)

a. Highway Improvement and Other Transportation Facilities (MO)

This item was presented by Construction Division Director Duane Milligan. Commissioner New made a motion, which was seconded by Commissioner Vaughn, and the commission approved the following minute order by a vote of 5-0.

116908
CST

Pursuant to Transportation Code, Chapter 223, Subchapter A, and Title 43, Texas Administrative Code, Chapter 9, Subchapter B, the Texas Department of Transportation (department) solicited and received sealed competitive bid proposals for improvement of the State Highway System, which were publicly opened and read on March 4 and 5, 2025, as shown on exhibit A.

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

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

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

IT IS THEREFORE ORDERED by the commission that the contracts described in exhibit A, be and are hereby respectively awarded to the lowest bidder or rejected or deferred as indicated therein.

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

If a condition of award is not satisfied, including, but not limited to, reason of nonconcurrence of the Federal Highway Administration, the failure of a third party to fund or concur, or failure to meet other conditions in the contract or an exhibit to this order, the respective award is voided, and the department will return the bid guaranty.

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

b Routine Maintenance (MO)

This item was presented by Construction Division Director Duane Milligan. Commissioner Alvis made a motion, which was seconded by Commissioner Meade, and the commission approved the following minute order by a vote of 5-0.

116909
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 March 4 and 5, 2025, as shown on exhibit A.

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

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

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

IT IS THEREFORE ORDERED by the commission that the contracts described in exhibit A be and are hereby respectively awarded to the lowest bidder or rejected or deferred as indicated therein.

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

If a condition of award is not satisfied, including, but not limited to, reason of nonconcurrence of the Federal Highway Administration, the failure of a third party to fund or concur, or failure to meet other conditions in the contract or an exhibit to this order, the respective award is voided, and the department will return the bid guaranty.

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

ITEM 5. Discussion Item

Population Update (Presentation)

This discussion was led by Program Delivery Deputy Director Brian Barth and Texas State Demographer Dr. Lloyd Potter. The commission asked questions and discussed the topic. The commission received no comments.

ITEM 6. Public Transportation

Various Counties - Consider the award of federal Section 5311 funds and state funds to multiple entities for a variety of program-eligible purposes (MO)

This item was presented by Public Transportation Division Director Eric Gleason. The commission heard comments from Jim Wells County Judge Pedro "Pete" Trevino, Jr. and Rural Economic Assistance League Director of Transportation Martin Ornelas-Mata. Commissioner Meade made a motion, which was seconded by

Commissioner New, and the commission approved the following minute order by a vote of 5-0.

116910
PTN

The Texas Transportation Commission (commission) desires to award a total of \$8,233,750 in Federal Transit Administration (FTA) program funds and State funds to support a variety of public transportation needs in rural areas of the state.

Title 43, Texas Administrative Code, §31.36 authorizes grants for public transportation projects under the FTA Formula Grants for Rural Areas program (49 U.S.C. §5311). Funds flexed from the Federal Highway Administration to the FTA Formula Grants for Rural Areas Program (49 U.S.C. §5311) have been determined for the construction of a maintenance facility in the amount of \$8,000,000 to the Rural Economic Assistance League, Inc.

Title 43, TAC, §31.36(f)(3) establishes a formula by which public transportation funds shall be distributed under the FTA Formula Grants for Rural Areas program (49 U.S.C. §5311) and Title 43, TAC, §31.11(b)(2) establishes a formula by which State Program funds for public transportation shall be distributed. An award of \$187,000 of federal §5311 funds and \$46,750 of state funds for a total of \$233,750 is shown in exhibit A and has been determined in accordance with §31.36(f)(3) and §31.11(b)(2) respectively, to address changes in rural transit district boundaries.

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 as described and in exhibit A, submit the necessary state application to the FTA, and enter into the necessary contracts.

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

ITEM 7. Aviation

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

This item was presented by Aviation Division Director Dan Harmon. Commissioner Vaughn made a motion, which was seconded by Commissioner Alvis, and the commission approved the following minute order by a vote of 5-0.

116911
AVN

The Texas Department of Transportation (department) is authorized under Title 49, United States Code, Chapter 471; Division J, Title VIII of the federal Infrastructure and Investment Job Act (IIJA); and Texas Transportation Code,

Chapter 21, to award federal and state funding for capital improvement projects and to assist in the development and establishment of airports in the state of Texas.

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

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

On February 28, 2025, a public hearing was held. No comments were received.

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

IT IS THEREFORE ORDERED by the commission that the executive director, or the director's designee, subject to applicable federal and state requirements, is authorized to enter into any necessary agreements to fund, through the Aviation Facilities Grant Program, the projects described in exhibit A.

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

ITEM 8. Acquisition of Parcel

Galveston County - Consider the approval of the acquisition of a parcel of land along the Gulf Intracoastal Waterway for dredge material placement (MO)

This item was presented by Maritime Division Director Geir Kalhagen. Commissioner Meade made a motion, which was seconded by Commissioner Alvis, and the commission approved the following minute order by a vote of 5-0.

116912
MRD

Pursuant to the Texas Coastal Waterway Act, Transportation Code, Chapter 51, the Texas Transportation Commission (commission) is authorized to administer the state's responsibilities as the nonfederal sponsor of the Gulf Intracoastal Waterway (GIWW).

Under Transportation Code, §51.005, the commission is authorized to acquire by gift, purchase, or condemnation property or an interest in property that the commission considers necessary to enable it to meet its responsibilities under Chapter 51, including easements and rights of way for dredged material disposal sites.

The Texas Department of Transportation Maritime Division, after determining and documenting the immediate disposal needs along the GIWW and considering the future beneficial use in this area, requests the commission to acquire property currently being used as Dredged Material Placement Area 41 between the GIWW and East Galveston Bay on Bolivar Peninsula in Galveston County.

The 255.881-acre disposal site, as shown in exhibit A, has been determined to meet the immediate disposal needs of the GIWW and has become critical during the development of the long-term dredged material placement plan for this portion of the GIWW.

Pursuant to Title 43, Administrative Code, §2.358, the Texas Department of Transportation (department) has provided notification and assistance to property owners and owners of property adjacent to the property being acquired. Pursuant to Transportation Code, §51.004, the department has coordinated actions that may have a significant environmental impact on coastal public lands, coastal marshes, wildlife, and fisheries with appropriate federal and state agencies that have environmental, wildlife, and fisheries responsibilities.

Transportation Code, §51.006 and Title 43, Administrative Code §2.360 require the commission to hold a public hearing to receive evidence and testimony concerning the desirability of a proposed disposal site and to make specified determinations prior to approving or implementing a plan or project to acquire property or an interest in property for a dredged material disposal site. The department published notice of the hearing in the *Texas Register*, on the department's website, and at least once a week for three successive weeks before the hearing in a newspaper of general circulation for the county in which the parcel is located pursuant to Transportation Code, §51.006 and Title 43, Administrative Code, §2.360.

The commission held a public hearing on January 28, 2025, after the required notification of the planned acquisition. Testimony was heard from the department, and the public was provided an opportunity to comment on the proposed acquisition. One comment was received in support of this action.

NOW, THEREFORE, IT IS DETERMINED, after due consideration of the evidence, testimony, and environmental documentation of the area, that the proposed site identified in exhibit A represents the most reasonable, prudent and economical alternative, and that the acquisition of the proposed site can be accomplished without an unjustifiable waste of publicly or privately owned nature resources or a permanent and substantial adverse impact on the environment, wildlife, or fisheries.

IT IS THEREFORE ORDERED that the acquisition of the dredged material disposal site identified in exhibit A is approved, and the executive director is directed to take any and all actions necessary to carry out the state's responsibilities as the nonfederal sponsor of the GIWW, in the manner authorized by Transportation Code, Chapter 51.

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

ITEM 9. State Infrastructure Bank**Various Counties - Consider approval of applications for State Infrastructure Bank loans from various applicants (Presentation) (MO)**

This item was presented by Project Finance Section Director Patrick Marotta. Commissioner Alvis made a motion, which was seconded by Commissioner Meade, and the commission approved the following minute order by a vote of 5-0.

116913
PFD

The applicants listed in exhibit A have each submitted an application for financial assistance in the form of a loan from the State Infrastructure Bank (SIB) under Transportation Code, Chapter 222, Subchapter D, and Title 43 Texas Administrative Code (TAC), Chapter 6 (SIB Rules). Each application satisfies all requirements of the rules, including passage of a resolution authorizing submission of the application to the Texas Department of Transportation (department).

The intended use of the financial assistance conforms to the purposes of the SIB. Each applicant intends to use the financial assistance to pay for eligible project costs to perform work on various projects in various counties in Texas, as detailed in exhibit A.

The present and projected financial condition of the SIB is sufficient to cover the requested financial assistance for the projects.

In accordance with the SIB Rules, the executive director has negotiated all the terms of an agreement with each applicant as necessary to protect the public's safety and to prudently provide for the protection of public funds while furthering the purposes of the SIB, as contained in exhibit A.

The SIB Rules provide for both preliminary and final approval by the Texas Transportation Commission (commission) of any SIB loan in the principal amount of more than \$10 million or in which the department does not have primary responsibility, unless the commission waives the preliminary approval requirement for that application. The commission has considered the financial condition of the bank, complexity and size of the project, the type of infrastructure or asset involved, the type and complexity of the financial assistance requested, the financial status of the applicant, the financial feasibility of the project, and the need to expedite the financing of the project and has determined to waive the preliminary approval requirement for the Guadalupe Blanco River Authority SIB loan application, as listed in exhibit A.

The SIB Rules also allow for final approval by the commission of any SIB loan in the principal amount of \$10 million or less without first going through the preliminary approval process described in the SIB Rules if the financial assistance is to be used for a project for which the department has primary responsibility.

The executive director or his designee implemented actions authorized and required by the SIB Rules for final approval. The executive director recommends that the commission grant final approval of the applications listed in exhibit A for financial assistance from the SIB up to the amount listed for each project with approval of the application for Caro Water Supply Corporation, as listed in exhibit A, being contingent on the execution of an advance funding agreement with the department.

In accordance with the SIB Rules, the commission finds that:

1. the projects listed in exhibit A are consistent with the metropolitan transportation plan developed by the applicable metropolitan planning organization, if appropriate;
2. the projects listed in exhibit A will improve the efficiency of the state's transportation systems;
3. the projects listed in exhibit A will expand the availability of funding for transportation projects or reduce direct state costs;
4. the applications submitted show that the applicants listed in exhibit A are likely to have sufficient revenues to assure repayment of the financial assistance; and
5. providing financial assistance to each applicant listed in exhibit A will protect the public's safety and prudently provide for the protection of public funds, while furthering the purposes of the SIB.

IT IS THEREFORE DETERMINED AND ORDERED by the commission that each application listed in exhibit A submitted for financial assistance in the form of a loan from the SIB meets the applicable requirements of the SIB Rules and, in accordance with those provisions, the commission grants final approval of the applications for SIB loans under the terms contained within exhibit A up to the amount listed for each project to pay for the eligible project costs necessary for the projects with approval of the application for Caro Water Supply Corporation, as listed in exhibit A, being contingent on the execution of an advance funding agreement with the department prior to entering into a financial assistance agreement.

IT IS FURTHER ORDERED by the commission that the executive director or his designee is directed and authorized to enter into financial assistance agreements for each of the attached SIB loan requests, which comply with the SIB Rules, and which contains the terms attached hereto as exhibit A.

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

ITEM 10. Eminent Domain Proceedings

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

This item was presented by Right of Way Deputy Division Director Greg Faber. Commissioner Alvis made a motion that the Texas Transportation Commission authorize the Texas Department of Transportation to use the power of eminent domain to acquire the properties described in the minute order set forth in the agenda for the current month for construction, reconstruction, maintenance, widening, straightening, or extending the highway facilities listed in the minute order as a part of the state highway system, and that the first record vote applies to all units of property to be condemned. The motion was seconded by Commissioner Meade, and the following minute order was approved by Chairman Bugg, Commissioner New, Commissioner Vaughn, Commissioner Meade, and Commissioner Alvis (a vote of 5-0).

116914
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-O. 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 1-82 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 parcels.

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

Eminent Domain**Non-Controlled Access**

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Brazoria	SH 332	49	1524-01-058	114
Brazoria	SH 332	50	1524-01-058	120
Brazoria	SH 332	53	1524-01-058	201
Brazoria	SH 332	51	1524-01-058	212
Brazoria	SH 332	52	1524-01-058	219
Brazoria	FM 518	81	3416-01-014	134D
Chambers	FM 565	29	1024-01-083	P00076346.001
Chambers	FM 565	30	1024-01-083	P00076347.001
Chambers	FM 565	31	1024-01-083	P00076348.001
Chambers	FM 565	32	1024-01-083	P00076349.001
Chambers	FM 565	33	1024-01-083	P00076350.001-.002
Chambers	FM 565	34	1024-01-083	P00076352.001
Chambers	FM 565	35	1024-01-083	P00076353.001-.002
Chambers	FM 565	36	1024-01-083	P00076354.001-.002
Chambers	FM 565	37	1024-01-083	P00076355.001
Chambers	FM 565	38	1024-01-083	P00076356.001
Chambers	FM 565	39	1024-01-083	P00076358.001
Chambers	FM 565	40	1024-01-083	P00076359.001
Chambers	FM 565	41	1024-01-083	P00076360.001
Chambers	FM 565	42	1024-01-083	P00076361.001
Chambers	FM 565	43	1024-01-083	P00076362.001
Chambers	FM 565	44	1024-01-083	P00076364.001
Chambers	FM 565	45	1024-01-083	P00076367.001
Collin	SS 399	1	0047-10-004	P00069747
Culberson	FM 2185	46	1158-05-003	P00066078.001
Culberson	FM 2185	47	1158-05-003	P00066079.001-.003
Culberson	FM 2185	48	1158-05-003	P00088766.001-.002
Galveston	FM 517	28	1002-02-022	189
Harris	SH 249	13	0720-03-150	20
Harris	SH 249	14	0720-03-150	28
Harris	SH 249	15	0720-03-150	47
Harris	SH 249	16	0720-03-150	57
Harris	SH 249	17	0720-03-150	64
Harris	SH 249	18	0720-03-150	66
Harris	SH 249	19	0720-03-150	76
Harris	SH 249	20	0720-03-150	113
Harris	SH 249	21	0720-03-150	114
Harris	SH 249	22	0720-03-150	122
Harris	SH 6	55	1685-05-134	P00061225.001
Hood	US 377	2	0080-03-056	163
Lamar	US 82	56	1690-01-139	101
Lamar	US 82	57	1690-01-139	103

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

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Lamar	US 82	58	1690-01-139	105
Lamar	US 82	59	1690-01-139	108
Lamar	US 82	60	1690-01-139	109
Lamar	US 82	61	1690-01-139	110
Lamar	US 82	54	1690-01-139	111
Lamar	US 82	62	1690-01-139	113
Lamar	US 82	63	1690-01-139	116E
Lamar	US 82	64	1690-01-139	119
Lamar	US 82	65	1690-01-139	120
Lamar	US 82	66	1690-01-139	121
Lamar	US 82	67	1690-01-139	133
Lamar	US 82	68	1690-01-139	135
Lamar	US 82	69	1690-01-139	137
Lamar	US 82	70	1690-01-139	140
Lamar	US 82	71	1690-01-139	145
Lamar	US 82	72	1690-01-139	149
Lamar	US 82	73	1690-01-139	151
Lamar	US 82	74	1690-01-139	152
Lamar	US 82	75	1690-01-139	155
Lamar	US 82	76	1690-01-139	161
Lamar	US 82	77	1690-01-139	162
Lamar	US 82	78	1690-01-139	164
Lamar	US 82	79	1690-01-139	166
Lamar	US 82	80	1690-01-139	167
Lavaca	US 77	5	0269-02-072	P00088606
Lavaca	US 77	6	0269-02-072	P00088607
Lavaca	US 77	7	0269-02-072	P00088608
Lavaca	US 77	8	0269-02-072	P00088609
Lavaca	US 77	9	0269-02-072	P00088610
Montgomery	FM 1488	82	0523-07-003	27
San Augustine	SH 21	3	0119-01-021	P00085554
San Augustine	SH 21	4	0119-01-021	P00085555
Travis	RM 620	10	0683-02-083	P00080666
Travis	RM 620	11	0683-02-083	P00080676
Travis	RM 620	12	0683-02-083	P00080683
Victoria	FM 236	23	0842-03-044	P00081516.001
Ward	FM 516	24	1001-01-016	P00056029
Ward	FM 516	25	1001-01-016	P00056032
Ward	FM 516	26	1001-01-016	P00056033
Ward	FM 516	27	1001-01-016	P00056037

Eminent Domain
Controlled Access

<u>County</u>	<u>Highway</u>	<u>Exhibit</u>	<u>ROW CSJ No.</u>	<u>Parcel</u>
Galveston	I-45	L	0500-01-148	138
Harris	I-45	M	0500-03-614	1010
Harrison	SL 390	N	1575-05-027	P00071551
Harrison	SL 390	O	1575-05-027	P00071576.001-.002
Hunt	I-30	H	0009-13-187	P00063156
Midland	I-20	A	0005-14-099	P00063612.001-.002
Tarrant	SH 121	J	0363-03-055	P00070247
Tarrant	SH 121	K	0363-03-055	P00070268
Taylor	I-20	B	0006-06-113	P00076159
Taylor	I-20	C	0006-06-115	P00083838
Taylor	I-20	D	0006-06-115	P00083840
Taylor	I-20	E	0006-06-115	P00083848
Taylor	I-20	F	0006-06-115	P00083850
Taylor	I-20	G	0006-06-115	P00085185
Travis	I-35	I	0015-13-434	P00064471

Note: Exhibits A-O and 1-82 are on file with the commission chief clerk.

ITEM 11. Routine Minute Orders and Reports

This item was presented by Executive Director Marc Williams. The commission heard comments from Vision Zero South Texas Representative Lance Hamm. Commissioner Meade made a motion, which was seconded by Commissioner Vaughn, and the commission approved the following minute orders by a vote of 5-0.

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)

116915
CSD

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

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

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

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

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

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

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

DONATIONS TO THE DEPARTMENT

<u>DONOR</u>	<u>DD</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
Savannah Lewis HSB Development LLC	AUS	Llano	Design and construction of a left deceleration lane, two right turn deceleration lanes on SH 71, and a continuous left turn lane on FM 2147 in Horseshoe Bay.
B9 FM 969 Owner LP	AUS	Travis	Design and construction of one westbound right turn lane and one eastbound left turn lane along FM 969, three northbound right turn lanes on FM 973, and three southbound dedicated left turn lanes along FM 973 in Austin.
18401 Elgin Holdings LLC	AUS	Travis	Design and construction of two eastbound right turn lanes west of Western Sky Boulevard; one eastbound right turn lane at County Line Road, one westbound left turn lane extension at Western Sky Boulevard, and modifications to the existing traffic signal at Western Sky Boulevard on US 290 in Elgin.
LGI Homes-Texas, LLC	HOU	Montgomery	Design and construction of a left turn and right turn lane from northbound and southbound FM 149 into the Magnolia Woods development in Montgomery.
Horseshoe Bay Resort Development, LLC	AUS	Llano	Design and construction of continuous left turn lanes and three right turn deceleration lanes on SH 71 in Horseshoe Bay.

DONATIONS TO THE DEPARTMENT (continued)

<u>DONOR</u>	<u>DD</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
Jonah 235, LLC	AUS	Williamson	Design and construction of widening and overlaying a section of SH 29 for left and right turn lanes at the new intersection of SH 29 and Eureka Mills Boulevard into the proposed Eureka Mills Subdivision, as well as the necessary improvements to the existing connection of SH 29 to Old Highway 29 in Jonah.
Buffalo Creek MHC, LLC	FTW	Johnson	Design and construction of a left turn lane along westbound FM 4 into the new Buffalo Creek Homes development in Cleburne.
CB Wine Tourism Developments, LLC	AUS	Blanco	Design and construction of a left turn lane on US 290 West in Johnson City.
Manor Leased Housing Associates I, Limited Partnership	AUS	Travis	Design and construction of a traffic signal at the intersection of FM 973 and Suncrest Road (north intersection) in Manor.
Pasadena Square LLC	SAT	Frio	Design and construction of approximately 3,600 square yards of mill and overlay of the existing I-35 frontage road and a new right turn deceleration lane of approximately 200 square feet of project on I-35 at the intersection of FM 462 in Moore.
Even Bossier, LLC	SAT	Comal	Design and construction for the widening of SH 46 for the purpose of a left turn lane addition on SH 46 approximately 1.68 miles west of US 281 in Bulverde.

DONATIONS TO THE DEPARTMENT (continued)

<u>DONOR</u>	<u>DD</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
San Jacinto Retail Associates, LLC	HOU	Harris	Design and construction of a right turn deceleration lane from eastbound I-10 into the San Jacinto Marketplace development in Baytown.
222Family Fun LLC	AUS	Blanco	Design and funds sufficient to cover the State's cost to construct a right turn deceleration lane on US 281 in Round Mountain.
Waco Convention & Visitors Bureau	TRV	N/A	In-kind donation of educational and promotional tours during the 68th Annual Texas Travel Counselors Conference hosted by the Waco Convention & Visitors Bureau and TxDOT April 28 - May 1, 2025 in Waco, Texas.
Midland County, Texas	ODA	Midland	Donation of 0.1426 acres of land on SH 158. The property being donated will be utilized to construct a new intersection with signals.
Midland County, Texas	ODA	Midland	Donation of 0.1098 acres of land on SH 158. The property being donated will be utilized to construct a new intersection with signals.
Sandy Point Owner LP, a Delaware Limited Partnership	HOU	Brazoria	Donation of 0.0869 acres of land on SH 288. The property being donated will be utilized for a future deceleration lane.
WSS-10 2920 AT CYPRESS ROSEHILL, LLC, a Texas Limited Liability Company	HOU	Harris	Donation of 0.0771 acres of land on FM 2920. The property being donated will be utilized for a future deceleration lane.
Escuela Hispanoamericana de Texas (EHAT)	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a new contract on an existing sign location.

DONATIONS TO THE DEPARTMENT (continued)

<u>DONOR</u>	<u>DD</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
Kidd Roofing	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on an existing sign location.
Long Motors, Inc	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on an existing sign location.
Riptide Waters, LLC dba Rambler Sparkling Water	AUS	Travis	Revenue generation through the Sponsor a Highway Program. This is a new contract on an existing sign location.
Long Motors, Inc	AUS	Williamson	Revenue generation through the Sponsor a Highway Program. This is a contract renewal on an existing sign location.
Freedom Solar Holdings LLC dba Freedom Solar	DAL	Collin	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Egnite Electric LLC	DAL	Dallas	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Freedom Solar Holdings LLC dba Freedom Solar	DAL	Ellis	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Methodist Hospitals of Dallas - DBA Methodist Midlothian Medical Center	DAL	Ellis	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Farah Law Group, PLLC	ELP	El Paso	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.

DONATIONS TO THE DEPARTMENT (continued)

<u>DONOR</u>	<u>DD</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
Egnite Electric LLC	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
FW River Plaza LP	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Law Firm of Roger "Rocky" Walton, P.C.	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Patterson Law Group	FTW	Tarrant	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Freedom Solar Holdings LLC dba Freedom Solar	HOU	Brazoria	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
World Travel Holdings Inc. dba Cruises.com	HOU	Galveston	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Farah Law Group, PLLC	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Freedom Solar Holdings LLC dba Freedom Solar	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Murr Law, P.L.L.C.	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Precedent Wealth Partners, LLC	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
Zeus Mortgage, LTD (dba) ZeusLending.com	HOU	Harris	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.

DONATIONS TO THE DEPARTMENT (continued)

<u>DONOR</u>	<u>DD</u>	<u>COUNTY</u>	<u>DONATION DESCRIPTION</u>
Sunbelt Solomon Services, LLC	HOU	Montgomery	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.
BPX Operating Company	ODA	Reeves	Litter pick-up throughout a corridor on the state's right of way through the Sponsor a Highway Program.

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

b. Real Estate Dispositions

(1) Bexar County - SH 211 - Consider the exchange of right of way as part of a transaction to acquire real property needed for a state highway purpose (MO)

116916
ROW

Near the city of San Antonio, Bexar County, on SH 211, the state of Texas acquired certain land by a Donation Deed recorded in Volume 4426, at page 1915, of the Deed Records of Bexar County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, §202.024, the Texas Transportation Commission (commission) may recommend the exchange of an interest in real property acquired but not needed for a highway purpose as whole or partial consideration for another interest in real property needed for a state highway purpose.

The portion of the land, described in exhibit A, (tract), is no longer needed for a state highway purpose. The value of the tract is \$45,121.00.

Land needed for a state highway purpose, described in exhibit B, (parcel), is to be conveyed to the state by Lavender Hill Properties, LLLP, a Nevada limited liability limited partnership. The value of the parcel is \$59,595.00.

Lavender Hill Properties, LLLP is the owner of the fee interest in the parcel and has requested that the tract be conveyed to them in exchange for the parcel, and Lavender Hill Properties, LLLP will donate the \$14,474.00 difference in value between the tract and the parcel, in accordance with an executed exchange agreement.

The commission finds \$45,121.00 to be a fair and reasonable value of the state's right, title, and interest in the tract.

IT IS THEREFORE ORDERED by the commission that the tract is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all the state's right, title, and interest in the tract to Lavender Hill Properties, LLLP, a Nevada limited liability limited partnership, in exchange and as consideration for the parcel. 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: Exhibits A and B are on file with the commission chief clerk.

(2) **Collin County** - SH 289 - Consider an easement release to the underlying fee owner (MO)

116917
ROW

In the city of Prosper, Collin County, on SH 289, the state of Texas acquired an easement interest in certain land by an instrument recorded in Volume 628, at page 322, of the Deed Records of Collin County, Texas.

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

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

GOP #3, LLC, a Texas limited liability company, is the owner of the fee interest in the property and has requested to purchase the easement interest for \$350,170.00.

The commission finds \$350,170.00 to be a fair and reasonable value of the state's right, title, and interest in the easement interest.

IT IS THEREFORE ORDERED by the commission that the easement interest encumbering the tract, described in exhibit A, is no longer needed for a state highway purpose. The commission 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 GOP #3, LLC, a Texas limited liability company, for \$350,170.00.

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

(3) **Collin County** - SH 289 - Consider the sale of right of way to an abutting landowner (MO)

116918
ROW

In the city of Prosper, Collin County, on SH 289, the state of Texas acquired certain land for highway purposes by instruments recorded in Volume 626, at page 571, and in Volume 313, at page 335, of the Deed Records of Collin County, Texas.

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

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

GOP #3, LLC, a Texas limited liability company, is an abutting landowner and has requested to purchase the tract for \$997,000.00.

The commission finds \$997,000.00 to be a fair and reasonable value of the state's right, title, and interest in the tract.

IT IS THEREFORE ORDERED by the commission that the tract 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 GOP #3, LLC, a Texas limited liability company, for \$997,000.00; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

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

(4) Collin County - US 380 - Consider the sale of right of way to an abutting landowner (MO)

116919
ROW

In the city of McKinney, Collin County, on US 380, the state of Texas acquired certain land for highway purposes by instruments recorded in Volume 313, at page 438-O, and in Volume 313, at page 438-P, of the Deed Records of Collin County, Texas.

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

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

DPC TX LLC, a Texas limited liability company, is an abutting landowner and has requested to purchase the tract for \$163,742.00.

The commission finds \$163,742.00 to be a fair and reasonable value of the state's right, title, and interest in the tract.

IT IS THEREFORE ORDERED by the commission that the tract is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all of the state's right, title, and interest in the tract to DPC TX LLC, a Texas limited liability company, for \$163,742.00; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

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

(5) Franklin County - FM 115 - Consider the sale of right of way and the assignment of a highway easement to an abutting landowner (MO)

116920

Near the unincorporated community of Scroggins, Franklin County, on FM 115,

ROW

the state of Texas acquired certain interests in land for highway purposes by a deed recorded in Volume 95, at page 40, and by a Judgment of Court in Absence of Objection recorded in Volume 182, at page 951, of the Deed Records of Franklin County, Texas.

A portion of the land conveyed in fee simple by the deed, which portion is described in exhibit A (tract 1), and a portion of the land encumbered by the highway right of way easement granted by the judgment, which portion is described in exhibit B (tract 2), are no longer needed for a state highway purpose.

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

Colt Hatfield is an abutting landowner and has requested to purchase tract 1 and receive an assignment of the highway right of way easement encumbering tract 2 for \$4,300.00.

The commission finds \$4,300.00 to be a fair and reasonable value of the state's right, title, and interest in tract 1 and the highway right of way easement encumbering tract 2.

IT IS THEREFORE ORDERED by the commission that tract 1, described in exhibit A, and the highway right of way easement, encumbering the property described in exhibit B, are no longer needed for a state highway purpose. The commission authorizes the executive director of the Texas Department of Transportation to execute proper instruments conveying all of the state's right, title, and interest in tract 1 and the highway right of way easement encumbering tract 2 to Colt Hatfield for \$4,300.00; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from tract 1.

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

(6) Harris County - FM 521 - Consider the sale of real property to the successful bidder (MO)

116921
ROW

Near the city of Houston, Harris County, on FM 521, the state of Texas acquired certain land for highway purposes by instruments recorded in File Nos. H688056, H522352, H522353, H776122, H452926, H490087, H603916, H565921, H606093, H526456, and H522351, of the Official Public Records of Real Property of Harris County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (commission) may recommend the sale of any interest in real property no longer needed for a state highway purpose to the general public by sealed bid.

The tract was advertised for sale, and Roderick B. Taylor, a member of the general public, submitted a bid of \$430,100.00, which was the highest valid bid.

The commission finds \$430,100.00 to be a fair and reasonable value of the state's right, title, and interest in the tract.

The commission has previously authorized the sale of this property to an abutting landowner on April 25, 2024, by Minute Order No. 116689. That party did not complete the purchase.

IT IS THEREFORE ORDERED by the commission that Minute Order No. 116689 is hereby rescinded.

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 conveying all of the state's right, title, and interest in the tract to Roderick B. Taylor for \$430,100.00; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

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

(7) **Harris County** - I-69 - Consider the sale of right of way to a governmental entity with the authority to condemn the property and the quitclaim of an interest that might have accrued to the state by use (MO)

This item has been deferred to a later date.

(8) **Kendall County** - I-10 - Consider the sale of right of way to an abutting landowner (MO)

116922
ROW

In the city of Boerne, Kendall County, on I-10, the state of Texas acquired certain land for highway purposes by instruments recorded in Volume 89, at page 632, and Volume 85, at page 507, of the Deed Records of Kendall County, Texas.

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

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

Buc-ee's, Ltd., a Texas limited partnership, is an abutting landowner and has requested to purchase the tract for \$1,905,299.00.

The commission finds \$1,905,299.00 to be a fair and reasonable value of the state's right, title, and interest in the tract.

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

instrument conveying all of the state's right, title, and interest in the tract to Buc-ee's, Ltd., a Texas limited partnership, for \$1,905,299.00; SAVE AND EXCEPT, however, there is to be excepted and reserved therefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

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

(9) Lampasas County - US 183 - Consider the exchange of right of way as part of a transaction to acquire real property needed for a state highway purpose (MO)

116923
ROW

Northwest of the city of Lampasas, Lampasas County, on US 183, the state of Texas acquired certain land by an instrument recorded in Volume 62, at page 495, of the Deed Records of Lampasas County, Texas.

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

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, §202.024, the Texas Transportation Commission (commission) may recommend the exchange of an interest in real property acquired but not needed for a highway purpose as whole or partial consideration for another interest in real property needed for a state highway purpose.

The portion of the land, described in exhibit A, (tract) is no longer needed for a state highway purpose. The value of the tract is \$14,454.00.

Land needed for a state highway purpose, described in exhibit B, (parcel) is to be conveyed to the state by Hampton Conlan and Lynette Conlan. The value of the parcel, including a cost to cure element, is \$56,305.00.

Hampton Conlan and Lynette Conlan are the owners of the fee interest in the parcel and have requested that the tract be conveyed to them in exchange for the parcel, and the state will pay the \$41,851.00 difference in value between the tract and the parcel to Hampton Conlan and Lynette Conlan, in accordance with an executed exchange agreement.

The commission finds \$14,454.00 to be a fair and reasonable value of the state's right, title, and interest in the tract.

IT IS THEREFORE ORDERED by the commission that the tract is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all the state's right, title, and interest in the tract to Hampton Conlan and Lynette Conlan in exchange and as partial consideration for the parcel. 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: Exhibits A and B are on file with the commission chief clerk.

c. Reports**Compliance Division Report**

Note: Confidential report to commission.

d. Highway Designation

Nueces County - In the city of Driscoll, consider designating a segment of US 77 on a new location on the state highway system and redesignating a segment of US 77 as BU 77 on the state highway system (MO)

116924
TPP

The city of Driscoll in Nueces County and the Corpus Christi District have requested the following actions: (1) designate US 77 on a new location on the state highway system from a location south of County Road 28 southward to a location north of County Road 16, a distance of approximately 5.1 miles; and (2) redesignate a segment of US 77 as BU 77 on the state highway system from a location south of County Road 28 southward to a location north of County Road 16, a distance of approximately 4.9 miles.

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

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

IT IS THEREFORE ORDERED by the commission that (1) US 77 is designated on a new location on the state highway system from a location south of County Road 28 southward to a location north of County Road 16, a distance of approximately 5.1 miles; and (2) a segment of US 77 is redesignated as BU 77 on the state highway system from a location south of County Road 28 southward to a location north of County Road 16, a distance of approximately 4.9 miles.

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

e. Land Acquisition for Facilities

Oldham County - Consider the grant of authority to the department to acquire real property for facilities (MO)

116925
SSD

Transportation Code §201.103, empowers the Texas Transportation Commission (commission) to plan and make policies for the location, construction, and maintenance of a comprehensive system of state highways and public roads.

Transportation Code Chapter 203 authorizes the commission to acquire an interest in real property that the commission determines is necessary or convenient to construct or operate a facility used in connection with the construction, maintenance or operation of a state highway or toll project, or to accomplish any

other purpose related to the location, construction, improvement, maintenance, beautification, preservation, or operation of a state highway.

The Texas Department of Transportation (department) proposes to acquire the properties listed on the attached exhibit A for the construction of new facilities and expansion of existing facility sites. Funds for the purchase of these properties were appropriated by 88th Legislature, General Appropriations Act for the 2024-2025 Biennium.

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

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

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

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

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

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)

116926
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.

The department, in consultation with the Texas Commission on Environmental Quality, has also determined that the environmental speed limit on the segment of highway established by Minute Order 109064, dated October 31, 2002 and listed in exhibit D, is no longer necessary.

IT IS THEREFORE ORDERED by the commission that the reasonable and safe prima facie maximum speed limits determined in accordance with the department's "Procedures for Establishing Speed Zones" and shown on the attached exhibits A and B are declared as tabulated in those exhibits. The executive director is directed to implement this order for control and enforcement purposes by the erection of appropriate signs showing the prima facie maximum speed limits.

IT IS FURTHER ORDERED that a provision of any prior order by the commission which is in conflict with a provision of this order is superseded to the extent of that conflict, and that the portions of minute orders establishing speed zones shown on the attached exhibit C are canceled.

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

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

The commission heard comments from El Paso Metropolitan Organization (MPO) Executive Director Eduard Calvo on El Paso MPO items; Laredo Webb County Area MPO Director Juan Mendive made general comments on Laredo Texas and thanked the commission for their support; Vision Zero South Texas Representative Lance Hamm spoke about speed limits in working zones and on undivided lanes; EMC Strategy Group President and CEO Ernie Gonzales spoke about US 285 Relief Route Project; and Mr. Jim Wolske spoke about I-35. The commission received no further comments.

ITEM 9. Executive Session Pursuant to Government Code, Chapter 551 Section 551.071

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

The commission did not meet in executive session.

Commissioner Alvis motioned adjournment and Commissioner Meade seconded the motion. The commission voted 5-0 to adjourn. The regular meeting of the Texas Transportation Commission was adjourned at 11:26 a.m.

APPROVED by the Texas Transportation Commission on April 24, 2025:



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 March 27, 2025, in Austin, Texas.



Amanda Brown, Commission Chief Clerk
Texas Department of Transportation