

MINUTES

Regular Meeting of the Board of Directors of the CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY

Wednesday, September 24, 2014
9:00 A.M.

The meeting was held in the Mobility Authority's Lowell H. Lebermann, Jr. Board Room at 3300 N. Interstate 35, #300, Austin, Texas 78705-1849. Notice of the meeting was posted September 19, 2014 at the respective County Courthouses of Williamson and Travis Counties; online on the website of the Secretary of State; online on the website of the Mobility Authority; and in the Mobility Authority's office lobby at 3300 N. Interstate 35, #300, Austin, Texas 78705-1849.

1. Welcome and Opening Remarks by Vice Chairman Jim Mills.

Vice Chairman Jim Mills called the meeting to order at 9:07 a.m. and called the roll. Directors present at the time the meeting was called to order were Ms. Nikelle Meade, Mr. David Singleton, and Mr. David Armbrust. Chairman Wilkerson and Mr. Bob Bennett were not present for the meeting.

2. Opportunity for Public Comment.

Gavino Fernandez addressed the Board of Directors regarding a situation he encountered with HERO personnel. He explained to the Board of Directors that he approached a HERO truck at a gas station for assistance with air for his low tires. The HERO workers let Mr. Fernandez know they could not offer him air because he was not stranded on the highway and was at a gas station that provided air service. Mr. Fernandez expressed his disappointment and frustration with the HERO workers.

Deputy Executive Director Mario Espinoza responded to Mr. Fernandez's remarks. Mr. Espinoza told the Board of Directors that he spoke with Mr. Fernandez prior to the meeting and apologized to him for his frustrating experience and any appearance of discrimination he may have felt. The Mobility Authority does not tolerate discriminatory acts. Recently, there has been a HERO management directive to the HERO workers about the services the HERO program is allowed to provide. They have been instructed to only provide services to those that are stranded on highways because HERO has had many incidences of individuals asking HERO workers for free gasoline at gas stations and for other services readily available to motorists. Mr. Tim Reilly will be working with the manager of the HERO program, Tom Frank, to educate the HERO drivers about their actions during certain situations. Mr. Espinoza told Mr. Fernandez that he would look into his concerns and report back to him, as well as share his findings with the Board. (Since the Board meeting, Mr. Espinoza completed his review and reported back to Mr. Fernandez and the Board.)

Ms. Nikelle Meade thanked Mr. Fernandez for addressing the Board.

Mr. Charles Heimsath arrived during agenda item 2.

3. **Approve an updated list of financial institutions and brokers authorized to provide investment services to the Mobility Authority.**
4. **Authorize issuing a request for qualifications from firms interested in providing investment banking services to the Mobility Authority.**
5. **Approve installation by the City of Cedar Park of a monument in the 183A right-of-way.**
6. **Authorize the Executive Director to execute an amendment to the advance funding agreement with the Texas Department of Transportation for the MoPac South project.**
7. **Approve an amendment to the contract with CDM Smith Inc. for traffic and revenue studies on Mobility Authority toll projects.**
8. **Authorize the Executive Director to execute an amendment to the advance funding agreement with the Texas Department of Transportation for the Bergstrom Expressway.**
9. **Approve a supplement to the Work Authorization with Atkins North America Inc. for general engineering consultant services on the Manor Expressway project.**
10. **Approve a supplement to the Work Authorization with Atkins North America Inc. for general engineering consultant services on the Bergstrom Expressway project.**
11. **Approve a supplement to the Work Authorization with Atkins North America Inc. for general engineering consultant services on the Oak Hill Parkway project.**

Vice Chairman Jim Mills presented Items 3, 4, 5, 6, 9, 10 and 11 for Board consideration as the consent agenda. At the request of staff items 7 and 8 were pulled for consideration a future Board meeting.

Mr. David Singleton moved for approval of the consent agenda, and Mr. Charles Heimsath seconded the motion. The motion carried unanimously, 5-0, and the resolutions for Items 3, 4, 5, 6, 9, 10 and 11 passed on the consent agenda were approved as drafted.

12. **Approve the minutes for the July 20, 2014, Regular Board Meeting.**

Mr. Andy Martin explained that staff experienced a technical failure with the recording device from the July 30, 2014 Board Meeting. Draft minutes have been sent to the Board and will also be sent to the public speakers from that meeting to receive and incorporate their comments.

Ms. Nikelle Meade moved for approval of a motion to postpone approval of the July 30, 2014 Board Meeting minutes, and Mr. Charles Heimsath seconded the motion. The motion carried unanimously, 5-0, and approval of the minutes were postponed to October's Board Meeting

13. **Approve the financial statements for July and August 2014.**

Mr. Bill Chapman presented this item. There was nothing unusual to report on the July and August financial statements.

Ms. Nikelle Meade moved for approval, and Mr. David Singleton seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

14. Award a contract for general toll systems consulting services.

Mr. Tim Reilly presented this item. At the May 21, 2014, Board meeting, the Board of Directors approved a request to procure a new contract for General Systems Consulting Services. The Executive Director recommends Board authorization to negotiate and enter into a contract with Fagan Consulting LLC for the General Systems Consultant Services and to issue two work authorizations to assist with operational oversight and monitoring of toll collection systems (TCS) and intelligent transportation systems (ITS), and to assist with general systems consulting related to the installation and integration of new TCS and ITS on Manor Expressway, MoPac Improvement Project, SH 71 and Bergstrom Expressway.

Mr. David Singleton moved for approval, and Ms. Nikelle Meade seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

15. Award a contract for engineering and design services for the SH 45 SW project.

Mr. Wes Burford presented this item. On February 30, 2014, the Board of Directors authorized issuing a Request for Qualifications (RFQ) from teams interested in providing professional engineering and design services necessary to implement the SH 45 SW Project. The RFQ was issued on May 23, 2014. Nine responses were received on the July 30, 2014, deadline.

A Selection Committee led by Sean Beal, P.E., Engineering Manager, and composed of Mobility Authority staff, a TxDOT representative, and consultants evaluated the Responses against the criteria provided in the RFQ. The committee reviewed and scored the responses and made a recommendation to the Executive Director to short-list three of the responding teams.

The Selection Committee conducted interviews of the short-listed teams on August 22, 2014, and evaluated the teams based on their responses to prepared questions. The Executive Director stated his recommendation and requested Board approval of the Rodriguez Transportation Group, Inc., to provide professional engineering and design services for the SH 45 SW Project.

Ms. Nikelle Meade moved for approval, and Mr. Charles Heimsath seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

16. Award a contract for construction of improvements to the 183/183A intersection.

Mr. Wes Burford presented this item. On August 29, 2014, the Mobility Authority received and opened five bids for the construction of the 183/183A intersection project. The bids have been reviewed by the GEC and legal counsel. The Executive Director recommends awarding the contract to the lowest responsive and responsible bidder, M.A. Smith Contracting, Inc.

Ms. David Singleton moved for approval, and Ms. Nikelle Meade seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

17. Approve respondents qualified to respond a request for detailed proposals to develop the Bergstrom Expressway project under a design-build contract.

Mr. Wes Burford presented this item. On March 26, 2014, the Board of Directors authorized issuing a Request for Qualifications (RFQ) to solicit qualifications from teams interested in pursuing the development of the Bergstrom Express Project through a Design/Build Contract. The RFQ was issued on April 14, 2014 and four Qualifications Submittals were received.

A Committee led by Sean Beal, P.E., Engineering Manager, and composed of Mobility Authority staff and consultants evaluated the Qualifications Submittals against the criteria provided in the RFQ. The RFQ Evaluation Committee recommends Board approval of a shortlist of proposers qualified to advance to the next step of the Design/Build Contract procurement process and respond to the Mobility Authority's request for detailed proposals. The recommended shortlist consists of Bergstrom Expressway Builders, Bergstrom Gateway Alliance, and Colorado River Constructors.

Ms. Nikelle Meade moved for approval, and Mr. David Armbrust seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

18. Authorize issuing both a draft and a final request for detailed proposals to develop the Bergstrom Expressway project under a design-build contract.

Mr. Wes Burford presented this item. Mobility Authority staff and consultants are preparing the Request for Detailed Proposals (RFDP) for a design/build contract to construct the Bergstrom Expressway Project, and are currently working with the Texas Department of Transportation and Federal Highway Administration to receive formal approval of the Final RFDP and authorization to issue the Final RFDP to the shortlisted Teams.

The Executive Director recommends Board authorization to release a draft RFDP to the shortlisted teams and to authorize release of the final RFDP subject to approval by the Federal Highway Administration

Mr. Charles Heimsath moved for approval, and Mr. David Singleton seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

19. Approve a change order with Central Texas Mobility Constructors, LLC, for additional main lane paving on the Manor Expressway project.

Mr. Wes Burford presented this item. The change order with Central Texas Mobility Constructors, LLC, includes compensation for additional asphalt surface course placed at the US 183 interchange and the SH 130 interchange. Additionally, full depth pavement repair was requested on the eastbound frontage road from approximate STA 440+00 to approximate STA 455+00. Due to unforeseen subsurface conditions at this full depth repair, underdrains were installed to ensure proper subsurface dewatering.

Mr. Charles Heimsath moved for approval, and Mr. David Singleton seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

20. Amend the Policy Code to establish speed limits for the tolled main lanes of the Manor Expressway.

Mr. Wes Burford presented this item. The existing maximum speed limits for tolled main lanes of the Manor Expressway were determined through engineering studies during the design process. Now that the roadway is open and traffic has normalized, speed limit studies have been conducted to determine the 85th percentile speeds per TxDOT's *Procedures for Establishing Speed Zones*. Staff recommends adoption of the speed zones identified in the Speed Zone Study.

Mr. David Singleton moved for approval, and Mr. Charles Heimsath seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

Briefing and discussion on the following:

21. Executive Director's report.

Mr. Mike Heiligenstein presented this item and discussed the success of the annual IBTTA meeting in Austin, Texas. The Mobility Authority received many compliments and a lot of exposure during the event.

22. Authorize negotiation and execution of a purchase contract, a settlement agreement, or both, to acquire Parcel 8 of the Manor Expressway Toll Project, consisting of a 2.175 acre tract in fee simple and a 0.18 acre drainage easement, located at the southeast corner of the intersection of US Highway 290 and US 183 in Travis County, owned by Fred and Scott Morse.

Mr. Andy Martin presented this item, recommending an agreed settlement amount of \$795,000 to acquire Parcel 8.

Mr. David Armbrust moved for approval, and Mr. David Singleton seconded the motion. The motion carried unanimously, 5-0, and the resolution was approved as drafted.

Vice Chairman Jim Mills declared the meeting adjourned at 11:00 a.m. with unanimous consent.

Approved 10/29/2014