



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

## Special Called Meeting of the Board of Directors

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**11:00 a.m.**  
Wednesday, August 22, 2018

Lowell H. Lebermann, Jr., Board Room  
3300 N. IH-35, Suite 300  
Austin, Texas 78705

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*A live video stream of this meeting may be viewed on the internet at  
[www.mobilityauthority.com](http://www.mobilityauthority.com)*

## AGENDA

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### ***No action on the following:***

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1. Welcome and opening remarks by the Chairman and members of the Board of Directors.
2. Opportunity for public comment – See **Notes** at the end of this agenda.

### ***Regular Items***

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*Items to discuss, consider, and take appropriate action.*

3. Award a construction contract for the Manor Expressway (290E) Phase III Project.

### ***Executive Session***

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*Under Chapter 551 of the Texas Government Code, the Board may recess into a closed meeting (an executive session) to deliberate any item on this agenda if the Chairman announces the item will be deliberated in executive session and identifies the section or sections of Chapter 551 that authorize meeting in executive session. A final action, decision, or vote on a matter deliberated in executive session will be made only after the Board reconvenes in an open meeting.*

*The Board may deliberate the following items in executive session if announced by the Chairman:*

4. Discuss legal issues related to claims by or against the Mobility Authority; pending or contemplated litigation and any related settlement offers; or other matters as authorized by §551.071 (Consultation with Attorney).

5. Discuss legal issues relating to procurement and financing of Mobility Authority transportation projects, as authorized by §551.071 (Consultation with Attorney).
6. Discuss personnel matters as authorized by §551.074 (Personnel Matters).

## ***Reconvene in Open Session.***

## ***Regular Items***

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### *Items to discuss, consider, and take appropriate action.*

7. Discuss and take appropriate action regarding agreements with the Texas Department of Transportation for development of the 183 North Project, including potential amendments to the SH 45SW Loan Agreement and the SH 71 Toll Lanes Project Development Agreement.
8. Adjourn Meeting.

## ***Notes***

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**Opportunity for Public Comment.** At the beginning and at the end of the meeting, the Board provides a period of up to one hour for public comment on any matter subject to the Mobility Authority's jurisdiction. Each speaker is allowed a maximum of three minutes. A person who wishes to address the Board should sign the speaker registration sheet before the beginning of the public comment period. If a speaker's topic is not listed on this agenda, the Board may not deliberate the speaker's topic or question the speaker during the open comment period, but may direct staff to investigate the matter or propose that an item be placed on a subsequent agenda for deliberation and possible action by the Board. The Board may not deliberate or act on an item that is not listed on this agenda.

**Consent Agenda.** The Consent Agenda includes routine or recurring items for Board action with a single vote. The Chairman or any Board Member may defer action on a Consent Agenda item for discussion and consideration by the Board with the other Regular Items.

**Public Comment on Agenda Items.** A member of the public may offer comments on a specific agenda item in open session if he or she signs the speaker registration sheet for that item before the Board takes up consideration of the item. The Chairman may limit the amount of time allowed for each speaker. Public comment unrelated to a specific agenda item must be offered during the open comment period.

**Meeting Procedures.** The order and numbering of agenda items is for ease of reference only. After the meeting is convened, the Chairman may rearrange the order in which agenda items are considered, and the Board may consider items on the agenda in any order or at any time during the meeting.

**Persons with disabilities.** If you plan to attend this meeting and may need auxiliary aids or services, such as an interpreter for those who are deaf or hearing impaired, or if you are a reader of large print or Braille, please contact Laura Bohl at (512) 996-9778 at least two days before the meeting so that appropriate arrangements can be made.

**Español.** Si desea recibir asistencia gratuita para traducir esta información, llame al (512) 996-9778.

**Participation by Telephone Conference Call.** One or more members of the Board of Directors may participate in this meeting through a telephone conference call, as authorized by Sec. 370.262, Texas Transportation Code (*see below*). Under that law, each part of the telephone conference call meeting law must be open to the public, shall be audible to the public at the meeting location, and will be tape-recorded. On conclusion of the meeting, the tape recording of the meeting will be made available to the public.

Sec. 370.262. MEETINGS BY TELEPHONE CONFERENCE CALL.

(a) Chapter 551, Government Code, does not prohibit any open or closed meeting of the board, a committee of the board, or the staff, or any combination of the board or staff, from being held by telephone conference call. The board may hold an open or closed meeting by telephone conference call subject to the requirements of Sections 551.125(c)-(f), Government Code, but is not subject to the requirements of Subsection (b) of that section.

*Mobility Authority Board Meeting Agenda  
Wednesday, August 22, 2018*

(b) A telephone conference call meeting is subject to the notice requirements applicable to other meetings.

(c) Notice of a telephone conference call meeting that by law must be open to the public must specify the location of the meeting. The location must be a conference room of the authority or other facility in a county of the authority that is accessible to the public.

(d) Each part of the telephone conference call meeting that by law must be open to the public shall be audible to the public at the location specified in the notice and shall be tape-recorded or documented by written minutes. On conclusion of the meeting, the tape recording or the written minutes of the meeting shall be made available to the public.

Sec. 551.125. OTHER GOVERNMENTAL BODY. (a) Except as otherwise provided by this subchapter, this chapter does not prohibit a governmental body from holding an open or closed meeting by telephone conference call.

~~(b) A meeting held by telephone conference call may be held only if:~~

~~(1) an emergency or public necessity exists within the meaning of Section 551.045 of this chapter; and~~

~~(2) the convening at one location of a quorum of the governmental body is difficult or impossible; or~~

~~(3) the meeting is held by an advisory board.~~

(c) The telephone conference call meeting is subject to the notice requirements applicable to other meetings.

(d) The notice of the telephone conference call meeting must specify as the location of the meeting the location where meetings of the governmental body are usually held.

(e) Each part of the telephone conference call meeting that is required to be open to the public shall be audible to the public at the location specified in the notice of the meeting as the location of the meeting and shall be tape-recorded. The tape recording shall be made available to the public.

(f) The location designated in the notice as the location of the meeting shall provide two-way communication during the entire telephone conference call meeting and the identification of each party to the telephone conference shall be clearly stated prior to speaking.

**Español.** Si desea recibir asistencia gratuita para traducir esta información, llame al (512) 996-9778.



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

August 22, 2018  
**AGENDA ITEM #1**

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Welcome and opening remarks by the  
Chairman and members of the Board of  
Directors

Welcome, Opening Remarks and Board Member Comments

Board Action Required: No



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

August 22, 2018  
**AGENDA ITEM #2**

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Open Comment Period for Public Comment  
& Public Comment on Agenda Items

**Open Comment Period for Public Comment** - At the beginning of the meeting, the Board provides a period of up to one hour for public comment on any matter subject to CTRMA's jurisdiction. Each speaker is allowed a maximum of three minutes. A person who wishes to address the Board should sign the speaker registration sheet before the beginning of the open comment period. If the speaker's topic is not listed on this agenda, the Board may not deliberate the topic or question the speaker during the open comment period, but may direct staff to investigate the subject further or propose that an item be placed on a subsequent agenda for deliberation and possible action by the Board. The Board may not act on an item that is not listed on this agenda.

**Public Comment on Agenda Items** - A member of the public may offer comments on a specific agenda item in open session if he or she signs the speaker registration sheet for that item before the Board's consideration of the item. The Chairman may limit the amount of time allowed for each speaker. Public comment unrelated to a specific agenda item must be offered during the open comment period.

Board Action:                      None.



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

August 22, 2018  
**AGENDA ITEM #3**

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Award a construction contract for the  
Manor Expressway (290E) Phase III Project

Strategic Plan Relevance: Regional Mobility  
Department: Engineering  
Contact: Justin Word, P.E., Director of Engineering  
Associated Costs: \$71,236,424.39  
Funding Source: Project Funds  
Action Requested: Consider and act on draft resolution

**Summary:**

The Board authorized staff to proceed with procurement efforts for a construction contractor at the May 30, 2018 Board meeting. A procurement timeline is provided below:

May 30, 2018	Board Authorized Procurement
June 27 and July 4, 2018	Advertised project
July 12, 2018	Pre-bid meeting
July 18, 2018	Bid opening

This item is to award a contract to construct the Project, which will add direct connectors for the SH 130 south to 290E west, SH 130 north to 290E west, and 290E east to SH 130 south movements. CTRMA is the lead agency with TxDOT funding the actual costs for the 290E east to SH 130 south direct connector.

A total of eight bids were received including one nonresponsive bid. The bids range from \$71,172,730 to \$89,685,804 as shown in the table below.

<b>Contractor</b>	<b>Bid Price</b>	<b>Responsive Bid</b>
OHL USA, Inc.	\$71,172,730.41	No
Webber, LLC	\$71,236,424.39	Yes
Jordan Foster Construction LLC	\$71,692,695.36	Yes
McCarthy Holdings, Inc.	\$78,690,448.61	Yes
Sundt Construction, Inc.	\$79,547,241.00	Yes
The Lane Construction Corporation	\$80,936,120.66	Yes
James Construction Group, LLC	\$84,824,364.69	Yes
J.D. Abrams, L.P.	\$89,685,804.21	Yes

The lowest responsive and responsible bidder is Webber, LLC at \$71,236,424. The engineer's estimate is \$80,500,000

These bids are currently under review by TxDOT for concurrence with the recommendation in accordance with the Local Government Project Policy. Therefore, staff is requesting approval to award the contract to the contractor with the lowest responsive and responsible bid conditioned on receiving concurrence from TxDOT.

Backup Provided:                      Draft Resolution

**GENERAL MEETING OF THE BOARD OF DIRECTORS  
OF THE  
CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY**

**RESOLUTION NO. 18-0XX**

**AWARDING A CONSTRUCTION CONTRACT FOR THE MANOR EXPRESSWAY  
(290E) PHASE III PROJECT**

WHEREAS, by Resolution No. 18-017 dated May 30, 2018, the Board of Directors authorized the Executive Director to advertise for bid proposals for a construction services contract for the Manor Expressway (290E) Phase III Project; and

WHEREAS, the Executive Director advertised for bid proposals on June 27, 2018 and July 4, 2018 in accordance with the Mobility Authority Procurement Policy; and

WHEREAS, in response to the advertisement the Mobility Authority received eight bids and, after review by staff, the bid submitted by Webber LLC was found to be the lowest responsive, mathematically correct, and materially balanced bid; and

WHEREAS, the Executive Director therefore recommends awarding a construction contract to Webber LLC as the lowest responsive and responsible bidder; and

WHEREAS, pursuant to Local Government Projects Policy, award of the construction contract is subject to concurrence by the Texas Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that contingent upon receiving concurrence from the Texas Department of Transportation, the Board of Directors hereby awards the contract for construction of the Manor Expressway (290E) Phase III Project to Webber LLC; and

BE IT FURTHER RESOLVED, that contingent upon receiving concurrence in the award of the contract to Webber LLC from the Texas Department of Transportation, the Board of Directors authorizes and directs the Executive Director to execute on behalf of the Mobility Authority an agreement with Webber LLC in an amount not to exceed \$ 71,236,424.39 for construction of the Manor Expressway (290E) Phase III Project.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 22<sup>nd</sup> day of August 2018.

Submitted and reviewed by:

Approved:

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Geoffrey Petrov, General Counsel

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Ray A. Wilkerson  
Chairman, Board of Directors





CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

August 22, 2018  
AGENDA ITEM #4

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Executive Session

*Executive Session:*

Discuss legal issues related to claims by or against the Mobility Authority; pending or contemplated litigation and any related settlement offers; or other matters as authorized by §551.071 (Consultation with Attorney).



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

August 22, 2018  
AGENDA ITEM #5

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Executive Session

*Executive Session:*

Discuss legal issues relating to procurement and financing of Mobility Authority transportation projects, as authorized by §551.071 (Consultation with Attorney).



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

August 22, 2018  
AGENDA ITEM #6

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Executive Session

*Executive Session:*

Discuss personnel matters as authorized by §551.074 (Personnel Matters).

***Materials to be provided during Executive Session***