



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

## Regular Meeting of the Board of Directors

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**9:00 a.m.**

Wednesday, September 26, 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.

### ***Convene the Audit Committee Meeting***

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3. Audit Committee Meeting
  - A. Audit Committee meeting called to order by Committee Chairman Singleton.
  - B. Introduction of external auditors from RSM US LLP.
  - C. Discuss, consider, and take appropriate action to accept the Fiscal Year 2018 Audit Reports.
  - D. Adjourn Audit Committee.

### ***Regular Items***

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

4. Approve the minutes from the July 25, 2018 Regular Board meeting and the August 22, 2018 Special Called Board Meeting.

5. Accept the financial statements for July 2018 and August 2018.
6. Approve Amendment No. 2 to the CDM Smith Inc. Agreement and Authorize Future Work Authorizations for Traffic and Revenue Studies on Mobility Authority Toll Projects.
7. Consider and take appropriate action on the proposed registered account parameters, fees and charges, and billing schedule for the new Pay By Mail program.
8. Adopt a Habitual Violator Policy for the implementation of new toll enforcement remedies and approve corresponding amendments to the Mobility Authority Policy Code.
9. Approve an interlocal agreement with the North East Texas Regional Mobility Authority for electronic and video toll collection transaction processing and image review services.
10. Approve a contract and work authorization for construction engineering and inspection services, approve a work authorization for general engineering consultant services, and approve a contingency budget for construction phase professional services for the Manor Expressway (290E) Phase III Project.
11. Authorize the Executive Director to enter into one or more Interlocal Agreements with the Capital Area Council of Governments for Emissions and Fuel Consumption Analysis on CTRMA Facilities.

### ***Briefings and Reports***

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*Items for briefing and discussion only. No action will be taken by the Board.*

12. 183 South Project Update
13. Status Report on the 183 North Managed Lanes Project
14. Presentation on Transportation Innovation Initiative
15. Presentation on potential Park & Ride locations for inclusion in the CAMPO 2045 Long Range Plan and Project Connect.
16. Executive Director Board Report
  - A. Texas Senate Committee on Transportation Hearing – August 27, 2018
  - B. Update on Travis County Projects
  - C. 2018 Greater Austin Business Awards – Environmental Champion Award

## **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:*

17. Discuss acquisition of one or more parcels or interests in real property needed for the Bergstrom Expressway (183 South) Project and related legal issues, including consideration of the use of eminent domain to condemn property, pursuant to §551.072 (Deliberation Regarding Real Property; Closed Meeting) and §551.071 (Consultation with Attorney; Closed Meeting).
18. Discuss the potential sale or disposition of one or more parcels or interests in surplus real property owned by the Mobility Authority and related legal issues as authorized by §551.072 (Deliberation Regarding Real Property; Closed Meeting).
19. 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).
20. Discuss legal issues relating to procurement and financing of Mobility Authority transportation projects, as authorized by §551.071 (Consultation with Attorney).
21. Discuss personnel matters as authorized by §551.074 (Personnel Matters).

## **Reconvene in Open Session.**

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## **Regular Items**

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

22. Determine that certain real property is not necessary or useful and authorize negotiation and execution of a contract to sell the following described surplus real property interest or parcel:
  - A. Parcel 51R of the Manor Expressway (290E) Phase I Project, a 0.158-acre tract of land **owned by the Central Texas Regional Mobility Authority** and located at 9745 U.S. Highway 290 East, Austin, Travis County, Texas.

23. **Consideration of the use of eminent domain to condemn property:** Declare a public necessity to acquire the following described parcels of land, or interests therein, for the 183 South (Bergstrom Expressway) Project; and with respect to each such parcel or interest therein, authorize any of the following actions: (i) acquisition through negotiation or by the use of eminent domain to condemn the parcel or interest therein; (ii) execution of a contract to purchase, and (ii) execution of a possession and use agreement:
- A. Parcel E36E/F of the 183 South (Bergstrom Expressway) Project, an easement taking of 0.197 acres, from 4.392 acres of real estate, **owned by 8200 N. I-35 LLC, a Texas limited liability company**; and located at 912 Highway 183 South, Austin, Travis County, Texas.
24. Adjourn Meeting.

## Notes

**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.

(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.

*Mobility Authority Board Meeting Agenda  
Wednesday, September 26, 2018*

(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.

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