

MINUTES

Regular Meeting of the Board of

Directors of the

CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY

Wednesday, June 24, 2020

9:00 a.m.

This was a video conference meeting. Notice of the meeting was posted June 19, 2020 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. Chairman Jenkins was present at the Lebermann Board room and on the video conference meeting were Vice Chair Nikelle Meade, Board Members David Singleton, David Armbrust, Mark Ayotte, John Langmore and Mike Doss.

An archived copy of the live-streamed audio of this meeting is available at:

<https://mobilityauthority.swagit.com/play/06242020-606>

1. Welcome and opportunity for public comment.

After noting that a quorum of the Board was present, Chairman Jenkins called the meeting to order at 9:03 a.m. and had each Board Member who attended via video conference state their name for the record and confirm that they could both hear and be heard by all other attendees that were present in-person or live streaming.

Consent Agenda

2. Approve the minutes from the May 26, 2020 Regular Board Meeting.
3. Prohibit the operation of certain vehicles on mobility Authority toll facilities pursuant to the Habitual Violator Program.

ADOPTED AS: RESOLUTION NO. 20-035

MOTION:	Approve Item Nos. 2 & 3
RESULT:	Approved 7-0;
MOTION:	Mike Doss
SECONDED BY:	Mark Ayotte
AYE:	Armbrust, Ayotte, Doss, Jenkins, Langmore, Meade, Singleton

NAY: None.

Regular Items

4. Accept the financial statements through May 2020.

Presentation by Bill Chapman, Chief Financial Officer and Mary Temple, Controller.

MOTION: Accept the financial statements through May 2020
RESULT: Approved 7-0;
MOTION: John Langmore
SECONDED BY: David Singleton
AYE: Armbrust, Ayotte, Doss, Jenkins, Langmore, Meade, Singleton
NAY: None.

ADOPTED AS: RESOLUTION NO. 20-036

5. Discuss and consider adoption of the FY 2021 Operating Budget.

Presentation by Bill Chapman, Chief Financial Officer and Mary Temple, Controller.

During the Board Members' discussion following the presentation, Board Member Doss pointed out clerical errors on pages 5 and 7 of the draft budget which were corrected prior to the adoption and publication of the final FY 2021 Operating Budget.

MOTION: Adopt the FY 2021 Operating Budget
RESULT: Approved 7-0;
MOTION: John Langmore
SECONDED BY: Nikelle Meade
AYE: Armbrust, Ayotte, Doss, Jenkins, Langmore, Meade, Singleton
NAY: None.

ADOPTED AS: RESOLUTION NO. 20-037

Briefings and Reports

6. Executive Director Board Report.

Presentation by Mike Heiligenstein, Executive Director.

- A. Effect of COVID-19 on the agency operations

- B. Update on projects under construction
- C. Update on projects under development

Executive Session Pursuant to Government Code, Chapter 551

Chairman Jenkins announced in open session at 10:53 a.m. that the Board would recess the meeting and reconvene in Executive Session to deliberate the following items:

7. Discuss the acquisition of one or more parcels or interests in real property needed for the 183A Phase III Project and related issues, including consideration of the use of eminent domain to condemn property, pursuant to §551.072 (Deliberation Regarding Real Property) and §551.071 (Consultation with Attorney).
8. 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).
9. Discuss legal issues relating to procurement and financing of Mobility Authority transportation projects, as authorized by §551.071 (Consultation with Attorney).
10. Discuss personnel matters as authorized by §551.074 (Personnel Matters).

After completing the executive session, the Board reconvened in open meeting at 11:13 a.m.

Regular Items

11. **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 183A Phase III 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 1 of the 183A Phase III an easement taking of 14.824 acres of real estate, from 94.081 acres of real estate, **owned by Kang Lee, Yuh-Jaan Wey & Zennie Lien-Fang Wey**; and located at Highway 183/CR 258, Liberty Hill, Williamson County, Texas.

MOTION: Authorize the use of the power of eminent domain to acquire an easement interest of 14.824 acres of real estate, from 94.081 acres of real estate, **owned by Kang Lee, Yuh-Jaan Wey & Zennie Lien-Fang Wey**; and located at Highway 183/CR 258, Liberty Hill, Williamson County, Texas.

RESULT: Approved 6-0; Mike Doss abstained
MOTION: Nikelle Meade
SECONDED BY: David Armbrust
AYE: Armbrust, Ayotte, Jenkins, Langmore, Meade, Singleton
NAY: None.

ADOPTED AS: RESOLUTION NO. 20-038

- B. Parcel 3 of the 183A Phase III an easement taking of 3.646 acres, from 12.5 acres of real estate, **owned by Klatt Properties, a Texas limited partnership**; and located at 100 CR 258, Liberty Hill, Williamson County, Texas.

MOTION: Authorize the use of the power of eminent domain to acquire an easement interest of 3.646 acres, from 12.5 acres of real estate, **owned by Klatt Properties, a Texas limited partnership**; and located at 100 CR 258, Liberty Hill, Williamson County, Texas.

RESULT: Approved 7-0;
MOTION: Nikelle Meade
SECONDED BY: David Armbrust
AYE: Armbrust, Ayotte, Doss, Jenkins, Langmore, Meade, Singleton
NAY: None.

ADOPTED AS: RESOLUTION NO. 20-039

- C. Parcel 4 of the 183A Phase III an easement taking of 0.1638 acres, from 8.7 acres of real estate, **owned Leander Developers 4 LTD, a Texas limited liability company**; and located at 450 N Highway 183, Liberty Hill, Williamson County, Texas.

MOTION: Authorize the use of the power of eminent domain to acquire an easement interest of 0.1638 acres, from 8.7 acres of real estate, **owned Leander Developers 4 LTD, a Texas limited liability company**; and located at 450 N Highway 183, Liberty Hill, Williamson County, Texas.

RESULT: Approved 6-0; David Singleton abstained
MOTION: Nikelle Meade
SECONDED BY: David Armbrust
AYE: Armbrust, Ayotte, Jenkins, Langmore, Meade,

NAY: None.

ADOPTED AS: RESOLUTION NO. 20-040

After confirming that no member of the public wished to address the Board, Chairman Jenkins declared the meeting adjourned at 12:03 p.m.

12. Adjourn.

Approved July 29, 2020