

**MINUTES (REVISED ON 11/24/15)**

**Special Called Meeting of the Board of Directors**

**of the**

**CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY**

**Monday, August 24, 2015**

**9:00 A.M.**

This 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 August 20, 2015, at the Williamson County Courthouse and the Travis County Courthouse; 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.

**An audio recording of this meeting is available  
at: <https://soundcloud.com/mobilityauthority>**

**1. Welcome and Opening Remarks by Chairman Ray Wilkerson.**

After noting that a quorum of the Board was present, Chairman Ray Wilkerson called the meeting to order at 9:10 a.m.

Ray A. Wilkerson, Chairman	Present by telephone
James H. Mills, Vice Chairman	Present at the meeting place
Robert L. Bennett, Jr.	Present by telephone
Nikelle Meade, Secretary	Present by telephone
David B. Armbrust	Present by telephone
David Singleton	Not present
Charles Heimsath	Present by telephone

**2. Opportunity for Public Comment.**

No members of the public presented comments to the Board.

**Regular Board Items**

**3. Approve the financial assistance agreement with the Texas Department of Transportation for funding to develop and construct the 183 South (Bergstrom Expressway) Project.**

Speaking on: Mike Heiligenstein, Bill Chapman, Andrew Martin

**MOTION:** Adopt the resolution provided as backup for Agenda Item 3.

**RESULT:** Approved (Unanimous)

**MOTION BY:** Ms. Meade

**SECONDED BY:** Mr. Bennett

**AYE:** Chairman Wilkerson, Mr. Mills, Mr. Bennett, Ms. Meade, Mr. Heimsath, and Mr. Armbrust

**NAY:** None

**ADOPTED AS:** RESOLUTION NO. 15-050

- 4. 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) execution of a contract to purchase, (ii) execution of a possession and use agreement, or (iii) acquisition through negotiation or by the use of eminent domain to condemn the parcel or interest therein:

Speaking on Items A-F: Andrew Martin

- A. Parcel 117 of the 183 South (Bergstrom Expressway) Project, a 0.461 acre parcel of real estate, and Parcel 117E of the 183 South (Bergstrom Expressway) Project, a 0.404 acre parcel of real estate, owned by Randall W. Ferneau, Roberta A. Ferneau, and Robin M. Ferneau as the sole successors-in-interest to Ferneau Investments, Inc., a dissolved California corporation, located in the 2800 block of Ed Bluestein, Austin, Travis County, Texas.

**MOTION:** Authorize the use of the power of eminent domain to acquire a fee simple interest in Parcel 117, a 0.461 acre parcel, and a drainage easement in Parcel 117E, a 0.404 acre parcel, located in the 2800 block of Ed Bluestein, at the northwest corner of Ed Bluestein and Shelton Road, Austin, Travis County, for public use to expand, construct, operate, and maintain the 183 South transportation project, by adopting the resolution provided as backup for Agenda Item 4-A.

**MOTION BY:** Ms. Meade

**SECONDED BY:** Mr. Bennett

**AYE:** Chairman Wilkerson, Mr. Mills, Mr. Bennett, Ms. Meade, Mr. Heimsath, and Mr. Armbrust

**NAY:** None

**RESULT:** Approved (Unanimous)

**ADOPTED AS: RESOLUTION NO. 15-050.1**

B. Parcel 131 of the 183 South (Bergstrom Expressway) Project, a 0.217 acre parcel of real estate owned by Ben Fuentes, Daniel C. Castro, Esther Nanez Ledesma, Edward Ledesma, Abel Ledesma, Tina Villareal, and Alfred Ledesma, located at 6501 Regiene Road, in the 3000 block of Ed Bluestein, Austin, Travis County, Texas.

**MOTION:** Authorize the use of the power of eminent domain to acquire a fee simple interest in Parcel 131, a 0.217 acre parcel, located at 6501 Regiene Road, in the 3000 block of Ed Bluestein, Austin, Travis County, for public use to expand, construct, operate, and maintain the 183 South transportation project, by adopting the resolution provided as backup for Agenda Item 4-B.

**MOTION BY:** Ms. Meade

**SECONDED BY:** Mr. Heimsath

**AYE:** Chairman Wilkerson, Mr. Mills, Mr. Bennett, Ms. Meade, Mr. Heimsath, and Mr. Armbrust

**NAY:** None

**RESULT:** Approved (Unanimous)

**ADOPTED AS: RESOLUTION NO. 15-050.2**

C. Parcel 132 of the 183 South (Bergstrom Expressway) Project, a 0.673 acre parcel of real estate owned by Brian Evans and Yoon Sin Kim, located at 6705 Regiene Road, Austin, Travis County, Texas.

**MOTION:** Authorize the use of the power of eminent domain to acquire a fee simple interest in Parcel 132, a 0.673 acre parcel, located at 6705 Regiene Road, Austin, Travis County, for public use to expand, construct, operate, and maintain the 183 South transportation project, by adopting the resolution provided as backup for Agenda Item 4-C.

**MOTION BY:** Ms. Meade

**SECONDED BY:** Mr. Mills

**AYE:** Chairman Wilkerson, Mr. Mills, Mr. Bennett, Ms. Meade, Mr. Heimsath, and Mr. Armbrust

**NAY:** None

**RESULT:** Approved (Unanimous)

**ADOPTED AS: RESOLUTION NO. 15-050.3**

D. Parcel 155 of the 183 South (Bergstrom Expressway) Project, a 0.131 acre parcel of real estate owned by Sunbelt Cleveland Properties, L.P., located in the 2700 block of Howard Road, Austin, Travis County, Texas.

**MOTION:** Authorize the use of the power of eminent domain to acquire a fee simple interest in Parcel 155, a 0.131 acre parcel, located in the 2700 block of Howard Road, at the northeast corner of Ed Bluestein Blvd. and Smith Road, Austin, Travis County, for public use to expand, construct, operate, and maintain the 183 South transportation project, by adopting the resolution provided as backup for Agenda Item 4-D.

**MOTION BY:** Ms. Meade

**SECONDED BY:** Mr. Mills

**AYE:** Chairman Wilkerson, Mr. Mills, Mr. Bennett, Ms. Meade, Mr. Heimsath, and Mr. Armbrust

**NAY:** None

**RESULT:** Approved (Unanimous)

**ADOPTED AS:** **RESOLUTION NO. 15-050.4**

E. Parcel 157 of the 183 South (Bergstrom Expressway) Project, a 0.163 acre parcel of real estate owned by William E. Selman, located in the 400 block of Bastrop Highway, Austin, Travis County, Texas.

**MOTION:** Authorize the use of the power of eminent domain to acquire a fee simple interest in Parcel 157, a 0.163 acre parcel, located on the west line, in the 400 block of Bastrop Highway, between Vargas Road and Thompson Lane, Austin, Travis County, for public use to expand, construct, operate, and maintain the 183 South transportation project, by adopting the resolution provided as backup for Agenda Item 4-E.

**MOTION BY:** Ms. Meade

**SECONDED BY:** Mr. Heimsath

**AYE:** Chairman Wilkerson, Mr. Mills, Mr. Bennett, Ms. Meade, Mr. Heimsath, and Mr. Armbrust

**NAY:** None

**RESULT:** Approved (Unanimous)

**ADOPTED AS:** **RESOLUTION NO. 15-050.5**

F. Parcel 158 of the 183 South (Bergstrom Expressway) Project, a 0.035 acre parcel of real estate owned by 422 Bastrop Hwy., Ltd., located at 436 Bastrop Highway, Austin, Travis County, Texas.

**MOTION:** Authorize the use of the power of eminent domain to acquire a fee simple interest in Parcel 158, a 0.035 acre parcel, located at 436 Bastrop Highway, Austin, Travis County, for public use to expand, construct, operate, and maintain the 183 South transportation project, by adopting the resolution provided as backup for Agenda Item 4-F.

**MOTION BY:** Ms. Meade

**SECONDED BY:** Mr. Heimsath

**AYE:** Chairman Wilkerson, Mr. Mills, Mr. Bennett, Ms. Meade, Mr. Heimsath, and Mr. Armbrust

**NAY:** None

**RESULT:** Approved (Unanimous)

**ADOPTED AS: RESOLUTION NO. 15-050.6**

Executive Director Heiligenstein advised Chairman Wilkerson and the board members that he knew of nothing that required discussion in an executive session.

Chairman Wilkerson announced that the board would not recess into executive session or discuss any executive session item listed on the agenda.

Chairman Wilkerson declared the meeting adjourned with unanimous consent at 9:26 a.m.

Approved 11/24/2015