Right of Way Committee of the Board of Directors of the CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY 301 Congress Avenue, Suite 360 • Austin, Texas Thursday, February 17, 2011 • 10:45 a.m.



AGENDA

Convene in Open Meeting

1. Welcome, Opening Remarks and Committee Member Comments.

Executive Session

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

The Committee may deliberate the following items in executive session if announced by the Committee Chair:

2. Discuss the acquisition of one or more parcels or interests in real property needed for the US 290 East Toll project (Manor Expressway) and related legal issues, pursuant to §551.072 (Deliberation Regarding Real Property; Closed Meeting) and §551.071 (Consultation with Attorney; Closed Meeting).

Reconvene in Open Meeting

- 3. Discussion and possible action on a recommendation to the CTRMA Board of Directors concerning acquisition of one or more parcels or interests in real property needed for the US 290 East Toll project (Manor Expressway), including without limitation the following:
 - A. Parcel 3 of the Manor Expressway Toll Project, a 1.929 acre parcel of real estate located 8601 US Hwy 290E in Travis County owned by Kemco Properties/Dwight Kemnits.
 - B. Parcel 15 of the Manor Expressway Toll Project, a 0.068 acre parcel of real estate located 8305 Springdale Road, in Travis County owned by All Springdale Venture.

- C. Parcel 34 of the Manor Expressway Toll Project, a 0.539 acre parcel of real estate located on the south line of US Hwy 290E west of Giles Road in Travis County owned by Paul and Verena Devooght.
- D. Parcel 35 of the Manor Expressway Toll Project, a 1.130 acre parcel of real estate located in the south line of US Hwy 290E west of Giles Road in Travis County owned by Arturo Diaz.
- E. Parcel 51 of the Manor Expressway Toll Project, a 0.342 acre parcel of real estate located 89745 US Hwy 290E in Travis County owned by Daniel Perez.
- F. Parcel 13AC of the Manor Expressway Toll Project, a 225 linear foot access rights acquisition, located 9470 US Hwy 290E in Travis County owned by Raymond Raschke and Elda Raschke.
- 4. Adjourn Meeting

NOTES:

<u>Public comment on Agenda Items</u> – 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 Committee's consideration of the item. The Committee Chair may limit the amount of time allowed for each speaker.

<u>Meeting Procedures</u> – The order and numbering of agenda items are for ease of reference only. After the meeting is convened, the Committee Chair may rearrange the order in which agenda items are considered and the Committee may consider items listed on the agenda in any order and at any time during the meeting.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services, such as an interpreter for persons who are deaf or hearing impaired, and readers of large print or Braille, are requested to contact Cynthia Harris at (512) 996-9778 at least two working days before the meeting so that appropriate arrangements can be made.

<u>Participation by Telephone Conference Call</u> – One or more members of the Committee may participate in this meeting through a telephone conference call, as authorized by Sec. 370.262, Texas Transportation Code. 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 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.
- (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.