



**AUSTIN TRANSIT PARTNERSHIP
BOARD OF DIRECTORS MEETING
AGENDA**

Wednesday, January 24, 2024, 2:00 p.m.

ATP Board Room

203 Colorado St. Austin, TX 78701

ADA Compliance

Reasonable accommodations and equal access to communications are provided upon request. Please call 512-389-7590 or email chloe.maxwell@atptx.org if you need more information.

Board of Directors

Veronica Castro de Barrera, Chair; Kirk Watson, Vice Chair; Jeffrey Travillion; Juan Garza; John Langmore; Robert Goode (ex officio); Dottie Watkins (ex officio).

Public Comment

Public comment may be completed in person or virtual. Those wishing to contribute comments must notify ATP 24-hours before the meeting by calling 512-389-7590 or emailing chloe.maxwell@atptx.org. Please provide your name, phone number and the topic you wish to discuss. On the day of the meeting, you will be contacted, added as an attendee of the board meeting, and have 3 minutes to speak. You will have only one opportunity at the beginning of the board meeting to speak on all items you intend to address.

Watch Live

ATP Board Meetings are streamed [live](#) from the ATP website.

Executive Session

The Board of Directors reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed as authorized by Texas Government Code Chapter 551, including, but not limited to: Sections 551.071 (Litigation/Consultation with Attorney), 551.072 (Deliberations regarding real property), 551.073 (Deliberations regarding gifts and donations), 551.074 (Deliberations regarding personnel matters) or 551.076 (Deliberations regarding deployment/implementation of security personnel or devices), and 551.087 (Deliberations regarding Economic Development negotiations).

1. **Public Comment**
2. **Executive Director Report**
 1. Project Connect Status Update
3. **Discussion Items**
 - 3.1 Update on Implementation of Austin Light Rail
 - 3.2 Presentation of Governance Assessment
4. **Action Items**
 - 4.1 Action Item 1 3
Approval of minutes from the December 13, 2023 Board Meeting
 - 4.2 Action Item 2 6
Approval of a resolution authorizing the Executive Director, or their designee, to negotiate and execute a contract with Pinyon Environmental, Inc. for National Environmental Policy Act (NEPA) Review Support 139(j) Consultant services for a term of two years, with one 12-month extension option, in an amount not to exceed \$900,000; and authorizing the negotiation and execution of a Memorandum of Agreement with the Federal Transit Administration to receive Consultant support
5. **Executive Session**
 1. Section 551.071 of the Texas Government Code (private consultation with legal counsel) for legal issues related to *Dirty Martin's et al v. Watson et al*, Cause No. D-1-GN23-008105 in the 455th District Court of Travis County, Texas and ATP's issuance of debt
 2. Section 551.074 of the Texas Government Code (deliberations regarding personnel matters) for personnel matters related to the Executive Director and Director of Internal Audit performance reviews
6. **Adjournment**

AUSTIN TRANSIT PARTNERSHIP BOARD OF DIRECTORS MEETING

Austin Transit Partnership Board Room
203 Colorado St. Austin, TX 78701

~ Minutes ~

Board Secretary
Brandon Carr

Wednesday, December 13, 2023
2:00 PM

2:00 PM Meeting Called to Order
4:03 PM Meeting Adjourned

1. Public Comment

There was no public comment at this meeting.

2. Executive Director Report

ATP Executive Director Greg Canally presented items related to the Project Connect Status Report / Board Brief and the Annual Management Report.

3. Action Items

1. Approval of minutes from the October 18 Austin Transit Partnership Board Meeting
RESULT: ADOPTED [UNANIMOUS]
MOVER: Langmore
SECONDER: Garza
AYES: Watson, Garza, Langmore
ABSENT: Castro de Barrera, Travillion
2. Approval of a resolution authorizing the Executive Director, or their designee, to negotiate and execute contracts with Buie & Co, Butler Creative, LLC, and Elizabeth Christian Public Relations for Communications and Marketing Services for a term of three years, with two extension options, in an amount not to exceed \$2,750,000 for the initial year, divided among the contractors through task orders
RESULT: ADOPTED [UNANIMOUS]
MOVER: Garza
SECONDER: Travillion
AYES: Watson, Garza, Langmore, Travillion
ABSENT: Castro de Barrera

3. Approval of a resolution authorizing the Executive Director, or their designee, to negotiate and execute a contract with modification with AECOM Technical Services Inc. and HNTB Corporation for certain engineering services to advance the Austin Light Rail program, for additional funding in an amount not to exceed \$6,000,000 divided between the contractors through task orders

RESULT: ADOPTED [UNANIMOUS]

MOVER: Travillion

SECONDER: Garza

AYES: Watson, Garza, Langmore, Travillion

ABSENT: Castro de Barrera

4. Approval of a resolution authorizing the Executive Director, or their designee, to negotiate and execute a contract modification with HDR Engineering, Inc. to support Austin Light Rail program development and management, and work related to the Federal Transit Administration (FTA)'s New Starts Capital Investment Grant Program, for additional funding in an amount not to exceed \$18,000,000

RESULT: ADOPTED [UNANIMOUS]

MOVER: Langmore

SECONDER: Travillion

AYES: Watson, Garza, Langmore, Travillion

ABSENT: Castro de Barrera

5. Adoption of ATP Fiscal Year 2023-2024 Investment Policy

RESULT: ADOPTED [UNANIMOUS]

MOVER: Garza

SECONDER: Travillion

AYES: Watson, Garza, Langmore, Travillion

ABSENT: Castro de Barrera

6. Approval of a resolution appointing 11 candidates to serve as members of the Project Connect Community Advisory Committee as recommended by the Nominating Committee to serve either two- or four-year initial terms as determined via lottery

RESULT: ADOPTED [UNANIMOUS]

MOVER: Travillion

SECONDER: Langmore

AYES: Watson, Garza, Langmore, Travillion

ABSENT: Castro de Barrera

4. Item from Internal Audit

1. Briefing on audit of the Joint Powers Agreement (JPA) and related agreements

ATP Director of Internal Audit Katie Houston and Senior Auditor Cameron Lagrone presented. The Audit Report is included in the meeting materials.

5. Adjournment

The meeting was adjourned at 4:03 PM.

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BOARD OF DIRECTORS: Veronica Castro de Barrera, Chair; Kirk Watson, Vice Chair; Jeff Travillion; Juan Garza; John Langmore; Robert Goode (ex officio); Dottie Watkins (ex officio).



Austin Transit Partnership Board of Directors Resolution

Meeting Date: 1/24/2024

ATP-2024-001

***Resolution authorizing the negotiation and execution of NEPA
Review Support (139j) Consultant contract***

Subject: Approval of a resolution authorizing the Executive Director, or their designee, to negotiate and execute a contract with Pinyon Environmental, Inc. for National Environmental Policy Act (NEPA) Review Support 139(j) Consultant services for a term of two years, with one 12-month extension option, in an amount not to exceed \$900,000; and authorizing the negotiation and execution of a Memorandum of Agreement with the Federal Transit Administration to receive such Consultant support.

Fiscal Impact: Funding for this contract is available in the FY2023-24 Capital Budget.

Executive Summary: To advance Austin Light Rail in a timely manner, it is important for ATP to be able to provide the Federal Transit Administration (FTA) with additional resources to expedite its environmental review, compliance, and documentation activities associated with NEPA requirements. Under 23 U.S.C. § 139(j), ATP is permitted to solicit and pay for such resources on behalf of the FTA, pursuant to a Memorandum of Agreement with the FTA. The selected Consultant will assist FTA staff with the review and approval of documents related to regulatory requirements including, but not limited to, the National Historic Preservation Act, Section 4(f) of the Department of Transportation Act, and any other regulatory requirements under NEPA.

Procurement Summary: On October 30, 2023, the Procurement Department issued a request for proposals for National Environmental Policy Act (NEPA) Review Support 139(j) Consultant services. An RFP process was utilized because factors other than cost were needed for selection of award. The RFP was advertised in the Austin American Statesman and published on ATP's website, and 45 potential proposers were sent invitations to participate through ATP's e-procurement system. Two (2) proposals were received and evaluated by a team of ATP subject matter experts based on the following criteria: (i) experience in scope area, (ii) understanding and project approach, and (iii) fee schedule. The proposer recommended for contract award is Pinyon Environmental, Inc., having received the highest score, technical and cost factors considered.

Disadvantaged Business Enterprise Program Summary: No federal funding will be used in these contracts. The disadvantaged business enterprise program applies to federally funded contracts only.



RESOLUTION OF THE AUSTIN TRANSIT PARTNERSHIP

BOARD OF DIRECTORS

STATE OF TEXAS
COUNTY OF TRAVIS

Resolution ID: ATP-2024-001

Resolution authorizing the negotiation and execution of NEPA Review Support (139j) Consultant contract

WHEREAS, to advance Austin Light Rail in a timely manner, it is important for ATP to be able to provide the Federal Transit Administration (FTA) with additional resources to expedite environmental review, compliance, and documentation activities associated with NEPA requirements; and

WHEREAS, under 23 U.S.C. § 139(j), ATP is permitted to solicit and pay for these services on behalf of the FTA, by entering into a Memorandum of Agreement with the FTA; and

WHEREAS, the selected Consultant will assist FTA staff with the review and approval of documents related to regulatory requirements including, but not limited to, the National Historic Preservation Act, Section 4(f) of the Department of Transportation Act, and any other regulatory requirements under NEPA.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of ATP that the Executive Director, or their designee, is hereby authorized to negotiate and execute a contract with Pinyon Environmental, Inc. for NEPA Review Support 139(j) Consultant services for a term of two years, with one 12-month extension option, in an amount not to exceed \$900,000; and authorizes the negotiation and execution of a Memorandum of Agreement with the Federal Transit Administration to receive such Consultant support.

Brandon Carr
Secretary of the Board

Date