

**Austin-San Antonio Intermunicipal Commuter Rail District  
Board Meeting**

Friday December 2, 2005

10:00 A.M.

San Marcos Activity Center

501 E Hopkins

San Marcos, Texas

**I. Call to Order**

Notice was duly posted and a meeting of the Austin-San Antonio Intermunicipal Commuter Rail District Board was held on December 2, 2005. Chairman Covington called the meeting to order at approximately 10:08 A.M.

**Participants:**

Sid Covington, Chairman

J. Tullos Wells, Vice Chairman

Tommy Adkisson

Gonzalo Barrientos

Lisa Birkman

Mariano Camarillo

Gerald Daugherty

Fred Harless

Dave Marsh

Al Notzon

Richard Perez

Carroll Schubert

Betty Dunkerly and Tim Tuggey were unable to attend. Additionally, Joe Morris attended in Jeff Wentworth's absence. Other participants included Ross Milloy, Bill Bingham and Alison Schulze.

**II. Chairman and Member Comments**

Chairman Covington thanked the members and the audience for attending.

Chairman Covington welcomed Ms. Lisa Birkman, Williamson County Commissioner, to the Board as the representative for Williamson County, which recently joined the Board. He also acknowledged Patty Eason, Councilmember from the City of Georgetown, which passed a resolution on November 22 to join

the Rail District, and noted that on December 13, she will be officially named as a Board member. He mentioned that the City of San Marcos has on their December 7, 2005 agenda a resolution to join the Rail District.

Chairman Covington also commented that Proposition 1, establishing the Rail Relocation Fund, passed and will have a positive impact on the District's efforts.

### **III. Consider Approval of November 4 Board Meeting Minutes**

Upon a motion by Richard Perez and second by Gerald Daugherty, the members unanimously approved the November 4, 2005 meeting minutes.

### **IV. Report on Status of Appointments to the Board and Administration of Oath of Office to Any Newly Appointed Board Members**

Bill Bingham reported to the Board that Lisa Birkman has signed the Oath of Office and is now an official Member of the Board (oath and statement attached). He also reported that there is one vacancy on the Board, an elected official that the Board may appoint to represent the municipalities that are not otherwise represented on the Board. Mr. Bingham pointed out that if appointed, the individual must be an elected member of one of the aforementioned municipalities. A discussion ensued clarifying the legal criteria for appointing the individual to the Board. The Board directed Ross Milloy to compile a list of cities to consider for the vacant position.

### **V. Report on Current Status of Alternatives Analysis and New Starts Application and Upcoming Key Decision Points**

Tom Shelton and Clif Davis of Carter-Burgess reported to the Board on the status of the Alternatives Analysis and New Starts Application, recapping the progress that has been made so far and outlining the entire process for the benefit of the new Board members. Ross Milloy reported that the Rail District received \$2 million from the Federal government in the Transportation Appropriations Bill; also, discussions are underway with TxDOT on the use of transportation credits for the non-federal match..

Mr. Shelton outlined the additional steps needed to complete the project and noted that there is much competition for Federal funding from other rail projects around the country, and emphasized that the New Starts application must be as competitive as possible when it is submitted. He emphasized the importance of

ridership modeling in the New Starts process, and described modeling tasks that have been completed and tasks that are in progress.

A brief discussion ensued regarding whether or not a ridership model can be created for a rail line on the east side of San Antonio. The Board directed staff to take the issue to the Project Management Oversight Committee for consideration.

#### **VI. Interim Report on Economic Impact Analyses of Potential Station Locations**

Charles Heimsath of Capitol Market Research reported to the Board on the status economic development feasibility analyses of the 15 potential station locations. He reported that 12 economic impact analyses have been completed and that the remaining 3 are expected to be completed within a month.

#### **VII. Consider and Take Appropriate Action on Interlocal Agreement for Seaholm Station Location Study**

Alison Schulze briefly reported to the Board that the Rail District, City of Austin and Capital Metro are joining forces to study location alternatives for the proposed rail station at the Seaholm site in downtown Austin. She recommended the Board authorize the Executive Director to execute an interlocal agreement with the City of Austin and Capital Metro to conduct the Seaholm station location study for a total cost of \$76,736.47, with the Rail District's share not to exceed \$25,580. The members, upon a motion by Richard Perez and second by Fred Harless, unanimously approved and authorized the Executive Director to execute an interlocal agreement with the City of Austin and Capital Metro to conduct the Seaholm station location study and amend the Carter-Burgess contract to perform these additional services.

#### **VIII. Consider and Take Appropriate Action on 2006 Goals**

Mr. Milloy reported on the Rail District's 2006 Goals, which include trying to find alternative funding strategies, such as public/private financing. He also reported that pursuing higher speed rail Federal funding is another source worth pursuing, and that the ridership models must be completed to decide to continue the project. Other goals include completing the New Starts application, establishing interlocal agreements on tax increment financing for developing the total financing package, and securing another \$1 million in Federal funding for Planning and Preliminary Engineering.

Lisa Birkman noted that there is a need for outreach to governments and the general public in 2006. Al Notzon stated that an additional goal for 2006 should be to initiate an analysis of the rail corridor on the east side of the City of San Antonio. Upon a motion by Al Notzon and second by Tullos Wells, it was unanimously resolved to adopt the 2006 goals with the addition of the 2 goals suggested by members Birkman and Notzon.

## **IX. Financial Report**

Mr. Milloy provided the Board with the following financial reports for the Board's review and consideration:

- 2005-06 Fiscal Year Budget – Locally Funded Expenses
- 2005 3<sup>rd</sup> Quarter Statement of Billable Expenses
- Reconciliation Detail: Checking Account, Period Ending 11/28/2005.

## **X. Legislative Update**

Bill Bingham reported that besides the previously mentioned \$2 million appropriation, there were no other legislative items to report.

## **XI. Other Business**

There were no other items of business brought before the Board.

## **XII. Public Comment**

There were no comments from the public.

## **XIII. Adjourn**

Chairman Covington thanked the Members and the audience for their attendance and participation. There being no further items of business brought before the Board, Chairman Covington adjourned the meeting at 11:50 a.m.

**STATEMENT OF ELECTED/APPOINTED OFFICER**  
*Pursuant to Tex. Const. art. XVI, § 1(b), amended 2001)*

I, Lisa Birkman, do solemnly swear (or affirm), that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value or promise any public office or employment for giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

**UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING STATEMENT AND THAT THE FACTS STATED THEREIN ARE TRUE.**

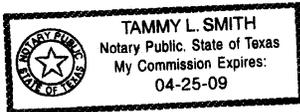
11-18-05  
Date

*Lisa Birkman*  
Affiant's Signature

Director of the Austin-San Antonio  
Intermunicipal Commuter Rail District  
Position to Which Elected/Appointed

SWORN TO and subscribed before me by affiant on this 18<sup>th</sup> day of Nov. 2005.

*Tammy L. Smith*  
Signature of Person Administering Oath  
Notary Public  
Title

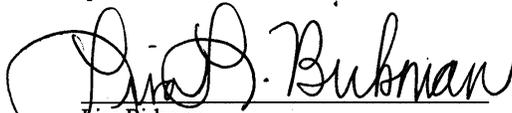


**Austin-San Antonio Intermunicipal Commuter Rail District**

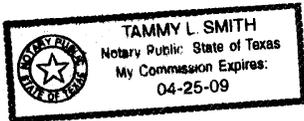
**The State of Texas**

**OATH OF OFFICE**

I, Lisa Birkman, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Director of the Austin-San Antonio Intermunicipal Commuter Rail District of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

  
Lisa Birkman

SWORN TO and Subscribed before me by Lisa Birkman on this 18<sup>th</sup> day of NOV, 2005.



  
Signature of Person Administering Oath  
Tammy L Smith  
Printed Name  
Notary Public  
Title