

## TEXAS HISTORICAL COMMISSION

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### AGENDA

Videoconference Meeting  
October 28, 2020  
9 a.m.

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Pursuant to the Governor's March 16, 2020 suspension of certain provisions of the Texas Open Meetings Act due to the Coronavirus (COVID-19), the October 28, 2020 meeting of the Texas Historical Commission will be held by videoconference as authorized under Texas Government Code section 551.127. Zoom meeting access link (registration required): <http://bit.ly/oct2020thc> or audio only access via telephone at 1(346) 248-7799 Webinar ID: 999 5778 8643. Agenda and meeting materials will be available at [www.thc.texas.gov/teleconferences](http://www.thc.texas.gov/teleconferences) after October 20, 2020.

\*Public comment registration is available at <https://bit.ly/34JRCfm>. You must register no later than 5 p.m. on October 26, 2020. To obtain a recording of the meeting please contact Esther Brickley at 512-463-5768 after October 29, 2020

The members may discuss and/or take action on any of the items listed in the agenda. Note: The Commission may go into executive session (close its meeting to the public) on any agenda item if appropriate and authorized by the Open Meetings Act, Texas Government Code, Chapter 551.

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#### 1. Call to Order and Introductions – *Chairman Nau*

- 1.1 Welcome
- 1.2 Pledge of Allegiance
  - A. United States
  - B. Texas
- 1.3 Commissioner roll call
- 1.4 Establish quorum
- 1.5 Recognize and/or excuse absences

#### 2. Announcements

- 2.1 Staff introductions – *Wolfe*

#### 3. Report on the activities of the Friends of the THC – *Brian Shivers, Chair, Friends of the THC & Anjali Zutshi, Executive Director, Friends of the THC*

#### 4. Report on the activities of the Texas Holocaust & Genocide Commission – *Lynn Aranoff, Chair, THGC & Joy Nathan, Executive Director, THGC*

#### 5. Public comment

Members of the public may address the Commission concerning any matter within the authority of the Commission. Please follow the instructions at the top of this agenda to register to provide public comment. The Chairman may limit the length of time available to each individual.

#### 6. Consent Items – The Commission may approve agenda items 6.1 – 6.9 by a majority vote on a single motion. Any commissioner may request that an item be pulled from this consent agenda for consideration as a separate item.

- 6.1 Consider approval of meeting minutes
  - A. June 17, 2020 Joint Commission
  - B. September 22, 2020 Joint Commission/AAB
- 6.2 Consider certification of Historic Texas Cemetery Designations including: Lang; Rodriguez-Esparza; Rutledge; East Belton; Oenaville; Hamblen; Arnold; Thomas; College Station; Thomson; White Rock; Bennett; McCrabb; Singleton; Huntley; Ford Family; Highland; Old Deport; Thigpen; Wells; Wright Family; Partain; Jones Valley; Shiloh; Universe; and Handley Hill
- 6.3 Consider approval of text for Official Texas Historical Markers including: Robert B. Green Memorial Hospital; Boonville Cemetery (HTC); Aldridge House (RTHL); Gallagher House (RTHL); Big Eye

- Cemetery (HTC); Greater El Bethel Missionary Baptist Church; Connersville Primitive Baptist Church African American Cemetery (HTC); Mt. Tabor Cemetery (HTC); Gregory School; Maurice Joseph Sullivan (Supplemental); Pope Cemetery (HTC); Scott Cemetery (HTC); Sanitarium of Paris/McCuiston Community Hospital; Jefferies Wagon Yard; The Patek Orchestras; Don Victoriano Chapa & Don Prisciliano Chapa; Partain Cemetery (HTC); St. Luke's Episcopal Church; Carmel Cemetery (HTC); Cegielski Cemetery (HTC); Louise State Bank; and Depression-era Projects in Wise County
- 6.4 Consider approval of designation for Recorded Texas Historic Landmarks (RTHLs) including: River Oaks Courts; Fernández-Champion-García-Warburton House; Casimiro Tamayo Building; J.L. Putegnat & Bro. Building; La Esperanza Plantation Bridge; Lily Spivey and William A. Rasco House; Kopplin-Leitch House; Adolph and Regina Frenkel House; Max Faget Home and Workshop; Krieger-Geyer House; Glazier Calaboose; Weslaco Founders' House; Lovett House; Liberty County Bank/Zbranek Building; Live Oak County Courthouse; Lampasas City Hall; Home Management House; Linnie Roberts; Elementary School; Lawrence-Hubert House; Worley Bridge; "Roof with Snow" / Kimbrough House; Historic Calaboose/Old Jail; Edwards-Smith-Ashley House; Clota Terrell Boykin House; and 1921 Young County Jail
- 6.5 Consider adoption of amendments to the Texas Administrative Code, Title 13, Part 2:
- A. Chapter 16, section 16.3 related to Addition of Sites to the Texas Historical Commission Historic Sites Program without changes to the text as published in the July 24, 2020 issue of the *Texas Register*, 45 TexReg (5082-5084)
  - B. Chapter 21, Subchapter B, Section 21.6, related to Recorded Texas Historic Landmarks (RTHL) designation, without changes to the text published in the July 17, 2020 issue of the *Texas Register* (45 TexReg 4873-4875)
  - C. Chapter 22, Subchapter B, Section 22.4, related to Cemeteries, without changes to the text published in the July 17, 2020 issue of the *Texas Register* (45 TexReg 4875-4876)
- 6.6 Consider re-adoption of Title 13, Texas Administrative Code, Part 2, Ch 21 (History Programs); Ch 24 (Restricted Cultural Resource Info); Ch 28, Historic Shipwrecks; and Ch 29 (Management/Care of Artifacts & Collections) without change as published in the July 10, 2020 issue of the Texas Register (45 TexReg 4803)
- 6.7 Consider approval of Annual Internal Audit Plan FY2021
- 6.8 Consider acceptance of donation of 12 Longhorn cattle from the Grassfed Livestock Alliance, LLC valued at \$12,000 (Ft. Griffin SHS)
- 6.9 Consider approval of contract amendments
- A. Dean Howell, Inc. – \$15,610 for Carrington-Covert House porch and window rehabilitation project
  - B. Dean Howell, Inc. – \$20,925 for El Rose window rehabilitation project
  - C. McConnell & Jones, LLP. – \$25,748 and contract extension to 10/31/2021 for internal audit services
  - D. La Terra Studio – Contract extension to 8/1/2024 (Eisenhower Birthplace SHS)

## **7. Antiquities Advisory Board – Commissioner Bruseth**

- 7.1 Committee report – report on items considered at the advisory board meeting held on October 27, 2020 including SAL nomination information, and updates on permitted projects and State Antiquities Landmarks
- 7.2 Discussion and possible action regarding Historic Buildings and Structures permit application #1062 for Reproducing Equipment and Features to install on the *Battleship Texas BB35*, La Porte, Harris County
- 7.3 Consider approval of additional permit extension requests:
- A. Debra Beene, Antiquities Permit # 8209, American Midstream, Proposed 9.7-mile Silver Dollar Pipeline Extension, Phase II, (Apex No. 7010817N028)
  - B. Ann Scott for Antiquities Permit #: 7401 – Prairie View Road Extension CRM; 7459, Shell Road Waterline; 7532, Pepper Creek Wastewater CRM; 7749, Russell Creek Trail and Bank Stabilization Project; and 7801, Center Street Expansion (2.5-Acre Detention Pond)

- 7.4 Discussion and possible action on two after-the-fact permits, Beaumont 2 Project and the Texas LNG Lateral Project (Antiquities Permit # 9521), for archeological survey projects undertaken by ERM on state lands without an Antiquities Code permit
- 7.5 Consider approval to transfer the appointment of Council of Texas Archeologists (CTA) member position from past-CTA President Jon Lohse to current CTA President Todd Ahlman
- 7.6 Consider approval of filing authorization of proposed amendments to the Texas Administrative Code, Title 13, Part 2, Chapter 26, Subchapter D, Section 26.21 regarding Issuance and Restriction of Historic Buildings and Structures Permits, for first publication in the *Texas Register*.

**8. Archeology** – *Commissioner Bruseth*

- 8.1 Committee report – report on items considered at the committee meeting held on October 27, 2020 including updates on personnel; regional archeology/marine activities; Texas Archeology Month; CFCP Program; *La Belle* and 1554 collections; and upcoming activities/events

**9. Architecture** – *Commissioner Perini*

- 9.1 Committee report – report on items considered at the committee meeting held on October 27, 2020 including updates on staffing, federal and state architectural reviews, courthouse preservation, disaster assistance, the Texas Preservation Trust Fund and the historic preservation tax credit program
- 9.2 Consider approval of the recapture of funds from and/or supplemental funding to previously awarded Texas Historic Courthouse Preservation Program projects
- 9.3 Consider approval of filing authorization of proposed amendments to TAC, Title 13, Part 2, Chapter 17, Section 17.2, related to Review of Work on County Courthouses, for first publication in the *Texas Register*

**10. Communications** – *Commissioner Gravelle*

- 10.1 Committee report – report on items considered at the committee meeting held on October 27, 2020 including division updates, engagement, branding, and digital media

**11. Community Heritage Development** – *Commission Peterson*

- 11.1 Committee report – report on items considered at the committee meeting held on October 27, 2020 including updates on the Real Places 2021 conference, Texas Main Street program, heritage tourism activities including the Texas Heritage Trails program, and Certified Local Government activities
- 11.2 Consider approval of designations of 2021 Texas Main Street Cities
- 11.3 Report on the Main Street designation signs

**12. Finance and Government Relations** – *Commissioner Crain*

- 12.1 Committee report – report on items considered at the committee meeting held on October 27, 2020 including a review of the agency financial dashboard and legislative report

**13. Historic Sites** – *Commissioner Crain*

- 13.1 Committee report – report on items considered at the committee meeting held on October 27, 2020 including updates on conservation and preservation at the Historic Sites, community partnerships, and Historic Sites facilities report
- 13.2 Consider approval of deaccessioning objects from the decorative and fine arts collections of the Barrington Plantation, Fulton Mansion, National Museum of the Pacific War, Sam Rayburn House, Varner-Hogg Plantation, and Washington on the Brazos State Historic Sites
- 13.3 Consider approval of the FY21 Longhorn Herd Annual Plan
- 13.4 Consider authorization to resubmit TPWD grant proposal for the San Jacinto surrender site acquisition
- 13.5 Consider approval of application for General Land Office HUD CDBG-Mitigation funds
- 13.6 Retail Development Report

#### **14. History Programs – Commissioner White**

- 14.1 Committee report – report on items considered at the committee meeting held on October 27, 2020 including updates on division programs
- 14.2 Consider approval of text for the Xi Chapter: Kappa Alpha Order historical marker, Williamson County
- 14.3 Consider removal of Texas Confederate Woman’s Home historical marker, Travis County
- 14.4 Consider removal of Site of Confederate Arms Factory historical marker, Dallas County
- 14.5 2020 Official Texas Historical Markers topics report and discussion
- 14.6 Consider approval of work plan for 2022 Official Texas Historical Markers
- 14.7 Consider approval of filing authorization of new rule, section 21.13 to the Texas Administrative Code, Title 13, Part 2, Chapter 21, Subchapter B, related to removal of historical markers and monuments, for first publication in the *Texas Register*
- 14.8 Consider approval of State Historic Preservation Officer’s recommendation for appointments and reappointments to the State Board of Review

#### **15. Executive**

- 15.1 Committee report – report on items considered at the committee meetings held on October 27, 2020 including updates on information technology, human resources, ongoing projects and upcoming events
- 15.2 Confirm re-appointments to Board of Trustees of the Friends of THC
- 15.3 Consider approval of the Project Fundraising Priorities list requiring private funds in excess of \$50,000 for FY 2021
- 15.4 Consider approval of supplemental funding for previously awarded Texas Preservation Trust Fund Grant Program projects
- 15.5 Consider approval of funding recommendations for the Texas Preservation Trust Fund Grant Program for Fiscal Year 2021
- 15.6 Consider approval of Hurricane Harvey Emergency Supplemental Historic Preservation Fund grant awards to alternate grant projects
- 15.7 Consider approval of recommendations for 2020 Texas Historical Commission Preservation Awards
- 15.8 Consider approval of filing authorization of proposed new rule to TAC, Title 13, Part 2, Chapter 26, section 26.28 related to the Removal of Designations for Privately or Publicly Owned Landmarks for first publication and public comment in the *Texas Register*

#### **16. Ongoing legal matters – Assistant Attorney General Gordon**

- 16.1 Report from and/or conference with legal counsel on ongoing and/or pending legal matters including:
  - A. *Alamo Defenders Descendants Association and Lee White v. Texas Historical Commission et al.*, Case No. 08-20-00172-CV in the Eighth Court of Appeals in El Paso
  - B. *Tap Pilam Coahuiltecan Nation et al. v. Texas Historical Commission et al.*, Civil Action No. 5:19-cv-01084-OLG in the United States District Court for the Western District of Texas (San Antonio Division)

#### **17. Executive Director’s report – Executive Director Wolfe**

- 17.1 Report on activities of THC Executive Director and staff for the preceding quarter including meetings held, consultations, contacts and planned travel/events

#### **18. Chairman’s Report**

- 18.1 Report on the ongoing projects and operations of the Commission including updates on meetings held, consultations, contacts and planned travel/events

#### **19. Adjourn**

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact Esther Brickley at (512) 463-5768 at least four (4) business days prior to the meeting so that appropriate arrangements can be made.