



MEETING NOTICE

TO: North East Texas Regional Mobility Authority Board Members  
FROM: Linda Thomas, Chair  
DATE: Tuesday, July 14, 2020  
SUBJECT: **July Board Meeting**

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The next meeting of the NET RMA is scheduled as follows:

**DATE:** Tuesday, July 14, 2020  
**TIME:** 1:30 PM  
**PLACE:** Videoconference accessible at [www.netrma.org](http://www.netrma.org)

Enclosed please find the agenda and other pertinent information for your review prior to the meeting. Should you have any questions, please call Bianca Felux at 903.630.7894.

**NORTH EAST TEXAS REGIONAL MOBILITY AUTHORITY (NET RMA)**  
**BOARD OF DIRECTORS REGULAR MEETING**  
Tuesday, July 14, 2020, 1:30 P.M.

**NOTICE TO MEMBERS OF THE PUBLIC:** Pursuant to the suspension of certain open meetings laws by Governor Greg Abbott, this meeting will be held by video and teleconference in order to advance the public health goal of limiting face-to-face meetings to slow the spread of COVID-19. Some staff and Board Members may be present in the NET RMA offices while others may attend the meeting via telephonic and/or videoconference. In order to maintain safe social distancing, members of the public will not be permitted to attend in person. Instead, we ask that you access the Board Meeting online via our website at [www.netrma.org](http://www.netrma.org). Members of the public that wish to join the telephonic and/or videoconference to provide comments during the Board Meeting must register by 1:00 P.M. on Tuesday, July 14, 2020 by submitting a witness registration form at [www.netrma.org](http://www.netrma.org) or by contacting the NET RMA at (903) 630-7894.

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**1. CALL TO ORDER AND DECLARATION OF QUORUM**

*Notice of this meeting was posted with the Secretary of State's Office and on the NET RMA website and office on Friday, July 10, 2020.  
1:30 PM.*

**2. INVOCATION**

Linda Thomas provided the invocation.

**3. WELCOME & INTRODUCTION OF BOARD MEMBERS**

Linda Thomas, Barham Fulmer, Belinda Andrus, Brian Whatley, Chet Clayton, Cory Floyd, Dave Spurrier, Gary Halbrooks, James Harris, Jason Ray, John Cloutier, Larry Morse, Nate Priefert, Robbie Shoults, Robert Messer. Barham Fulmer left the meeting at 3:20PM

**4. OPEN PUBLIC FORUM/COMMENT PERIOD**

No comments.

**5. DISCUSSION, CONSIDERATION AND APPROVAL OF THE MINUTES FOR THE JUNE 9, 2020 BOARD MEETING.  
Action Item**

Motion to approve: Gary Halbrooks, 2<sup>nd</sup>: Barham Fulmer. Unanimously approved.

**6. CHAIR'S REPORT**

**Linda Thomas**

She stated that they received a nice letter from the Wood County Judge. It was thanking all for the priority project awarding. She stated it would benefit everyone living in Wood County.

**7. COMMITTEE REPORTS**

**A. Executive Committee**

**Linda Thomas**

To be discussed later in the agenda.

**B. Personnel Committee**

**Jason Ray**

Jason Ray stated that the personell committee was to ask for updated job descriptions for all staff members and to do a pay scale comparison. That has been completed. The pay scale comparison was outsourced to a 3<sup>rd</sup> party. The results showed they are in line with the pay scales. There were a few exceptions with Mark and Dale and that was largely due to the experience they brought from TxDOT. They felt that was a mitigated factor. A quick overview, they were compared to 7 other public entities and 3 private. All comparisons were given a cost of living analysis as well. It was adjusted accordingly. IT was a good and thorough study where they were happy with the findings.

**C. Construction and Maintenance Committee**

**Barham Fulmer**

No report.

**D. Member Outreach Committee**

**John Cloutier**

No report.

**E. East Texas Hourglass Committee**

**Dave Spurrier**

No report.

**F. Investment Committee**

**Robert Messer**

Robert Messer stated it continues to be a challenging time. There have been steps taken to reduce fees in

investment. Barham commended Dianne Johnston for her work on that.

**G. Marketing/Community Relations Committee**

**Andrea Williams-McCoy**

No report.

**8. PARTNERSHIP UPDATES**

**Linda Thomas**

**A. East Texas Corridor Council**

No report.

**B. I-69 Alliance Committee**

Cory Floyd stated that the alliance met last week and received items from Sen. Cornyn and Cruise. An infrastructure funding bill was passed. It is believed the Senate will not pass it. TxDOT released their UTP which describes projects that will be funded and completed within the next 10 years.

**C. East Texas Council of Governments**

No report.

**D. Metropolitan Planning Organization/Texas Department of Transportation Updates**

No report.

**9. REVIEW AND ACCEPTANCE OF NET RMA FINANCIAL STATEMENTS.**

Dianne Johnston provided the presentation and stated they will be looking at where they are at the end of May. She stated total liabilities of current and non-current are 207M. Deferred inflows (18k) and total liabilities of deferred resources equal 207.8M. Total liabilities, deferred inflows and net assets total 379M. Net assets: 171M. She then stated that the board restriction for priority projects been increased to cover the awards that were awarded in May and June of 634k. Statement of revenues and expenses: total operating revenue, YTD 2020 is 11.4M which is more than May 2019 by about 1.6M. Total operating expenses: YTD May 2020 is 1.4M which is 250k more than May 2019 with no new or unusual variances. Total Toll 49 Operating Expenses for 2020 were 1.3M which is 509K less than May 2019. Total other income expense: net expense is 11.8M which is 2.3M more than May 2019 with no new variances. Regarding change in net position, there is a deficit of 3.2M which is more than May 2019 by 467K. Budget to actual: the total operating revenues are under budget by 7%. Although the dollar variance went up, the percentage variance held steady. Total operating expenses is under budget by 5%. Total operating expenses are under budget by 30%. Other income expense: Net expense is under budget by 6%. Net income is less than what was budgeted by 14%. Everett Owen stated that in marketing expenses there are two line items called marketing and public involvement. The corresponding budgets for those items are 250k for marketing and 100k for public involvement. This was discussed in the executive committee. As it appears now, they have predicted that the budgeted 250k will be exceeded around the end of June. Previously the line items were combined which had them at 350k. He stated that they believe the year end numbers will be less than 350K. There was discussion on whether or not they could keep marketing under 250k but that would be very difficult to do. It would take a draconian cut to cut off all of the advertisement buys that have already been put in place and would be a significant step backwards in their involvement with getting their story out to the public. He recommends that they continue to stay within budget for those 2 line items together and stay within budget of those two line items. Barham Fulmer stated that he understands the public involvement line to be a crisis response or for when other emergency events arise. He stated it may be a good idea to keep that separate since they do not know when those events will arise. He stated he is not opposed with doing what they say but they greatly increased their advertising budget this year and now they are learning that they have exceeded that budget. He stated he certainly would not want to do that again. Everett Owen stated that he agrees, and his understanding is that some of that marketing money is related to incidence and there are some overlap with those items. Larry Morse asked how much is being spent each month on marketing. Everett Owen stated it is around 30-35k. Some of that goes to the marketing consultant but most of that goes to advertisements. Barham Fulmer asked how much will the marketing budget exceed? Everett Owen stated it will be 300k instead of 250k.

Motion to approve: Chet Clayton. 2<sup>nd</sup>: Robbie Shoults. Unanimously approved.

**10. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE NET RMA 2020-2021 BUDGET. (RESOLUTION 20-12)**

**Action Item**

Everett Owen stated that they when they put this item on the agenda, they had hoped to have this line item approved however, they are not in that position yet. There are several line items on the budget that they would like opinions on. There are certain revenue projections that they are concerned about and would like another month or 2 of data before they make a decision. So, they will not be asking to approve the budget today. They will be going through major line items that have changed. Currently the FY 2020 budget was 21.68M where actual is estimated to be 19.96M and they propose a revenue of 21.9M which is roughly a 300k increase. They got that number because there was a rate change that occurred in January and they looked at the trend line and felt that they could have

as much as a 5% increase in revenue with another 5% coming from the rating which would get roughly 2M over what they predicted this year. That number is subject to change and they will report back to them as they see the trends in the coming months.

Administrative expenses: the accounting and payroll section will be lowered due to Dianne Johnston pulling that in house beginning next month. Board travel: that has been decreased largely due to the lack of travel primarily due to the virus. Project director's budget was budgeted at 77k and they propose a budget of 96k for next year, but this is entirely dependent upon who the new Executive Director may be. Once the scope of who the new Executive Director may be, he stated that his own cost can be reduced. Barham Fulmer asked if Everett Owen is continuing to just be paid as project director and not interim executive director? Everett Owen stated that was correct. Everett Owen continued and stated that the employee salary is projected at 891K which includes a 2% salary increase in staff except for the Executive Director and receptionist position. There was some discussion about needing a part-time receptionist and Everett Owen stated that a few years ago, there was a receptionist; however, when K'Lin left, that position was left vacant. Adding in a receptionist is just moving back to the standard of where they were. It is not increasing staff; it is returning to that level. For payroll tax they are estimating expenses to be 74k based on the salary line item. The temporary help line item is for the current receptionist and for the next budget, they have put it at 0 as they will move that employee to a full-time status. Dues and subscriptions were 16k in 2020 and is increased to 24k which includes the IBTTA membership. There is a lot of value from that organization. For legal services, this varies year to year and month to month. In 2020 the budget was 90k, this coming year it will be 130k for to account for various incidences that may occur. They are also exploring options for local assistance from local attorneys to lower that cost somewhat. They will still need Locke Lord for guidance in things related to transportation legislation. The next item is IT support. For this budget, they are looking at 44k. Virtual support does take a good amount of work. He also stated that he has received feedback from several board members that are interested in possibly doing virtual meetings on a regular basis, not just during the virus. Now on to marketing. As stated earlier, the previous budget was 250k. They are proposing a budget of 300k. The feeling is that the marketing advisors they have used have done an incredible job. Dave Spurrier clarified that they are not spending 400k on marketing, but rather 300k with 100k specifically for back-up emergencies. Barham Fulmer stated that he hoped the 300 does not become 350. Everett Owen stated that is his hope as well. He also stated that that was the first year they started doing that so there were costs in the start up to get that program going. The expenditures next year will be much more controllable than they were this year. Bond counsel: this is related to the law firm that looks strictly at bonding issues will only be budgeted for 5k because a bank loan will not be pursued. That expense will primarily be related to answering questions that turn up during the year. Annual monitoring will be budgeted at 11.5k. There is an optional item related to contract labor for policing the road and they would like the board's opinion on this matter. Currently the County Sheriff does some policing through the DPS. The idea was to get somebody out on the road on a more regular basis to enforce speed limits and safe driving. \$218k was budgeted but nothing was spent since they did not reach an agreement. They believe they can reach an agreement this year to provide policing and are proposing \$218k. He stated that if they are willing to do this, there may not be a way to get someone on the road until after January or February so it may also be a good idea to budget only \$120k. Dave Spurrier stated everyone has done a great job so far and realizes there's a lot going on right now. He stated he would like to look at the budget in its entirety before providing recommendations. He also stated that he has asked before for a 5 year cash flow projection starting with next year and adding to it as in the past to have a better understanding of what the cash is going to look like in the future. So he feels uncomfortable giving a yes or no without having the full picture first. Everett Owen stated acknowledged that the request was made by Dave Spurrier two weeks ago at the Executive Committee Meeting but they have not had time to do those projections as they have been focusing on the budget. They have every intention to do that but did not have the time to do so today. Mr. Owen also stated that they are not sure what to put in the budget yet and what they are currently doing is to get input for the budget. They are asking for direction to put the budget together and would like feedback to make sure they are giving the board what they want. John Cloutier asked if there is a success metric for patrolling? Everett Owen stated that they will get a more predictive and stable police presence on the road (looking up drunk drivers and so on). What is in place now is purely up to DPS when they have available time to patrol the road. John Cloutier asked if there was a speeding problem and is extra patrolling necessary? Everett Owen stated it is an attempt to address safety concerns. There are speeders, careless and drunk drivers so it is all in an attempt to improve the safety of the road. John Cloutier asked if they were getting the same amount of patrolling as other highways? Everett Owen stated no because it is not one of their roads. Colleen Colby stated the toll road is very low on their priority list. Barham Fulmer stated it is the exception rather than the rule to have patrolling on the road. Dave Spurrier stated that he is for the budget changes but would like to see a broader picture overall. Robert Messer stated he believes it is needed and at this point, they should agree with the amount suggested and then look it over again once the overall budget has been created. Everett Owen stated at this point he recommends 120k. Dave Spurrier stated he agrees with that but would like to know what that would get the NET RMA. Brian O'Reilly stated that this is just discussion, not an official move for approval of an action item. Everett Owen stated that if no one objects then they will come back to them with a line item of 120k. Larry Morse asked if this line item is included, would they expect any impact on the revenue. Everett Owen stated no. Dave Spurrier asked if they will have any kind of agreement related to the number of tickets given out. Everett Owen stated that it is up to the patroller's discretion. Barham Fulmer stated that theoretically if it makes it safer, that could bring more people to the road. Dave Spurrier stated that when an agreement is

being discussed, it would be useful to see that agreement so they can know what they are getting and how it works. John Cloutier stated that it seems odd that the only road that needs to pay for policing, is a toll road. Everett Owen stated it is because it is a private road whereas the others are run by the government. Everett Owen stated that in summary, they are proposing a budget of 2.5M for FY 2021. For O&M expenses: they are proposing a budget of 341k which includes about 100k of effort that goes into the new permitting support. They didn't have a budget for that this current year as they didn't anticipate it and ended up spending about 51k. Without the permit implementation, they would actually be reducing the budget down to 240k. Dave Spurrier asked what this permit is. Everett Owen stated it is a requirement for all municipalities and agencies that says how you are going to protect the environment. Roadway delineators: this is another optional item. There is an option to spend another 40k to expand the delineator limits. They believe the delineators have been successful so far. They believe there has been good reaction to it by the public. There is a tendency for people to shy away from them and slow down while driving on the road. It is another way to control driver actions on the road. However, if they decide to move forward with the expansion project, he would not recommend the delineators. Dave Spurrier stated he would like to see a 5-year cashflow before deciding on the expansion project. The next item: Toll Road Maintenance Expense. The budget estimated for the coming year would be 1.42M. Toll Collections: the budget last year was 3M. The proposed budget is 3.67M with a majority of the costs being driven by the number of transactions. Barham Fulmer asked if this is the fee to collect the regular ongoing tolls or for the fees. Everett Owen stated it is to collect the regular tolls. Barham Fulmer asked how they are over in the budget on collecting when transactions have been down? Everett Owen stated there is an expense for producing invoices, collections, and so on. The biggest reason why they are over budget is primarily related to SWC's involvement. Barham Fulmer then clarified it also involves past due collecting. Everett Owen confirmed. For priority projects: it was decided to place 700k in budget with 350k expenses. Robert Messer asked if it would help to break those portions out? Dianne Johnston stated yes. Barham Fulmer then stated that ridership may be up this year but it is well below what was projected. Everett Owen also stated that there was an increase in the contract with Cofiroute which also lead to higher rates that were not budgeted last year. He reminded all that the agreement with Cofiroute was through an ILA with the CTRMA. Dave Spurrier asked how the collection rate for SWC. Everett Owen stated that he believes they have collected about 4 or 500k and they have received about half of that as the other half went to SWC. Dave Spurrier then asked if there is a revenue line item reflecting the collected fees? Everett Owen stated that they do and that they are projecting a little over 500k. That's gross collected and SWC gets half of that. Dave Spurrier asked what the gross potential revenue would be? Everett Owen stated roughly 20M. Dave Spurrier then stated that they are expecting to collect about 900k of that with half going to SWC. Barham Fulmer stated that the number is huge but a lot of it is many years old and is beyond collection. Dave Spurrier asked if this is something that is shown in the revenue? Dianne Johnston stated it is there, it is just one that is not adjusted. Everett Owen stated that SWC has not been as successful as they have predicted largely due to the virus. All things being equal, they would have been able to collect a lot more revenue. They are trying to be conservative for next year's projections. Toll Maintenance support: this is related to toll equipment (hardware and software). They are proposing \$555k. The new vendor, SICE, will become operational mid-year. T&R support is related to CDM Smith. The current budget was 84k and 108k was spent. They are proposing 120k for the coming year. This will cover projections and all questions the NET RMA may have in the future. Toll operations: this is Ron Fagan. It was budgeted at 250k due to the procurement and reports from Cogensia. They are budgeting 125k this year. For total toll operations, they are budgeting 359k. They are projecting a total budget next year for 8.9M. Next is General Fund Withdrawals. Last year, the budget for priority projects was \$717k. They did not spend anything this year on those prior ones and they are estimated they will spend roughly 635k next year. He reminded all that there is a time limit for when the projects need to move forward. For next year, they expect they'll only spend about 350k and it is of his opinion that they only award that much. Dave Spurrier stated that once an award is given, it should be put in the line item of restricted funds. He also stated that they have great results from Gregg County with their project awards. He also stated that it would be a big step back if they cut their priority project budget down. He also stated that the question that should be asked is what they plan on awarding. If it's coming out of the general fund, the question should be what the cash balance will look like the following years so they'll know how much they have available to give forward. Robert Messer stated that they should place 700k down today as a place holder. Everett Owen stated that the awarded money is a place holder but it does not necessarily reflect the budget. The number that is budgeted is the amount that is actual cash going out the door. Dave Spurrier asked if that's how it's been done in the previous years. This seems to be a different way than previous years. Everett Owen stated that is correct. This is a more accurate way to reflect the budget. It's the cash out the door. It is what will actually be expensed. Larry Morse asked if there is a way to put in the budget how much is expected to be awarded and how much they are actually going to spend? Dianne Johnston stated that is what she tried to do last year. Everett Owen stated yes and they will do that this year. The Segment 6 2020 budget was 2.9M but they expect to spend 1.5M. They are proposing for next year 1.9M which is to account for the 6month delay on the public scoping meeting which is entirely due to the virus. There will not be a public meeting in today's environment. Dave Spurrier added that they are not talking about adding a ton of extra money, but to get all of the engineering work done, they had a firm number that is contracted with some edits based on COVID. Everett Owen stated yes they have a not-to-exceed number from their consultants. It will go up but they do not have the number yet. Expanding the project by a year does come with additional costs. Dave Spurrier stated that when they looked at those numbers and decided to forgo loans, it

was with the predictions of cash flow. Which is another reason why he would like the 5 year cash flow projection. Everett Owen continued. Legal Services Legislative: they are budgeting 70k for next year which is 40k more than last year because this year was not a legislative year but next year will be. Toll 49 Widening Design was placed on hold in March primarily because what they found out about the available grants at the time was that the match would be significantly more than what they anticipated. They didn't believe they had the money available for their share of the match. What they are assuming now, it is time to seriously reconsider the design effort because there is a general feeling that there is going to be a significant infrastructure bill after November regardless of who wins. The match associated with that bill will be significantly less and possibly 0. So if they ever wanted to expand the road to 4 lanes, they should begin working on the plans. The next item is where Toll 49 crosses 110N. This is about a mile or so before IH-20. Ramps were placed at that location. They believe there is a need for signals at 110 and 49 at the ramps. That is an optional item. Barham Fulmer asked if he was talking about stop-lights? Everett Owen stated yes for both the on and off ramp. Barham Fulmer asked if the traffic on 110 would be stopped for a period? Everett Owen stated that no, there would be triggers that work according to the vehicles. It would be a fairly short signal. Barham Fulmer stated that an exit sign for 110 has been blown over for weeks. Everett Owen stated that Mark is aware and working on it. The next item is Toll Integrator equipment. This will be for the installation of new equipment with the new toll integrator. This is a required item. The next item is for oversight of the new vendor via Fagan Consulting. The total for general funds withdrawals is 8.27M. Robert Messer stated that a portion of that is capitalized. Everett Owen stated that for information purposes: Renewal and replacement expenses are 400k for erosion control, 1.5M for 2021 Seal Coat, and 120k for Atkins engineering which equals about 2.2M. Larry Morse asked when the 5 year projections would be available? Everett Owen stated he feels confident that maybe by the next board meeting. Dianne Johnston stated that she will do her best as she is implementing payroll as well. Larry Morse stated that they must implement the budget no later than the September board meeting. Dave Spurrier stated the last time they did a 5 year projection, they had a best case, worst case and expected and asked if that will be the case this time as well? Everett Owen stated he believed so.

No action taken.

#### **11. REPORT ON TOLL 49 USER TRENDS.**

**CDM SMITH**

Christopher Mwalwanda provided the presentation. He stated with the climbing of COVID-19 cases, they are seeing a decline in sales tax monthly trend as well as unemployment rate in Smith County. Overall the unemployment rate is decreasing in June from its spike at the beginning of the COVID-19 crisis. Due to these trends, passenger cars have been significantly impacted. Toll 49 was performing below the national average and state average through June; however, there has been a flip as June continues. Although passenger traffic decreased significantly during the COVID period, the average weekday truck transactions stayed relatively consistent or grew in a positive trend. Weekend traffic dropped the most but was also the trend that recovered the most quickly. Systemwide transactions began to show a return to 2019 levels; however, with a rise in cases, a downward trend has begun. Toll transactions compared to other toll roads in Texas showed that Toll 49 was more resilient and recovered more quickly. Overall, passenger care transactions were 10% lower compared to June 2019 levels however, truck transactions were 8% higher. Revenue was less impacted due to that higher truck transaction; however, recent COVID-19 resurgence appears to be causing a dampening.

#### **12. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN AMENDMENT TO THE NET RMA INVESTMENT POLICY AND TO APPOINT INVESTMENT OFFICERS.**

**(RESOLUTION 20-13)**

**Action Item**

Dianne Johnston stated that the amendments are minor. The investment committee wants to meet semi-annually instead of quarterly. The Executive Director will be named as investment committee officer as well as Dianne Johnston. Robert Messer stated this is to allow the officers to make trades. Dave Spurrier asked if there was a dollar amount limitation on that person's authority. Robert Messer currently stated no. They are under the Investment Committee's discretion. There are controls in place.

Motion to approve: Robert Messer. 2<sup>nd</sup>: Jason Ray. Unanimously approved.

#### **13. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO DESIGNATE AUTHORIZED SIGNATORIES FOR NET RMA BANK ACCOUNTS.**

**(RESOLUTION 20-14)**

**Action Item**

Everett Owen stated this is a clean-up item that was discussed in Executive committee. It calls for Barham Fulmer and Dianne Johnston to be signatories. Dianne Johnston would only sign in an emergency. Once a new Executive Director is found, they will be added as signatories as well. Robert Messer stated that Gary Halbrooks and Mike Thomas currently sign the checks and have done an excellent job as it is a lot of work.

Motion: Robert Messer. 2<sup>nd</sup>: Larry Morse. Unanimously approved.

**14. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE SELECTION OF A TOLL SYSTEM INTEGRATOR.**

**(RESOLUTION 20-15)**

**Action Item**

Ron Fagan provided the presentation. He stated they wanted to explore possible newer technological advances that could be applied to Toll 49. They extended the due date of proposals at the request of a couple of vendors in order to allow them time. The RFP was advertised on Jan. 14<sup>th</sup>. On February 4<sup>th</sup> and 5<sup>th</sup>, there was a mandatory site visit by potential proposals. The proposals were due on April 2<sup>nd</sup> and interviews were conducted on June 4<sup>th</sup>. There were 6 proposals. There was very good turn-out. The evaluation process involved a technical score that focused on key areas of the system. Cost scoring was also part of the overall score. The final rankings and recommendations are as follows: 1. Sice, 2. A-to-Be, 3. IBI, 4. KAPSCH. Sice is the one that is recommended. They are currently working on roads in Houston. Ron Fagan stated that he spoke with the lead operations person at HCTRA about SICE and he stated that they are incredibly knowledgeable in tolling and would recommend them. Ron Fagan stated that he is confident in SICE's ability and recommends them.

Motion to approve: Jason Ray. 2<sup>nd</sup>: Larry Morse. Unanimously approved.

**15. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN AMENDMENT TO THE AGREEMENT WITH FAGAN CONSULTING, LLC FOR TOLL SYSTEMS CONSULTING SERVICES.**

**(RESOLUTION 20-16)**

**Action Item**

Everett Owen stated that Ron Fagan's contract is up and this action item is to continue Fagan Services for the next year.

Motion to approve: John Cloutier. 2<sup>nd</sup>: Dave Spurrier. Unanimously approved.

**16. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE WORK AUTHORIZATION NO. 1 WITH FAGAN CONSULTING, LLC FOR TOLL SYSTEM INTEGRATOR OVERSIGHT.**

**(RESOLUTION 20-17)**

**Action Item**

Everett Owen stated this is the work authorization to allow oversight of the implementation of equipment in the amount of 380k.

Motion to approve: Larry Morse. 2<sup>nd</sup>: Dave Spurrier Unanimously approved.

**17. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE ISSUANCE OF AN INVITATION TO BID FOR THE TOLL 49 SEAL COAT PROJECT.**

**(RESOLUTION 20-18)**

**Action Item**

Everett Owen stated this is for Segment 3B. The bidding probably won't begin until late fall and work will not begin until late spring. They hope by getting a contractor earlier, they will get better pricing.

Motion to approve: Chet Clayton. 2<sup>nd</sup>: Jim Harris. Unanimously approved.

**18. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN AMENDMENT TO THE MULTI-PARTY INTERLOCAL AGREEMENT REGARDING LOCAL MATCHING FUNDS FOR THE PURCHASE OF ABANDONED RIGHT-OF-WAY.**

**(RESOLUTION 20-19)**

**Action Item**

Everett Owen stated this is an ILA that has been in place for a number of years. An agreement has been signed with TxDOT that was signed back in January or February. Dave Spurrier asked if the expenditure and reimbursement would be in the same fiscal year. Everett Owen stated yes.

Motion to approve: Larry Morse. 2<sup>nd</sup>: Belinda Andrus. Unanimously approved.

**19. INTERIM EXECUTIVE DIRECTOR'S REPORT.**

**Everett Owen**

**A. Update on Executive Director search**

Everett Owen stated the description for the position has been posted. He stated that he hopes they will receive responses shortly.

**B. Update to Schedule for Segment 6 of Toll 49**

Everett Owen stated there will be a 6 month delay due to the virus. Things will continue to move but at a much slower pace.

**C. Update on Payment for Repairs on IH-20 bridge at Toll 49**

Dianne Johnston received a check from TML. The insurance company will pursue getting reimbursed by the trucker's insurance

company. He also stated that Toll Transactions in July show a downward trend. That is the main concern on revenue corrections, but they would like to see a few more months in order to better predict revenue.

## **20. ADJOURNMENT.**

The tentative schedule is to have a meeting in September. Dave Spurrier commended everyone for running the meeting efficiently. Linda Thomas agreed. Adjourned: 3:57 PM

### **EXECUTIVE SESSION - PURSUANT TO CHAPTER 551, SUBCHAPTER D, TEXAS GOVERNMENT CODE, IF ANY**

- **At any time during the meeting of the NET RMA Board of Directors, the Board may meet in executive session for consultation concerning matters under Chapter 551 of the Texas Government Code, including:**
  - A. Section 551.071. Consultation with Attorney—Consultation with and advice from legal counsel concerning pending/contemplated litigation, settlement offers and negotiations, ongoing disputes and potential disputes, and other legal issues.**
  - B. Section 551.072. Deliberation Regarding Real Property—Discussion of real property purchase, exchange, lease, license, gift, donation, and/or negotiated settlement, including property to be acquired for right-of-way.**
  - C. Section 551.074. Personnel Matters—Deliberation concerning the appointment, employment, reassignment, evaluation, duties, discipline, and/or dismissal of personnel.**

### **Tentatively Scheduled NET RMA Board Meetings:**

August 2020 – Location To Be Determined

### **Non-Scheduled Meetings / Functions - Where a Quorum could be Present, but No RMA Business would be conducted:**

July 30, 2020 – Texas Transportation Commission meeting

### **OPEN COMMENT PERIOD**

The Board will allow an open comment period, **not to exceed one hour**, to receive public comment on any other matter that is under the jurisdiction of the Board, including an item listed on the agenda. Public comment that does not relate to a specific agenda item must be made during the open comment period. You must be recognized by the Chair.

Each speaker will be allowed a **maximum of three (3) minutes**. For subjects that are not otherwise part of the agenda for the meeting, Board members may neither comment nor question speakers during the open comment period, but may request the Chair, or a recognized committee, to investigate the subject further. No action will be taken on matters that are not part of the agenda for the meeting.

### **NOTE**

Enumerated agenda items are assigned for ease of reference only, and will not necessarily be considered by the Board in that particular order. The Chair may rearrange the order in which agenda items are considered.

Presenters with audiovisual needs are requested to contact NET RMA at 903.630.7894 at least two working days prior to the meeting.

### **ACCESSIBILITY STATEMENT FOR DISABLED PERSONS**

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