



MEETING NOTICE

TO: North East Texas Regional Mobility Authority Board Members
FROM: Linda Thomas, Chair
DATE: Tuesday, August 9, 2016
SUBJECT: August Board Meeting

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

DATE: Tuesday, August 9, 2016
TIME: 1:30 PM
PLACE: Henderson Civic Center
1005 TX 64
Henderson, TX 75652
Rusk County

Enclosed please find the agenda and other pertinent information for your review prior to the meeting. Should you have any questions, please call K'Lin Noble at 903.630.7447.

NORTH EAST TEXAS REGIONAL MOBILITY AUTHORITY (NET RMA)
BOARD OF DIRECTORS REGULAR MEETING
Henderson Civic Center
1005 TX 64
Henderson, TX 75652
Rusk County

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, August 5, 2016.

Chair Thomas called the meeting to order at 1:30pm

2. INVOCATION

Bob Moore offered the invocation.

3. WELCOME & INTRODUCTION OF BOARD MEMBERS

Board Members

Judge Hale welcomed the board and thanked them for their service.

4. OPEN PUBLIC FORUM/COMMENT PERIOD

Loni Harper and Weston Harper of Lindale TX spoke requesting safety poles be added to the toll road, stating that her husband (his brother) was killed by a car passing an 18 wheeler in a no passing zone at an unsafe speed. Steve Helmuth stood and asked if the board could answer a question. Everett Owen said that he was welcome to ask questions, but the board was not required to answer. Mr. Helmuth then left the meeting.

5. DISCUSSION, CONSIDERATION AND APPROVAL OF THE MINUTES FOR THE:

- A. **JUNE 14, 2016 REGULAR BOARD MEETING;** Motion Barham Fulmer 2nd Bob Murray, unanimously approved
- B. **JUNE 27, 2016 SPECIAL BOARD MEETING; AND** Motion Bob Murray 2nd: Dan Droege, unanimously approved.
- C. **JULY 19, 2016 ANNUAL BUDGET WORKSHOP.** Motion Bob Messer 2nd Jim Bunch **Action Item**
Unanimously approved.

6. CHAIR'S REPORT

Linda Thomas

Chair Thomas formed an ad-hoc committee for office facilities consisting of Vice Chair Gary Halbrooks, Dr. James Harris, Bob Messer and herself. She also reported on the I-30 Corridor Study meeting in Texarkana.

7. TREASURER'S REPORT

Tom Fitzgerald

Motion to approve: Barham Fulmer 2nd Bob Messer Unanimously approved.

8. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE NET RMA FY 2016-2017 BUDGET. (RESOLUTION 16-68)

Action Item

Hiring personnel (engineer, bookkeeper/accountant, and receptionist) in the next fiscal year.

Motion to approve: Barham Fulmer 2nd Bob Murray. Resolution approved. There was one Nay vote with no further discussion.

9. DISCUSSION OF 5-YEAR CAPITAL OUTLAY/CASH FLOW.

Everett Owen

Everett Owen went over the numbers in the 5 year capital outlay, and detailed that the \$200 million costs for Segment 6 are not built in the 5 year outlook. He said the \$4.8 mil reserve per year is to have enough to start expansion in 2031. The plan does include Super 2 sections being added beginning in 2018.

10. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE NET RMA ANNUAL COMPLIANCE REPORT.
(RESOLUTION 16-69)** Action Item
Motion to approve: Dr. James Harris 2nd: Mike Thomas Unanimously approved.
11. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO DESIGNATE THE EXECUTIVE DIRECTOR AS AN AUTHORIZED SIGNATORY FOR NET RMA BANK ACCOUNTS.
(RESOLUTION 16-70)** Action Item
Motion to approve: Bob Messer 2nd: Jim Bunch Unanimously approved.
12. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE A FUNDING AGREEMENT WITH GREGG COUNTY FOR THE 2015-2016 PRIORITY PROJECT GRANT AWARD.
(RESOLUTION 16-71)** Action Item
Motion to approve: Dan Droege 2nd: Hudson Old Unanimously approved.
13. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE WORK AUTHORIZATION NO. 14 WITH ATKINS FOR CONTINUED GENERAL ENGINEERING SERVICES FOR FY 2017.
(RESOLUTION 16-72)** Action Item
Motion to approve: Bob Messer 2nd: Mike Thomas Unanimously approved.
Gary Halbrooks dropped off the remote session.
14. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE WORK AUTHORIZATION NO. 15 WITH ATKINS FOR MAINTENANCE OVERSIGHT AND SUPPORT SERVICES FOR FY 2017.
(RESOLUTION 16-73)** Action Item
Motion to approve: Walta Cooke 2nd: Mike Thomas Unanimously approved.
15. **REPORT ON TOLL 49 CONSTRUCTION AND MAINTENANCE ACTIVITIES.** Kate Wilder
Kate Wilder reported that the pavement failure was a combination of things: rainfall/sub-drain/base/traffic (trucks)/design life of pavement. She stated that workmanship was not a factor. Mr. Steve Chaney, as a member of the general public, was allowed a forum by Chair Thomas and he spoke about the safety issues and urged the Board to take immediate steps for safety improvement.
16. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE SUPPLEMENTAL WORK AUTHORIZATION NO. 12.1 WITH RS&H FOR ARCHEOLOGICAL SERVICES ON SEGMENT 4 OF TOLL 49.
(RESOLUTION 16-74)** Action Item
Motion to approve: Barham Fulmer 2nd Bob Murray Unanimously approved.
17. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN EXTENSION TO THE AGREEMENT WITH KAPSCH TRAFFICOM TRANSPORTATION, NORTH AMERICA.
(RESOLUTION 16-75)** Action Item
Motion to approve: Bob Murray 2nd Jim Bunch Unanimously approved.
18. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE THE EXECUTIVE DIRECTOR DESIGNATE USERS OF NET RMA TOLL FACILITIES AS HABITUAL VIOLATORS.
(RESOLUTION 16-76)** Action Item
Motion to approve: Barham Fulmer 2nd Jim Bunch Unanimously approved.
19. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN INTERLOCAL AGREEMENT WITH**

**THE TEXAS DEPARTMENT OF MOTOR VEHICLES FOR THE HABITUAL VIOLATOR PROGRAM.
(RESOLUTION 16-77)**

This resolution and 16-78 were rolled up into one vote:

Action Item

Motion to approve: Bob Murray 2nd: Jason Ray Unanimously approved.

20. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE A FORM OF AN INTERLOCAL AGREEMENT WITH COUNTIES FOR HABITUAL VIOLATOR ENFORCEMENT.

(RESOLUTION 16-78)

Action Item

See above.

21. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE SOLICITATION OF PROPOSALS FOR BACK OFFICE SERVICES.

(RESOLUTION 16-79)

Action Item

This is in the hopes that we can increase customer service and satisfaction and save some money.

Motion to approve: Bob Murray 2nd: Bob Moore Unanimously approved.

22. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO PURCHASE THE FOLLOWING DESCRIBED PARCEL FOR SEGMENT 4 OF TOLL 49.

(RESOLUTION 16-80)

Action Item

- A. Parcel 242, a 11.036 acre parcel of real estate owned by TMA Inc., situated in the Stephen Coleman Survey, Abstract No. 217, Smith County, Texas.

This is the Trees USA parcel.

Barham Fulmer recused himself from the vote.

Motion to approve: Bob Murray 2nd Mike Thomas Resolution approved.

23. PROJECT DIRECTOR'S REPORT

Everett Owen

Update on Toll 49

- Report on Tolling Transactions and Revenue

42 tracts total, we have acquired 38. There is an eminent domain hearing in mid-August on the remainder.

A safety discussion was had by the board.

24. EXECUTIVE DIRECTOR'S REPORT

Chris Miller

County Judge Meetings:

Complete

Board Member Meetings:

Almost Complete

Boston IBTTA Conference

Austin meetings

Next Steps: Action Plan

Future monthly Commissioner Court Meetings

Beginning of next set of meetings with State and Civic leaders

NET RMA Website Update

NET RMA move update

25. ADJOURNMENT

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 attorney-client matters (real estate, litigation, contracts, personnel, and security) under Chapter 551 of the Texas Government Code:
 - 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.

FY 2016 Tentatively Scheduled Board Meetings:

Tuesday, September 13th – Texarkana, TX (Bowie County)

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

Texas Transportation Commission Meeting:

August 28, 2016 – Dallas

September 18, 2016 – Austin

September 24, 2016 – Austin (Special Meeting)

COURTESY RULES

Thank you for your presence. The NET RMA appreciates your interest. If you wish to address the RMA on any agenda item, Public Participation Forms will be available before the meeting. These forms must be filled out and turned in to the RMA Chair or Secretary *prior* to the time the agenda item in question is addressed by the RMA.

You must be recognized by the Chair. (NOTE: Items will not necessarily be presented in the order they are posted.)

OPEN COMMENT PERIOD

At the conclusion of all other agenda items, 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. Public comment that does not relate to a specific agenda item must be made during the open comment period.

Each speaker will be allowed a **maximum of three (3) minutes**. Speakers must be signed up prior to the beginning of the open comment period. 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 NETRMA at 903.630.7447 at least two working days prior to the meeting.

ACCESSIBILITY STATEMENT FOR DISABLED PERSONS

This meeting site is accessible to disabled persons as follows: wheelchair ramp at the main entrance. If any special assistance or accommodations are needed in order to attend this RMA meeting, please contact NETRMA at 903.630.7447 at least two working days prior to the meeting so that appropriate arrangements can be made.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services, such as interpreters for person who are deaf or hearing impaired, and readers of large print or Braille, are requested to contact NETRMA at 903.630.7447 at least two working days prior to the meeting so that appropriate arrangements can be made.