

MEETING NOTICE

TO: North East Texas Regional Mobility Authority Members
FROM: Jeff Austin, III, Chairman
DATE: November 16, 2010
SUBJECT: NET RMA REGULAR BOARD MEETING

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

DATE: Tuesday, November 16, 2010
TIME: 1:30 pm
PLACE: Austin Bank Annex – Training Room
105 Horton Street
Whitehouse, TX 75791

Enclosed are the agenda and other pertinent information for your review prior to the meeting. Should you have any questions, please call me at 903.561.6547.

**NORTH EAST TEXAS REGIONAL MOBILITY AUTHORITY (NET RMA)
BOARD OF DIRECTORS REGULAR MEETING
1:30 P.M., TUESDAY, NOVEMBER 16, 2010**

PRESIDING: JEFF AUSTIN, III, CHAIRMAN

1. CALL TO ORDER AND DECLARATION OF QUORUM

Notice of this meeting was posted with the Secretary of State's Office, with the County Clerk in Smith County, on the NET RMA website, and in the offices of PBS&J on November 12, 2010.

2. INVOCATION

3. WELCOME & INTRODUCTION OF BOARD MEMBERS

Board Members

4. REMARKS BY PUBLIC OFFICIALS

5. OPEN PUBLIC FORUM / COMMENT PERIOD

6. APPROVAL OF MINUTES

- A. Discussion, Consideration and Approval of Minutes for
- October 20, 2010 NET RMA Regular Board Meeting

Action Item

7. CHAIRMAN'S REPORT

Chairman Austin

- A. Discussion of Bicycle comments from Tyler Paper
B. Meetings of Interest
- Texas Transportation Commission Meeting; November 18, 2010, December 16, 2010 and January 27, 2011 in Austin
- Texas Transportation Forum; January 3-5, 2011 in Austin

- C. Discussion regarding Strategic Planning

8. TREASURER'S REPORT

Tab Beall

- A. Discussion, Consideration and Possible Action on the Treasurer's Report

9. PROJECT DIRECTOR'S REPORT (Toll 49)

Everett Owen

- A. Status of SIB and Toll Equity Funding
B. Next Steps for Toll 49, Segment 3B

10. PUBLIC HEARING PURSUANT TO SECTION 371.153, TRANSPORTATION CODE ON COMPREHENSIVE DEVELOPMENT AGREEMENT (CDA) WITH CH2M HILL CONSTRUCTORS, INC. FOR TOLL 49, SEGMENT 3B

- A. Convene public hearing
B. General overview of statutory requirements regarding CDA terms
C. Receive public comment
D. Close public hearing

11. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF STATE INFRASTRUCTURE BANK LOAN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (RESOLUTION 10-19)** Action Item
12. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON AMENDMENT TO EXTEND TERM OF GENERAL ENGINEERING CONSULTING SERVICES AGREEMENT WITH PBS&J (RESOLUTION 10-20)** Action Item
13. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON EXTENSION OF AGREEMENT WITH LOCKE LORD BISSELL & LIDDELL, LLP FOR PROVISION OF GENERAL COUNSEL SERVICES (RESOLUTION 10-21)** Action Item
14. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE PROCUREMENT OF PROJECT DIRECTOR SERVICES (RESOLUTION 10-22)** Action Item
15. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON WORK AUTHORIZATION FOR GENERAL ENGINEERING CONSULTANT SERVICES FOR FISCAL YEAR 2011 (RESOLUTION 10-23)** Action Item
16. **RAIL REPORT** Celia Boswell
17. **REPORT CONCERNING STATUS OF GEC WORK AUTHORIZATIONS** Mike Battles
18. **NET RMA COUNTY PROJECT REPORTS AND UPDATES**
- A. Update of ROW Acquisition
19. **TxDOT DISTRICT REPORTS**
- A. Atlanta District TxDOT Atlanta Representative
- B. Tyler District TxDOT Tyler Representative
20. **METROPOLITAN PLANNING ORGANIZATION REPORTS**
- A. Longview Karen Owen
- B. Texarkana Brad McCaleb
- C. Tyler Barbara Holly
21. **FINANCE COMMITTEE REPORT** Gary Halbrooks
22. **COMPLIANCE & OVERSIGHT COMMITTEE REPORT** Keith Honey
- A. Open Records spreadsheet
- B. Surety Bond spreadsheet
- C. Conflict of Interest spreadsheet
- D. Term Expiration spreadsheet
23. **NEW BUSINESS FOR FUTURE MEETING AGENDA**
24. **ADJOURNMENT**

EXECUTIVE SESSION PURSUANT TO GOVERNMENT CODE, CHAPTER 551, IF ANY

- A. Section 551.071. Consultation with Attorney—Consultation with, and advice from legal counsel concerning pending/contemplated litigation, settlement offers and negotiations, and other legal issues.**
- B. Section 551.074. Personnel Matters—Deliberation concerning the designation, reassignment, evaluation, compensation, and duties of personnel.**
- C. Section 551.072. Deliberation Regarding Real Property—Discussion of real property purchase, exchange, lease, donation, including property to be acquired for Toll 49, Segment 3B right-of-way.**

FY 2010/2011 Scheduled Board Meetings / Functions

December 2010 at 1:30 pm (Date Pending)
NET RMA Board Meeting
Location Pending

January 19, 2011
NET RMA Board Meeting
Location Pending

Non-Scheduled Meetings / Functions Where a Quorum Could be Present, but No RMA Business Will be Conducted

November 18, 2010, December 16, 2010 and January 27, 2011
Texas Transportation Commission Meeting
Austin, Texas

January 3-5, 2011
Texas Transportation Forum
Austin, Texas

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 Chairman 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 & PUBLIC HEARING

During agenda item 5, 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. 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 direct the Chairman, 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**.

During agenda item 10, the Board will hold a public hearing to receive public comments on the proposed CDA with CH2M HILL Constructors, Inc.

During the open comment period and the public hearing, 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/public hearing.

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 Chairman may rearrange the order in which agenda items are considered.

Presenters with audiovisual needs are requested to contact Erin Lavender at (903) 509-1552 ext. 229, 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 Erin Lavender at (903) 509-1552 in advance so accommodations 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 Erin Lavender at (903) 509-1552 at least two working days prior to the meeting so that appropriate arrangements can be made.