



## MEETING NOTICE

TO: North East Texas Regional Mobility Authority Members  
FROM: Jeff Austin III, Chairman  
DATE: February 28, 2011  
SUBJECT: **NET RMA REGULAR BOARD MEETING**

---

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

**DATE: Monday, February 28, 2011**  
**TIME: 1:30 pm**  
**PLACE: Mineola Civic Center – Dogwood Room**  
**1150 North Newsom**  
**Mineola, TX 75773**

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., FEBRUARY 28, 2011  
PRESIDING: LINDA RYAN THOMAS, VICE-CHAIR**

---

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

Notice of this meeting was posted with the Secretary of State's Office, with the County Clerks in Smith and Wood Counties, on the NET RMA website, and in the offices of PBS&J on February 24, 2011.

**2. INVOCATION**

**3. SWEARING-IN AND OATH OF OFFICE OF REAPPOINTED BOARD MEMBERS**

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

**5. REMARKS BY PUBLIC OFFICIALS**

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

**7. APPROVAL OF MINUTES**

- A. Discussion, Consideration and Approval of Minutes for  
– November 16, 2010 NET RMA Regular Board Meeting

**8. CHAIRMAN'S REPORT**

Chairman Austin

- A. Meetings of Interest
- Texas Transportation Commission Meeting; February 24, 2011
- B. Update from the 6<sup>th</sup> Annual Transportation Forum held in Austin, Texas on January 3-5, 2011
- C. Groundbreaking January 21, 2011
- D. Topics for next meeting, including selection of officers & establishment of committees

**9. TREASURER'S REPORT**

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

**10. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF A RESOLUTION AUTHORIZING EXECUTION OF A STATE INFRASTRUCTURE BANK (SIB) LOAN AGREEMENT AND A TOLL EQUITY LOAN AGREEMENT WITH TXDOT FOR TOLL 49 SEGMENT 3B; AUTHORIZING THE ISSUANCE AND DELIVERY OF SEPARATE PROMISSORY NOTES IN CONNECTION WITH SUCH LOAN AGREEMENTS; APPROVING THE TRUST AGREEMENT; AND APPROVING OTHER MATTERS RELATED THERETO (RESOLUTION 11-01)**

**Action Item**

**11. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF A PROJECT DEVELOPMENT AGREEMENT WITH TXDOT FOR TOLL 49 (RESOLUTION 11-02)**

**Action Item**

12. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF AN INTERIM OPERATIONS AND MAINTENANCE AGREEMENT WITH TXDOT FOR TOLL 49 (RESOLUTION 11-03)** Action Item
13. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON AUTHORIZATION FOR THE NET RMA PROJECT DIRECTOR TO TAKE ACTIONS TO PROSECUTE THE DEVELOPMENT OF AND AUTHORIZE EXPENDITURES FOR TOLL 49 WITHIN THE SCOPE AUTHORIZED BY THE BOARD (RESOLUTION 11-04)** Action Item
14. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF SELECTION OF A TOLL SYSTEM INTEGRATOR (RESOLUTION 11-05)** Action Item
15. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF SELECTION OF A TRUSTEE (RESOLUTION 11-06)** Action Item
16. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF GEC WORK AUTHORIZATION #13 FOR DESIGN OVERSIGHT OF TOLL 49 SEGMENT 3B (RESOLUTION 11-07)** Action Item
17. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF GEC WORK AUTHORIZATION #14 FOR CONSTRUCTION OVERSIGHT (CEI) OF TOLL 49 SEGMENT 3B (RESOLUTION 11-08)** Action Item
18. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF GEC WORK AUTHORIZATION #15 FOR ADDITIONAL SUPPORT SERVICES FOR TOLL 49 SEGMENT 3B (RESOLUTION 11-09)** Action Item
19. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO DECLARE A PUBLIC NECESSITY TO ACQUIRE AND AUTHORIZE ACQUISITION THROUGH CONDEMNATION, SHOULD NEGOTIATIONS TO PURCHASE FAIL, OF SOME OR ALL OF THE FOLLOWING PARCELS OF PROPERTY IN SMITH COUNTY FOR TOLL 49 SEGMENT 3B (EXTENDING 9.96 MILES FROM APPROXIMATELY IH 20 AT FM 849 TO SH 31, 2 MILES EAST OF FM 2661): (RESOLUTION 11-10)** Action Item
  - A. Parcel 109, Part 1, a 14.577 acre parcel of real estate owned by John Kinsey Wilder and Parcel 109, Part 2, a 1.483 acre parcel of real estate owned by John Kinsey Wilder.
  - B. Parcel 116, a 23.405 acre parcel of real estate owned by David Rae Blair and Cynthia Ann (Blair) Kiblinger.
  - C. Parcel 121, a 72.425 acre parcel of real estate owned by Glenda Bracken Williams.
  - D. Parcel 143, a 41.429 acre parcel of real estate owned by William Frazier Carter
20. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF A NET RMA INVESTMENT POLICY (RESOLUTION 11-11)** Action Item
21. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON FORMATION OF A NET RMA BICYCLE COMMITTEE (RESOLUTION 11-12)** Action Item

22. UPDATE ON THE 82ND LEGISLATIVE SESSION Brian Cassidy
23. DISCUSSION REGARDING REQUIREMENT FOR NET RMA BOARD MEMBERS TO FILE FINANCIAL DISCLOSURE STATEMENTS WITH THE TEXAS ETHICS COMMISSION Brian Cassidy
24. FINANCE COMMITTEE REPORT Gary Halbrooks
25. COMPLIANCE & OVERSIGHT COMMITTEE REPORT Keith Honey
- A. Open Records spreadsheet
  - B. Surety Bond spreadsheet
  - C. Conflict of Interest spreadsheet
  - D. Term Expiration spreadsheet
26. NEW BUSINESS FOR FUTURE MEETING AGENDA
27. 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.**

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

Texas Transportation Commission Meeting  
March 31, 2011  
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**

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 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**.

**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. 448-1229, 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 ext. 448-1229 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 ext. 448-1229 at least two working days prior to the meeting so that appropriate arrangements can be made.