



MEETING NOTICE

TO: North East Texas Regional Mobility Authority Board Members
FROM: Gary Halbrooks
DATE: Tuesday, May 9, 2023
SUBJECT: **May Board Meeting**

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

DATE: Tuesday, May 9, 2023
TIME: 1:30 PM
PLACE: NET RMA Offices
1011 Pruitt Place
Tyler, Texas 75703

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

NORTH EAST TEXAS REGIONAL MOBILITY AUTHORITY (NET RMA)
BOARD OF DIRECTORS REGULAR MEETING
Tuesday, May 9, 2023, 1:30 PM
NET RMA Offices
1011 Pruitt Place
Tyler, Texas 75703

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, May 5, 2023.

2. OPEN PUBLIC FORUM/COMMENT PERIOD.

No Comment

3. WELCOME AND INTRODUCTION OF BOARD MEMBERS.

In Person – Gary Halbrooks, Larry Morse, Marcia Daughtrey, Chet Clayton, Curtis Rath

Zoom – Larry Kellam, Dan Droege, John Cloutier, Robert Messer, Ben Hamilton, Andrea Williams McCoy, Jason Ray, Matthew Watts, Nathan Tafoya

Guests – Walter Wilhelmi, AJ Evans, Justin Winn, Christopher Mwalwanda, Everett, Brian O'Reilly

4. CHAIR'S REPORT.

N/A

Gary Halbrooks

5. CONSIDERATION AND APPROVAL OF THE MINUTES FOR THE APRIL 11, 2023 REGULAR BOARD MEETING.

1st – Larry Morse, 2nd – Marcia Daughtrey. Motion is approved.

6. COMMITTEE REPORTS.

Andrea Williams McCoy – We are in the process of giving out our scholarships to our students. It has been going really well.

7. REVIEW AND ACCEPTANCE OF NET RMA FINANCIAL STATEMENTS.

Dianne – Total revenue is over budget by 12%, total revenue and fees (video, net) is under budget by 23%, total operating revenue is even at 0%, total operating expense is over by 23%. Toll 49 operating expenses is over budget at 10%, total other income budget is over by 7%, and total net income is over budget by 52%. Really good mid-year reports. Questions?

Robert Messer – Asks question.

Dianne – In our Toll 49 operating expenses will start to narrow down as we prepare for summer maintenance, but our revenue has been really good.

1st – Dan Droege, 2nd – Larry Morse. Motion is approved.

8. COMPREHENSIVE REPORT ON TOLL 49 TOLLING TRANSACTIONS AND REVENUE.

CDM Smith

Justin – Economic growth is good and Smith County unemployment is tracking with other counties. We are having continuing growth and looking good. When you combine the months of March and April, we have a 4% growth. In 2021, the demand went above 2020 and that continues in 2022. If you look at the Mainline Transactions by Plaza, you can see that this is the highest gantry for transactions. Payment Type – 65% is Avi and now is 72%. Mainly we have cars at 92%, but 8% is truck traffic which is high. Monday is the lowest day of the week and continually rises until it drops on Sunday.

Discussion commenced between Gary Halbrooks and Justin Winn

Justin – Transactions have grown over the last 3 months compared to previous years. When you look at forecasted v. Observed transactions, we are tracking pretty even to forecasted, but slightly below.

Robert Messer – It looks like we are missing our numbers. Are slightly underperforming?

Justin – There are a couple reasons for this. With the addition of Segment 4, there was some uncertainty, and Covid also played a factor in these numbers.

**9. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO ACCEPT THE 2022 NET RMA AUDIT REPORT.
(RESOLUTION 23-12)**

Action Item

Walter Wilhelmi – I want to recognize AJ Evans and Jessica Caswell, and they both did a great job and recognize them. I want to highlight a few brief items. I went over the full report with the Finance Committee. We looked at the internal controls of the organization. We do not have any recommendation or findings after the Audit. I am pleased to report that Dianne did a good job closing out the books and have a lot of confidence in the financial reports you get monthly.

Marcia Daughtrey – I have a couple of questions, but I think they need to be more directed at Glenn.

Gary Halbrooks – Thank you Walter and your crew, and round of applause for Dianne.

1st – Chet Clayton, 2nd – Andrea William McCoy. Motion is approved.

10. LEGISLATIVE UPDATE

Locke Lord LLP

Brian O'Reilly – Transportation has not been the forefront of issues, but that is not a bad thing. It's been a little quiet. There were 8100 pieces filed, and about 200 affect the NET RMA. This past Monday, there was a large deadline. If it was not met, then the bill fell off. (Gives details of different bills.) The 29th day is the last day of session. Once this is complete, we will do a final update for the board.

11. EXECUTIVE DIRECTOR'S REPORT.

A. UPDATE ON HARRISON COUNTY PRIORITY PROJECT

Glenn – As we move forward with our priority projects, just so you are aware we put a sign up for our projects. This just shows the people that we are out in the community. We specifically list the Board Members of the County. This is the example that will be used in Harrison County. Wood County will also be going up.

12. ADJOURNMENT.

Gary Halbrooks - We are adjourned 2:04

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.**

PARTICIPATION BY TELEPHONE CONFERENCE CALL:

One or more members of the Board may participate in this meeting through a telephone conference call, as authorized by Section 370.262, Texas Transportation Code. Under that law, each part of the telephone conference call meeting that by law must be open to the public shall be audible to the public at the meeting location. During the meeting, the identification of each party shall be clearly stated prior to speaking, and the meeting shall be documented by written minutes. On conclusion of the meeting, the written minutes of the meeting will be made available to the public.

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 must be made during the open comment period. You must be recognized by the presiding officer.

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 presiding officer, 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 presiding officer 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

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 meeting, please contact the NET RMA at 903.630.7894 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 the NET RMA at 903.630.7894 at least two working days prior to the meeting so that appropriate arrangements can be made.

MINUTES