



## MEETING NOTICE

TO: North East Texas Regional Mobility Authority Members

FROM: Linda Thomas, Chair

DATE: Tuesday, February 9, 2016

SUBJECT: February Board Meeting

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

**DATE:** Tuesday, February 9, 2016  
**TIME:** 1:30 PM  
**PLACE:** Gilmer Civic Center  
1925 North Wood Street  
Gilmer, TX 75644  
Upshur 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  
Gilmer Civic Center  
1925 North Wood Street  
Gilmer, TX 75644  
Panola County

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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, February 5, 2016.*

Chair Thomas called the meeting to order at 1:37pm

**2. INVOCATION**

Bob Moore offered the invocation.

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

Board Members

Judge Fowler, Upshur County Judge was present and welcomed the Board. Former judge Richard Anderson and his wife Christine were present and spoke for a moment about the rail project.

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

N/A

**5. DISCUSSION, CONSIDERATION AND APPROVAL FOR MINUTES FOR JANUARY 12, 2016 NET RMA REGULAR BOARD MEETING.**

Action Item

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

**6. CHAIR'S REPORT**

Linda Thomas

**7. TREASURER'S REPORT**

Tom Fitzgerald

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

**8. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE 2016 NET RMA PRIORITY PROJECT PROGRAM.**

**(RESOLUTION 16-05)**

Action Item

Amended motion: Add a #10 to the matrix: additional information may be used in consideration of this report.  
Include materials in packet.

Motion to approve: Robert Messer 2<sup>nd</sup>: Keith Honey  
Unanimously approved as amended.

**9. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE 2016 NET RMA STRATEGIC PLAN.**

**(RESOLUTION 16-06)**

Action Item

Page 2 of 6, add Jim Bunch. Page 4 of 6, ET Corridor Council is now Ark-La-Tex Corridor Council.  
Motion: Walta Cooke 2<sup>nd</sup>: Larry Morse. Unanimously approved.

**10. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION IN SUPPORT OF THE PASSENGER RAIL EFFORTS OF THE ARK-LA-TEX CORRIDOR COUNCIL.**

**(RESOLUTION 16-07)**

Action Item

Passenger rail plan to run from Ft Worth to Meridien MS, to connect on to Atlanta and NYC.  
Motion: Dr. Harris 2<sup>nd</sup>: Walta Cooke Unanimously approved.

11. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON WORK AUTHORIZATION NO. 2 WITH BALCONES GEOTECHNICAL, PLLC FOR CONTINUED EVALUATION AND REVIEW OF TOLL 49 PAVEMENT DESIGN.  
(RESOLUTION 16-08) Action Item  
Pulled until March Board Meeting
12. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE THE SOLICITATION OF BIDS FOR SLOPE AND DRAINAGE CHANNEL REPAIRS AND IMPROVEMENTS ON SEGMENT 3B OF TOLL 49.  
(RESOLUTION 16-09) Action Item  
Motion: Jack Traylor 2<sup>nd</sup>: Bob Moore Unanimously approved
13. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE THE SOLICITATION OF BIDS FOR CONSTRUCTION OF SEGMENT 4 OF TOLL 49.  
(RESOLUTION 16-10) Action Item  
Amended dates: Construction starts July 16, Completion June 2018  
Motion: Jack Traylor 2<sup>nd</sup>: Bob Moore Unanimously approved.
14. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO DESIGNATE A POOL OF FIRMS TO PROVIDE UNDERWRITING SERVICES FOR THE FINANCING OF NET RMA PROJECTS.  
(RESOLUTION 16-11) Action Item  
Richard Ramirez stated that the RFQ for the Underwriting Pool: 5yr pool, 18 responses, one was disqualified, leaving 17 firms. He encourages all firms to join the pool, to create healthy competition.  
Motion: Gary Halbrooks 2<sup>nd</sup>: Jack Traylor Dave Spurrier abstains from voting. All other voting members approve.
15. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO DESIGNATE A LEAD SENIOR MANAGER TO PROVIDE UNDERWRITING SERVICES FOR THE FINANCING OF SEGMENT 4 OF TOLL 49.  
(RESOLUTION 16-12) Action Item  
Timing will be dependent on ROW. Motion: Walta Cooke, 2<sup>nd</sup>: Jack Traylor Unanimously approved.
16. DISCUSSION OF POTENTIAL FINANCING STRUCTURES AND
17. OPTIONS FOR SEGMENT 4 OF TOLL 49. Everett Owen and Richard Ramirez  
Robert Messer presented the financing structures, specs and timing involved, stating that private funding is faster, easier, adding it's a great time to borrow, market-wise.
18. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON INTERIM FINANCING TRANSACTION PROCESSING WITH PRESTON HOLLOW CAPITAL.  
(RESOLUTION 16-13) Action Item  
This item was pulled.
19. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON CHANGE ORDER NO. 6 WITH SCHNEIDER ELECTRIC FOR INSTALLATION OF GENERATORS AT TOLLING LOCATIONS ON SEGMENT 3B OF TOLL 49.  
(RESOLUTION 16-14) Action Item  
Motion: Gary Halbrooks 2<sup>nd</sup>: Jim Bunch Unanimously approved.
20. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON APPROVAL OF OFFERS TO LANDOWNERS IN CONNECTION WITH THE ACQUISITION OF OPTIONS TO PURCHASE INTERESTS IN PROPERTY FOR SEGMENT 4 OF TOLL 49.  
(RESOLUTION 16-15) Action Item  
Board members entered executive session at 2:55pm, and emerged at 3:41.  
Motion: Walta Cooke 2<sup>nd</sup>: Dr. Harris Unanimously approved.

## 21. EXECUTIVE DIRECTOR'S REPORT

Everett Owen

- A. Update on Toll 49
  - Report on Tolling Transactions and Revenue
- B. Update on Status of Executive Director Search
  - 31 applications, with the hopes to target 11 for further consideration
  - Application deadline is Feb 19 and then:
    - The firm will provide a briefing packet for the committee
    - Committee will bring back a handful of candidates for consideration of the full board
    - Full board will interview each candidate
    - Determination will be made if a suitable candidate emerges.

## 22. ADJOURNMENT

Meeting adjourned @ 3:42pm

## BOARD BOOK APPENDIX - COMPLIANCE AND OVERSIGHT

- A. OPEN RECORDS SPREADSHEET
- B. SURETY BOND SPREADSHEET
- C. CONFLICT OF INTEREST SPREADSHEET
- D. TERM EXPIRATION SPREADSHEET
- E. TEC FILING SPREADSHEET

## 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 2016-2017 Scheduled Board Meetings / Functions

FY 2016 Tentatively Scheduled Board Meetings:

Tuesday, March 1, 2016 Minneola, TX Wood County

Tuesday, April 12, 2016 Tyler, TX Smith County

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

Texas Transportation Commission Meeting:

Thursday, February 25, 2016 – 125 E. 11th St., 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 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.