



## MEETING NOTICE

TO: North East Texas Regional Mobility Authority Members

FROM: Linda Thomas, Chair

DATE: Tuesday, March 1, 2016

SUBJECT: **March Board Meeting**

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

**DATE: Tuesday, March 1, 2016**  
**TIME: 1:30 PM**  
**PLACE: Mineola Civic Center**  
**1150 N. Newson Street**  
**Mineola, TX 75773**  
**Wood 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  
Mineola Civic Center  
1150 N. Newson Street  
Mineola, TX 75773  
Wood 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 26, 2016. Chair Thomas called the meeting to order at 1:32pm*

**2. INVOCATION**

Jason Ray offered the invocation

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

Board Members

Jason Ray introduced Wood County Commissioner Jerry Gaskill, from Precinct 2, and Jeff Austin 3 of the Texas Transportation Commission, Mercy Rushing, Executive Director of the Economic Development Council, and Mineola Mayor Rodney Watkins.

**4. SWEARING IN OF REAPPOINTED BOARD CHAIR LINDA THOMAS**

Jerry Gaskill swore in Linda Thomas as Chair of the Board, Gary Halbrooks and Barham Fulmer as reappointed board members.

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

Mr. Howard Beggs spoke about making his case for compensation for his property along the Segment 4 ROW.

**6. DISCUSSION, CONSIDERATION AND APPROVAL FOR MINUTES FOR FEBRUARY 9, 2016 NET RMA REGULAR BOARD MEETING.**

Action Item

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

**7. CHAIR'S REPORT**

Linda Thomas

Chair Thomas welcomed our guests. She spoke her appreciation to Gov Abbott for her reappointment, and congratulated the reappointed board members on their continued service opportunities. She also noted that Mark Williams has been named the Deputy Executive Director of TxDOT, reminding the Board that he is a champion of I69, having been instrumental in the project's advancement.

**8. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON AN AMENDMENT TO THE AGREEMENT WITH BALCONES GEOTECHNICAL, PLLC FOR PAVEMENT, EVALUATION, DESIGN AND MANAGEMENT SERVICES.**

(RESOLUTION 16-16)

Action Item

This is an amendment to the original contract to raise the contractual amount to include the WA.

Motion to approve: Robert Murray, 2<sup>nd</sup>: Keith Honey. Unanimously approved.

**9. 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 16-17)

Action Item

This is the WA for the amended contract above. Motion to approve: Mike Thomas 2<sup>nd</sup>: Dave Spurrier  
Unanimously approved.

10. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE THE PURCHASE OF RIGHT OF WAY FROM UNION PACIFIC RAILROAD.**  
**(RESOLUTION 16-18)** **Action Item**  
Everett Owen noted that the \$400k from TxDOT is a match, meaning that they will reimburse after closing. We would need to use existing funds to close, and then submit for reimbursement. Motion to approve: Bob Messer, 2<sup>nd</sup>: Jim Bunch. Unanimously approved.
11. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO DESIGNATE A SYNDICATE OF INVESTMENT BANKING FIRMS TO PROVIDE UNDERWRITING SERVICES FOR THE FINANCING OF SEGMENT 4 OF TOLL 49.**  
**(RESOLUTION 16-19)** **Action Item**  
Names of the syndicate, public placement for \$200 million. Motion to approve: Keith Honey, 2<sup>nd</sup>: Bob Moore  
Unanimously Approved.
12. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE A PREFERRED METHOD OF FINANCING THE DEVELOPMENT OF SEGMENT 4 OF TOLL 49.**  
**(RESOLUTION 16-20)** **Action Item**  
Motion to approve: Gary Halbrooks, 2<sup>nd</sup>: Robert Murray, Unanimously approved.
13. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH WEBBER, LLC FOR THE CONSTRUCTION OF SEGMENT 4 OF TOLL 49.**  
**(RESOLUTION 16-21)** **Action Item**  
Motion to approve: Barham Fulmer, 2<sup>nd</sup>: Mike Thomas. Unanimously approved.
14. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON WORK AUTHORIZATION NO. 12 WITH RS&H FOR PROJECT MANAGEMENT AND CONSTRUCTION ENGINEERING INSPECTION SERVICES FOR SEGMENT 4 OF TOLL 49.**  
**(RESOLUTION 16-22)** **Action Item**  
Motion to approve: Bob Moore, 2<sup>nd</sup>: Gary Halbrooks. Unanimously approved.
15. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON THE PURCHASE PRICE OF PARCEL 229, A 22.232 ACRE PARCEL OF REAL ESTATE OWNED BY H. DALE BEGGS, TRUSTEE, LOCATED AT 16533 AND 16539 FM 16, LINDALE IN SMITH COUNTY FOR SEGMENT 4 OF TOLL 49.**  
**(RESOLUTION 16-23)** **Action Item**  
Motion to approve: Barham Fulmer, 2<sup>nd</sup>: Gary Halbrooks. Unanimously approved.
16. **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 16-24)** **Action Item**  
Amended:  
Motion to approve amended resolution: Robert Murray, 2<sup>nd</sup>: Gary Halbrooks. Unanimously approved.
17. **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  
C. Update on Status of Overlay Project for Segment 3B of Toll 49  
D. Discussion on Status of Adding Rumble Strips to Toll 49

The board went into Executive Session at 2:38 pm to discuss Items 15 and 15, and emerged from Executive Session at 3:36pm.

Gary Halbrooks left the meeting at 3:39pm.

## **18. ADJOURNMENT**

Meeting was adjourned at 3:44pm

### **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, April 12, 2016 Tyler, TX Smith County

Tuesday, May 10, 2016 Longview, TX Gregg County

Tuesday, June 14, 2016 Terrell, TX Kaufmann County

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

Senate Transportation Committee Hearing:

Tuesday, March 29, 2016 – Texas Capitol, 1100 Congress Ave, Austin, TX 78701, Hearing Room E1.016

Texas Transportation Commission Meeting:

Thursday, March 31, 2016 – 125 E. 11th St., Austin, Texas  
Thursday, April 28, 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.