



MEETING NOTICE

TO: North East Texas Regional Mobility Authority Board Members
FROM: Linda Thomas, Chair
DATE: Wednesday, November 9, 2016
SUBJECT: **November Board Meeting**

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

DATE: Wednesday, November 9, 2016
TIME: 1:30 PM
PLACE: The Reserve
7725 US 259
Longview, TX 75605
Gregg 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
Wednesday, November 9, 2016
The Reserve
7725 US 259
Longview, TX 75605
Gregg County

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, Nov. 4, 2016.

Chair Thomas declared a quorum and called the meeting to order at 1:29pm

Judge Stoudt welcomed the Board to Longview and thanked them for their support of the Hwy 271 project and for the grant, saying that maybe next time they are in Longview they will see the fruits of that grant.

2. **INVOCATION**

Chair Thomas asked NET RMA Board Member Dan Droege to give the invocation.

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

The Board members present introduced themselves. Those present: Linda Thomas, Walta Cooke, Dan Droege, Dave Spurrier, Keith Honey, Pat McGill, Robert Messer, Mike Thomas, Barham Fulmer, Hudson Old, Robert Murray, Robert Moore, and those attending via remote access: Gary Halbrooks and Larry Morse.

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

There were no public comments.

5. **DISCUSSION, CONSIDERATION AND APPROVAL OF THE MINUTES FOR THE OCTOBER 11, 2016 BOARD MEETING** **Action Item**

Chair Thomas presented the minutes of the October board meeting, and, as there were no additions or changes made during the discussion period, Chair Thomas asked for a motion to approve the minutes as presented.

Motion: Dan Droege 2nd: Walta Cooke. The motion carried and the minutes were unanimously approved.

6. **CHAIR'S REPORT**

Linda Thomas

Chair Thomas thanked Gregg County for hosting us. Thanks also to the GCCC for supporting the Hwy 271 Initiative. She stated that she and Chris Miller attended the Longview Chamber Transportation Committee meeting.

She also stated that she had attended the Governor's training for all the Governor appointees, and the Governor and First Lady were in attendance, and Governor Abbott addressed the group. She was able to connect with her counterpart, Susan Melendez from Camino Real RMA, and is looking forward to connecting again in December at the TxDOT meeting.

Chair Thomas reminded the board that the next meeting is in Harrison County and includes a holiday lunch, encouraging everyone to attend.

7. **TREASURER'S REPORT**

Tom Fitzgerald

Chair Thomas asked for the Treasurer's Report, and Tom Fitzgerald presented for the month of September, which was the end of the NET RMA Fiscal year. The question was asked "when is the annual audit?". Tom answered that the audit is conducted in January and the full presentation should be made to the board in the February meeting.

Chair Thomas asked for a motion to approve the financial statement as presented.

Motion: Robert Murray 2nd: Robert Messer. The motion carried and the statement was unanimously approved.

8. EXECUTIVE DIRECTOR'S REPORT

Chris Miller

- A. County Meetings Report
 - 1. Panola County - October 24, 2016
 - 2. Van Zandt County - November
- B. Other Community Meetings
- C. Proposed Newsletter Format/Subjects

Mr. Miller mentioned that he attended the Panola County Commissioner's Court Meeting on October 24, and made a presentation on behalf of the NET RMA. He will attend the Van Zandt County Commissioner's meeting later this month (November).

Mr. Miller is planning to meet with the City of Tyler to discuss being an extra patrol partner on Toll 49. His also going to approach Smith County about this.

Mr. Miller stated that the contract with the DPS is almost ready to go.

Mr. Miller will attend the Longview MPO meeting in December.

Mr. Miller, Colleen Colby and Mr. Owen have a meeting planned in December to meet with some of CTRMA's marketing team to discuss the newsletter and some other items.

Robert Messer asked about the new office space. Mr. Miller replied that we are waiting on CAD drawings, and we hope to be in by the first of the year.

9. COMMITTEE REPORTS

- A. Executive Committee/Audit Committee Linda Thomas
Nothing to report
- B. Personnel Committee Dr. James Harris
Nothing to report
- C. Project Development & Implementation Committee Barham Fulmer
Barham Fulmer reported that there is one new piece of ROW at I-20 that Oncor needs for overhead wires. We will have to reimburse them for the purchase.
- D. Long-Range Planning Committee John Cloutier
Nothing to report.
- E. East Texas Hourglass Committee Dave Spurrier
Nothing to report.
- F. Investment Committee Robert Messer
Robert Messer reported that with 60 basis points (roughly \$300k), they plan to meet quarterly and report again.
- G. Facilities Committee Gary Halbrooks

10. PARTNERSHIP UPDATES

- A. East Texas Corridor Council Bob Moore
Nothing to report.
- B. I-69 Alliance Committee Walta Cooke/Robert Murray
Walta Cooke reported that I69 will branch off at Tenaha (369) to Texarkana, through Carthage, and will be known

as the I-69 Relief Route. She indicated that all parties are very excited and there seems to be lots going on, noting the overpass State Highway 315 and a turnaround at Dixie Road.

C. East Texas Council of Governments

Linda Thomas

Chair Thomas indicated that they haven't come as far as they have on prior projects and hopes that it improves in the New Year.

11. DISCUSSION OF PROPOSED BOARD OF DIRECTORS RETREAT.

Chris Miller/Linda Thomas

Mr. Miller stated that the retreat would be Jan 10th or 12th, one day, and no overnight. If there needs to be a short board meeting, then that can happen and then the members would be dismissed into the retreat model. Dates to be finalized in the days to come.

12. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE 2016 NET RMA ANNUAL REPORT.

(RESOLUTION 16-96)

Action Item

This resolution was tabled since the materials were not ready to be presented for a vote.

13. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE A RESOLUTION SUPPORTING TXDOT'S EFFORTS ON THE DEVELOPMENT OF US 271.

(RESOLUTION 16-97)

Action Item

Chair Thomas entertained a motion to approve this resolution.

Motion: Barham Fulmer, 2nd: Mike Thomas

Robert Messer confirmed that this resolution doesn't obligate us to any monies, just support.

The motion carried and was unanimously approved.

14. SAFETY UPDATE ON SEGMENTS 3B AND 4 OF TOLL 49.

Chris Miller/Everett Owen

Chair Thomas asked for Chris Miller to give a safety update on segments 3B and 4 of Toll 49.

Mr. Miller stated that this would include the contract with the DPS that he mentioned earlier, along with the talks with the City of Tyler and Smith County for more patrol of the road.

15. REPORT ON MAINTENANCE ACTIVITIES ON SEGMENT 3B OF TOLL 49.

Kate Wilder

Chair Thomas asked for Kate Wilder to give the maintenance updates on segment 3B.

Ms. Wilder stated that recent activities include permanent striping at SH64 and erosion control along 3B has begun. Upcoming activities include pond sediment clean out, continued work on the east side of the facility, mobiles to the west side of the cross culvert south of SH64.

16. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE WORK AUTHORIZATION NO. 14 WITH RS&H FOR WIDENING AND RESTRIPIING DESIGN SERVICES FOR SEGMENT 3B OF TOLL 49.

(RESOLUTION 16-98)

Action Item

Chair Thomas entertained a motion to approve this resolution for widening/stripping of 3B.

Motion: Dan Droege, 2nd: Walta Cooke

Motion carried and the resolution was unanimously approved.

17. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE WORK AUTHORIZATION NO. 15 WITH RS&H FOR RESTRIPIING AND SIGNAGE DESIGN SERVICES AND SURFACE TREATMENT FOR SEGMENTS 1,

2, 3A, AND 5 OF TOLL 49.

(RESOLUTION 16-99)

Action Item

Chair Thomas entertained a motion to approve this resolution for restriping and signage design services for Seg 1, 2, 3A, and 5.

Motion: Robert Messer 2nd: Robert Moore.

Motion carried and the resolution was unanimously approved.

18. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE CHANGE ORDER NO. 12 WITH KAPSCH TRAFFICOM TRANSPORTATION, NORTH AMERICA FOR TOLL SYSTEM EQUIPMENT REPLACEMENT ON SEGMENT 3B OF TOLL 49.

(RESOLUTION 16-100)

Action Item

Chair Thomas tabled this resolution.

19. UPDATE ON CONSTRUCTION OF SEGMENT 4 OF TOLL 49.

Kate Wilder/Everett Owen

Chair Thomas asked for Everett Owen and Kate Wilder to give construction updates on Segment 4.

Ms. Wilder stated that recent activities include bridge and drainage work, installation of cross culvers North and South of FM 16, placement of footings at IH 20 and caps at CR 431, retaining wall construction at IH 20.

Ongoing activities include utility relocation, traffic control, clearing and grubbing, excavation, erosion controls, drilling shafts and bridge columns.

Upcoming activities include cross culvert construction, small culver construction throughout the project, continued bridge work, ramp construction at SH110, and earthwork throughout the project.

Ms. Wilder stated that archeological coordination is ongoing. TxDOT/Tribal coordination is being conducted at the northern location, field work to be completed at southern location in early November, TxDOT consultation to take place following completion of fieldwork.

20. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE SUPPLEMENTAL WORK AUTHORIZATION NO. 10.3 WITH ATKINS FOR CONTINUED PROJECT DEVELOPMENT SUPPORT FOR SEGMENT 4 OF TOLL 49.

(RESOLUTION 16-101)

Action Item

Chair Thomas entertained a motion to approve this resolution for project development support for Seg 4.

Motion: Walta Cooke 2nd: Robert Murray

Motion carried and the resolution was unanimously approved.

21. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING THE DISPOSITION OF SURPLUS REAL PROPERTY LOCATED ON TOLL 49, SEGMENT 4 RIGHT-OF-WAY.

(RESOLUTION 16-102)

Action Item

Chair Thomas entertained a motion to approve this resolution for ROW disposition.

Motion: Robert Messer 2nd: Robert Murray

Discussion on the need to sell and then reimburse Oncor for the ROW parcel: Is it typical to give ROW or easement. The value of this arrangement is that it gets the tower out of the way.

The question was asked if the progress of construction is on track: Ahead? Behind? Mr. Fulmer mentioned that the only hold up right now is the archeological, but that all the crews are working weekends and long hours to get it done.

Motion carried and the resolution was unanimously approved.

22. PROJECT DIRECTOR'S REPORT

Everett Owen

A. Report on Toll 49 Tolling Transactions and Revenue

Chair Thomas asked Everett Owen to give his report.

October transactions improved over September, but still lag behind Oct 2015. That may be due to safety perceptions, maintenance issues, or an overall decrease in oil/gas exploration/activity in the area. He noted that the signage/message boards have come and gone on the road.

23. ADJOURNMENT

Having no further business to conduct, Chair Thomas adjourned the meeting at 2:47pm.

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.

Tentatively Scheduled NET RMA Board Meetings:

December 13, 2016 – Marshall, TX (Harrison County)

January 10, 2017 – Tyler, TX (Smith County)

February 14, 2017 – Gilmer, TX (Upshur County)

April 11, 2017 – Carthage, TX (Panola County)

May 9, 2017 – Longview, TX (Gregg County)

June 13, 2017 – Terrell, TX (Kauffman County)

July 11, 2017 – Tyler, TX (Smith County) ANNUAL BUDGET WORKSHOP

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

Texas Transportation Commission Meeting:

November 17, 2016 – Austin

December 15, 2016 - Austin

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.