



MEETING NOTICE

TO: North East Texas Regional Mobility Authority Members

FROM: Linda Thomas, Chair

DATE: July 14, 2015

SUBJECT: July Board Meeting

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

DATE: Tuesday, July 14, 2015
TIME: 1:30 PM
PLACE: Greater Tyler Association of Realtors
2772 S. Southeast Loop 323
Tyler, TX 75701

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 903.594.4834.

NORTH EAST TEXAS REGIONAL MOBILITY AUTHORITY (NET RMA)
BOARD OF DIRECTORS REGULAR MEETING
1:30 PM Tuesday, July 14, 2015
Greater Tyler Association of Realtors
2772 S. Southeast Loop 323
Tyler, TX 75701
Smith County

1. CALL TO ORDER AND DECLARATION OF QUORUM

Notice of this meeting was posted with the Secretary of State's Office, with the County Clerk in Smith County, on the NET RMA website and office on Friday, July 10, 2015.

Chairman Thomas called the meeting to order at 1:30pm

2. INVOCATION

Gary Halbrooks offered the invocation.

3. WELCOME & INTRODUCTION OF BOARD MEMBERS

Board Members

Chairman Thomas welcomed the audience and introduced the board members

4. SWEARING IN OF WOOD COUNTY BOARD MEMBER

Smith County Commissioner Jeff Warr

Smith County commissioner Jeff Warr performed the swearing in of Jason Ray, new board member from Wood Co.

5. OPEN PUBLIC FORUM/COMMENT PERIOD

Mr. Howard Beggs stated that he had been held in limbo for 16 years from developing his property into a subdivision and respectfully stated that he would begin construction November 1.

6. APPROVAL OF MINUTES

A. Discussion, consideration and approval of minutes for:

1. May 19, 2015 NET RMA Regular Board Meeting

Action Item

Motion to accept minutes: Gary Halbrooks, 2nd by Mike Thomas

7. CHAIR'S REPORT

Linda Thomas

A. Comments from the Chair

Chairman Thomas read Tim Vaughn's resignation letter. She read a thank you letter to Celia Boswell for her service and welcomed Jason Ray to the board.

8. PRESENTATION OF DRAFT FY2016 BUDGET

Everett Owen

Everett Owen walked through line items of Page 1:

TxDOT – 6%

NTTA/HCTRA – 8%

MSB – 9 cents per plate

Page 2:

Gary Halbrooks: Income side doesn't include Segment 4, but the expense side does. Reaping extra revenue

is right where we've always wanted to be in order to champion projects and help our member counties.

Mike Thomas: Should we change the \$200k line for Additional Projects to \$400k, since we didn't spend it last year?

Hudson Old: Can we do that? And why can't we pay the interest with the extra revenue?

Brian Cassidy: the loan agreement won't allow it yet.

Dave Spurrier: How much do we spend on TxDOT maintenance?

Everett Owen: We have an ILA with TxDOT, so it's unit prices.

Keith Honey: Do we benchmark for maintenance expenditures against TxDOT expenses for the same stretch of road?

Everett Owen: We can, but it's going to be pretty broad. The T/R report should be done by the end of the month, and we'll have a better picture then.

Dave Spurrier: Should we also have a long term budget, say for 5 and 10 years?

Everett Owen: We have a draft now for the funding/financials/bonds piece, and it should be available to the board in September.

Page 3:

Segment 4: paid for out of bond funds (\$120 mil)

Segment 3B: paid for out of op revenues

Overlay: \$2.5 mil

Original T/R projected small # of truck traffic, but truck traffic has far exceeded projections, causing greater wear/tear on the road.

Hudson Old: Isn't a budget workshop required in the by-laws?

Brian Cassidy: a separate meeting isn't required.

Everett Owen: we opted to have a smaller group together to go through with a fine tooth comb in an effort to simplify the budget process. The people who composed the group were:

Project Development/Implementation committee (Jack Traylor, Barham Fulmer, Bob Murray)

Dave Spurrier: Everyone should have been invited to that meeting.

9. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE SUPPLEMENTAL WORK AUTHORIZATION 7.2 WITH RS&H FOR CONTINTUED COORDINATION AND PROJECT DEVELOPMENT SUPPORT FOR SEGMENT 4 OF TOLL 49 (RESOLUTION 15-24)** Action Item
 Everett Owen: this is the final payment due to RS&H for \$192, 811.88
 Motion to accept: Jack Traylor
 2nd: Dr. Jim Harris
 Motion passed
10. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE SUPPLEMENTAL WORK AUTHORIZATION 8.2 WITH RS&H FOR CONTINUED PS&E DEVELOPMENT FOR SEGMENT 4 OF TOLL 49 (RESOLUTION 15-25)** Action Item
 \$892,116.43 due
 Motion to accept: Gary Halbrooks
 2nd: Robert Messer
 Motion passed.
11. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO APPROVE WORK AUTHORIZATION 11 WITH ATKINS FOR EROSION PROTECTION SERVICES ON SEGMENT 3B OF TOLL 49 (RESOLUTION 15-26)** Action Item
 Erosion protection: \$95,540
 Motion to accept: Walta Cooke
 2nd: Dr. Jim Harris
 Motion passed

**12. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION TO AMEND THE NET RMA TITLE VI POLICY AND PROCEDURES
(RESOLUTION 15-27)**

Action Item

Motion to accept: Hudson Old

2nd: Mike Thomas

Motion passed

**13. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING THE DISPOSITION OF SURPLUS REAL PROPERTY LOCATED ON TOLL 49, SEGMENT 3A RIGHT-OF-WAY
(RESOLUTION 15-28)**

Action Item

Motion to accept: Dr. Jim Harris

2nd: Mike Thomas

Motion passed.

14. EXECUTIVE DIRECTOR'S REPORT

Everett Owen

- a. Toll 49 update
 - May and June transactions
 - Update on CDM Smith Traffic and Revenue Study on Segment 4
 - Billboard/Advertising in Toll 49 right-of-way
- b. Update on purchase of Union Pacific right-of-way
- c. Update on use of TxDOT grant funds for Routematch technology

Tentative Segment 4 dates:

Design and build plans: Jan 15

Loan approved: July 15 (hasn't happened yet)

ROW purchases to begin: Oct/Nov (on hold until TxDOT approves either a loan or permission to spend our own money).

15. TREASURER'S REPORT

Tom Fitzgerald

16. LEGISLATIVE UPDATE

C. Brian Cassidy

Prop 7 will be on the ballot this fall. Hoping for a yes vote.

3.6 billion in transportation funding

Greater oversight on TXDOT

Detailed MPO requirements

A lot of bills filed against tolling due to anti-toll sentiments did not pass

A study has to be done to determine the cost of doing away with toll roads state wide.

Lots of areas of the state were very happy with their toll roads and their RMA activities.

17. ADJOURNMENT @ 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 2015 Scheduled Board Meetings / Functions

FY 2015 Tentatively Scheduled Board Meetings:

Tuesday September 22, 2015 1:30pm

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

Team Texas, (dates pending), Austin, Texas.

Texas Transportation Commission Meeting:

Wednesday, July 29th (Workshop) at 2:00pm at 125 E. 11th Street Austin, TX

Thursday, August 27th at 9:00am at 125 E. 11th Street Austin, TX

Thursday, September 24th at 9:00am at 125 E. 11th Street Austin, TX

Thursday, October 29th at 9:00am at 125 E. 11th Street Austin, TX

Thursday, November 19th at 9:00am at 125 E. 11th Street Austin, TX

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 903.594.4834 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 903.594.4834 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 903.594.4834 at least two working days prior to the meeting so that appropriate arrangements can be made