

**GENERAL MEETING OF THE BOARD OF DIRECTORS
OF THE NORTH EAST TEXAS
REGIONAL MOBILITY AUTHORITY**

RESOLUTION NO. 22-11

WHEREAS, the North East Texas Regional Mobility Authority (“NET RMA”) was created pursuant to the request of Gregg and Smith Counties and in accordance with provisions of the Transportation Code and the petition and approval process established in 43 Tex. Admin. Code § 26.1, *et seq.* (the “RMA Rules”); and

WHEREAS, the Board of Directors of the NET RMA has been constituted in accordance with the Transportation Code and the RMA Rules; and

WHEREAS, subsequent to the initial formation of the NET RMA the Counties of Cherokee, Rusk, Harrison, Upshur, Bowie, Panola, Titus, Van Zandt, Wood, Kaufman, Camp, and Cass joined the Authority and are represented on the Board of Directors; and

WHEREAS, the NET RMA is responsible for the operation of Toll 49; and

WHEREAS, in Resolution No. 14-08, dated February 11, 2014, the Board of Directors of the NET RMA selected Fagan Consulting LLC to provide the NET RMA with advice and oversight related to the operation of toll systems on Toll 49 and entered into an agreement for the provision of such services which expired on April 9, 2022; and

WHEREAS, in Resolution No. 22-08, dated April 12, 2022, the NET RMA Board of Directors authorized the Executive Director to prepare and issue a solicitation for tolling consultant services and to present a recommended firm(s) to the Board of Directors for consideration; and

WHEREAS, on April 20, 2022, the NET RMA issued a Request for Proposals (“RFP”) to solicit responses from firms interested in providing tolling consultant services to the NET RMA; and

WHEREAS, one (1) response to the RFP was received by the NET RMA on or before the submittal deadline; and

WHEREAS, an evaluation committee reviewed the response utilizing the evaluation criteria set forth in the RFP and developed a recommendation for the entity to be selected to provide tolling consultant services to the NET RMA; and

WHEREAS, the NET RMA Executive Director, pursuant to the evaluation conducted by the evaluation committee, recommends that an agreement for tolling consultant services be negotiated and executed with Fagan Consulting LLC.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby adopts the recommendation of the Executive Director to negotiate, finalize, and execute an agreement for tolling consultant services with Fagan Consulting LLC; and

BE IT FURTHER RESOLVED, that the Board of Directors authorizes the Executive Director to negotiate, finalize, and execute the respective agreement on the terms and conditions acceptable to the Executive Director and consistent with this Resolution, the NET RMA's Policies and Procedures for the Procurement of Goods and Services, the RFP, and the response to the RFP received from Fagan Consulting LLC; and

BE IT FURTHER RESOLVED, that work performed under the agreement with the tolling consultant services firm shall be authorized by the issuance of work authorizations specifying a scope of services and fee and such work authorizations shall be subject to prior approval of the NET RMA Board of Directors.

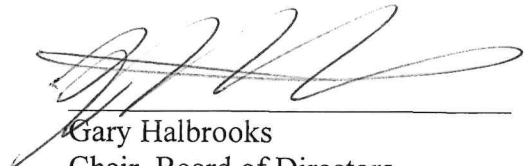
Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 14th day of June, 2022.

Submitted and reviewed by:

Approved:



C. Brian Cassidy
General Counsel for the North East
Texas Regional Mobility Authority



Gary Halbrooks
Chair, Board of Directors
Date Passed 06/14/22
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