

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

RESOLUTION NO. 15-40

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, and Kaufman 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, the NET RMA is currently pursuing the development of Segment 4 of Toll 49 (the "Project"); and

WHEREAS, Section 370.163, Transportation Code grants the NET RMA the power and authority to acquire an interest in real property that the NET RMA determines is necessary or convenient for the construction, reconstruction, maintenance, widening, straightening or extension of a transportation project; and

WHEREAS, the Board of Directors of the NET RMA desires to authorize the Interim Executive Director to commence negotiations with property owners to acquire right-of-way parcels to be used in connection with the construction, operation, and maintenance of the Project.

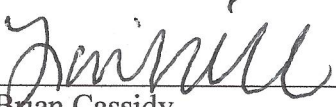
NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby determines that the acquisition of right-of-way parcels by the NET RMA is necessary or convenient for the construction, operation, and maintenance of the Project; and

BE IT FURTHER RESOLVED, that the Board of Directors of the NET RMA authorizes the Interim Executive Director to commence negotiations with property owners to reach agreement regarding the terms and price for the acquisition of such right-of-way parcels; and


BE IT FURTHER RESOLVED, that if negotiations for the acquisition of such right-of-way parcels are successful, the Interim Executive Director shall present the final terms for any such agreement to the NET RMA Board of Directors for review and approval.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 22nd day of September, 2015.

Submitted and reviewed by:


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

Approved:


Linda Ryan Thomas
Chair, Board of Directors
Resolution Number 15-40
Date Passed 09/22/15