

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

RESOLUTION NO. 15-53

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 § 26.01, *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 currently pursuing the financing and development of additional segments of Toll 49, including Segment 4; and

WHEREAS, the Transportation Infrastructure Finance and Innovation Act of 1998 ("TIFIA") established a federal credit program under which the U.S. Department of Transportation's Federal Highway Administration ("FHWA") may provide federal credit assistance, including loans and lines of credit, to major transportation investments of critical or national significance; and

WHEREAS, the TIFIA program is a potential source of needed funding for Segment 4 of Toll 49; and

WHEREAS, in Resolution 14-02, dated January 14, 2014, the Board of Directors of the NET RMA authorized the Interim Executive Director to submit a Letter of Interest for TIFIA credit assistance to the FHWA; and

WHEREAS, the NET RMA Interim Executive Director has determined that continued pursuit of a TIFIA loan application for Segment 4 of Toll 49 is not in the best interest of the Authority; and

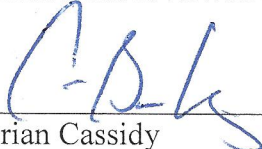
WHEREAS, as part of the TIFIA loan application review process, FHWA may request payment of a \$100,000 application fee.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby directs the Interim Executive Director to cease pursuing TIFIA credit assistance for Segment 4 of Toll 49; and


BE IT FURTHER RESOLVED, that the Board of Directors directs the Interim Executive Director not to submit to FHWA the required \$100,000 application review fee and not to submit any such documentation as may be necessary to prosecute the NET RMA's loan application.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 10th day of November, 2015.

Submitted and reviewed by:


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

Approved:


Linda Ryan Thomas
Chairman, Board of Directors
Resolution Number 15-53
Date Passed: 11/10/15