

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

**RESOLUTION NO. 18-32**

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 development of Segments 6 and 7 of the Toll 49 Project (the “Project”); and

WHEREAS, in Resolution No. 17-52, dated September 13, 2017, the NET RMA Board of Directors authorized the Chair to submit a financial assistance application to the Texas Department of Transportation (“TxDOT”) to fund environmental and other pre-development costs for the Project; and

WHEREAS, TxDOT has not yet approved the request for financial assistance; and

WHEREAS, the NET RMA desires to proceed with environmental and other pre-development activities for the Project; and

WHEREAS, pursuant to Section 370.033 of the RMA Act, the NET RMA may apply for, directly or indirectly receive and spend loans, gifts, grants, and other contributions for any purpose of the RMA Act, including the construction of a transportation project, and receive and spend contributions of money from any source; and

WHEREAS, the NET RMA desires to explore available options for the financing of the environmental and pre-development costs for the Project; and

WHEREAS, the NET RMA Board of Directors desires that the Executive Director and consultants initiate a process for soliciting proposed terms from potential third party lenders for the financing of all or a portion of the environmental and pre-development costs of the Project.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby authorizes the Executive Director and consultants to solicit proposals from lenders interested in providing financing for environmental and pre-development costs of the Project; and

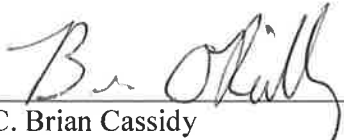
BE IT FURTHER RESOLVED, that the Executive Director shall implement a process to review the proposals and develop a recommendation for the Board of Directors as to which lenders offer the most advantageous terms for the financing of environmental and pre-development costs of the Project; and


BE IT FURTHER RESOLVED, that no agreements for financing of environmental and other pre-development costs shall be executed without the approval of the Board of Directors.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 12<sup>th</sup> day of June, 2018.

Submitted and reviewed by:

Approved:

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

  
\_\_\_\_\_  
Linda Ryan Thomas  
Chair, Board of Directors  
Date Passed 06/12/18  
Resolution No. 18-32