

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

**RESOLUTION NO. 18-37**

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, bond counsel services are essential to the operations of the NET RMA and the future financing of NET RMA projects through the issuance of revenue bonds; and

WHEREAS, on December 1, 2009, in Resolution No. 09-31, the NET RMA Board of Directors selected Andrews Kurth, LLP as the best qualified firm to provide bond counsel services to the NET RMA and entered into an agreement that expired on February 3, 2015; and

WHEREAS, the NET RMA Board of Directors desires to reprocure bond counsel to perform legal services related to the issuance of bonds by the NET RMA in connection with current and future NET RMA projects and to address issues as they arise concerning NET RMA’s currently outstanding bonds; and

WHEREAS, in Resolution No. 18-13, dated March 20, 2018, the NET RMA Board of Directors authorized the NET RMA Executive Director to develop and issue a request for qualifications (“RFQ”) for bond counsel services and to implement a process to review the RFQ responses and develop a recommendation for the Board of Directors as to the best-qualified firm or firms to provide bond counsel services to the NET RMA; and

WHEREAS, the RFQ for bond counsel services was issued on May 10, 2018 and two (2) responses were received by the NET RMA on or before the submittal deadline; and

WHEREAS, an evaluation committee, comprised of NET RMA staff and outside consultants, evaluated the responses received utilizing the evaluation criteria set forth in the RFQ and developed a recommendation for the best qualified firm to provide bond counsel services to the NET RMA; and

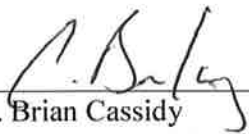
WHEREAS, the NET RMA Executive Director, pursuant to the evaluation conducted by the evaluation committee, recommends that an agreement for bond counsel services be negotiated and executed with Brauewell, LLC.

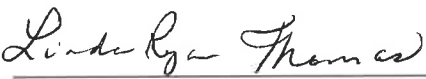
NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby adopts the recommendation of the NET RMA Executive Director to negotiate, finalize, and execute an agreement for bond counsel services with Brauewell, LLC.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 10th day of July, 2018.

Submitted and reviewed by:

Approved:

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

  
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Linda Ryan Thomas  
Chair, Board of Directors  
Date Passed 07/10/18  
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