

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

**RESOLUTION NO. 18-43**

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 Central Texas Regional Mobility Authority (“CTRMA”) was created pursuant to the request of Travis and Williamson Counties and in accordance with provisions of the Transportation Code and the petition and approval process established in the RMA Rules; and

WHEREAS, Chapter 791 of the Texas Government Code provides that any one or more public agencies may contract with each other for the performance of governmental functions or services in which the contracting parties are mutually interested; and

WHEREAS, Section 370.033 of the Transportation Code provides that regional mobility authorities may enter into interlocal agreements with other governmental entities; and

WHEREAS, on November 6, 2012 in Resolution No. 12-34, the NET RMA Board of Directors approved entry into an interlocal agreement with the CTRMA providing for the submission of transponder-based transactions to the interoperability hub and for processing and collection services for Pay By Mail transactions of the NET RMA; and

WHEREAS, on September 22, 2015, in Resolution No. 15-33, the NET RMA Board of Directors extended the interlocal agreement with CTRMA; and

WHEREAS, in April 2017, the CTRMA, with support and cooperation from the NET RMA, initiated the procurement of Pay By Mail processing, violation processing, collections, and customer support (collectively, the “Services”); and

WHEREAS, with input from the NET RMA, the CTRMA selected Cofiroute USA, LLC (“Cofiroute”) as the best qualified firm to provide the Services; and

WHEREAS, the CTRMA has entered into an agreement with Cofiroute to provide the Services (the "Cofiroute Contract"), and the Cofiroute Contract recognizes that the Services may also be provided for the benefit of NET RMA; and

WHEREAS, the CTRMA has entered into an agreement with Kapsch TrafficCom USA, Inc. to provide image review services (the "Image Reviews") necessary for the processing of Pay By Mail transactions (the "Kapsch Agreement"), and these services may be made available to the NET RMA through the CTRMA; and

WHEREAS, transponder transactions on NET RMA facilities must be processed through the Central United States Interoperable Hub (the "Hub"), and CTRMA has previously served as the conduit for transmitting NET RMA transactions to the Hub; and

WHEREAS, the NET RMA staff and consultants believe that the NET RMA will benefit from the provision of the Services through the Cofiroute Contract and the Image Reviews through the Kapsch Agreement, as well as continuing to access the Hub through CTRMA, and therefore it is in the NET RMA's best interest to enter into a new interlocal agreement with the CTRMA for the provision of the Services and the Image Reviews, as well as the forwarding of transponder transactions to the Hub, in the form or substantially the same form attached hereto as Attachment "A" (the "Interlocal Agreement"); and

WHEREAS, the Interlocal Agreement protects the interests of the NET RMA and provides a means for enforcement of the terms of the Cofiroute Contract and Kapsch Agreement through CTRMA for the benefit of the NET RMA.


NOW THEREFORE, BE IT RESOLVED, that the Board of Directors approves the entry into the Interlocal Agreement between the NET RMA and CTRMA, in the form or substantially the same form attached hereto as Attachment "A"; and

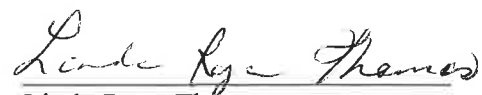
BE IT FURTHER RESOLVED, that the Executive Director is authorized to execute the Interlocal Agreement between the NET RMA and CTRMA on behalf of the NET RMA.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 14th day of August, 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: 08/14/18  
Resolution No. 18-43