

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

RESOLUTION NO. 18-50

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, Van Zandt, Wood, Titus, and Kaufman joined the Authority and are represented on the Board of Directors; and

WHEREAS, the NET RMA is responsible for the operation and maintenance of Toll 49; and

WHEREAS, in Resolution 17-37, dated August 8, 2017, the NET RMA Board of Directors adopted the recommendation of the Executive Director to finalize and execute an agreement for roadway maintenance services with IIP USA LLC (the “Maintenance Agreement”); and

WHEREAS, in Resolution 18-49, dated September 11, 2018, the NET RMA Board of Directors approved an amendment to the Maintenance Agreement to extend the term of the agreement; and

WHEREAS, certain incident response services for maintenance and traffic operations necessary for the efficient operation of Toll 49 were not cost effective to include in the scope of the Maintenance Agreement; and

WHEREAS, the Texas Department of Transportation (“TxDOT”) has previously entered into contracts for the provision of various maintenance and operational services for TxDOT projects located within the same general vicinity as Toll 49; and

WHEREAS, in Resolution 17-49, dated September 13, 2017, the NET RMA Board of Directors authorized the Executive Director to execute an Interlocal Agreement (“ILA”) with TxDOT to secure incident response services for maintenance and traffic operations for Toll 49 through TxDOT and its existing contractors; and

WHEREAS, the previously executed ILA with TxDOT for incident response services on Toll 49 expires on September 30, 2018; and

WHEREAS, NET RMA representatives and TxDOT staff have identified potential benefits of entering into a new ILA pursuant to Chapter 791 of the Texas Government Code and Section 370.189 of the Texas Transportation Code under which the NET RMA would continue to have access to incident response services; and

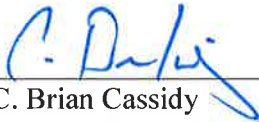
WHEREAS, the NET RMA Executive Director recommends that the NET RMA enter into an ILA with TxDOT to secure incident response services for Toll 49 through TxDOT and its existing contractors at a cost not to exceed \$68,292.44.

NOW THEREFORE, BE IT RESOLVED, that the NET RMA Board of Directors hereby authorizes the Executive Director to execute an ILA with TxDOT to secure incident response services for Toll 49 through TxDOT and its existing contractors at a cost not to exceed \$68,292.44.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 11th day of September, 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: 09/11/18
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