

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

RESOLUTION NO. 18-63

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 believes the purchase of an unused railway right-of-way corridor (the “Corridor”) owned by Union Pacific (“UP”) will benefit the residents of the City of Tyler and Smith County, as potential future uses of the Corridor may include development, or support for the development, of a commuter or freight rail project, utility corridors, or other public uses; and

WHEREAS, the NET RMA is committed to supporting needed transportation solutions that will enhance the quality of life and improve the economic vitality of the North East Texas region; and

WHEREAS, rail provides a safe, efficient, and environmentally-friendly means of transportation; and

WHEREAS, the demand for both freight and passenger rail is increasing; and

WHEREAS, rail is likely to be an important means of transport for future generations; and

WHEREAS, the NET RMA Board of Directors has taken previous actions to pursue the acquisition of the Corridor and NET RMA staff and consultants have attempted to finalize the acquisition; and

WHEREAS, due to circumstances beyond the NET RMA’s control, these efforts have not been successful and the NET RMA has not been able to acquire the Corridor; and

WHEREAS, the NET RMA Board of Directors desires to continue efforts to acquire and develop the Corridor along with other interested parties.

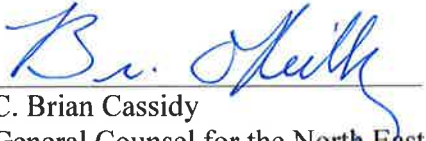
NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA authorizes the Executive Director to take such actions as are necessary to resume negotiations with all relevant parties to effectuate the purchase of the Corridor; and

BE IT FURTHER RESOLVED, that any agreements relating to the Corridor shall be subject to the approval of the NET RMA Board of Directors.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 11th day of December, 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 12/11/18
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