

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

**RESOLUTION NO. 19-02**

**AUTHORIZING THE NEGOTIATION OF A LOAN AGREEMENT WITH  
REGIONS CAPITAL ADVANTAGE, INC. TO FINANCE COSTS  
RELATING TO SEGMENTS 6 AND 7 OF THE TOLL 49 HIGHWAY  
SYSTEM**

**WHEREAS**, the North East Texas Regional Mobility Authority (the “Authority”) was created in accordance with provisions of the Texas Transportation Code and the petition and approval process established in 43 Tex. Admin. Code § 26.1, *et seq.*;

**WHEREAS**, the Authority has participated in the financing and development of the Toll 49 Highway System (the “System”) in North East Texas;

**WHEREAS**, the Authority is currently pursuing the development, financing and construction of new segments of the System commonly referred to as Segments 6 and 7 (such segments, the “Project”);

**WHEREAS**, the Board has determined that it is in the best interest of the Authority to authorize the negotiation of a loan agreement with Regions Capital Advantage, Inc. to finance a portion of the costs of the development and construction of the Project;

**WHEREAS**, the obligations of the Authority under such loan agreement will be secured by a pledge of the revenues of the System as “Other Obligations” under the Authority’s Master Trust Indenture, dated June 1, 2016; and

**WHEREAS**, it is hereby found and determined that the meeting at which this Resolution is approved is open to the public and public notice of the time, place and subject matter of the public business to be considered and acted upon at said meeting, including this Resolution, was given, all as required by the applicable provisions of Chapter 551, Texas Government Code, as amended;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NORTH EAST TEXAS REGIONAL MOBILITY AUTHORITY THAT:**

Section 1. Findings. The findings and determinations contained in the preambles hereof are hereby incorporated herein for all purposes as if set forth herein in their entirety.

Section 2. Authorization. The Board hereby authorizes the Authority’s Executive Director, staff and consultants to take such actions as may be necessary to negotiate the terms of a loan agreement with Regions Capital Advantage, Inc. to finance a portion of the costs of the


development and construction of the Project. The final terms and provisions of such loan agreement will be subject to approval by the Board.


Section 3. Further Actions. The Chair, Vice Chair, Secretary and Treasurer of the Board, and the Executive Director and all other officers and staff of the Authority, and its professional consultants, are hereby authorized and directed to take any and all actions and to execute and deliver any and all instruments and documents as may be necessary or desirable to carry out and effectuate the purposes of this Resolution. All actions taken by such persons prior to the date of this Resolution for such purposes are hereby ratified and affirmed.

Adopted by the Board of Directors of North East Texas Regional Mobility Authority on the 12th day of February, 2019.

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: 02/12/19  
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