

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

RESOLUTION NO. 21-38

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, Kaufman, Cass and Camp 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, hike/bike paths, or other public uses; and

WHEREAS, in Resolution No. 15-08, dated January 20, 2015, the NET RMA Board of Directors approved of the NET RMA entering into an Interlocal Agreement with Smith County, the City of Tyler, the Troup Community Development Corporation, and the Tyler Economic Development Council for the provision of local match funds totaling \$100,000 to purchase the Corridor (the “ILA”); and

WHEREAS, the City of Whitehouse desires to become a party to the Agreement in order to provide a portion of the funds needed to fulfill the local match requirement to purchase the Corridor; and

WHEREAS, the term of the ILA was previously extended through December 31, 2021; and

WHEREAS, the NET RMA now desires to extend the term of the ILA through December 31, 2022 to allow sufficient time to consummate the purchase of the Corridor.

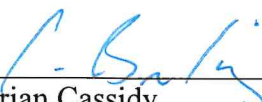
NOW THEREFORE, BE IT RESOLVED, that the NET RMA Board of Directors hereby approves of the extension of the ILA with Smith County, the City of Tyler, the City of Whitehouse, the Troup Community Development Corporation, and the Tyler Economic Development Council for the provision of local match funds through December 31, 2022; and

BE IF FURTHER RESOLVED, that the Chair or his designee is authorized to execute an amendment to the ILA on behalf of the NET RMA to provide for an extension of the term.

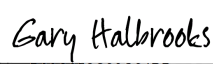
Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 11th day of January, 2022.

Submitted and reviewed by:

Approved:



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

DocuSigned by:


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Gary Halbrooks
Chair, Board of Directors
Date Passed: 1/11/22
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