

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

RESOLUTION NO. 16-40

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 is responsible for the operation of Toll 49; and

WHEREAS, the NET RMA is currently pursuing the development of Segment 4 of Toll 49 (“Segment 4”); and

WHEREAS, Section 370.034, Transportation Code grants the NET RMA the authority to establish a system made up of two or more transportation projects, jointly operated as one operational and financial enterprise and further authorizes the NET RMA to finance, acquire, construct, and operate additional transportation projects as additions to or expansions of a system if the NET RMA determines that the transportation project could most efficiently and economically be acquired or constructed if it were a part of the system and that the addition will benefit the system; and

WHEREAS, Segments 1, 2, 3A, 3B, and 5 of Toll 49 comprise the current Toll 49 System; and

WHEREAS, the NET RMA Board of Directors desires to add Segment 4 to the Toll 49 System.

NOW THEREFORE BE IT RESOLVED, the NET RMA Board of Directors hereby determines that Segment 4 will most efficiently and economically be constructed if it were a part of the Toll 49 System and that the addition will benefit the Toll 49 System; and

BE IT FURTHER RESOLVED, that the Executive Director is authorized to take such actions as may be necessary to effectuate the addition of Segment 4 to the Toll 49 System.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 27th day of April, 2016.

Submitted and reviewed by:



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

Approved:



Linda Ryan Thomas
Chair, Board of Directors
Resolution Number 16-40
Date Passed 04/27/16