

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

RESOLUTION NO. 11-22

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, Cass, Panola, Titus, Van Zandt, and Wood joined the Authority and are represented on the Board of Directors; 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 Union Pacific Railroad Company has abandoned a segment of rail line between Troup and Whitehouse, Texas; and

WHEREAS, in Resolution No. 09-25, dated September 17, 2009, the Board of Directors recognized the desirability of acquiring the abandoned rail corridor between Troup and Whitehouse for possible future freight and passenger rail projects and public utility improvements; and

WHEREAS, the NET RMA Board of Directors desires to work with the cities of Troup, Tyler, and Whitehouse, Smith County, the Tyler Chamber of Commerce, and the Tyler Economic Development Council to acquire the abandoned rail corridor between Troup and Whitehouse; and

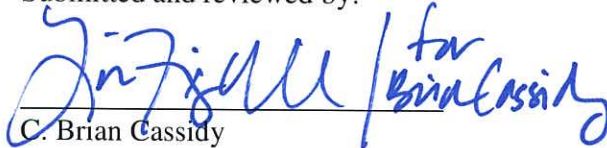
WHEREAS, the Board of Directors desires to solicit proposals from institutions interested in financing the acquisition.

NOW THEREFORE, BE IT RESOLVED, that the NET RMA Board of Directors authorizes the Chairman or his designee to negotiate and execute an interlocal agreement with the above-mentioned entities setting forth the parties' roles and responsibilities with respect to the proposed acquisition of the abandoned rail corridor between Troup and Whitehouse; and

BE IT FURTHER RESOLVED, that the NET RMA Project Director and consultants are directed to prepare and issue a request for proposals from institutions interested in financing the acquisition of the abandoned rail corridor between Troup and Whitehouse, provided that the terms of any such financing shall be subject to the approval of the Board of Directors.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 17th day of August, 2011.

Submitted and reviewed by:

Handwritten signature in blue ink that reads "C. Brian Cassidy" with a vertical line and the word "for" written above it.

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

Approved:

Handwritten signature in blue ink, appearing to read "Jeff Austin, III".

Jeff Austin, III
Chair, Board of Directors
Resolution Number 11-22
Date Passed: 8/17/11