

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

**RESOLUTION NO. 14-04**

WHEREAS, the North East Texas Regional Mobility Authority (“NET RMA” or “Authority”) 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 § 26.01, *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 Segments 1, 2, 3A, 3B, and 5 of Toll 49 (collectively, “Toll 49”); and

WHEREAS, pursuant to Chapters 222 and 370 and of the Transportation Code and administrative rules adopted by the Texas Transportation Commission and implemented by the Texas Department of Transportation (“TxDOT”), a regional mobility authority may submit to TxDOT an application for borrowing from the State Infrastructure Bank (“SIB”); and

WHEREAS, NET RMA consultants have determined that certain Toll 49 tolling equipment which was initially installed on behalf of TxDOT prior to assumption of toll operations by the Authority is technically incompatible with the NET RMA toll collection system; and

WHEREAS, NET RMA consultants have advised the Authority that it will be more efficient and cost-effective to replace such tolling equipment rather than to attempt to resolve the technical issues associated therewith; and

WHEREAS, the NET RMA desires to submit an application for an interim loan from the SIB to finance the replacement of certain tolling equipment on Toll 49.


NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby approves the submission to TxDOT of an application for a SIB loan for funding for the replacement of certain tolling equipment on Toll 49; and

BE IT FURTHER RESOLVED, that the Chair or her designee is authorized to execute such documents as are necessary to submit the SIB loan application to TxDOT on behalf of the NET RMA; and

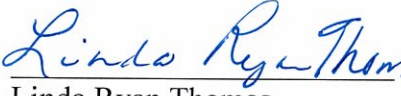
BE IT FURTHER RESOLVED, that NET RMA Interim Executive Director and consultants are authorized to take such actions as are necessary to prepare and prosecute the SIB loan application and to negotiate the terms of a SIB loan, provided that the terms of the loan shall be subject to the approval of the NET RMA Board of Directors.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 11<sup>th</sup> day of February, 2014.

Submitted and reviewed by:

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

Approved:

  
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Linda Ryan Thomas  
Chairman, Board of Directors  
Resolution Number 14-04  
Date Passed: 02/11/14