

**GENERAL MEETING OF THE BOARD OF DIRECTORS  
OF THE  
CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY**

**RESOLUTION NO. 08-62**

WHEREAS, the Central Texas Regional Mobility Authority ("CTRMA") was created pursuant to the request of Travis and Williamson 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 CTRMA has been constituted in accordance with the Transportation Code and the RMA Rules; and

WHEREAS, the 80<sup>th</sup> Texas Legislature enacted Senate Bill 792 ("SB 792") which made significant changes to the process and procedures for developing toll projects in areas throughout the state; and

WHEREAS, SB 792 provides that local toll project entities, such as the CTRMA, are to be given the primary role and the first option to develop toll projects within a region; and

WHEREAS, on June 14, 2007, the Texas Transportation Commission (the "Commission") approved Minute Order Number 110964 in which it identified candidate projects for development, construction, and operation as toll projects and directed TxDOT staff to work with local toll project entities to develop market valuations for those projects; and

WHEREAS, the 290 East Toll Project (the "Project") was included on the list of projects identified in Minute Order Number 110964; and

WHEREAS, the process and procedures of SB 792 provide that CTRMA be given the first option to develop the Project once the market valuation process has been completed and the Capital Area Metropolitan Planning Organization ("CAMPO") has approved the business terms incorporated in the market valuation; and

WHEREAS, TxDOT's Austin District and the CTRMA completed the market valuation process for the Project as required under SB 792 and Section 228.0111 of the Texas Transportation Code and TxDOT and the CTRMA have executed a Market Valuation Agreement for the 290 East Toll Project effective July 30, 2008; and

WHEREAS, on December 1, 2008, CAMPO approved the business terms incorporated in the Market Valuation Agreement as required by SB 792 and Section 228.0111(g) of the Texas Transportation Code; and

WHEREAS, with CAMPO having approved the business terms incorporated in the Market Valuation Agreement, the procedural requirements of SB 792 have been met, and the CTRMA now has the opportunity to exercise its option to develop the Project; and

WHEREAS, the CTRMA Board of Directors, recognizing its purpose of accelerating needed transportation projects through the direction of a local board making local choices about local mobility needs that enhance quality of life and economic opportunity for all residents of the region, believes that it is in the best interest of the region for the CTRMA to develop the Project.


NOW THEREFORE, BE IT RESOLVED, that the Central Texas Regional Mobility Authority Board of Directors hereby exercises the option of the Authority to develop the Project as provided for under the process and procedures of SB 792; and

BE IT FURTHER RESOLVED, that the Executive Director and CTRMA staff are directed to communicate the CTRMA's action to the Texas Department of Transportation; and

BE IT FURTHER RESOLVED, that the Executive Director and staff are directed to take such other actions as are necessary to proceed with development of the Project.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 17th day of December, 2008.

Submitted and reviewed by:

  
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Tom Nielson  
General Counsel for the Central  
Texas Regional Mobility Authority

Approved 

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Lowell H. Lebermann, Jr.  
Vice Chairman, Board of Directors  
Resolution Number 08-62  
Date Passed 12-17-08