



**CENTRAL TEXAS
Regional Mobility Authority**

AGENDA ITEM #8 SUMMARY

Exercise the option of the Mobility Authority under state law to develop, finance, construct, and operate the State Highway 45 Southwest Project.

Strategic Plan Relevance: Regional Mobility

Department: Law

Associated Costs: None (by this action)

Funding Source: Not applicable.

Board Action Required: Yes

Description of Matter:

State law provides that the Mobility Authority, as a “local tolling entity,” has the first option to develop, finance, construct, and operate any new toll project located in Travis and Williamson Counties. This option is commonly referred to as “primacy.”

The draft resolution exercises the Mobility Authority’s option to develop and operate the proposed State Highway 45 Southwest Project, and directs the Executive Director to communicate that action to the Texas Department of Transportation.

Reference documentation: Draft Resolution

Contact for further information: Andrew Martin, General Counsel

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

RESOLUTION NO. 14-___

**EXERCISING THE OPTION OF THE MOBILITY AUTHORITY UNDER
STATE LAW TO DEVELOP, FINANCE, CONSTRUCT, AND OPERATE
THE STATE HIGHWAY 45 SOUTHWEST PROJECT**

WHEREAS, under Section 373.052, Transportation Code, the Central Texas Regional Mobility Authority (“Mobility Authority”) has the first option to develop, finance, construct, and operate any new toll project located in the territory of the Mobility Authority, including Travis County; and

WHEREAS, subject to the state EIS and all other required approvals and requirements, the Mobility Authority intends to design and construct a new four-lane state highway consisting of four tolled main lanes of controlled access roadway, with a possible shared-use path on one side, extending approximately 3.6 miles from MoPac to FM 1626 (the “SH 45 SW Project”); and

WHEREAS, the Mobility Authority supports the goal of improving mobility in the Central Texas region though development the SH 45 SW Project; and

WHEREAS, the Executive Director recommends the Mobility Authority exercise its option under Section 373.052, Transportation Code, to develop, finance, construct, and operate the SH 45 SW Project.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors, as provided by the process and procedures of Chapter 373, Transportation Code, hereby exercises its option as a local toll project entity to develop, finance, construct, and operate the SH 45 SW Project; and

BE IT FURTHER RESOLVED, that the Executive Director is directed to communicate in writing the Mobility Authority’s exercise of this option to the Texas Department of Transportation.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 30th day of April, 2014.

Submitted and reviewed by:

Approved:

Andrew Martin
General Counsel for the
Central Texas Regional Mobility Authority

Ray A. Wilkerson
Chairman, Board of Directors
Resolution Number 14-___
Date Passed 04/30/2014