

STATE OF TEXAS

COLLIN COUNTY TOLL ROAD AUTHORITY
MEETING MINUTES

COUNTY OF COLLIN

APRIL 16, 2012

On Monday, April 16, 2012, the Collin County Toll Road Authority Board of Directors met in Regular Session in the Commissioners' Courtroom, Jack Hatchell Collin County Administration Building, 4th Floor, 2300 Bloomdale Road, City of McKinney, Texas, with the following members present, and participating, to wit:

President Keith Self
Director Matt Shaheen, Precinct 1
Director Cheryl Williams, Precinct 2
Director Joe Jaynes, Precinct 3
Director Duncan Webb, Precinct 4

1. President Self called to order the meeting of the Collin County Toll Road Authority at 1:33 p.m.

2. **Consent agenda to approve:** President Self pulled item 2a for discussion and asked for comments on the consent agenda. Hearing none, Director Jaynes made a motion to approve the remainder of the consent agenda. (Time: 1:34 p.m.)

Motion by: Director Joe Jaynes
Second by: Director Cheryl Williams
Vote: 5 – 0 Passed

a. AI-35080 Public Road Crossing License Agreement with the Dallas Area Rapid Transit (DART) for the construction of a new public road (Collin County Outer Loop), with concrete panels, concrete pavement, and asphalt approaches (in accordance with DART standards), creating a new at-grade highway-rail crossing and further authorize the Board President to finalize and execute same, Administrative Services.

President Self asked Attorney Jim Shepherd about the agreement on crossing the DART right-of-way for the Outer Loop. His issue is the termination clause. A major road is being built across the DART right-of-way and President Self thinks a 30-day termination notice is not long enough. President Self thinks a much longer time is needed to come up with an alternative. Mr. Shepherd agreed and suggested any termination by either party should be extended by the time necessary to plan an alternate route if it's not the approval of an overpass in the same location. DART has been clear from the beginning that this is a license, not a perpetual lease. They do want a termination clause. Mr. Shepherd had a proposal. He suggested any termination that DART commences as a first point is equivalent to the approval of an overpass in the same location. Secondly, the Court needs at least a year, or longer, to get it done. Thirdly, if neither of those is acceptable, we need a much longer period to reroute traffic,

close, change, or find a way to resolve this. He thinks the chances DART will terminate this crossing are fairly small. President Self made a motion to approve Mr. Shepherd's proposal.

Director Webb had questions for Ruben Delgado, County Engineer, relating to costs for maintaining the crossing. The Director asked if we need to start budgeting for that. Mr. Delgado explained Collin County's responsibilities and the railroad's responsibilities. Brief discussion followed.

President Self made a motion to ask Mr. Shepherd to approach DART with these points: three years to approve and build an overpass and automatic approval of the overpass. (Time: 1:38 p.m.)

Motion by: President Keith Self
Second by: Director Duncan Webb
Vote: 5 – 0 Passed

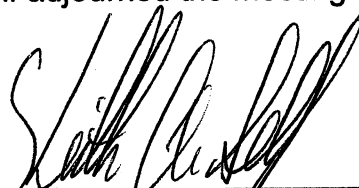
CCTRA RESOLUTION NO. 2012-3014-04-16

b. **AI-35056** Filing of the March 26, 2012, Minutes, County Clerk.

CCTRA RESOLUTION NO. 2012-3015-04-16

EXECUTIVE SESSION

The Board of Directors did not recess into Executive Session. There being no further business of the Board of Directors, President Self adjourned the meeting at 1:38 p.m.



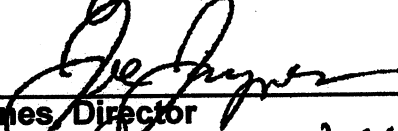
Keith Self, President



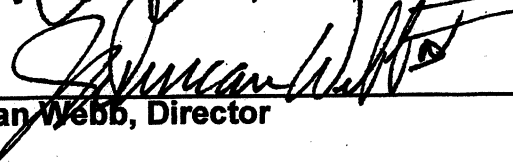
Matt Shaheen, Director



Cheryl Williams, Director



Joe Jaynes, Director



Duncan Webb, Director