



North Central Texas Council of Governments

TO: NCTCOG Executive Board **DATE:** March 18, 2015
FROM: Mike Eastland
 Executive Director
SUBJECT: Executive Board Meeting

The next regular meeting of the **NCTCOG Executive Board** will be:

DATE: March 26, 2015

Please RSVP to the Executive Director's office as soon as possible by return email or call (817) 695-9100.

TIME: 12:00 noon – Lunch
 12:45 p.m. – Executive Board Meeting

PLACE: NCTCOG Offices
 Centerpoint II Conference Center
 616 Six Flags Drive
 Arlington, TX 76011
 Transportation Council Room

I hope each of you will plan to attend this important meeting. I look forward to seeing you there!

ME:sc

North Central Texas Council of Governments

616 Six Flags Drive, Arlington, TX, 76011

EXECUTIVE BOARD AGENDA

March 26, 2015

12:45 P.M.

Executive Board

_____ Kathryn Wilemon

_____ Vonciel Jones Hill

_____ Larry Marshall

_____ John Horn

_____ Clay Jenkins

_____ Keith Self

_____ Daniel Scarth

_____ Jeff Leach

_____ Kevin Strength

_____ Stephen Terrell

_____ Tom Lombard

_____ Laura Wheat

_____ Laura Maczka

_____ Glen Whitley

Staff

_____ Mike Eastland

_____ Edith Marvin

_____ Christy Williams

_____ Monte Mercer

_____ Michael Morris

_____ Lucille Johnson

_____ Tim Barbee

_____ David Setzer

_____ Stephanie Cecil

_____ Doni Green

_____ Molly Thoerner

REGULAR SESSION

Call to Order: _____

Pledges

ACTION:

Motion/
Second

Item #

Name of Item

_____/____

1. Approval of Minutes

_____/____

2. Resolution Authorizing a Memorandum of Understanding With the Tarrant County Workforce Development Board for Shared Facilities (David Setzer)

_____/____

3. Resolution Authorizing a Five Month Lease Extension for the Denton Workforce Center (David Setzer)

_____/____

4. Resolution Amending the Workforce Development Department Budget for Child Care Quality Projects (David Setzer)

- ___/___ 5. Resolution Authorizing an Agreement with Convoy Solutions, LLC d/b/a/ IdleAir for Implementation of Idle Reduction Activities (Michael Morris)

- ___/___ 6. Resolution Authorizing Execution of an Agreement for Video Web Hosting Service and Equipment/Maintenance (Michael Morris)

- ___/___ 7. Resolution Approving Modifications to the FY2014 and FY2015 Unified Planning Work Program for Regional Transportation Planning (Michael Morris)

- ___/___ 8. Resolution Authorizing Approval of the Prioritized Project Ranking for the FY2015 State Homeland Security Program Grant (Molly McFadden)

- ___/___ 9. Resolution Authorizing Foreign Travel for Christy Williams of the 9-1-1 Department (Christy Williams)

APPOINTMENTS:

- ___/___ 10. Appointments to the 9-1-1 Regional Advisory Committee (Christy Williams)

STATUS REPORTS:

- 11. Announcement of the President’s 2015-16 Executive Board Nominating Committee (Kathryn Wilemon)

- 11. a. Status Report on Two Bills Recently Filed in the Texas Legislature Regarding the Creation of Regional Emergency Communications Districts and an Amendment to the Local Government Code Relating to the Governing Body of Regional Planning Organizations (Mike Eastland)

MISCELLANEOUS:

- 12. Old and New Business

- 13. Future Calendar and Attendance

Adjournment: _____

**NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS
EXECUTIVE BOARD MEETING**

Minutes — February 26, 2015

Transportation Council Room
616 Six Flags Drive
Arlington, Texas

President Wilemon called the regular meeting of the North Central Texas Council of Governments Executive Board to order at 12:47 pm on February 26, 2015.

Members of the Board Present:

Kathryn Wilemon – President, Councilmember, City of Arlington
John Horn – Vice-President, County Judge, Hunt County
Daniel Scarth – Secretary/Treasurer, Councilmember, City of Fort Worth
Stephen Terrell – Past President, Mayor, City of Allen
Vonciel Jones Hill, Councilmember, City of Dallas
Jeff Leach, State Representative
Tom Lombard, Councilmember, City of North Richland Hills
Dr. Larry Marshall, Councilmember, City of Benbrook
Jeff Leach, State Representative
Keith Self, County Judge, Collin County
Kevin Strength, Mayor, City of Waxahachie
Laura Wheat, Mayor, Town of Westlake

Members of the Board Absent:

Clay Jenkins, County Judge, Dallas County
Laura Maczka, Mayor, City of Richardson
B. Glen Whitley, County Judge, Tarrant County

Members of the Staff Present:

Mike Eastland, Executive Director
Monte Mercer, Deputy Executive Director
Tim Barbee, Chief Information Officer, Research and Information Services
Doni Green, Director of Aging
Michael Morris, Director of Transportation
Edith Marvin, Director of Environment and Development
Molly Thoerner, Director of Emergency Preparedness
Christy Williams, Director of 9-1-1
Lucille Johnson, Assistant to the Executive Director
Stephanie Cecil, Administrative Assistant, EDO
Bob Best, Audio/Video Comp Support Tech, Transportation
Dan Kessler, Assistant Director of Transportation
Ken Kirkpatrick, Transportation Counsel
Jessie Huddleston, Planner, Transportation
Chris Klaus, Sr. Program Manager, Transportation
Maggie Lira, Accounting Manager, Administration
Michael Mallonee, Principal Planner, Transportation
James Powell, Assistant Council, Transportation
Molly Rendon, Assistant Director of Finance, Administration
Shannan Ramirez, Chief Accounting Officer, Administration
Karen Richard, Chief Human Resources Officer
Kelly Schmidt, Senior Criminal Justice Planner
Jack Tidwell, Manager, Environment & Development
Amanda Wilson, Public Involvement Manager, Transportation

Sarah Chadderdon, Senior Planner, Transportation
LeAnna Russell, Database Supervisor, 911
Trey Ingram, Planner, Transportation
David Raybuck, Chief Technology Officer, Research and Information Services
Samantha Lamanna, Planner, Environment and Development
Mike Branum, Planner, Transportation
Rodger Mann, GIS Supervisor, 9-1-1
Kendall Wendling, Planner, Transportation
Kate Kerr, Intern, NCTCOG
Rebekah Hernandez, Communications Coordinator, Transportation
Jody Loza, Air Quality Planner, Transportation
Harrison Wicks, Management Analyst, Administration
Candice Forsyth, Administrative Assistant, Emergency Preparedness
Mary Mosley, Program Specialist, Emergency Preparedness

REGULAR SESSION

ACTION:

Item 1. Approval of Minutes

President Wilemon stated that the first item on the agenda was approval of the minutes from the January 2015 Board meeting.

Upon a Motion by Councilmember Jones Hill (seconded Councilmember Marshall), and unanimous vote of all members present, the Board approved the minutes of the January 2015 Executive Board meeting.

President Wilemon explained that Item 17 would be taken out of order so that the presenter could attend another meeting.

Item 17. Resolution Authorizing a Contract with Halff Associates, Inc., as the Professional Services Provider for the FY2014 Bear Creek Watershed Flood Risk Identification Project

Edith Marvin, Director of Environment and Development, reminded the Board that in August of 2014, they authorized NCTCOG to seek funds from FEMA for an amount up to \$1,000,000 per annum for Fiscal Year (FY) 15-16. The item also authorized the submittal of a grant application to FEMA for the FY14 Bear Creek Watershed Flood Risk Identification Project. This grant proposal, which included cost-share matching funds from the City of Colleyville and the City of Southlake, was accepted by FEMA in September, and the funds were made available to NCTCOG in January. The upcoming mapping process will serve communities in this watershed by identifying flood risk areas and potential future priority mitigation efforts. These measures will also continue the regional effort initiated by the Texas Water Development Board funded Map Needs Assessment in late 2009. A contract with Halff Associates, Inc., would be executed in an amount not to exceed \$887,000, to complete the scope of work.

Upon a Motion by Councilmember Lombard (seconded by Councilmember Marshall), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-17

Mayor Strength arrived at the meeting.

Item 2. Resolution to Accept and Approve the Comprehensive Annual Financial Report for Fiscal Year 2014

Monte Mercer, Deputy Executive Director, presented for acceptance, the Comprehensive Annual Financial Report (CAFR), single audit reports, and the accompanying independent auditor's report for the fiscal year that ended on September 30, 2013. He explained that the Audit Committee had reviewed the reports with the assistance of Brad Jay, Partner, Weaver and Tidwell, L.L.P. There were no findings or comments in the Audit. Judge Horn, Audit Committee Chairman, commended the staff for their exemplary performance.

Upon a Motion by Judge Horn (seconded by Councilmember Scarth), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-2

Item 3. Resolution Authorizing Agreements for Replacement of the Automatic Location Identification (ALI) Database Solution for NCTCOG 9-1-1

Christy Williams, Director of 9-1-1, explained that the current 9-1-1 ALI Database service provider contact expires on August 31, 2015. She explained that becoming the provider for ALI Database services is the preferred and most efficient solution to meet regional 9-1-1 needs, and will provide significant cost-savings. Greater Harris 9-1-1 Network will host the NCTCOG ALI Database through an Interlocal Agreement, at no cost, utilizing its surplus infrastructure capacity. Additional services will be provided by 911Datamaster for software and support services, in an amount not to exceed \$550,000; and from GeoComm, Inc., for data processing and location change services, in an amount not to exceed \$75,000.

Upon a Motion by Judge Horn (seconded by Councilmember Marshall), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-3

Item 4. Resolution Authorizing Contract with National Council on Aging for Establishment of Benefits Enrollment Center

Doni Green, Director of Aging, told the Board that NCTCOG was selected as one of ten awardees nationwide of a \$100,000 grant application submitted to the National Council on Aging (NCoA) to establish a Benefits Enrollment Center (BEC). She explained how the BEC would be established and asked the Board to authorize a contract with the National Council on Aging to carry out the activities of the grant award.

Upon a Motion by Councilmember Marshall (seconded by Mayor Strength), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-4

Item 5. Resolution Endorsing Submittal of Grant Application to the Federal Highway Administration's Strategic Highway Research Program 2 (SHRP2) Implementation Assistance Program

Michael Morris, Director of Transportation, requested endorsement of a previously submitted application for funds and authorization to receive funding, if awarded, in an amount of \$300,000, with a local in-kind contribution of an existing budgeted \$200,000 Regional Transportation Council (RTC) Local funds. He explained that funds will be used to develop SHRP2 product tools that will look at performance measures for decision making and transportation visioning for communities. Funds will also supplement various upcoming efforts, which may include corridor analysis on high-profile State facilities (State Highway 183, State Highway 5, State Highway 199, and Northwest Highway/Loop 12).

Upon a Motion by Councilmember Jones Hill (seconded by Judge Horn), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-5

Item 6. Resolution Endorsing Submittal of Grant Application to the Texas Department of Transportation for Advancing Small Transit Providers in North Central Texas

Michael Morris, Director of Transportation, asked the Board to endorse the previous submittal of a grant application to the Texas Department of Transportation, in the amount of \$211,470 in rural funding. The proposed project will leverage rural funding requested from TxDOT with urban funding currently available to NCTCOG for transit planning. The funds will be used to support small transit providers in North Central Texas and to expand the ability to implement Access North Texas and Task 3.05 of the UPWP. The total cost is \$302,100, which includes the grant request to TxDOT and requested TxDOT Transportation Development Credits to cover the

local match. The remaining \$90,630 will be provided by FTA urban funding currently available to NCTCOG, with local match to be provided by transit providers and existing sources.

Upon a Motion by Councilmember Scarth (seconded by Councilmember Marshall), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-6

Item 7. Resolution Authorizing Submittal of Grant Application to the Department of Defense Office of Economic Adjustment

Dan Kessler, Assistant Director of Transportation, asked the Board to authorize the submission of a grant application to, and the receipt of funds from, the Department of Defense, Office of Economic Adjustment, in the amount of approximately \$450,000, to update the 2008 Joint Land Use Study (JLUS). He informed the Board that the Navy has recently nominated the Naval Air Station in Fort Worth (NAS Fort Worth) Joint Reserve Base (JRB) to receive funding from the Department of Defense Office of Economic Adjustment to support an update of the 2008 JLUS. He explained that the proposed scope of the study has been expanded to address encroachment issues and to preserve the capabilities of military operations at a number of military facilities across North Texas.

Upon a Motion by Councilmember Lombard (seconded by Councilmember Marshall), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-7

Item 8. Resolution Authorizing Coordination with Grafton Technologies for Submittal of a Grant Application to the Transportation Research Board

Michael Morris, Director of Transportation, explained that NCTCOG has been asked to coordinate with Grafton Technologies on a grant submittal for the Transportation Research Board's Airport Cooperative Research Program (ACRP). Grafton Technologies will submit the overall grant application for an approximate amount of \$350,000. NCTCOG's portion of the grant is expected to be no greater than \$100,000. There is no local match requirement for this funding opportunity.

Councilmember Marshall left the meeting room.

Upon a Motion by Councilmember Jones Hill (seconded by Mayor Wheat), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-8

Item 9. Resolution Authorizing an Amended Agreement with the Texas Transportation Institute for Technical Assistance

Michael Morris, Director of Transportation, asked that Board to authorize an amendment to the current 2012 agreement between NCTCOG and TTI, to continue to provide research and technical assistance for the Texas Department of Transportation (TxDOT) in the amount of \$200,000, for a total contract amount of \$300,000 for Fiscal Years (FY) 2015 and FY2016.

Upon a Motion by Councilmember Scarth (seconded by Mayor Strength), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-9

Item 10. Resolution Authorizing Use of RTC Local Funds to Support HOV/Managed Lane Pooled Fund Study

Michael Morris, Director of Transportation, explained that the unique design and operating characteristics of tolled managed lanes (relative to traditional High Occupancy Vehicle and toll roads) create various hurdles for all agencies and regions implementing managed lanes across the country. For this reason, the Federal Highway Administration has initiated the High Occupancy Vehicle /Managed Use Lane Pooled Fund Study as a way for

public agencies and other stakeholders to combine resources and achieve common research goals. The RTC endorsed NCTCOG's membership in the Pooled Fund Study in February 2015. Other members contributing similar amounts to the Pooled Fund Study are state departments of transportation from California, Florida, Georgia, Massachusetts, Minnesota, New York, Tennessee, Virginia, Washington, and the Metropolitan Planning Organization (MPO) from the San Francisco Bay Area, Metropolitan Transportation Commission. He asked for approval of \$60,000 in Regional Transportation Council Local funds to support involvement and participation in the Pooled Fund Study.

Councilmember Marshall returned to the meeting room.

Upon a Motion by Councilmember Lombard (seconded by Councilmember Jones Hill), and unanimous vote of all members present, except for Keith Self, who voted no, the Board approved the resolution as presented.

See Exhibit E15-02-10

Item 11. Resolution Authorizing the Purchase of Federal Highway Administration Household Travel Survey Data

Michael Morris, Director of Transportation, asked the Board to authorize the purchase of Federal Highway Administration Household Travel Survey Data, in an amount of approximately \$660,000, using Surface Transportation Program-Metropolitan Mobility funds. He explained that the Federal Highway Administration (FHWA) will start the National Household Travel Survey in the fall of 2015. The Texas Department of Transportation (TxDOT) is participating in this survey by purchasing 20,000 additional samples distributed throughout the State. NCTCOG will purchase an extra 2,500 survey samples distributed in the region to enhance the geographical resolution of the data. The data will be used in conjunction with other travel survey efforts completed by NCTCOG this year.

Upon a Motion by Councilmember Marshall (seconded by Councilmember Jones Hill), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-11

Item 12. Resolution Authorizing Execution of an Agreement with the City of Mineral Wells for Innovative Aviation Data Collection using an Unmanned Aircraft

Michael Morris, Director of Transportation, informed the Board that the City of Mineral Wells has requested a partnership to collect high resolution imagery using Unmanned Aircraft Systems (UAS). This innovative project to increase the use of unmanned aircraft for data collection will benefit aviation planning at their municipal airport. He explained the proposed agreement terms and asked the Board to authorize an Interlocal Agreement between NCTCOG and the City of Mineral Wells for completion of the project.

Upon a Motion by Mayor Strength (seconded by Mayor Wheat), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-12

Item 13. Resolution Authorizing Foreign Travel for Hua Yang of the Transportation Department

Michael Morris, Director of Transportation, explained that Hua Yang would travel to the United States-China Transportation Forum in Shanghai, China to give a presentation on the successful travel demand model practices in the United States and that all travel expenses will be paid by the United States Department of Transportation.

Upon a Motion by Councilmember Marshall (seconded by Councilmember Jones Hill), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-13

Item 14. Resolution Appointing a Legislator as an Ex-Officio Member of the North Central Texas Council of Governments' Executive Board

Mike Eastland, Executive Director, explained that in accordance with the process adopted by the Board, letters were mailed to each of the eligible legislators asking them to declare their interest in holding the Executive Board seat designated for a Legislator. Five letters of interest were received by members of the Legislature in this region, as listed below. Those names were randomly numbered by a member of the Board and then placed into a lottery and selected by another member of the Board, to assure an impartial selection. The name of Representative Jeff Leach was selected and he was appointed by resolution of the Board to hold the seat through January 31, 2017. The legislators who expressed an interest in the seat include:

- Senator Craig Estes
- Representative Cindy Burkett
- Representative Giovanni Capriglione
- Representative Nicole Collier
- Representative Jeff Leach

Upon a Motion by Councilmember Lombard (seconded by Judge Self), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-14

Item 15. Action Providing Comments to the Environmental Protection Agency Regarding the Proposed Ozone Standard

Mike Eastland, Executive Director, asked the Board to approve a comment letter to be submitted to the Environmental Protection Agency (EPA) in response to Proposed Rule: National Ambient Air Quality Standards for Ozone, EPA-HQ-OAR-2008-0699; FRL-9918-43-OAR, which, among other provisions, would strengthen the current ozone standard between 65 – 70 parts per billion (ppb), with consideration to a level as low as 60 ppb. A 90-day comment period for the proposed rule ends on March 17, 2015.

Judge Self asked that the resolution wording be strengthened and staff agreed to do so.

Upon a Motion by Judge Self to accept the resolution provided the wording was strengthened, (seconded by Councilmember Lombard), and unanimous vote of all members present, the Board approved the resolution.

See Exhibit E15-02-15

Item 16. Resolution Supporting the Texas Legislature in Efforts to Reduce Reliance on General Revenue-Dedicated Accounts

Mike Eastland, Executive Director, asked the Board to approve a resolution to support the Texas Legislature as they consider proposals that would change the 25 year practice of using General Revenue-Dedicated Account balances to certify the state budget and encouraging them to use the funds for the purposes for which they were originally intended.

Upon a Motion by Councilmember Marshall (seconded by Councilmember Scarth), and unanimous vote of all members present, the Board approved the resolution as presented.

See Exhibit E15-02-16

Item 17. Item 17 was taken as the second item on the agenda.

APPOINTMENTS:

Item 18. Appointments to the Criminal Justice Policy Development Committee (CJPDC)

Kelly Schmidt, Senior Criminal Justice Planner, asked the Board to approve the nominations for appointment to the Criminal Justice Policy Development Committee (CJPDC). The CJPDC Nominations Subcommittee reviewed and recommended all the proposed nominations, as follows:

Criminal Justice Policy Development Committee - Proposed New Members:

- Mr. Chris Alexander, Assistant Director, Denton County CSCD
- Ms. Jennifer Gonzalez, PhD, Assistant Professor, UT School of Public Health (Dallas Regional Campus of UT Southwestern Medical Center)
- Mr. Arrick Jackson, PhD, Vice President of Continuing Education, Tarrant County College District
- Mr. Craig Johnson, Justice of the Peace, Wise County
- Ms. Molly Mabery, Community Relations Coordinator, Pecan Valley Centers for Behavioral and Developmental Health Care
- Ms. Kelli Martin, Research Unit Supervisor, Tarrant County CSCD
- Mr. Luis Soler, Chief of Police, City of Crowley
- Mr. Duane Steele, Dallas County Criminal Justice Advisory Board Coordinator, Dallas County
- Ms. Carmen White, Assistant District Attorney / Chief of Child Abuse Division, Dallas County District Attorney's Office
- Mr. Gary D. Word, Senior Pastor, Cityview Community Church, Assembly of God

Reappointments:

- Mr. Ed Drain, Assistant Chief of Police, City of Plano
- Rev. Ernie McCoulskey, Director, Kauf-Van Baptist Association
- Mr. John Sands, Citizen-At-Large, Hunt County

Upon a Motion by Judge Horn (seconded by Mayor Terrell), and unanimous vote of all members present, the Board approved the proposed appointments.

See Exhibit E15-02-18

STATUS REPORTS:

Item 19. Status Report on Agreement with Texas A&M University for Implementation of Texercise Select Research Study

Doni Green, Director of Aging, briefed the Board on the details of NCTCOG involvement with Texercise Select, an exercise program designed for older adults by the Cooper Clinic, under the direction of the Texas Department of Aging and Disability Services (DADS). She explained that DADS has contracted with Texas A&M to develop and implement a research study on the program and that Texas A&M will engage the Area Agency on Aging, to plan and carry out classes in Collin and Denton Counties as part of the study.

Item 20. Status Report Public Education Preparedness Campaign

Molly McFadden, Director of Emergency Preparedness, briefed the Board on a four week emergency preparedness campaign conducted by The Public Education Subcommittee. The campaign will begin in mid-March (and will also be promoted during the month of September). The total cost for the two month campaign is \$42,680 and it will include radio, television, and billboards.

MISCELLANEOUS:

Item 20. Old and New Business

There was no old or new Business.

Item Attendance and Calendar

The Board was provided with a Calendar of meeting and a record of Attendance.

President Wilemon adjourned the meeting at 2:53 pm.

Approved by:

Checked by:

Kathryn Wilemon
President, North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

Mike Eastland, Executive Director
North Central Texas Council of Governments



North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

FROM: David K. Setzer
Director of Workforce Development

DATE: March 18, 2015

SUBJECT: Resolution Authorizing a Memorandum of Understanding With the Tarrant County Workforce Development Board for Shared Facilities

The North Central Texas Workforce Development Board (North Central Board) and Tarrant County Workforce Development Board (Tarrant County Board) both serve employers and job seekers who either currently live or work in and around or wish to relocate to the area of the metroplex referred to as the Alliance Airport Corridor. In an effort to avoid duplication of services and to make efficient use of each Board's limited resources, a partnership is being proposed for co-location within the Alliance area.

The Tarrant County Board has entered into a lease agreement with AT Industrial Owner 7 LLC to rent 6,648 square feet of space within a building referred to as Alliance Crossing II & III for the purpose of operating a workforce center known as the Alliance Opportunity Center. The building is located at 2421 Westport Parkway, Fort Worth, Texas.

The North Central Board Executive Committee has met and requested the North Central Texas Council of Governments (NCTCOG), in its capacity as Administrative Entity for the North Central Workforce Board, to partner with the Tarrant County Board for approximately 817 square feet of office space (332 square feet for staff offices and 485 square feet for common area space (e.g., restrooms, kitchen, meeting rooms) within the Alliance Opportunity Center.

Staff is requesting authorization to enter into a Memorandum of Understanding (MOU) with the Tarrant County Board to capture the facility and operational cost sharing details for the Alliance Opportunity Center. The initial term of the MOU will be five (5) years, with five additional one (1) year renewal options. The estimated staff occupancy date is May 15, 2015.

The average price per square foot is projected to be \$15.40 (plus NCTCOG's share of operating costs) for years one (1) through five (5). In addition to rent, NCTCOG will be responsible for its share of operating costs to include expenditures such as maintenance, utilities, janitorial, taxes, insurance, telephone, copying, and various technology related costs. The cost for rent and related operations is projected not to exceed \$157,000 for the five (5) year period.

I will provide a brief presentation of this item and will be available to answer any questions prior to requesting board approval.

**RESOLUTION AUTHORIZATING A MEMORANDUM OF UNDERSTANDING
WITH THE TARRANT COUNTY WORKFORCE DEVELOPMENT BOARD
FOR SHARED FACILITIES**

WHEREAS, the North Central Texas Council of Governments (NCTCOG) serves as the Administrative Entity and designated Grant Recipient/Fiscal Agent of the North Central Texas Workforce Development Board (North Central Board); and,

WHEREAS, the North Central Board and Tarrant County Workforce Development Board (Tarrant County Board) both serve employers and job seekers who either currently live or work in and around or wish to relocate to the area of the metroplex referred to as the Alliance Airport Corridor; and,

WHEREAS, in an effort to avoid duplication of services and to make efficient use of each Board's limited resources, a partnership is proposed for co-location and operation of a workforce center within the Alliance area; and,

WHEREAS, the Tarrant County Board has entered into a lease agreement with AT Industrial Owner 7 LLC to rent 6,648 square feet of space within a building referred to as Alliance Crossing II & III located at 2421 Westport Parkway, Fort Worth, Texas; and,

WHEREAS, the North Central Board Executive Committee has approved funding, in an amount not to exceed \$157,000 for the initial five (5) year term, and is requesting NCTCOG to partner with the Tarrant County Board for approximately 817 square feet of space within the building identified above, to be known as the Alliance Opportunity Center.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. A Memorandum of Understanding (MOU) between NCTCOG and Tarrant County Workforce Development Board for shared facilities at the Alliance Opportunity Center, in an amount not to exceed \$157,000, be and is hereby approved.

Section 2. The Executive Director or designee is authorized to execute agreements necessary to carry out this program in the name of the North Central Texas Council of Governments.

Section 3. This resolution shall be in effect immediately upon its adoption.

Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that the resolution was adopted by the Executive Board of the North Central Texas Council of Governments on March 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth



North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

FROM: David K. Setzer
Director of Workforce Development

DATE: March 18, 2015

SUBJECT: Resolution Authorizing a Five Month Lease Extension for the Denton Workforce Center

The North Central Texas Council of Governments (NCTCOG), in its capacity as Administrative Entity and designated Grant Recipient/Fiscal Agent of the North Central Texas Workforce Development Board (Workforce Board), operates a number of workforce centers throughout the region including a location at 1300 Teasley Lane, Denton, Texas. This location contains 20,000 square feet and is leased from Shady Oaks Partnership, Ltd., at a price per square foot of \$20.19 (excluding janitorial, utilities, and maintenance). The current lease is scheduled to end on April 30, 2015.

The Denton location is the largest of NCTCOG's workforce centers and includes approximately ninety (90) staff employed by NCTCOG's current workforce service delivery contractor, the Texas Workforce Commission (TWC), and the Texas Veterans Commission (TVC). The child care program is operated from the Denton location and approximately fifty three (53) of the total staff are dedicated to this program.

NCTCOG is in the process of issuing separate RFPs for child care and workforce service delivery contractor(s). The selection of service providers is scheduled to be completed by June 30, 2015. Rather than enter into a long term lease that may not meet the needs of the service delivery model proposed by the selected contractor(s), a short-term extension of the current lease is recommended.

Staff is requesting authorization to extend the existing lease agreement until September 30, 2015, after final selections for the service delivery contractor have been completed. This will allow time for staff to negotiate contract terms for the FY 2016 service delivery contract and any modifications to the current workforce center layout if needed.

Shady Oaks Partnership is agreeable to the extension from April 30, 2015, until September 30, 2015, at the current rate of \$20.19 (excluding janitorial, utilities, and maintenance) per square foot. The Workforce Board Executive Committee has approved funding and requested NCTCOG extend the Denton lease as described above.

I will provide a brief presentation of this item and will be available to answer any questions prior to requesting board approval.

**RESOLUTION AUTHORIZING A FIVE MONTH LEASE EXTENSION
FOR THE DENTON WORKFORCE CENTER**

WHEREAS, the North Central Texas Council of Governments (NCTCOG) serves as the Administrative Entity and designated Grant Recipient/Fiscal Agent of the North Central Texas Workforce Development Board (Workforce Board); and,

WHEREAS, NCTCOG currently has a lease agreement, expiring April 30, 2015, for 20,000 square feet of office space from Shady Oaks Partnership, Ltd., for operation of a workforce center located at 1300 Teasley Lane, Denton, Texas; and,

WHEREAS, NCTCOG is in the process of issuing RFPs for both the child care and workforce service delivery contractor which is scheduled for final selections by June 30, 2015; and,

WHEREAS, a short-term extension of the current lease until September 30, 2015, rather than a long term lease that may not meet the needs of the service delivery model proposed by the selected contractor(s) is recommended; and,

WHEREAS, the Workforce Board Executive Committee has approved funding and requested NCTCOG extend the existing lease until September 30, 2015.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. An amended lease agreement with Shady Oaks Partnership, Ltd., extending the term to September 30, 2015, for the property located at 1300 Teasley Lane in Denton, Texas, be and is hereby approved.

Section 2. The Executive Director or designee is authorized to execute contractual agreements necessary to carry out this program, in the name of the North Central Texas Council of Governments

Section 3. This resolution shall be in effect immediately upon its adoption.

Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that the resolution was adopted by the Executive Board of the North Central Texas Council of Governments on March 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth

March 26, 2015 – ITEM 4



North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

FROM: David K. Setzer
Director of Workforce Development

DATE: March 18, 2015

SUBJECT: Resolution Amending the Workforce Development Department Budget for Child Care Quality Projects

Included within the Workforce Board's FY 2015 budget (\$8,377,501) is a dedicated line item for child care quality program delivery totaling \$509,536. This line item is primarily utilized to provide professional development training, scholarships, and equipment and materials for selected child care centers located within the Workforce Board's fourteen (14) county region.

At the end of FY 2014 there was approximately \$3.0 million of unspent child care funding available for carry over during FY 2015. Approximately \$2.0 million of that amount has been re-allocated between the Workforce Board and its workforce delivery subcontractor's FY 2015 budgets leaving approximately \$1.0 million unallocated.

NCTCOG staff propose utilizing \$920,000 of the remaining amount of the child care carry over to increase the child care quality program delivery. This funding will primarily be utilized to provide selected child care centers with class room equipment and materials, professional development opportunities, playground equipment, and curriculum materials.

The Workforce Board Executive Committee has authorized the increase as described above.

RESOLUTION AMENDING THE WORKFORCE DEVELOPMENT DEPARTMENT BUDGET FOR CHILD CARE QUALITY PROJECTS

WHEREAS, the North Central Texas Council of Governments (NCTCOG) acts as the Administrative Entity and Fiscal Agent of the North Central Texas Workforce Development Board (Workforce Board); and,

WHEREAS, the Workforce Board has dedicated funding for the child care quality program delivery within its current budget totaling \$509,536, which is primarily utilized to provide professional development training, scholarships, and equipment and materials for selected child care centers located within the Workforce Board's fourteen (14) county region; and,

WHEREAS, at the end of FY 2014 there was approximately \$3.0 million of unspent child care funding available for carry over during FY 2015 ; and,

WHEREAS, approximately \$2.0 million of the child care carry over has already been re-allocated between the Workforce Board and its workforce delivery subcontractor's FY 2015 budgets ; and,

WHEREAS, \$920,000 of the remaining child care carry over amount is proposed to be utilized to increase the child care quality program delivery portion of the Workforce Board's FY 2015 budget to provide selected child care centers such items as class room equipment and materials, professional development opportunities, playground equipment, and curriculum materials; and,

WHEREAS, the Workforce Board Executive Committee has authorized the budget increase.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. NCTCOG authorizes the use of approximately \$920,000 of carry over Workforce Development child care funds to increase the child care quality program.

Section 2. The FY 2015 Budget is hereby amended to include an additional \$920,000 for child care quality program delivery.

Section 3. This resolution shall be in effect immediately upon its adoption.

Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that the resolution was adopted by the Executive Board of the North Central Texas Council of Governments on March 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth



North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

DATE: March 19, 2015

FROM: Michael Morris, P.E.
Director of Transportation

SUBJECT: Resolution Authorizing an Agreement with Convoy Solutions, LLC d/b/a IdleAir for Implementation of Idle Reduction Activities

On May 22, 2014, the Executive Board authorized the North Central Texas Council of Governments (NCTCOG) to submit a grant proposal to the Environmental Protection Agency (EPA) under the National Clean Diesel Funding Assistance Program. In conjunction with submitting the grant proposal, NCTCOG conducted an open, competitive Call for Projects to identify cost effective diesel emissions reduction projects in the Dallas-Fort Worth (DFW) area, with a specific focus on the goods movement sector. Through this process, Convoy Solutions, LLC d/b/a IdleAir was selected as a project partner to implement idle reduction activities, which were included in the grant proposal.

EPA recently awarded \$300,700 federal funds for the NCTCOG proposal. Through this funding, NCTCOG will subgrant awarded funds to Convoy Solutions, LLC d/b/a IdleAir, to implement EPA-verified electrified parking space technology at four trucking terminals in the DFW ozone nonattainment area. This project will result in installation of 80 electrified parking spaces which will reduce idling for heavy-duty diesel trucks. Convoy Solutions, LLC d/b/a IdleAir will provide \$779,400 in local revenue and receive reimbursement of \$259,800 in federal funds for a total project cost of \$1,039,200. Reimbursement of federal funds to Convoy Solutions, LLC d/b/a IdleAir will be contingent upon demonstrable project progress or assurance through a performance bond or similar mechanism. NCTCOG will retain \$40,900 for project administration. There is no local match requirement for project administration activities.

A draft resolution authorizing execution of a subgrant agreement with Convoy Solutions, LLC d/b/a IdleAir is attached for Executive Board consideration. I will provide a brief presentation on this item and will be available to answer any questions prior to requesting Board approval.

JSH:tmb
Attachment

**616 Six Flags Drive, Centerpoint Two
P.O. Box 5888, Arlington, Texas 76005-5888
(817) 640-3300 FAX: 817-608-2372
www.nctcog.org**

**RESOLUTION AUTHORIZING AN AGREEMENT WITH CONVOY SOLUTIONS, LLC D/B/A
IDLEAIR FOR IMPLEMENTATION OF IDLE REDUCTION ACTIVITIES**

WHEREAS, the North Central Texas Council of Governments (NCTCOG) has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of the State of Texas in accordance with federal law; and,

WHEREAS, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with NCTCOG, and has been and continues to be a forum for cooperative decisions on transportation; and,

WHEREAS, the Dallas-Fort Worth region is in nonattainment of the federal air quality standards for ozone and NCTCOG is actively involved in the development and implementation of the State Implementation Plan for air quality; and,

WHEREAS, the RTC is committed to the development and implementation of policies, projects, and programs to improve air quality and reduce emissions that create ozone; and,

WHEREAS, the Fiscal Year (FY) 2014 and FY2015 Unified Planning Work Program includes air quality initiatives to reduce vehicle and equipment emissions; and,

WHEREAS, on May 22, 2014, the Executive Board approved the submittal of a grant proposal to the Environmental Protection Agency; and,

WHEREAS, NCTCOG, in conjunction with submittal of the grant proposal, conducted an open, competitive Call for Projects to identify cost effective diesel emissions reduction projects; and,

WHEREAS, Convoy Solutions, LLC d/b/a IdleAir was selected as a project partner to implement idle reduction activities.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. An agreement between NCTCOG and Convoy Solutions, LLC d/b/a IdleAir to implement idle reduction activities in an amount not to exceed \$1,039,200 (\$259,800 in federal and \$779,400 in Convoy local match commitment) be and is hereby approved.

Section 2. NCTCOG staff will retain \$40,900 for project administration. There is no local match required for project administration activities.

Section 3. The Executive Director or designee is authorized to execute an agreement with Convoy Solutions, LLC d/b/a IdleAir in the name of the North Central Texas Council of Governments.

Section 4. This resolution shall be in effect immediately upon its adoption.

Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on March 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth



North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

DATE: March 19, 2015

FROM: Michael Morris, P.E.
Director of Transportation

SUBJECT: Resolution Authorizing Execution of an Agreement for Video Web Hosting Service and Equipment/Maintenance

Over the last several years, the North Central Texas Council of Governments (NCTCOG) Transportation Department has purchased equipment and has been utilizing video web hosting services for the Regional Transportation Council meetings, as well as other various department meetings, including public outreach. The current contract to support these activities expires in April 2015. Staff is interested in continuing and expanding audio/visual support for meetings. Task 1.02 of the Unified Planning Work Program for Regional Transportation Planning, Program Administration, includes audio and visual support for meetings as well as maintenance of audio/video equipment.

On February 16, 2015, NCTCOG issued a Request for Proposals (RFP) for consultant assistance to provide video web hosting services and equipment/maintenance for various regularly scheduled meetings held by NCTCOG. These include the meetings of the Executive Board, Regional Transportation Council, and the Workforce Development Board. One firm submitted a proposal in response to the RFP. The Consultant Selection Committee (CSC) met on March 16, 2015, to review and evaluate the proposal and recommends Swagit Productions, LLC to complete the scope of work for this project. This contractor is the current provider of these services for the Transportation Department meetings. The web hosting services for the last two meetings of the Executive Board have also been provided by this contractor. There is no Disadvantaged Business Enterprise (DBE) participation for this project.

A draft resolution authorizing execution of an agreement with Swagit Productions, LLC to provide video web hosting services and equipment/maintenance for various regularly scheduled meetings, in an amount not to exceed \$32,000 over a three-year period, is attached for Executive Board consideration. Funding for this effort will be provided through a combination of funds from Transportation, Agency Administration, and Workforce Development based on usage of services. Transportation will utilize RTC Local funds for transportation-related meetings. I will provide a brief presentation on this item and will be available to answer any questions prior to requesting Board approval.

EB:tmb
Attachment

**616 Six Flags Drive, Centerpoint Two
P.O. Box 5888, Arlington, Texas 76005-5888
(817) 640-3300 FAX: 817-608-2372
www.nctcog.org**

**RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT FOR VIDEO WEB
HOSTING SERVICE AND EQUIPMENT/MAINTENANCE**

WHEREAS, the North Central Texas Council of Governments (NCTCOG) has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of the State of Texas in accordance with federal law; and,

WHEREAS, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with NCTCOG, and has been and continues to be a forum for cooperative decisions on transportation; and,

WHEREAS, Task 1.02 of the Fiscal Year (FY) 2014 and FY2015 Unified Planning Work Program for Regional Transportation Planning provides for activities related to audio and visual support for meetings as well as maintenance of audio/video equipment; and,

WHEREAS, the Transportation Department has been utilizing video web hosting services for meetings during the past three years and is interested in continuing and expanding these services; and,

WHEREAS, these services will be used by various NCTCOG departments in addition to Transportation, including the Executive Director's Office, Workforce Development, and possibly others, as needed; and,

WHEREAS, on February 16, 2015, NCTCOG issued a Request for Proposals to hire a firm to provide video web hosting services and equipment/maintenance; and,

WHEREAS, NCTCOG received only one proposal, from its current contractor, Swagit Productions, LLC; and,

WHEREAS, Swagit Productions, LLC has been recommended by the Consultant Selection Committee to provide video web hosting services and equipment/maintenance; and,

WHEREAS, NCTCOG has complied with federal and State regulations regarding contract and procurement proceedings.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. An agreement between NCTCOG and Swagit Productions, LLC to provide video web hosting services and equipment/maintenance in an amount not to exceed \$32,000 over a three-year period be and is hereby approved.

Section 2. The Executive Director or designee is authorized to execute a contract with Swagit Productions, LLC in the name of the North Central Texas Council of Governments.

Section 3. This resolution shall be in effect immediately upon its adoption.

Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on March 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth



March 26, 2015 – Item 7

North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

DATE: March 19, 2015

FROM: Michael Morris, P.E.
Director of Transportation

SUBJECT: Resolution Approving Modifications to the FY2014 and FY2015 Unified Planning Work Program for Regional Transportation Planning

The Unified Planning Work Program for Regional Transportation Planning (UPWP) is required by federal and State transportation planning regulations and provides a summary of the transportation and air quality planning tasks to be conducted by Metropolitan Planning Organization (MPO) staff. The FY2014 and FY2015 UPWP identifies the activities to be carried out between October 1, 2013, and September 30, 2015.

Listed below, and described in more detail in the following attachment, are proposed modifications to the FY2014 and FY2015 UPWP. Included in these amendments are new initiatives, project modifications, and funding adjustments. The proposed modifications were presented to the public during the February 2 and 3, 2015, public meetings and are posted on NCTCOG's Web site. The Regional Transportation Council took action to approve the modifications at its March 12, 2015, meeting.

Transportation Planning Fund (TPF) Modifications

- 1.05 Computer Resource Management and Equipment Purchases (program \$10,000 TPF funds and update text to reflect the purchase of video equipment to support public education and outreach efforts)
- 3.05 Public Transportation Planning and Management Studies – Fort Worth Transportation Authority (The T) Transit System Plan – (project is being implemented in FY2015; reprogram \$220,000 TPF from FY2014 to support FY2015 work activities)
- 4.01 The Metropolitan Transportation Plan (work activities on two projects utilizing University Partnership Program assistance, the exploration of economic and transportation-related implications associated with the Dallas-Fort Worth metropolitan area's central location in the greater Texas-Oklahoma-Louisiana-Arkansas mega region and the evaluation of the relationship between transportation revenue and the economic impact on the regional economy, are carrying over to FY2015; reprogram unspent \$112,000 TPF from FY2014 to FY2015 to support work activities)
- 5.02 Transportation Subarea Studies and Comprehensive/Thoroughfare Planning Technical Support - Roadway (update text to add Kaufman County Thoroughfare Planning Support as a Category 2 technical assistance project)

**616 Six Flags Drive, Centerpoint Two
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Other Modifications

- Introduction, A. Purpose – Public Participation Plan (update text to reflect the Regional Transportation Council’s approval of the revised Public Participation Plan on February 12, 2015)
- 3.03 Air Quality Management and Operations – Technology Improvements (program \$13,500 TCEQ funds for the Clean School Bus Program)
 - 3.04 Transportation and Air Quality Communications (update text to reflect the use of professionally produced videos)
 - 3.05 Public Transportation Planning and Management Studies – Planning Assistance to Small Operators (program \$420,000 FTA 5307 funds transferred from Subtask 3.06, Transit Operations – FTA Urban Funding Grant Administration, to support planning activities of small transit operators as subgrantees of these funds)
 - 3.06 Transit Operations – FTA Urban Funding Grant Administration (transfer \$420,000 FTA 5307 funds to Subtask 3.05, Public Transportation Planning and Management Studies – Planning Assistance to Small Operators, to support planning activities of small transit operators)
 - 4.01 The Metropolitan Transportation Plan (new initiative - add \$62,000 RTC Local funds and update text to reflect University Partnership Program assistance for the study of express buses operating in a modern network of managed lanes)
 - 5.01 Corridor Studies/Environmental Study Support – North Texas Tollway Authority Feasibility Studies (program \$100,000 local funds from the North Texas Tollway Authority for technical assistance support over a three-year period)
 - 5.01 Corridor Studies/Environmental Study Support – Roadway Corridors (reclassify the source of \$26,000 in funding from local funds to TxDOT funds for the SH 190-East Branch – IH 30 to IH 20 project, and update text to reflect that both Transportation Planning Funds and TxDOT funds are anticipated to be utilized to support staff technical assistance on this project)
 - 5.01 Corridor Studies/Environmental Study Support - Roadway Corridors (new initiative – update text to add Strategic Corridor Planning Initiative for Collin and Hunt Counties as a Category 1 project using approximately \$1 million in existing STP-MM funding and Transportation Development Credits previously programmed for the Blacklands Corridor)
 - 5.03 Land-use/Transportation Initiatives – Bicycle and Pedestrian Planning (add \$25,000 local funds from the State Farm 2015 Good Neighbor Citizenship Company Grant Program to support efforts promoting bicycle and pedestrian safety)

- 5.03 Land-use/Transportation Initiatives – Bicycle and Pedestrian Planning (add \$160,000 CMAQ funds and reflect the use of Transportation Development Credits as a source of matching funds for completion of a feasibility plan and initial design schematic of a bicycle/pedestrian bridge crossing for Roy Orr Trail along Ten Mile Creek in DeSoto)
- 5.05 Congestion Management Process – Transportation System Management and Operations (add \$200,000 FHWA funds to support Intelligent Transportation System Strategic Plan and Concept of Operations)
- 5.05 Congestion Management Process (new initiative - add \$75,000 RTC Local funds and update text to add Data Supported Transportation Operations and Planning Center Partnership (D-STOP), utilizing University Partnership Program assistance, to support the development of new methodologies and technologies for working with data to improve models for transportation planning and traffic operations)
- 5.06 Congestion Management Process – Managed Lane Technology (new initiative – update text to reflect NCTCOG’s participation in the Federal Highway Administration’s High Occupancy Vehicle/Managed Use Lane Pooled Fund Study utilizing \$60,000 of RTC Local funds over a three-year period; these funds have been previously programmed to facilitate managed-lane operations and technology integration)
- 5.14 Strategic Corridor Initiatives – High Speed Rail – Three Corridors (remove \$500,000 TxDOT funding [NCTCOG will not receive a portion of the federal grant funds awarded to TxDOT in 2011], add \$15,000 RTC Local funding to support project-related travel, and update text to reflect that work activities on all three corridors will be carried out utilizing Surface Transportation Program—Metropolitan Mobility, Regional Toll Revenue, and RTC Local funding)

Chapter VIII – Overview of Work Program Funding (update text and Exhibit VIII-1 to reflect an increase in FY2014 and FY2015 TPF allocation)

Appendix H – Public Participation Plan (Add updated Public Participation Plan as approved by the Regional Transportation Council on February 12, 2015)

An Executive Board resolution supporting approval of the proposed UPWP modifications is attached.

vpj
Attachments

**RESOLUTION APPROVING
MODIFICATIONS TO THE FY2014 AND FY2015 UNIFIED PLANNING WORK PROGRAM
FOR REGIONAL TRANSPORTATION PLANNING**

WHEREAS, the North Central Texas Council of Governments (NCTCOG) has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of Texas in accordance with federal law; and,

WHEREAS, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with the North Central Texas Council of Governments and has been and continues to be a forum for cooperative decisions on transportation; and,

WHEREAS, Moving Ahead for Progress in the 21st Century (MAP-21) assigns the MPO the responsibility for carrying out the metropolitan planning process, in cooperation with the State and operators of publicly owned transit service; and,

WHEREAS, MAP-21 assigns the MPO the responsibility for development of a Unified Planning Work Program which addresses the planning priorities of the metropolitan area and describes the metropolitan transportation and air quality planning activities to be undertaken and capital purchases used to support the planning process; and,

WHEREAS, new initiatives, project modifications, and funding adjustments have resulted in the need to amend the FY2014 and FY2015 Unified Planning Work Program; and,

WHEREAS, the Regional Transportation Council approved the modifications to the FY2014 and FY2015 Unified Planning Work Program on March 12, 2015.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. The NCTCOG Executive Board approves Amendment #4 to the FY2014 and FY2015 Unified Planning Work Program for Regional Transportation Planning.

Section 2. The proposed FY2014 and FY2015 Unified Planning Work Program modifications include funds that have become available since the adoption of the FY2015 budget, and the FY2015 budget is hereby amended to incorporate the resources associated with the approval of this resolution.

Section 3. This resolution shall be in effect immediately upon its adoption.

Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on March 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth

PROPOSED FY2014 AND FY2015 UNIFIED PLANNING WORK PROGRAM MODIFICATIONS

Amendment #4, March 2015

Introduction, A. Purpose

Formal public involvement procedures to be used in the metropolitan transportation planning process were originally adopted by the Regional Transportation Council (RTC) on June 1, 1994, and subsequently revised May 10, 2007, ~~and~~ March 11, 2010, **and February 12, 2015**, to increase the public's access to information related to the MPO planning process, as well as opportunities for public participation in the overall decision-making process. The current Public Participation Plan approved by the RTC is included in Appendix H. The most recent revisions addressed ~~the growing region,~~ changing communication trends, **aligning outreach and input opportunities to the significance of decision under consideration**, and suggestions received from the public **and partners**. The Public Participation Plan, as approved by the RTC in ~~March 2010~~ **February 2015**, also includes, as attachments, a Language Assistance Plan and Title VI Complaint Procedures. The Language Assistance Plan outlines how people with limited proficiency in English have access to information and the ability to participate in NCTCOG Transportation Department Programs. Title VI Complaint Procedures outline the NCTCOG policy, how an individual may submit a complaint, how the complaint will be investigated and potential resolution scenarios. The public involvement procedures represent the required public involvement process that must be carried out for involving the public in the various aspects of the regional transportation planning process; additional strategies are often pursued through public outreach activities that are also identified in Appendix H. NCTCOG staff continually reviews requirements for and guidance on public participation from the Federal Highway Administration/Federal Transit Administration and maintains public involvement procedures consistent with requirements and guidance.

1.05 Computer Resource Management and Equipment Purchases

EXHIBIT II-1

PLANNED COMPUTER SOFTWARE AND EQUIPMENT PURCHASES

NO.	DESCRIPTION	ESTIMATED PRICE
60	Microcomputer systems (desktops, workstations, portable)	\$154,500
3	Laser printers for network group usage	\$ 10,000
3	High-end modeling computers	\$ 30,000
2	Expansions of network high-speed data storage	\$38,000
10	Voice-over-Internet-Protocol (VoIP) phone devices, including accessories such as microphones for conference phones or hands-free devices.	\$ 3,000
---	Data collection devices for bus and rail transit vehicles	\$150,000
---	Data collection devices for transportation surveys	\$150,000
---	Automated bicycle and pedestrian count equipment	\$ 95,000
--	Equipment related to producing transportation department videos, including but not limited to cameras, lenses, memory cards, audio devices and services, and accessories, for the purpose of conducting education and outreach to the region related to transportation and air quality issues	\$ 10,000
---	Other computer hardware items, replacements, accessories, and upgrades (for example, text and image scanners, hard drives, additional RAM, monitors, video cards, digital data tapes, network cards, warranty extensions)	\$110,000
---	Licenses to traffic simulation and Assignment software packages (two "TransModeler" and one "DTA" dynamic)	\$ 20,000
---	Two years of software support by Caliper and specific renewal for 50 TransCAD licenses	\$136,000
---	Web casting services for the audio/video productions of committee and public meetings, including initial setup and training for the services and most recent 12 months of indexed recall of archived meetings	\$ 30,000
---	Web hosting and maintenance for Clean Cities Coalition	\$ 17,000

NO.	DESCRIPTION	ESTIMATED PRICE
---	Microsoft Structured Query Language (MS-SQL) Database software and local area network (LAN) interconnections for use with the regional Intelligent Transportation System (ITS) projects to supplement the present ITS server	\$ 10,000
---	Microsoft Structured Query Language (MS-SQL) Database software and local area network (LAN) interconnections for use with the RAPTS	\$ 30,000
---	Interface and connections between the regional ITS fiber optic wide-area network and the local NCTCOG network, including interfacing with the MS-SQL database equipment	\$ 20,000
---	Software purchases/upgrades (for example, the current or higher versions of: SPSS and Adobe licenses), software/services, cable service, application subscriptions, advanced mapping/presentation software, and software support renewals - Other	\$ 96,000

3.04 Transportation and Air Quality Communications

As policies, projects, and programs are implemented to fulfill obligations required under the variety of air quality mandates (e.g., CAA, NAAQS, SIP, etc.), communication efforts are strategically created and implemented to educate and inform the region on current air quality levels, associated impacts, strategies for improvement, funding opportunities, and new programs and/or policies.

Staff will continue to engage the region through both traditional and new media, including professionally produced videos. These videos may be distributed through various avenues, including but not limited to social media, websites, portable storage devices (i.e. flash drives), and television. In order to produce professional, high quality videos, additional video production equipment will be purchased.

4.01 The Metropolitan Transportation Plan

Staff will amend, revise or update the MTP based on the data collected during the monitoring and development efforts. The modifications would include a revised analysis of the projects and programs identified in the fiscally constrained MTP. Additionally, an air quality conformity determination will be needed to satisfy federal regulations when modifying the MTP. The changes to the MTP will be made in coordination with local transportation providers and partners. In addition, as noted in Subtask 1.02, University Partnership Program (UPP) assistance, as well as Transportation Research Board (TRB) Minority Student Fellowship Program assistance, will be utilized to support the exploration of economic and transportation-related implications associated with the Dallas-Fort Worth metropolitan area's central location in the greater Texas-Oklahoma-Louisiana-Arkansas mega region- **as well as a project investigating the potential for express**

buses operating in a modern network of managed lanes. Regional Transportation Council Local funds will be utilized to support UPP work activities on the study of express bus operations. Anticipated products of this subtask include:

- Documentation of the MTP;
- Executive Summary of the MTP;
- Presentations utilizing MTP data and information;
- Maps;
- Project tracking and monitoring system;
- Specialized visualization products;
- Collection and transmittal of travel model networks, GIS shapefiles, and performance reports as model outputs;
- RTC Mobility Plan Subcommittee meetings;
- Schedule of MTP development and maintenance activities;
- Periodic reports to RTC and STTC documenting status of MTP implementation;
- Coordination meetings to monitor and ensure the continued progress of project recommendations;
- Report of daily volumes, peak-hour volumes, level of service, vehicle miles traveled, ridership totals, boarding and alighting figures, and other travel model data for the MTP; and
- UPP reports and TRB presentations on the mega region economic and transportation-related implications- **and express buses operating in a modern system of managed lanes.**

5.01 Corridor Studies/Environmental Study Support

Provided below is a list of roadway and rail corridor studies in the Dallas-Fort Worth area that are funded by Transportation Planning Funds, unless otherwise noted, and may require environmental analysis or other feasibility assistance. These studies will be conducted based on regional priorities, schedules of partner transportation agencies, and staff and funding availability. This list is not exhaustive of all potential corridor studies, but is included as a guide for projects on which assistance is currently ongoing or is anticipated. Additional corridors may be studied based on input from partner transportation agencies and required feasibility analyses in the development of future Metropolitan Transportation Plan recommendations. This list is divided into three categories that provide a scaled level of NCTCOG staff involvement: Category 1 – NCTCOG is conducting the study and consultant assistance may be utilized; Category 2 – NCTCOG is providing limited analysis and data to support an external study; and Category 3 – NCTCOG is responding to small, ad hoc requests for technical assistance.

Roadway Corridors:

Category 1

- Blacklands Corridor (Surface Transportation Program – Metropolitan Mobility funds, Regional Toll Revenue funds, and Transportation Development Credits)
- SH 183 Corridor Study – SH 199 to White Settlement Road
- SH 199 Corridor Study – IH 820 to Fort Worth Central Business District (Surface Transportation Program — Metropolitan Mobility funds and Transportation Development Credits)
- **Strategic Corridor Planning Initiative for Collin and Hunt Counties (Surface Transportation Program—Metropolitan Mobility funds and Transportation Development Credits)**

Category 2

- IH 635 – Luna Road to IH 20
- Loop 12/IH 35E – IH 635 to Spur 408
- SH 183 – IH 820 to IH 35E
- SH 360 South Toll Road – Sublett/Camp Wisdom Road to US 67
- Trinity Parkway – IH 35E to US 175
- US 175 (SM Wright Freeway) – IH 45 to SH 310
- US 75 Corridor Study (TxDOT funds)
- SH 199 Corridor Study – Azle to IH 820
- SH 190 East Branch – IH 30 to IH 20 (**and** TxDOT funds)
- IH 30 – Cooper Street to SH 161
- Southeast IH 820/IH20/US 287 Corridor Study
- Southern Gateway – IH 35E (Colorado Blvd. to IH20) and US 67 (IH 35E/US 67 Split to FM 1382)
- US 380 Corridor Study in Collin, and Denton Counties
- IH 35E Lowest Stemmons – IH 30 to Oak Lawn Avenue
- SH 121 Managed Lanes – Dallas County (Dallas County Line to SRT) and Tarrant County (Hall Johnson Road to SH 114 and from SH 114 to Dallas County Line)

5.02 Transportation Subarea Studies and Comprehensive/Thoroughfare Planning Technical Support

Provided below is a list of ongoing and candidate projects in the Dallas-Fort Worth area which will be conducted or supported based on regional priorities, schedules of partner transportation agencies, and staff and funding availability. This list is divided into three categories that provide a scaled level of NCTCOG staff involvement: Category 1 – NCTCOG is conducting the study; Category 2 – NCTCOG is providing limited analysis and data to support an external study; and Category 3 – NCTCOG is responding to small, ad hoc requests for technical assistance.

Roadway

Category 2

- City of Cleburne Thoroughfare Plan
- City of Garland Thoroughfare Plan Update
- City of Irving Subarea Planning Support
- City of Midlothian FM 663/FM 1387 Corridor Study
- Dallas County Major Capital Improvement Plan (MCIP)
- City of Dallas Comprehensive Thoroughfare Plan Update
- Dallas County Thoroughfare Plan Update
- Fort Worth Subarea Transportation Plan
- City of Grand Prairie Master Thoroughfare Plan Update
- Fort Worth Master Thoroughfare Plan
- Denton County Thoroughfare Plan Update
- FM 1810 Corridor (Wise County)
- City of Haslet Subarea Planning Support
- Western Tarrant County Transportation Initiative
- Hunt County Thoroughfare Plan
- Rockwall County Thoroughfare Plan Update
- **Kaufman County Thoroughfare Planning Support**

5.03 Land-use/Transportation Initiatives

Bicycle and Pedestrian Planning –

Staff will also oversee the implementation of the Regional Bicycle/Pedestrian Sustainable Development Initiatives projects which utilize pass-through Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds **and Transportation Development Credits** available to local governments for the implementation of various bicycle and pedestrian projects, and may include, but not be limited to: spot improvements, safety countermeasures, innovative facilities, street reconstruction and rehabilitation as part of bicycle and pedestrian accommodation projects, multi-use trails, signage, pavement markings, traffic signals, and other supportive infrastructure. Staff oversight activities will be supported by STP-MM and local funds and anticipated products include:

- Identification of funding needs and project scopes.

5.05 Congestion Management Process

Transportation System Management and Operations – This program is ongoing throughout both FY2014 and FY2015, supporting development of regional Transportation Systems Management and Operations (TSM&O) strategies. It includes strategies such as intersection and signalization improvements, grade separation, freeway bottleneck removal, and Intelligent Transportation Systems (ITS) which will be developed to reduce travel time and enhance system reliability. Transportation Planning Funds (TPF), Surface Transportation Program—Metropolitan Mobility (STP-MM) funds, **Federal Highway Administration (FHWA) funds**, RTC Local funds, and Transportation Development Credits will be utilized to support activities in this area. Anticipated products through the use of TPF dollars include:

- Monitoring, updating, and evaluation of regional TSM&O plans, policies and projects outlined in the Metropolitan Transportation Plan (MTP) and Congestion Management

- Process (CMP);
- Inclusion of TSM&O projects in the Transportation Improvement Program (TIP) consistent with the Regional ITS Architecture;
- Participation in, and monitoring and coordination of the Integrated Corridor Management Program for use as a pilot to enable a multi-modal, cross-system performance comparison to generate common benchmarks and appropriate agency response options to incidents, including the DFW511 system;
- Support and assistance to regional partners to plan strategies, and promote cooperation and participation in committee meetings; and
- Development and monitoring of the implementation of ITS plans, policies, and projects in coordination with regional partner agencies;

Anticipated products through the use of STP-MM **and FHWA** dollars include:

- Identification of needed ITS integration;
- Agreements for regional communication, infrastructure, and information sharing, including the Transportation and Emergency Responders Uniform Communication System (TERUCS);
- Identification and documentation of standards for interagency communication of data and video, and the implementation of Center-to-Center software to facilitate information sharing between agencies;
- Update of the Regional ITS Architecture and Regional ITS Strategic Deployment Plan; and
- Collection and verification of data, ensuring that devices and systems are operated and maintained at a level to detect and report accurate information (i.e., speeds, counts, and other data items).

Data-Supported Transportation Operations and Planning Center Partnership – Through the use of Regional Transportation Council Local funds and as a University Partnership Program initiative, NCTCOG will provide financial support and general guidance to the University of Texas at Austin for the development of a Data-Supported Transportation Operations and Planning Center (D-STOP). D-STOP is intended to be a national and international multimodal and multidisciplinary center focused on developing new methodologies and technologies for working with available data and potentially with completely new sources of data to improve models for transportation planning and traffic operations. The goal is to harness the full potential of wireless sensor networks and communications technology to 1) effectively and efficiently collect and organize data; 2) analyze data through a combination of processing features, and data fusion, mining and statistical techniques; and 3) use the information extracted for efficient, reliable and effective transportation operations and planning purposes. This initiative will support the Federal Highway Administration's program it has in partnership with the Transportation Research Board's Research and Technology Coordinating Committee. Anticipated products include:

- **Participation, as requested, on D-STOP committees and guidance on D-STOP activities;**
- **Building of relationships between researchers, industry partners, and public agencies to help address transportation challenges; and**

- **Engagement in the accelerated transfer of research and technological advancements to the real-world through interactions among academia, the industry, and public transportation agencies.**

5.06 Congestion Management Operations

Managed Lane Technology – This element is ongoing through ~~FY2014~~ **FY2015**. To facilitate efficient operation and toll collection on the managed lanes, the region desires that a technology-based system be implemented to verify auto occupancy. The region plans to utilize advanced technology for vehicle occupancy detection and verification. NCTCOG plans to coordinate with regional partners to conduct managed-lane technology deployment tests utilizing new, innovative technologies that have the potential to collect this data. In addition, as part of this task staff will provide assistance with public outreach and education regarding HOV/managed lane pricing. Staff will also work with regional partners to develop approaches to address the implementation of occupancy-based tolling and dynamic pricing, and document lessons learned. **In addition, this element also supports NCTCOG’s membership in, and support for research, under FHWA’s High Occupancy Vehicle/Managed Use Lane Pooled Fund Study.** Regional Transportation Council Local funds will be used to support these activities. Anticipated products include:

- Coordination and meetings with partner agencies, as needed;
- Development and documentation of requirements of an occupancy-based tolling, dynamic pricing system;
- Identification of technology to pilot based on system requirements;
- Testing plan developed and implemented;
- Documentation of pilot test results; and
- Identification of next steps.

5.14 Strategic Corridor Initiatives

High Speed Rail – Three Corridors – In 2011, TxDOT was awarded federal grants from the USDOT High Speed Rail Program to complete preliminary engineering and obtain environmental clearance for high speed rail service from Houston to the Dallas-Fort Worth region, and to conduct planning and service-level environmental work for intercity passenger rail service between Oklahoma City and the South Texas border through the North Texas region. ~~In addition, a~~ **A private-sector team has also expressed its intent to privately fully fund the and implementation of High Speed Rail from Downtown Dallas to Houston. In addition, TxDOT will also use federal grant funds to conduct preliminary engineering and environmental clearance efforts on the Downtown Dallas to Downtown Fort Worth corridor. NCTCOG staff will provide support to TxDOT and its consultant and the private-sector teams for work activities on these three corridors within the Planning Area Boundary, as applicable. NCTCOG work activities will be supported with Surface Transportation Program—Metropolitan Mobility and Regional Toll Revenue funds and may include alternative alignment analysis, ridership estimates, air quality analysis, environmental analysis support, and public involvement support. Regional Transportation Council Local funds will be used to support project-related travel expenses. Through discussions with the**

~~Federal Railroad Administration (FRA), TxDOT staff, NCTCOG staff, and the private-sector team, amendments will be made to the two original federal fund grants to support the pursuit of three corridors as follows :~~

- ~~1. Downtown Dallas to Houston — fully funded by private-sector team to include final planning, environmental clearance, engineering, construction, operations, and maintenance of grade-separated High Speed Rail between these two metropolitan areas. NCTCOG staff will provide support to TxDOT and the private-sector team on efforts within the MPO boundary for ridership estimates, air quality analysis, environmental analysis support, and public involvement support.~~
- ~~2. Downtown Dallas to Downtown Fort Worth — FRA and TxDOT have agreed to reallocate \$15 million in federal grant funds from its originally awarded D/FW – Houston corridor to this corridor to conduct preliminary engineering and environmental clearance. NCTCOG staff will support this effort, to be led by TxDOT and its consultant, in the areas of ridership modeling, air quality analysis, environmental analysis, and public involvement. NCTCOG staff efforts will be funded by a portion of the \$15 million federal grant.~~
- ~~3. Oklahoma City to South Texas (TOPRS) corridor — project funding and identified efforts remain unchanged from the original planning and service-level environmental assessment. NCTCOG staff will provide support on efforts led by TxDOT and its consultant within the MPO boundary for alternative alignment analysis, ridership estimates, air quality analysis, and public involvement support. Surface Transportation Program—Metropolitan Mobility and RTR funding will be used to support this effort.~~

The following products will be delivered as the result of work done on this project:

- Various maps identifying Dallas-Fort Worth region alternatives, and RTC policies;
- ~~Report identifying preliminary engineering review, ridership analysis, cost/benefit analysis, and air quality impact analysis;~~ and
- Development of ridership modeling analysis for various high speed rail alignments and station locations.

VIII. Overview of Work Program Funding

Proposed Budget

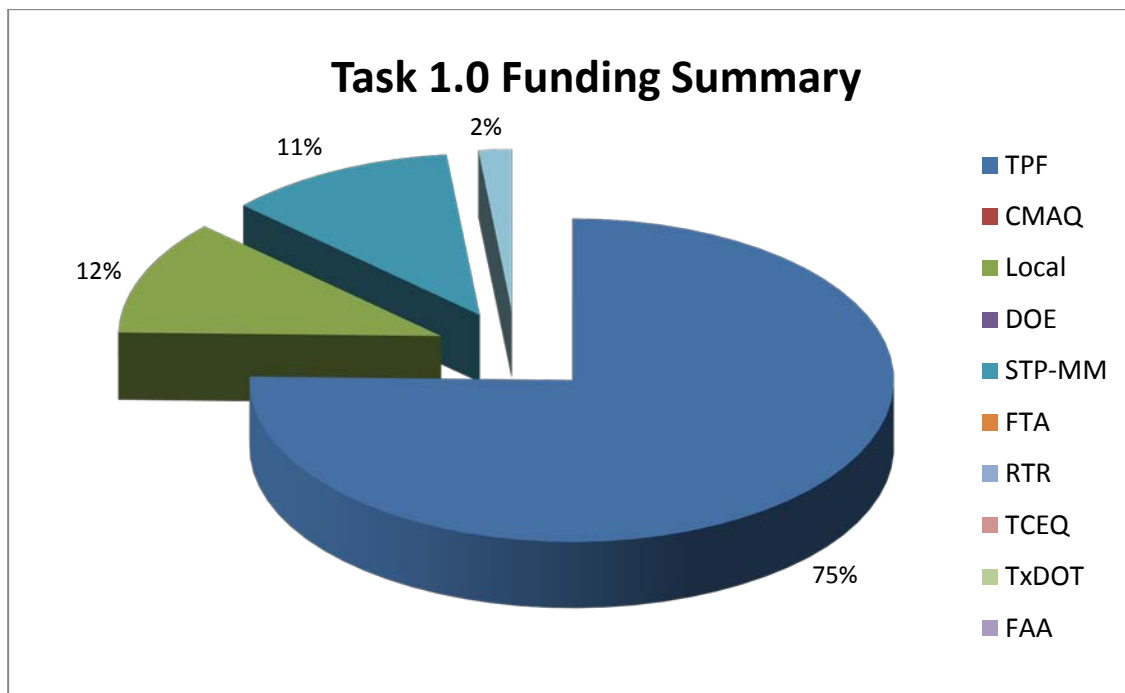
The US Department of Transportation provides funds through programs of the Federal Highway Administration and the Federal Transit Administration. Both FHWA PL Section 112 and FTA Section 5303 funds are provided annually to Metropolitan Planning Organizations to support metropolitan regional transportation planning activities based on an 80 percent federal/20 percent local match requirement. TxDOT will provide the 20 percent match for the FHWA Section 112 and FTA 5303 funds for FY2014 and FY2015 to the MPO to carry out the UPWP in the form of transportation development credits. These transportation development credits are provided by metropolitan areas building toll roads and are used on a statewide basis to provide the match funds needed for all metropolitan planning organizations. The FY2014 and FY2015 FHWA and FTA funding levels reflected in this program are summarized in Exhibit VIII-1. The formula-based FHWA PL Section 112 allocation to the Unified Planning Work Program for the Dallas-Fort Worth Metropolitan Area is ~~\$5,892,368~~ **\$6,530,339** in FY2014 and ~~\$5,892,368~~ **\$6,530,339** in FY2015 for a two-year total of ~~\$11,784,736~~ **\$13,060,678**. The Federal Transit Administration Section 5303 funding is ~~\$2,539,331~~ **\$2,635,163** in FY2014 and ~~\$2,539,331~~ **\$2,691,978** in FY2015 for a two-year total of ~~\$5,078,662~~ **\$5,327,141**. An estimated balance of \$5,600,685 in unexpended/unobligated FHWA PL Section 112 funding will be available from the FY2013 authorization. Each of these funding amounts is incorporated by source agency into the Work Program by task and subtask. Total FHWA PL Section 112 and FTA Section 5303 funding for the FY2014 and FY2015 UPWP is estimated at ~~\$22,464,083~~ **\$23,988,504**. Transportation Planning Funds in the amount of ~~\$18,684,000~~ **\$19,026,000** have been programmed and allocated to each of the UPWP subtasks as shown in Exhibit VIII-2. These programmed funds include the FTA Section 5303 allocation of ~~\$5,078,662~~ **\$5,327,141**, the estimated FY2013 FHWA PL Section 112 fund balance of \$5,600,685, and ~~\$8,004,653~~ **\$8,098,174** of Fiscal Years 2014 and 2015 FHWA PL Section 112 funding. The remaining balance of Fiscal Years 2014 and 2015

FHWA PL Section 112 funds of ~~\$3,780,083~~ **\$4,962,504** is anticipated to be carried over to Fiscal Year 2016.

E. Funding Summary

Subtask	TPF ¹	Additional Funding		Total
		Amount	Source	
1.01	\$1,501,000	\$4,000	NCTCOG Local	
Subtotal				\$1,505,000
1.02	\$3,399,000	\$106,000 \$57,000	NCTCOG Local Local	
Subtotal				\$3,562,000
1.03		\$901,000 \$381,000	STP-MM Local	
Subtotal				\$1,282,000
1.04		\$20,000 \$470,000	NCTCOG Local Local	
Subtotal				\$490,000
1.05	\$1,027,000			
Subtotal				\$1,027,000
Total	\$5,927,000	\$1,939,000		\$7,866,000

¹ Transportation Planning Funds (TPF) includes both FHWA PL-112 and FTA 5303 funds. TxDOT will apply transportation development credits sufficient to provide the match for FHWA PL-112 and FTA Section 5303 programs. As the credits reflect neither cash nor person-hours, they are not reflected in the funding tables.

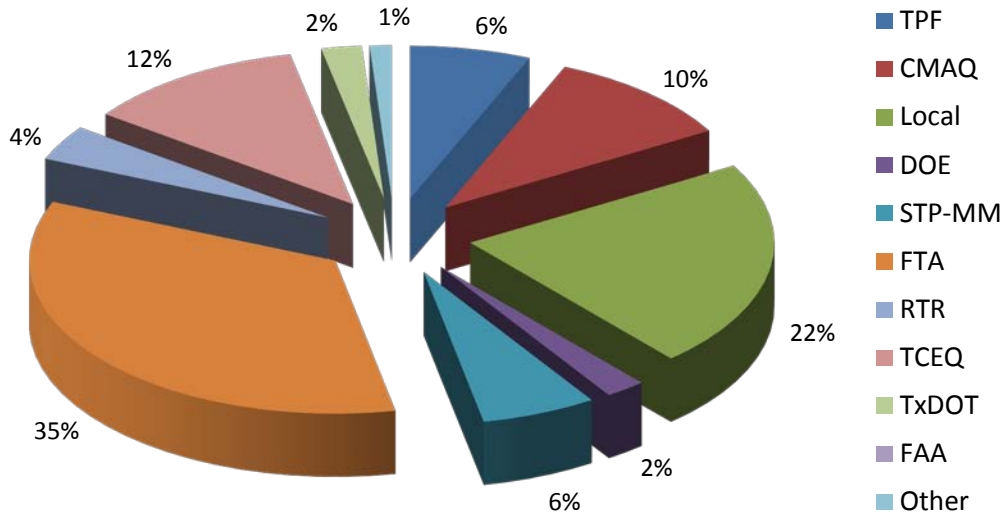


E. Funding Summary

Subtask	TPF ¹	Additional Funding		Total
		Amount	Source	
3.01	\$1,212,000	\$1,448,000	RTR	
		\$574,000	STP-MM	
		\$144,000	Local	
Subtotal				\$3,378,000
3.02	\$768,000	\$20,000	STP-MM	
		\$300,000	TCEQ	
		\$5,000	Local	
Subtotal				\$1,093,000
3.03		\$4,024,000	CMAQ	
		\$2,011,691	STP-MM	
		\$6,055,500	TCEQ	
		\$640,000	DOE	
		\$631,700	EPA	
		\$2,909,400	Local	
Subtotal				\$16,272,291
3.04		\$994,000	CMAQ	
		\$704,000	STP-MM	
		\$518,000	DOE	
		\$379,000	Local	
Subtotal				\$2,595,000
3.05	\$1,493,000	\$710,000	FTA	
		\$297,000	Local	
		\$736,000	TxDOT	
Subtotal				\$3,236,000
3.06		\$17,986,000	FTA	
		\$577,000	RTR	
		\$8,106,000	Local	
		\$420,000	TxDOT	
Subtotal				\$27,089,000
3.07		\$531,000	CMAQ	
		\$120,000	Local	
Subtotal				\$651,000
Total	\$3,473,000	\$50,841,291		\$54,314,291

¹ Transportation Planning Funds (TPF) includes both FHWA PL-112 and FTA 5303 funds. TxDOT will apply transportation development credits sufficient to provide the match for FHWA PL-112 and FTA Section 5303 programs. As the credits reflect neither cash nor person-hours, they are not reflected in the funding tables.

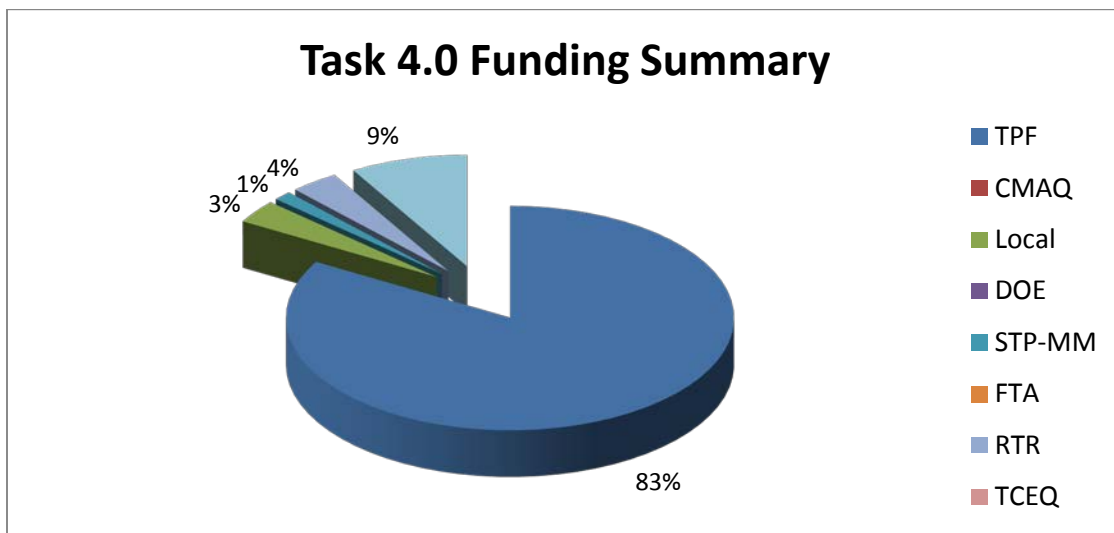
Task 3.0 Funding Summary



E. Funding Summary

Subtask	TPF ¹	Additional Funding		Total
		Amount	Source	
4.01	\$1,780,000			
		\$62,000	Local	
Subtotal				\$1,842,000
4.02	\$212,000			
Subtotal				\$212,000
4.03	\$168,000			
		\$308,000	FHWA	
		\$127,000	RTR	
		\$110,000	Local	
Subtotal				\$713,000
4.04	\$109,000			
		\$48,000	STP-MM	
		\$12,000	Local	
Subtotal				\$169,000
4.05	\$51,000			
Subtotal				\$51,000
4.06	\$641,000			
Subtotal				\$641,000
Total	\$2,961,000	\$667,000		\$3,628,000

¹ Transportation Planning Funds (TPF) includes both FHWA PL-112 and FTA 5303 funds. TxDOT will apply transportation development credits sufficient to provide the match for FHWA PL-112 and FTA Section 5303 programs. As the credits reflect neither cash nor person-hours, they are not reflected in the funding tables.



E. Funding Summary

Subtask	TPF ¹	Additional Funding		Total
		Amount	Source	
5.01	\$833,000			
		\$2,611,000	STP-MM	
		\$136,000	RTR	
		\$99,000	TxDOT	
		\$237,000	Local	
Subtotal				\$3,916,000
5.02	\$849,000			
Subtotal				\$849,000
5.03	\$412,000			
		\$647,000	FHWA	
		\$1,812,000	STP-MM	
		\$16,189,000	RTR	
		\$15,247,000	Local	
		\$160,000	CMAQ	
Subtotal				\$34,467,000
5.04	\$250,000			
		\$75,000	FHWA	
		\$75,000	Local	
Subtotal				\$400,000
5.05	\$659,000			
		\$285,000	STP-MM	
		\$111,000	Local	
		\$200,000	FHWA	
Subtotal				\$1,255,000
5.06				
		\$13,392,000	CMAQ	
		\$5,172,000	STP-MM	
		\$134,000	FHWA	
		\$2,089,000	RTR	
		\$1,618,000	TxDOT	
		\$4,611,000	Local	
Subtotal				\$27,016,000
5.07	\$39,000			
		\$550,000	STP-MM	
		\$27,000	TxDOT	
		\$113,000	Local	
Subtotal				\$729,000

Subtask	TPF ¹	Additional Funding		Total
		Amount	Source	
5.08		\$91,000	STP-MM	
		\$23,000	Local	
Subtotal				\$114,000
5.09	\$79,000			
Subtotal				\$79,000
5.10	\$355,000			
		\$120,600	STP-MM	
		\$43,400	Local	
Subtotal				\$519,000
5.11	\$75,000			
		\$845,000	FAA	
		\$40,000	STP-MM	
		\$181,000	Local	
Subtotal				\$1,141,000
5.12				
		\$8,000	HUD	
		\$83,000	Local	
Subtotal				\$91,000
5.13				
		\$278,000	Local	
Subtotal				\$278,000
5.14				
		\$1,719,000	STP-MM	
		\$8,552,000	Local	
		\$20,500,000	FTA	
		\$13,283,000	RTR	
		\$106,000	TxDOT	
Subtotal				\$44,160,000
5.15				
		\$400,000	STP-MM	
		\$406,000	TxDOT	
Subtotal				\$806,000
Total	\$3,551,000	\$112,269,000		\$115,820,000

¹ Transportation Planning Funds (TPF) includes both FHWA PL-112 and FTA 5303 funds. TxDOT will apply transportation development credits sufficient to provide the match for FHWA PL-112 and FTA Section 5303 programs. As the credits reflect neither cash nor person-hours, they are not reflected in the funding tables.

Task 5.0 Funding Summary

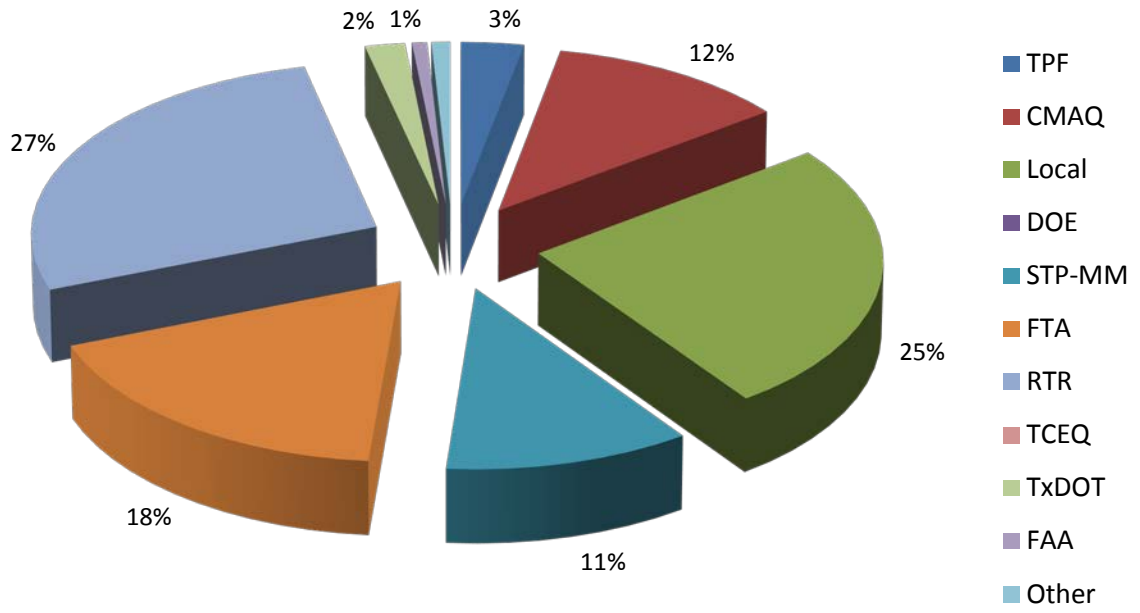
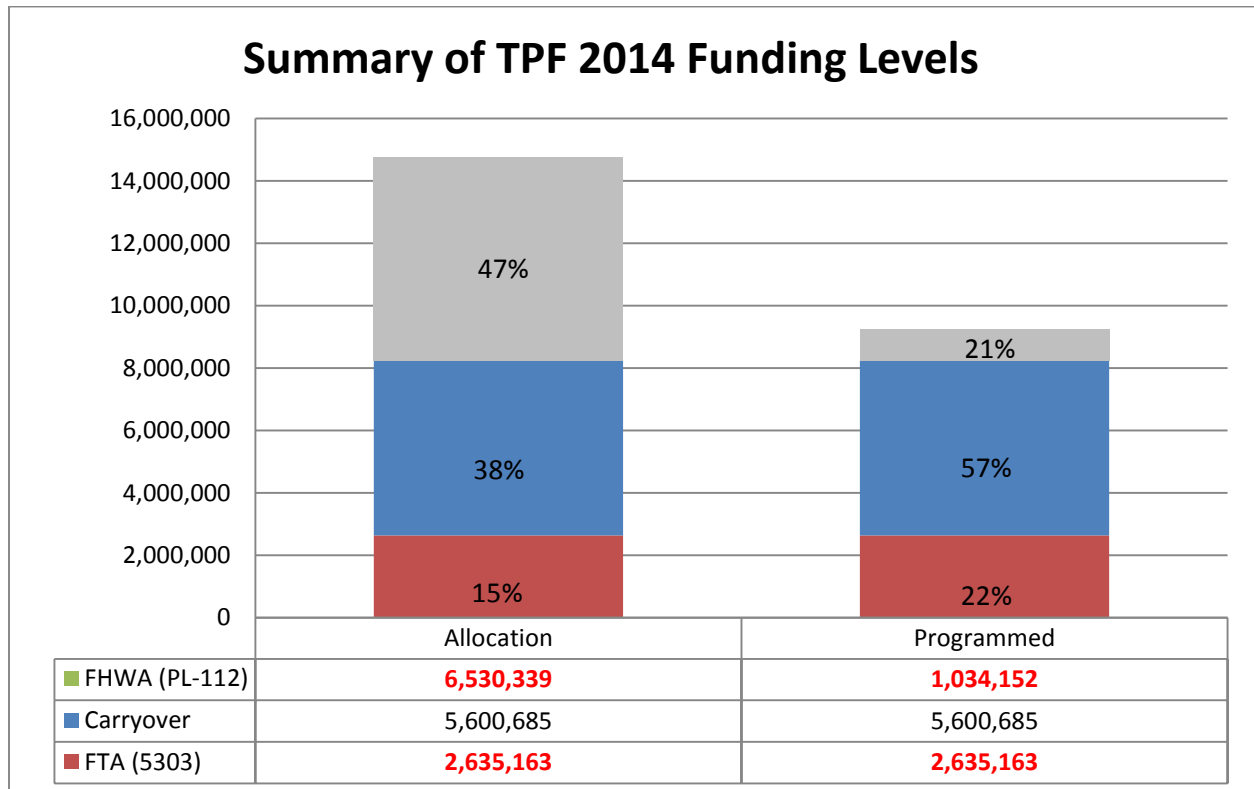


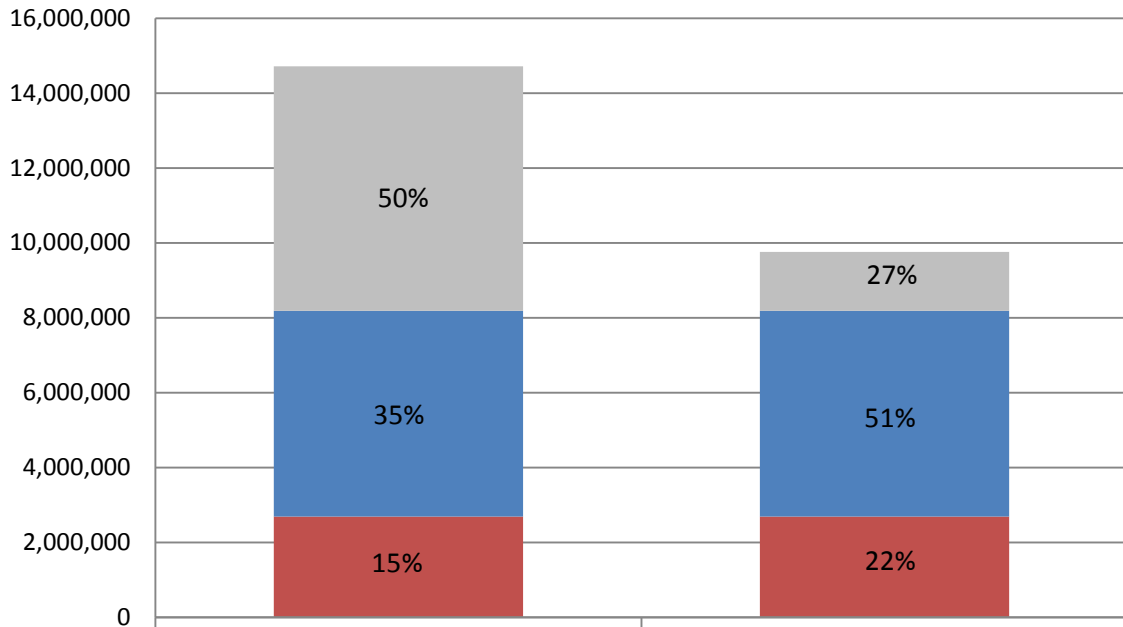
EXHIBIT VIII-1

FY2014 AND FY2015 TPF PROGRAMMING SUMMARY

	FY2014		FY2015	
	Allocation	Programmed	Allocation	Programmed
FTA Section 5303	2,635,163	2,635,163	2,691,978	2,691,978
FHWA (PL-112)				
Carryover	5,600,685	5,600,685	5,496,187	5,496,187
New Allocation	6,530,339	1,034,152	6,530,339	1,567,835
Total TPF	14,766,187	9,270,000	14,718,504	9,756,000
Carryover		5,496,187		4,962,504
Two-Year Totals				
FTA Section 5303	5,327,141			
FHWA PL-112	18,661,363			
Total	23,988,504			
Programmed	19,026,000			
Carryover	4,962,504			



Summary of TPF 2015 Funding Levels



	Allocation	Programmed
■ FHWA (PL-112)	6,530,339	1,567,835
■ Carryover	5,496,187	5,496,187
■ FTA (5303)	2,691,978	2,691,978

EXHIBIT VIII-2

FY2014 AND FY2015 ALLOCATION OF TRANSPORTATION PLANNING FUNDS

Subtask	Subtask Title	TPF		
		FY 2014	FY 2015	Total
1.01	Community Outreach	\$725,000	\$776,000	\$1,501,000
1.02	Program Administration	\$1,673,000	\$1,726,000	\$3,399,000
1.03	Grant Management Streamlining	\$0	\$0	\$0
1.04	Comprehensive Fund Management	\$0	\$0	\$0
1.05	Computer Resource Management and Equipment Purchases	\$535,000	\$492,000	\$1,027,000
	Subtask 1.0	\$2,933,000	\$2,994,000	\$5,927,000
2.01	Travel Forecasting Support	\$673,000	\$665,000	\$1,338,000
2.02	Transportation Data Management	\$199,000	\$202,000	\$401,000
2.03	Information Systems	\$120,000	\$125,000	\$245,000
2.04	Demographic Data and Forecasts	\$530,000	\$600,000	\$1,130,000
	Subtask 2.0	\$1,522,000	\$1,592,000	\$3,114,000
3.01	Transportation Project Programming	\$600,000	\$612,000	\$1,212,000
3.02	Regional Air Quality Planning	\$400,000	\$368,000	\$768,000
3.03	Air Quality Management and Operations	\$0	\$0	\$0
3.04	Transportation and Air Quality Communications	\$0	\$0	\$0
3.05	Public Transportation Planning and Management Studies	\$600,000	\$893,000	\$1,493,000
3.06	Transit Operations	\$0	\$0	\$0
3.07	Quality Control and Field Operations	\$0	\$0	\$0
	Subtask 3.0	\$1,600,000	\$1,873,000	\$3,473,000
4.01	The Metropolitan Transportation Plan	\$865,000	\$915,000	\$1,780,000
4.02	Innovative Transportation Financing Strategies	\$60,000	\$152,000	\$212,000
4.03	Coordination of Transportation and Environmental Planning Processes	\$101,000	\$67,000	\$168,000
4.04	Ensuring Nondiscrimination and Environmental Justice in MPO Planning/Program Activities	\$68,000	\$41,000	\$109,000
4.05	Facilitating Sustainable Transportation Practices at Regional University Campuses	\$40,000	\$11,000	\$51,000
4.06	Transportation Model Enhancement, Network Development and Maintenance Planning Functions	\$334,000	\$307,000	\$641,000
	Subtask 4.0	\$1,468,000	\$1,493,000	\$2,961,000
5.01	Corridor Studies/Environmental Study Support	\$433,000	\$400,000	\$833,000
5.02	Transportation Subarea Studies and Comprehensive/Thoroughfare Planning Technical Support	\$441,000	\$408,000	\$849,000
5.03	Land-Use/Transportation Initiatives	\$200,000	\$212,000	\$412,000
5.04	Capital and Operational Asset Management System	\$58,000	\$192,000	\$250,000
5.05	Congestion Management Process	\$350,000	\$309,000	\$659,000
5.06	Congestion Management Operations	\$0	\$0	\$0
5.07	Regional Freight Planning	\$30,000	\$9,000	\$39,000
5.08	Railroad Crossing Coordination	\$0	\$0	\$0
5.09	Transportation System Security and Emergency Preparedness	\$40,000	\$39,000	\$79,000
5.10	Transportation Safety Planning	\$175,000	\$180,000	\$355,000
5.11	Regional Aviation Planning	\$20,000	\$55,000	\$75,000
5.12	Regional Military and Community Coordination	\$0	\$0	\$0
5.13	Aviation Education Integration and Outreach	\$0	\$0	\$0
5.14	Strategic Corridor Initiatives	\$0	\$0	\$0
5.15	Regional Job Opportunity Pilot Program	\$0	\$0	\$0
	Subtask 5.0	\$1,747,000	\$1,804,000	\$3,551,000
	FUNDING TOTALS	\$9,270,000	\$9,756,000	\$19,026,000

Transportation Planning Funds (TPF) Summary by Task

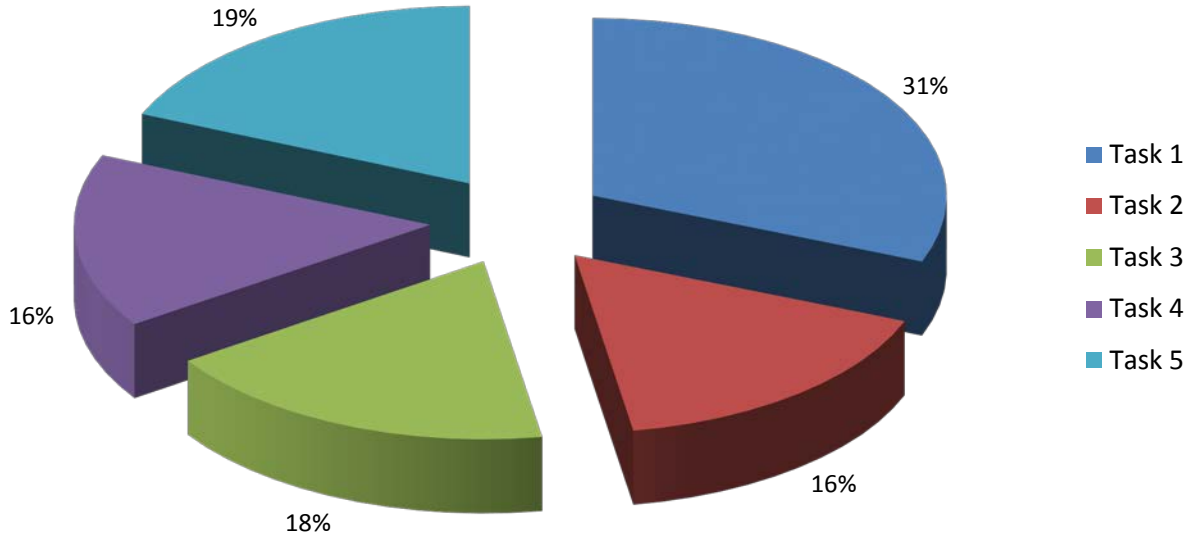
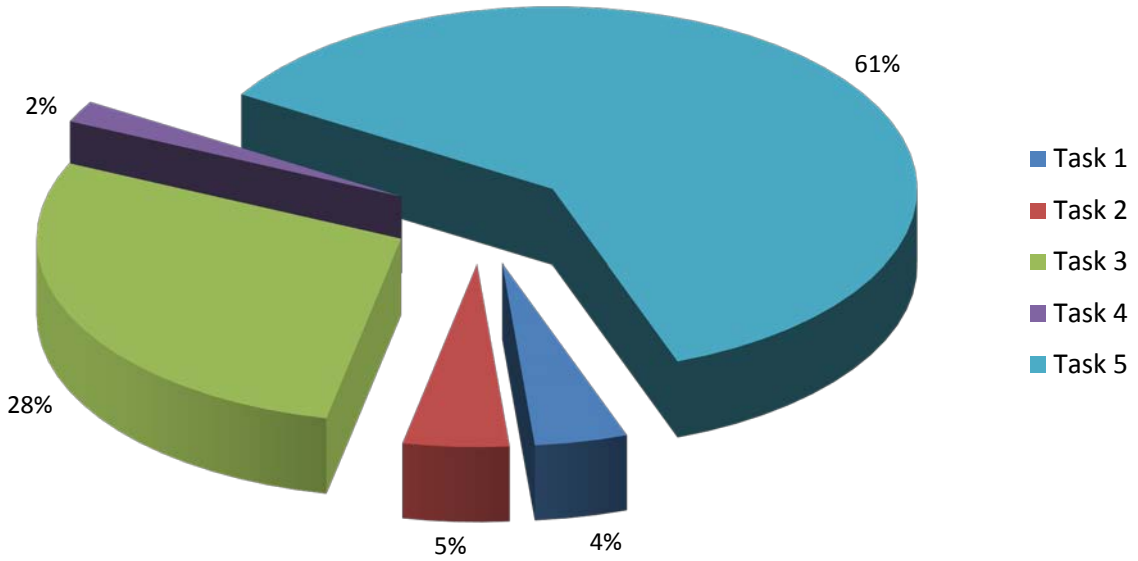


EXHIBIT VIII-3

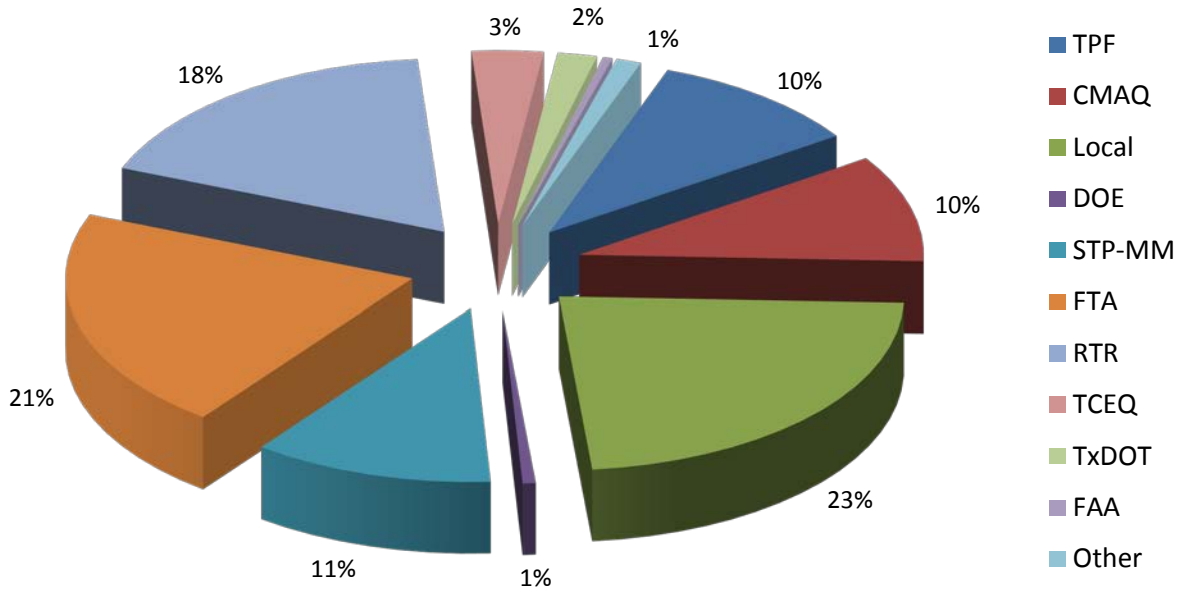
FY2014 AND FY2015 UPWP FUNDING SUMMARY

Funding Source	Task 1.0 Administration	Task 2.0 Data Development	Task 3.0 Short Range Planning	Task 4.0 Metropolitan Transportation Planning	Task 5.0 Special Studies	Total
FTA Activities	44.21.00	44.22.00	44.24.00	44.23.01	44.23.02	
			44.25.00		44.24.00	
					44.22.00	
					44.27.00	
TPF	\$5,927,000	\$3,114,000	\$3,473,000	\$2,961,000	\$3,551,000	\$19,026,000
CMAQ	\$0	\$0	\$5,549,000	\$0	\$13,552,000	\$19,101,000
DOD	\$0	\$0	\$0	\$0	\$0	\$0
DOE	\$0	\$0	\$1,158,000	\$0	\$0	\$1,158,000
EPA	\$0	\$0	\$631,700	\$0	\$0	\$631,700
FAA	\$0	\$0	\$0	\$0	\$845,000	\$845,000
FHWA	\$0	\$100,000	\$0	\$308,000	\$1,056,000	\$1,464,000
FTA	\$0	\$279,000	\$18,696,000	\$0	\$20,500,000	\$39,475,000
HUD	\$0	\$0	\$0	\$0	\$8,000	\$8,000
Local	\$908,000	\$1,058,000	\$11,960,400	\$184,000	\$29,554,400	\$43,664,800
NCTCOG Local	\$130,000	\$0	\$0	\$0	\$0	\$130,000
RTR	\$0	\$0	\$2,025,000	\$127,000	\$31,697,000	\$33,849,000
SECO	\$0	\$0	\$0	\$0	\$0	\$0
STP-MM	\$901,000	\$4,326,000	\$3,309,691	\$48,000	\$12,800,600	\$21,385,291
TBD	\$0	\$0	\$0	\$0	\$0	\$0
TCEQ	\$0	\$0	\$6,355,500	\$0	\$0	\$6,355,500
TxDOT	\$0	\$94,000	\$1,156,000	\$0	\$2,256,000	\$3,506,000
Subtotal	\$7,866,000	\$8,971,000	\$54,314,291	\$3,628,000	\$115,820,000	\$190,599,291

Summary of Funding Task



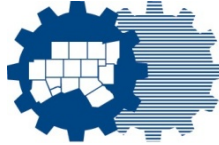
Summary of Total Funding



APPENDIX H

**NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS'
TRANSPORTATION PUBLIC PARTICIPATION PLAN**

(NCTCOG's updated Public Participation Plan, as approved by the Regional Transportation Council on February 12, 2015, will be inserted into the UPWP as "Appendix H," replacing the previous version.)



North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

DATE: March 19, 2015

FROM: Molly McFadden
Director of Emergency Preparedness

SUBJECT: Resolution Authorizing Approval of the Prioritized Project Ranking for the
FY2015 State Homeland Security Program Grant

The North Central Texas Council of Governments' Emergency Preparedness Department, in conjunction with the Regional Emergency Preparedness Advisory Committee (REPAC) and the Emergency Preparedness Planning Council Project Review Committee, has reviewed, amended and prioritized grant applications submitted by regional working groups requesting funding under the FY2015 State Homeland Security Program (SHSP) grant from the Department of Homeland Security, through the Texas Department of Public Safety (TxDPS). The Emergency Preparedness Planning Council (EPPC) reviewed these recommendations, finalized project amounts, and requests Executive Board approval of the final project listing provided in Attachment 1.

Staff will provide a brief presentation on this item and will be available to answer any questions prior to requesting Board approval.

MM: bh

Attachment: FY2015 SHSP Recommended Projects - NCTCOG

**RESOLUTION AUTHORIZING APPROVAL OF THE PRIORITIZED PROJECT
RANKING FOR THE FY2015 STATE HOMELAND SECURITY PROGRAM GRANT**

WHEREAS, the North Central Texas Council of Governments (NCTCOG) works with local governments to build regional emergency preparedness capacity; and,

WHEREAS, the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency requested NCTCOG to collect and evaluate State Homeland Security Program Grant applications; and,

WHEREAS, the applications for these grant funds have been reviewed and scored by the Regional Emergency Preparedness Advisory Committee (REPAC) and are recommended for approval; and,

WHEREAS, the Emergency Preparedness Planning Council Project Review Committee has evaluated and recommended for approval the FY2015 State Homeland Security Program Project list – NCTCOG (Attachment 1).

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The NCTCOG Executive Board hereby approves and authorizes submittal of the FY2015 State Homeland Security Program Project list (Attachment 1) to the Texas Department of Public Safety (TxDPS).

Section 2. The Executive Director or designee is authorized to execute Agreements in the name of the North Central Texas Council of Governments to carry out this program.

Section 3. This resolution shall be in effect immediately upon its adoption.

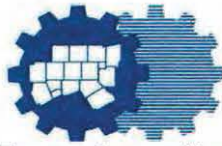
Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that the Executive Board of the North Central Texas Council of Governments adopted this resolution on March 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth

		Minimum Allocation	Maximum Allocation
	Total	\$ 1,186,927.24	\$ 1,675,661.99
Projects	LE 25%	\$ 296,731.81	\$ 418,915.50

Carve Out Projects		Yes	No	Requested Funding	Adjusted Project Amt.	EPPC Recommend Min	EPPC Recommend Max
NCTCOG SOW				\$ 256,500.00	\$ 256,500.00	\$ 256,500.00	\$ 256,500.00
Multi-discipline, Multi-jurisdictional Full-scale Exercise		23 of 23	0	\$ 600,000.00	\$ 500,000.00	\$ 343,541.67	\$ 375,000.00
Regional Citizen Corps Program Sustainment		21 of 23	2	\$ 53,111.00	\$ 53,111.00	\$ 53,111.00	\$ 53,111.00
Travel						\$ 7,500.00	\$ 7,500.00
Total				\$ 909,611.00	\$ 809,611.00	\$ 660,652.67	\$ 692,111.00
Working Group Projects		Score	%	Requested Funding	Adjusted Project Amt.	EPPC Recommend Min	EPPC Recommend Max
Fusion LinX Data Sharing Project		305	13.28%	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00
US&R Regional Training Exercises		299	13.02%	\$ 50,000.00	\$ 50,000.00	\$ 30,000.00	\$ 50,000.00
Regional HazMat Training		273	11.89%	\$ 76,500.00	\$ 76,500.00	\$ 50,000.00	\$ 76,500.00
PWERT Safety and North Texas Incident Support Enhancement		270	11.75%	\$ 166,885.00	\$ 166,885.00	\$ 65,434.00	\$ 163,585.00
Phase 2 of Dismounted Operations Equipment Upgrade for Regional Bomb Squads		255	11.10%	\$ 322,000.00	\$ 322,000.00	\$ 130,273.48	\$ 201,465.99
SWAT Tactical Robots		251	10.93%	\$ 160,000.00	\$ 160,000.00	\$ 80,000.00	\$ 80,000.00
Regional Preparedness Among North Central Texas Emergency Operations Centers		245	10.67%	\$ 150,000.00	\$ 150,000.00	\$ 125,000.00	\$ 200,000.00
Emergency Operations Center Support Teams		238	10.36%	\$ 150,000.00	\$ 142,500.00	\$ -	\$ -
Public Education Program Enhancement		161	7.01%	\$ 60,000.00	\$ 57,000.00	\$ 15,567.09	\$ 57,000.00
Total				\$ 1,165,385.00	\$ 1,154,885.00	\$ 526,274.57	\$ 858,550.99
Final Totals						\$ 1,243,385.57	\$ 1,675,661.99
Totals From Above				\$ 2,074,996.00	\$ 1,964,496.00	\$ 1,186,927.24	\$ 1,675,661.99
					Remaining	\$ (56,458.33)	\$ -
				\$ 56,458.33	\$ 125,000.00 LE Funded	\$ 296,731.81	\$ 436,465.99



March 26, 2015 – Item 9

North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

DATE: March 17, 2015

FROM: Christy Williams, ENP
Director of 9-1-1 Program

SUBJECT: Resolution Authorizing Foreign Travel for Christy Williams of the 9-1-1 Department

In April 2015, the Australian Industry Engagement Forum for Australia and New Zealand will be held in Sydney, Australia. As part of this forum, it has been requested Christy Williams act as the keynote speaker and describe the model practices in the United States for collaborating with industry on NG9-1-1 issues such as design, standards and product development. Christy Williams currently serves as the President of the National Emergency Number Association and has the experience and knowledge to deliver the requested information. In addition, Christy has been asked to participate in Q&A panels and visit several of their emergency services communication centers to discuss their potential implementation of Text to 000 based on the NCTCOG implementation of Text to 9-1-1. Christy also has been asked to contribute to the planning workshop for developing Next Generation Triple Zero outcomes. The Australian Public Safety Business Agency will cover all travel cost through coordination with PricewaterhouseCoopers. The North Central Texas Council of Governments will only be responsible to cover salary costs for the employee.

A draft resolution authorizing foreign travel for Christy Williams of the 9-1-1 Department is attached for Executive Board consideration. I will provide a brief presentation on this item and will be available to answer any questions prior to requesting Board approval.

**616 Six Flags Drive, Centerpoint Two
P.O. Box 5888, Arlington, Texas 76005-5888
(817) 640-3300 FAX: 817-608-2372
www.nctcog.org**

RESOLUTION AUTHORIZING FOREIGN TRAVEL FOR CHRISTY WILLIAMS OF THE 9-1-1 DEPARTMENT

WHEREAS, the North Central Texas Council of Governments (NCTCOG) has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of the State of Texas in accordance with federal law; and,

WHEREAS, the North Central Texas Council of Governments' Personnel Policy requires explicit approval by the Executive Board for staff travel outside of North America; and,

WHEREAS, the Australian 000 Industry Engagement Forum for Australia and New Zealand will be held in Sydney, Australia in April 2015; and,

WHEREAS, a request for a keynote speaker on the successful private/public partnership for 9-1-1 in the United State; and,

WHEREAS, Christy Williams, of the 9-1-1 Department, in the Transportation Department, has been requested to make multiple presentations on successful private/public partnerships for 9-1-1 in the United States; and,

WHEREAS, Christy Williams will also be presenting on the successful text to 9-1-1 implementation in the North Central Texas Council of Governments region; and

WHEREAS, this conference provides an opportunity for an exchange of knowledge on subject matter of critical importance to this region, and in turn will showcase successful 9-1-1 practices by the North Central Texas region among others.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. In accordance with NCTCOG's personnel policy for travel, permission is granted for Christy Williams to travel outside of North America to the Australian 000 Industry Engagement Forum for Australia and New Zealand will be held in Sydney, Australia.

Section 2. The Executive Director or designee is authorized to execute all related travel documents, in the name of the North Central Texas Council of Governments.

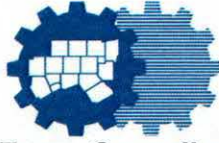
Section 3. This resolution shall be in effect immediately upon its adoption.

Kathryn Wilemon, President
North Central Texas Council of Governments
Mayor Pro Tem, City of Arlington

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on February 26, 2015.

Daniel Scarth, Secretary-Treasurer
North Central Texas Council of Governments
Councilmember, City of Fort Worth

March 26, 2015 - Item 10



North Central Texas Council of Governments

TO: Mike Eastland
Executive Director

DATE: March 18, 2015

FROM: Christy Williams
Director of 9-1-1 Program

SUBJECT: Appointments to the 9-1-1 Regional Advisory Committee

The 9-1-1 Regional Advisory Committee serves in an advisory role to the NCTCOG Executive Board. Its primary purpose is to foster cooperation, collaboration, planning, development, and the implementation of regional 9-1-1 plans for the North Central Texas Council of Governments' region. NCTCOG makes every effort to include representatives from each county in the 9-1-1 service area to represent their jurisdiction and provide a regional perspective of 9-1-1.

The 9-1-1 Regional Advisory Committee has one opening for a new member and recommends for Executive Board approval Somervell County Judge Danny Chambers to fill the vacant seat. The term of this committee appointment will be 3 years, expiring in 2018.

The NCTCOG 9-1-1 Regional Advisory Committee also recommends appointing existing 9-1-1 Regional Advisory Committee member Judge John Horn to the position of Chair and Judge Bruce Woods to Vice Chair. These officer terms are for a period of 2 years.

Should either you or the Executive Board members have questions, staff will be present at the meeting, or I may be contacted via e-mail at cwilliams@nctcog.org.

**616 Six Flags Drive, Centerpoint Two
P.O. Box 5888, Arlington, Texas 76005-5888
(817) 640-3300 FAX: 817-608-2372
www.nctcog.org**

2015 Regional Advisory Committee

Name	County	Term Expires
Judge John Horn (Chair)	Hunt County	December 2017
Judge Bruce Woods (Vice-Chair)	Kaufman County	December 2017
Sgt. Patrick Adams	Palo Pinto County	December 2017
Judge Danny Chambers	Somervell County	December 2018
Sheriff Rodger Deeds	Hood County	December 2016
Chief Victor Kemp	Dallas County	December 2017
Captain Brett Latta	Navarro County	December 2015
Chief Mike Manning	Parker County	December 2018
Major Pam Palmisano	Collin County	December 2015
Chief Mark Poindexter	Rockwall County	December 2017
Commissioner Jerry Stringer	Johnson County	December 2018
Major Steve Terrell	Urban County-Collin	December 2016
Sheriff David Walker	Wise County	December 2016
Mayor Kenny Weldon	Erath County	December 2015
Vacant	Ellis County	
Vacant	Rural County	

March 26, 2015 – Item 11



North Central Texas Council of Governments

TO: NCTCOG Executive Board

DATE: March 20, 2014

FROM: Mike Eastland, Executive Director

SUBJECT: Announcement of the President's 2015-16 Executive Board
Nominating Committee

Officers and Directors for NCTCOG's 2015-16 Executive Board will be elected at the Annual General Assembly Meeting on Thursday, June 18, 2015.

It is customary for the current President to serve as Chairman of the Nominating Committee, with membership selected from among NCTCOG's past presidents. Consistent with these practices, President Wilemon appoints the Fiscal Year 2015-16 Executive Board Nominating Committee as show in the attached roster.

ME:sc

**616 Six Flags Drive, Centerpoint Two
P.O. Box 5888, Arlington, Texas 76005-5888
(817) 640-3300 FAX: 817-608-2372
www.nctcog.org**

North Central Texas Council of Governments

2015 Executive Board Nominating Committee

Kathryn Wilemon, President 2014-2015, Mayor Pro Tem, City of Arlington,
(817) 459-6141, kathryn.wilemon@arlingtontx.gov

Steve Terrell, President 2013-2014, Mayor, City of Allen, 214.509.4120
sterrell@cityofallen.org

Glen Whitley, Past President 2010-11, County Judge, Tarrant County, 817.884.1040,
gwhitley@tarrantcounty.com

Bobby Waddle, Past President 2009-10, 972.223.8243, bgwaddle@flash.net

John Murphy, Past President, 2008-9, 972.664.9192, johnamurphy2@TX.RR.com

T. Oscar Trevino, Jr., Past President 2006-7, Mayor, City of North Richland Hills,
817.427.6062, nrhoscar@sbcglobal.net

Bob Phelps, Past President 2004-5, 972.484.9388, bob0701@att.net

Mike Cantrell, Past President 2001-02, Commissioner Dallas County, 214.589.7060,
mcantrell@dallascounty.org

Mary Poss, Past President 2000-01, 214-738-0777, mary@dallastex.com

Ron Harris, Past President 1999-2000, 972.841.5487, ronharristx@gmail.com

Elzie Odom, Past President, 1997-8, 817.265.8804, erodom@tx.rr.com

Gary A. Slagel, Past President 1994-5, 972.220.1568, gary.slagel@CapitalSoft.com

Jim Alexander, Past President 1991-2, 940.566.0111, jralexander1@verizon.net

Bill Lofland, Past President 1990-91, 972.771.5212, bill_lofland@juno.com

Jerry Gilmore, Past President 1974-75, 469.662-9922, jerryrun.gilmore29@gmail.com



North Central Texas Council of Governments

TO: NCTCOG Executive Board

DATE: March 20, 2015

FROM: Mike Eastland
Executive Director

SUBJECT: Status Report on Two Bills Recently Filed in the Texas Legislature Regarding the Creation of Regional Emergency Communications Districts and an Amendment to the Local Government Code Relating to the Governing Body of Regional Planning Organizations

Two bills have been filled that you need to be aware of. Neither of them have been scheduled for a committee hearing.

First, Senate Bill (SB) 1108 by Senator Lucio of South Texas, cosponsored by Representative Deshotel from the Beaumont/Port Arthur area, is permissive legislation that would allow for the creation of regional emergency communication districts (9-1-1) if approved by all governing bodies within the boundaries of a district. Attached are SB 1108 (Attachment 1) and an analysis of the bill (Attachment 2).

Second, House Bill (HB) 3176 by Representative Simmons of Carrollton, amends current law regarding offering an ex-officio, non-voting membership on a Council of Governments' Executive Board to a member of the Texas Legislature whose district is wholly or partially within a county served by that Council of Governments. HB 3176 changes the word "a" to "each" member. NCTCOG could potentially have 49 legislators on the Executive Board. HB 3176 is attached (Attachment 3).

I will provide a briefing on these two bills and be prepared to answer questions.

ME/sc

By: Lucio

S.B. No. 1108

A BILL TO BE ENTITLED

AN ACT

relating to the creation of regional emergency communication districts; authorizing a fee.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 772, Health and Safety Code, is amended by adding Subchapter H to read as follows:

SUBCHAPTER H. REGIONAL EMERGENCY COMMUNICATION DISTRICTS: STATE PLANNING REGIONS WITH 9-1-1 POPULATION SERVED LESS THAN 1.5 MILLION

Sec. 772.601. SHORT TITLE. This subchapter may be cited as the Regional Emergency Communication Districts Act.

Sec. 772.602. DEFINITIONS. In this subchapter:

(1) "Board" means the board of managers of a district.

(2) "District" means a regional emergency communication district created under this subchapter.

(3) "Region" means a state planning region established under Chapter 391, Local Government Code.

(4) "Regional planning commission" means a commission or council of governments created under Chapter 391, Local Government Code, for a designated region.

Sec. 772.603. APPLICATION OF SUBCHAPTER. (a) This subchapter applies to a region:

(1) composed of counties and municipalities that on September 1, 2015, exclusively received 9-1-1 system services provided by a 9-1-1 system operated through a regional planning

1 commission;

2 (2) in which the total population served by the 9-1-1
3 system operated through a regional planning commission was less
4 than 1.5 million on September 1, 2015; and

5 (3) in which the governing bodies of each
6 participating county and municipality in the region adopt a
7 resolution under Section 772.604 to participate in the district.

8 (b) This subchapter does not affect:

9 (1) a public agency or group of public agencies acting
10 jointly that provided 9-1-1 service before September 1, 1987, or
11 that had voted or contracted before that date to provide that
12 service;

13 (2) a district created under Subchapter B, C, D, F, or
14 G; or

15 (3) the distribution of funds under Section [771.072](#).

16 Sec. 772.604. CREATION OF DISTRICT. (a) A district is
17 created when the governing bodies of each participating county and
18 municipality in a region adopt a resolution approving the
19 district's creation. The district's creation is effective on the
20 date the last resolution is adopted by a participating county or
21 municipality.

22 (b) The district shall file with the county clerk of each
23 county in which the district is located a certificate declaring the
24 creation of the district.

25 Sec. 772.605. POLITICAL SUBDIVISION; DISTRICT POWERS. (a)
26 A district is a political subdivision of this state created to carry
27 out essential governmental functions.

1 (b) A district may exercise all powers necessary to carry
2 out the purposes and provisions of this subchapter.

3 (c) A district created under this subchapter may enter into
4 an interlocal agreement with an emergency communication district
5 established under Subchapter B, C, D, F, or G to promote enhanced
6 public safety and increased fiscal and service efficiencies.

7 Sec. 772.606. TERRITORY OF DISTRICT. The territory of a
8 district:

9 (1) consists of the territory of each participating
10 county or municipality located in a region; and

11 (2) does not include any land that is located in the
12 territory of an emergency communication district authorized under
13 Subchapter B, C, D, F, or G.

14 Sec. 772.607. BOARD OF MANAGERS. (a) A district is
15 governed by a board of managers.

16 (b) A district's initial board is composed of members who
17 are appointed by the governing bodies of each participating county
18 and municipality. At least two-thirds of the initial board members
19 must be elected officials of the participating counties and
20 municipalities.

21 (c) The initial board appointed under Subsection (b) shall
22 establish the size of the board and the qualifications of board
23 members.

24 Sec. 772.608. POWERS AND DUTIES OF BOARD. (a) The board
25 shall name, control, and manage the district.

26 (b) The board shall approve, adopt, and amend an annual
27 budget.

1 (c) The board may adopt orders, rules, bylaws, policies, and
2 procedures governing the operations of the board and the district.

3 Sec. 772.609. DIRECTOR OF DISTRICT; STAFF; FISCAL AND
4 ADMINISTRATIVE AGENT. (a) The regional planning commission for the
5 region in which the district is established shall serve as the
6 fiscal and administrative agent for the district.

7 (b) The executive director of the regional planning
8 commission for the region may serve as director of the district.

9 (c) The director is responsible for:

10 (1) performing all duties required by the board;

11 (2) ensuring that board policies and procedures are
12 implemented for the purposes of this subchapter;

13 (3) preparing an annual budget; and

14 (4) employing and assigning employees of the regional
15 planning commission to perform duties under this subchapter in
16 accordance with the district's approved annual budget.

17 (d) The director may use district money to compensate an
18 employee assigned duties under this subchapter.

19 (e) The director and an employee assigned duties under this
20 subchapter are employees of the regional planning commission for
21 all purposes.

22 Sec. 772.610. AUDIT AND REPORTING REQUIREMENTS. The
23 district shall prepare an annual report that includes:

24 (1) the amount and source of funds received by the
25 district;

26 (2) the amount and source of funds spent by the
27 district; and

1 (3) the results of an audit of the district's affairs
2 prepared by an independent certified public accountant in
3 compliance with the district's policies and procedures.

4 Sec. 772.611. PROVISION OF 9-1-1 SERVICE. (a) A district
5 shall provide 9-1-1 service to each participating county or
6 municipality through one or a combination of the following methods
7 and features or equivalent state-of-the-art technology:

- 8 (1) the transfer method;
9 (2) the relay method;
10 (3) the dispatch method;
11 (4) automatic number identification;
12 (5) automatic location identification; or
13 (6) selective routing.

14 (b) The district shall design, implement, and operate a
15 9-1-1 system for each participating county and municipality in the
16 district.

17 (c) For each individual telephone subscriber in the
18 district, 9-1-1 service is mandatory and is not an optional service
19 under any definition of terms relating to telephone service.

20 Sec. 772.612. LIABILITY. The liability protection provided
21 by Section 771.053 applies to services provided under this
22 subchapter.

23 Sec. 772.613. PRIMARY EMERGENCY TELEPHONE NUMBER. The
24 digits 9-1-1 are the primary emergency telephone number in a
25 district. A public safety agency whose services are available
26 through a 9-1-1 system:

- 27 (1) may maintain a separate number for an emergency

1 telephone call; and

2 (2) shall maintain a separate number for a
3 nonemergency telephone call.

4 Sec. 772.614. TRANSMITTING REQUESTS FOR EMERGENCY AID. (a)
5 A 9-1-1 system established under this subchapter must be capable of
6 transmitting requests for firefighting, law enforcement,
7 ambulance, and medical services to a public safety agency that
8 provides the requested service at the location from which the call
9 originates. A 9-1-1 system may provide for transmitting requests
10 for other emergency services, including poison control, suicide
11 prevention, and civil defense.

12 (b) A public safety answering point may transmit emergency
13 response requests to private safety entities with the board's
14 approval.

15 (c) With the consent of a participating county or
16 municipality, a privately owned automatic intrusion alarm or other
17 privately owned automatic alerting device may be installed to cause
18 the number 9-1-1 to be dialed to gain access to emergency services.

19 Sec. 772.615. 9-1-1 EMERGENCY SERVICE FEE. (a) The board
20 may impose a 9-1-1 emergency service fee on service users in the
21 district.

22 (b) The fee may be imposed only on the base rate charge or
23 the charge's equivalent, excluding charges for coin-operated
24 telephone equipment. The fee may not be imposed on:

25 (1) more than 100 local exchange access lines or the
26 lines' equivalent for a single business entity at a single
27 location, unless the lines are used by residents of the location; or

1 (2) any line that the Commission on State Emergency
2 Communications has excluded from the definition of a local exchange
3 access line or equivalent local exchange access line under Section
4 771.063.

5 (c) If a business service user provides residential
6 facilities, each line that terminates at a residential unit and is a
7 communication link equivalent to a residential local exchange
8 access line shall be charged the 9-1-1 emergency service fee. The
9 fee must have uniform application throughout the district and be
10 imposed in each participating county or municipality in the
11 district.

12 (d) The amount of the fee may not exceed 50 cents per month
13 for each line.

14 (e) The board shall set the amount of the fee each year as
15 part of the annual budget. The board shall notify each service
16 supplier of a change in the amount of the fee not later than the 91st
17 day before the date the change takes effect.

18 (f) In imposing the fee, the board shall attempt to match
19 the district's revenues to the district's operating expenditures,
20 including the current and planned expenditures for the purchase,
21 installation, and maintenance of 9-1-1 emergency services in
22 accordance with the district's approved annual budget and operating
23 policies.

24 Sec. 772.616. COLLECTION OF FEE. (a) A service supplier or
25 a business service user that provides residential facilities and
26 owns or leases a publicly or privately owned telephone switch used
27 to provide telephone service to facility residents shall collect

1 the fees imposed on a customer under Section 772.615.

2 (b) Not later than the 30th day after the last day of the
3 month in which the fees are collected, the service supplier or
4 business service user shall deliver the fees to the district in the
5 manner determined by the district. The district may establish an
6 alternative date for payment of fees under this section, provided
7 that the required payment date is not earlier than the 30th day
8 after the last day of the report period in which the fees are
9 collected. The service supplier or business service user shall
10 file with each payment to the district a receipt in the form
11 prescribed by the district.

12 (c) Both a service supplier and a business service user
13 under Subsection (a) shall maintain records of the amount of fees
14 the service supplier or business service user collects until at
15 least the second anniversary of the date of collection. The board
16 may require, at the board's expense, an annual audit of the service
17 supplier's or business service user's books and records with
18 respect to the collection and remittance of the fees.

19 (d) A business service user that does not collect and remit
20 the 9-1-1 emergency service fee as required is subject to a civil
21 cause of action under Subsection (g). A sworn affidavit by the
22 district specifying the unremitted fees is prima facie evidence
23 that the fees were not remitted and of the amount of the unremitted
24 fees.

25 (e) A service supplier may retain an administrative fee of
26 two percent of the amount of fees the service supplier collects
27 under this section.

1 (f) A service supplier is not required to take any legal
2 action to enforce the collection of the 9-1-1 emergency service
3 fee. The service supplier shall provide the district with an annual
4 certificate of delinquency that includes the amount of all
5 delinquent fees and the name and address of each nonpaying service
6 user. The certificate of delinquency is prima facie evidence that a
7 fee included in the certificate is delinquent and of the amount of
8 the delinquent fee. A service user account is considered
9 delinquent if the fee is not paid to the service supplier before the
10 31st day after the payment due date stated on the user's bill from
11 the service supplier.

12 (g) The district may file legal proceedings against a
13 service user to collect fees not paid by the service user and may
14 establish internal collection procedures and recover the cost of
15 collection from the nonpaying service user. If the district
16 prevails in a legal proceeding filed under this subsection, the
17 court shall award costs, attorney's fees, and interest to be paid by
18 the nonpaying service user. A delinquent fee accrues interest at
19 the legal rate beginning on the date the payment becomes due.

20 Sec. 772.617. DISTRICT DEPOSITORY. The board shall select
21 a depository for the district in the manner provided by law.

22 Sec. 772.618. ALLOWABLE EXPENSES. A district's allowable
23 operating expenses include all costs attributable to designing a
24 9-1-1 system and all equipment and personnel necessary to establish
25 and maintain a public safety answering point and other related
26 operations that the board considers necessary.

27 Sec. 772.619. NUMBER AND LOCATION IDENTIFICATION. (a) As

1 part of 9-1-1 service, a service supplier shall furnish, for each
2 call, the telephone number of the subscriber and the address
3 associated with the number.

4 (b) A business service user that provides residential
5 facilities and owns or leases a publicly or privately owned
6 telephone switch used to provide telephone service to facility
7 residents shall provide to those residential end users the same
8 level of 9-1-1 service that a service supplier is required to
9 provide under Subsection (a) to other residential end users in the
10 district.

11 (c) Information furnished under this section is
12 confidential and is not available for public inspection.

13 (d) A service supplier or business service user under
14 Subsection (b) may not be held liable to a person who uses a 9-1-1
15 system created under this subchapter for the release to the
16 district of the information specified in Subsections (a) and (b).

17 Sec. 772.620. PUBLIC REVIEW. (a) Periodically, the board
18 shall solicit public comments and hold a public review hearing on
19 the continuation of the district and the 9-1-1 emergency service
20 fee. The first hearing shall be held on or before the third
21 anniversary of the date of the district's creation. Subsequent
22 hearings shall be held on or before the third anniversary of the
23 date each resolution required by Subsection (c) is adopted.

24 (b) The board shall publish notice of the time and place of a
25 hearing once a week for two consecutive weeks in a daily newspaper
26 of general circulation published in the district. The first notice
27 must be published not later than the 16th day before the date set

1 for the hearing.

2 (c) After the hearing, the board shall adopt a resolution on
3 the continuation or dissolution of the district and the 9-1-1
4 emergency service fee.

5 Sec. 772.621. DISSOLUTION PROCEDURES. (a) If a district is
6 dissolved, 9-1-1 service must be discontinued in compliance with
7 the district's policies and bylaws and must be administered in
8 accordance with Chapter 771.

9 (b) The regional planning commission for the district's
10 region shall assume the district's assets, provide 9-1-1 service,
11 and pay the district's debts. If the district's assets are
12 insufficient to retire all existing debts of the district on the
13 date of dissolution, the regional planning commission shall
14 continue to impose the 9-1-1 emergency service fee in compliance
15 with Section 772.615, and each service supplier shall continue to
16 collect the fee for the regional planning commission. Proceeds
17 from the imposition of the fee by the regional planning commission
18 after dissolution of the district may be used only to retire the
19 outstanding debts of the district.

20 (c) The regional planning commission shall retire the
21 district's debts to the extent practicable according to the terms
22 of the instruments creating the debts and the terms of the
23 resolutions authorizing creation of the debts.

24 (d) The governing body of the regional planning commission
25 for the district's region may adopt rules necessary to administer
26 this section.

27 Sec. 772.622. TRANSFER OF ASSETS. If a district is

1 established under this subchapter, the regional planning
2 commission for the region in which the district is established may
3 transfer to the district any land, buildings, improvements,
4 equipment, and other assets acquired by the regional planning
5 commission in relation to the provision of 9-1-1 service in
6 accordance with Chapter 771.

7 SECTION 2. Section 771.001(3), Health and Safety Code, is
8 amended to read as follows:

9 (3) "Emergency communication district" means:

10 (A) a public agency or group of public agencies
11 acting jointly that provided 9-1-1 service before September 1,
12 1987, or that had voted or contracted before that date to provide
13 that service; or

14 (B) a district created under Subchapter B, C, D,
15 F, ~~or~~ G, or H, Chapter 772.

16 SECTION 3. This Act takes effect September 1, 2015.

S.B.1108
By: Lucio
Intergovernmental Relations

BACKGROUND AND PURPOSE

Emergency 9-1-1 communications are currently delivered by emergency communication districts authorized by state law, and by regional planning commissions, which must secure funding from the Commission on State Emergency Communications. There is one regional emergency communications district (CAPCOG), Twenty-four emergency communication districts (ECD) and 26 municipal emergency communication districts (MECD) serve various communities around the state. Because emergency communication districts have a predictable source of revenue to support full deployment of digital 9-1-1 services, commonly referred to as Next Generation 9-1-1 (NG9-1-1), from emergency service fees paid by district residents some areas of the state have been able to adopt the necessary digital infrastructure for NG9-1-1. SB 1108 authorizes the creation of regional emergency communication districts in regions with a population of less than 1.5 million where the governing bodies of each participating county and municipality in a region adopt a resolution approving the creation. The option of creating a regional emergency communication district will provide the elected officials in a region the ability to determine how best to meet local needs in the 9-1-1 program and ensure a predictable source of revenue in those areas.

Rulemaking Authority

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

Analysis

SB 1108 the Health and Safety Code to set out provisions relating to the creation and territory of a regional emergency communications district and designates such a district as a political subdivision of this state created to carry out essential governmental functions. The bill provisions apply to state planning regions with a population of less than 1.5 million that is composed of counties and municipalities that at the date of bill passage exclusively receive 9-1-1 system services through a regional planning commission. The governing bodies of each participating county and municipality in the region adopt a resolution to participate in a regional emergency communications district. The bill authorizes the district to exercise all powers necessary or convenient to carry out the purposes of the bill's provisions.

SB1108 does not affect existing emergency communications districts already created in the Health and Safety Code but does authorize regional emergency communications districts to enter into an interlocal agreement with other emergency communications districts to promote enhanced public safety and increased fiscal and service efficiencies.

SB 1108 defines and specifies procedures related to powers and duties of a district a board managers; the budget , annual report, allowable expenses and audit requirements; the provision of 9-1-1 services; and the imposition of emergency service fees not to exceed fifty cents per month;

Section by Section Analysis

Section 1 Amends Chapter 772, Health and Safety Code , by adding Subchapter H, as follows:

SUBCHAPTER H. REGIONAL EMERGENCY COMMUNICATION DISTRICTS: STATE PLANNING REGIONS WITH 9-1-1 POPULATION SERVED LESS THAN 1.5 MILLION

Section 772.601 SHORT TITLE. Authorizes this subchapter to be cited as the Regional Emergency Communication Districts Act.

Section 772.602 DEFINITIONS. Defines “board,” “district,” “region,” and “regional planning commission”.

Section 772.603 APPLICATION OF SUBCHAPTER. Provides that this subchapter applies to a region:

- (1) composed of counties and municipalities that on September 1, 2015, exclusively received 9-1-1 system services provided by a 9-1-1 system operated through a regional planning commission;
- (2) in which the total population served by the 9-1-1 system operated through a regional planning commission was less than 1.5 million on September 1, 2015; and
- (3) in which the governing bodies of each participating county and municipality in the region adopt a resolution under Section 772.604 (Creation of District) to participate in the district.

Section 772.604 CREATION OF DISTRICT (a) Creates a regional emergency communications district under this subchapter (district) when the governing bodies of each participating county and municipality in a region adopt a resolution approving the district’s creation. The district’s creation is effective on the date the last resolution is adopted.

- (b) Requires the district to file with the county clerk of each county in which the district is located a certificate declaring the creation of the district.

Section 772.605 POLITICAL SUBDIVISION; DISTRICT POWERS. (a) Provides that a district is a political subdivision of this state created to carry out essential governmental functions.

- (b) Authorizes a district to exercise all powers necessary to carry out the purpose of this subchapter.
- (c) Authorizes a district to enter into an interlocal agreement with an emergency communications district established under B, C, D, F, or G of this Subchapter to promote enhanced public safety and increased fiscal and service efficiencies.

Section 772.606 TERRITORY OF DISTRICT. (a) Provides that the territory of a district consists of:

- (1) The territory of each participating county or municipality in a region; and
- (2) does not include any land that is located in the territory of an emergency communication district authorized under B, C, D, F, or G of this Subchapter.

Section 772.607 BOARD OF MANAGERS. (a) Provides that a district is governed by a Board of Managers (board).

(b) Provides that a district's initial board is composed of members who are appointed by the governing bodies of each participating county and municipality. Requires that at least two-thirds of the initial board members must be elected officials of the district's participating counties and municipalities.

(c) Provides that the initial board appointed in (b) shall establish the size and qualifications of board members.

Section 772.608 POWERS AND DUTIES OF BOARD (a) Requires the board to name, control and manage the district.

(b) Requires the board to approve, adopt and amend and annual budget

(c) Authorizes the board to adopt orders, rules, bylaws, policies and procedures governing the operations of the board and district.

Section 772.609 DIRECTOR OF DISTRICT; STAFF; FISCAL AND ADMINISTRATIVE AGENT. (a) Requires the regional planning commission for the region in which the district is established to serve as the fiscal and administrative agent for the district.

(b) Authorizes the executive director of a regional planning commission to serve as director of the district.

(c) Requires that the director of the district:

- (1) perform all duties required by the board;
- (2) ensure that board policies and procedures are implemented for the purposes of this subchapter
- (3) prepare and annual budget; and
- (4) assign employees of the regional planning commission to perform duties under this subchapter in accordance with the district's approved annual budget.

(d) Authorizes the director of the district to compensate employees assigned duties with district funds.

(e) Provides that the director and an employee assigned duties under this subchapter are employees of the regional planning commission for all purposes

Section 772.610 AUDIT AND REPORTING REQUIREMENTS. (a) Requires the district to prepare and annual report that includes:

- (1) the amount and source of funds received by the district;
- (2) the amount and source of funds spent by the district; and
- (3) the results of an audit of the district's affairs prepared by and independent certified public accountant in compliance with the district's policies and procedures.

Section 772.611 PROVISION OF 9-1-1 SERVICE. (a) Requires a district to provide 9-1-1 service to each participating jurisdiction through one or a combination of the following methods and features or equivalent state-of-the-art technology:

- (1) the transfer method;
- (2) the relay method
- (3) the dispatch method;
- (4) automatic number identification;
- (5) automatic location identification; or
- (6) selective routing.

(b) Requires the district to design, implement, and operate a 9-1-1 system for each participating county and municipality.

(c) Provides that, for each individual telephone subscriber in the district, 9-1-1 service is mandatory and is not an optional service under any definition of terms relating to telephone service.

Section 772.612 LIABILITY. Proves that liability protection provided in Section 771.053 (Liability of Service Providers and Certain Public Officers) applies to services provided under this subchapter.

Section 772.613 PRIMARY EMERGENCY TELEPHONE NUMBER. Provides that the digits 9-1-1 are the primary emergency telephone number in a district. Provides that a public safety agency whose services are available through a 9-1-1 system:

- (1) is authorized to maintain a separate number for an emergency telephone call; and
- (2) is required to maintain a separate number for a nonemergency telephone call.

Section 772.614 TRANSMITTING REQUESTS FOR EMERGENCY AID. (a) Requires that a 9-1-1 system established under this subchapter be capable of transmitting requests for firefighting, law enforcement, ambulance, and medical services to a public safety agency that provides the requested service at the location from which the call originates. Authorizes a 9-1-1 system to provide for transmitting requests for other emergency services, including poison control, suicide prevention, and civil defense.

(b) Authorizes a public safety answering point to transmit emergency response requests to private safety entities.

(c) Authorizes a privately owned automatic intrusion alarm or other privately owned automatic alerting device, with the consent of a participating jurisdiction, to be installed to cause the number 9-1-1 to be dialed to gain access to emergency services.

Section. 772.615. 9-1-1 EMERGENCY SERVICE FEE. (a) Authorizes the board to impose a 9-1-1 emergency service fee for users in the district.

(b) Authorizes the fee to be imposed only on the base rate charge or the charge's equivalent, excluding charges for coin-operated telephone equipment. Prohibits the fee from being imposed on:

- (1) more than 100 local exchange access lines or the lines' equivalent for a single business entity at a single location, unless the lines are used by residents of the location;
or
- (2) any line that the Commission on State Emergency Communications has excluded from the definition of a local exchange access line or equivalent local exchange access line under Section 771.063 (Definition of Local Exchange Access Line and Equivalent Local Exchange Access Line)

(c) Requires that each line that terminates at a residential unit and is a communication link equivalent to a residential local exchange access line, if a business service user provides residential facilities, be charged the 9-1-1 emergency service fee. Requires that the fee have uniform application throughout the district and be imposed in each participating county or municipality in the district.

(d) Prohibits the rate of the fee from exceeding 50 cents per month for each line.

(e) Requires the board to set the amount of the fee each year as part of the annual budget. Requires the board to notify each service supplier of a change in the amount of the fee not later than the 91st day before the date the change takes effect.

(f) Requires the board, in imposing the fee, to attempt to match the district's revenues to the district's operating expenditures including current and planned expenditures for the purchase, installation, and maintenance of 9-1-1 emergency services in accordance with the district's approved annual budget and operating policies.

Section 772.616 COLLECTION OF FEES. (a) Requires a service supplier or a business service user that provides residential facilities and owns or leases a publicly or privately owned telephone switch used to provide telephone service to facility residents shall collect the fees imposed on a customer under Section 772.615 (Emergency Service Fee).

(b) Requires that not later than the 30th day after the last day of the month in which fees are collected the service supplier or business user shall deliver the fees to the district in a manner determined by the district. The district may establish an alternative date for payment, provided that the required payment date is not earlier than the 30th day after the last day of the report period in which the fees are collected. The service supplier or business service user shall file with each payment to the district a receipt in the form prescribed by the district.

(c) Requires both a service supplier and a business service user under Subsection (a) to maintain records of the amount of fees the service supplier or business service user collects until at least the second anniversary of the date of collection. Authorizes the board to require, at the board's expense, an annual audit of the service supplier's or business service user's books and records with respect to the collection and remittance of the fees.

(d) Provides that a business service user that does not collect and remit the 9-1-1 emergency service fee as required is subject to a civil cause of action under Subsection (g). Provides that a sworn affidavit by the district specifying the unremitted fees is prima facie evidence that the fees were not remitted and of the amount of the unremitted fees.

(e) Authorizes a service supplier to retain an administrative fee of two percent of the amount of fees the service supplier collects under this section.

(f) Provides that a service supplier is not required to take any legal action to enforce the collection of the 9-1-1 emergency service fee. Requires the service supplier to provide the district with an annual certificate of delinquency that includes the amount of all delinquent fees and the name and address of each nonpaying service user. Provides that the certificate of delinquency is prima facie evidence that a fee included in the certificate is delinquent and of the amount of the delinquent fee. Provides that a service user account is considered delinquent if the fee is not paid to the service supplier before the 31st day after the payment due date stated on the user's bill from the service supplier.

(g) Authorizes the district to file legal proceedings against a service user to collect fees not paid by the service user and to establish internal collection procedures and recover the cost of collection from the nonpaying service user. Authorizes the court, if legal proceedings are filed by the district, to award costs, attorney's fees, and interest to be paid by the nonpaying service user. Provides that a delinquent fee accrues interest at the legal rate beginning on the date the payment becomes due.

Section 772.617 DISTRICT DEPOSITORY. Requires the board to select a depository for the district in the manner provided by law.

Section 772.618 ALLOWABLE EXPENSES. Provides that a district's allowable operating expenses include all costs attributable to designing a 9-1-1 system and all equipment and personnel necessary to establish and operate a public safety answering point and other related operations that the board considers necessary.

Section 772.619 NUMBER AND LOCATION IDENTIFICATION. (a) Requires a service supplier, as part of computerized 9-1-1 service, to furnish, for each call, the telephone number of the subscriber and the address associated with the number.

(b) Requires a business service user that provides residential facilities and owns or leases a publicly or privately owned telephone switch used to provide telephone service to facility residents to provide to those residential end users the same level of 9-1-1 service that a service supplier is required to provide under Subsection (a) to other residential end users in the district.

(c) Provides that information furnished under this section is confidential and is not available for public inspection.

(d) Prohibits a service supplier or business service user under Subsection (b) from being held liable to a person who uses a 9-1-1 system created under this subchapter for the release to the district of the information specified in Subsections (a) and (b).

Section 772.620 PUBLIC REVIEW (a) Requires the board, periodically, to solicit public comments and hold a public review hearing on the continuation of the district and the 9- 1-1 emergency service fee. Requires that the first hearing be held on or before the third anniversary of the date of the district's creation. Requires that subsequent hearings be held on or before the third anniversary of the date each resolution required by Subsection (c) is adopted.

(b) Requires the board to publish notice of the time and place of a hearing once a week for two consecutive weeks in a daily newspaper of general circulation published in the district. Requires that the first notice be published not later than the 16th day before the date set for the hearing.

(c) Requires the board, after the hearing, to adopt a resolution on the continuation or dissolution of the district and the 9-1-1 emergency service fee.

Section 772.621 Dissolution Procedures. (a) Requires that if a district is dissolved, 9-1-1 service must be discontinued in compliance with the district's policies and bylaws and must be administered in accordance with Chapter 771 (State Administration of Emergency Communications).

(b) Requires that 9-1-1 service be discontinued if a district is dissolved. Requires the regional planning commission for the district's region to assume the district's assets, to provide 9-1-1 service, and to pay the district's debts. Requires the regional planning commission, if the district's assets are insufficient to retire all existing debts of the district on the date of dissolution, to continue to impose the 9-1-1 service fee in compliance with 772.615 (9-1-1 Emergency Service Fee) and requires each service supplier to continue to collect the fee for the regional planning commission. Authorizes proceeds from the imposition of the fee by the regional planning commission after dissolution of the district to be used only to retire the outstanding debts of the district.

(c) Requires the regional planning commission to retire the district's debts to the extent practicable according to the terms of the instruments creating the debts and the terms of the resolutions authorizing creation of the debts.

(d) Authorizes the governing body of the regional planning commission for the district's region to adopt rules necessary to administer this section.

Section 772.622 TRANSFER OF ASSETS. Authorizes the regional planning commission in which a district is established to transfer to the district any land, buildings, improvements, equipment, and other assets acquired by the regional planning commission in relation to the provision of 9-1-1 service.

Section 2. Amends Section 771.001(3) Health and Safety Code by adding Subchapter H

Section 3. Effective date. September 1, 2015.

By: Simmons

H.B. No. 3167

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the governing bodies of certain local planning
3 organizations.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 391.006(c), Local Government Code, is
6 amended to read as follows:

7 (c) The governing body of a commission of a region that is
8 consistent with the geographic boundaries of a state planning
9 region shall offer an ex officio, nonvoting membership on the
10 governing body to each [~~a~~] member of the legislature who represents
11 a district located wholly or partly in the region of the commission.

12 SECTION 2. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2015.



North Central Texas Council of Governments

2015 NCTCOG Executive Board Calendar

April 23, 2015	Executive Board Meeting – NCTCOG Offices
May 28, 2015	Executive Board Meeting – NCTCOG Offices
June 18, 2015	GENERAL ASSEMBLY
June 25, 2015	Executive Board Meeting – NCTCOG Offices
July 23, 2015	Executive Board Meeting – NCTCOG Offices
August 27, 2015	Executive Board Meeting – NCTCOG Offices
September 24, 2015	Executive Board Meeting – NCTCOG Offices
October 22, 2015	Executive Board Meeting – NCTCOG Offices
November 19, 2015	Executive Board Meeting – NCTCOG Offices
December 17, 2015	Executive Board Meeting – NCTCOG Offices

EXECUTIVE BOARD ATTENDANCE

June 2014 - May 2015

Name	June	July	August	September	October	November	December	January	February	March	April	May	TOTAL
Kathryn Wilemon President	P	P	P	P	P	NM	P	P	P				8
John Horn Vice-President	P	P	P	P	P	NM	P	P	P				8
Daniel Scarth Secretary/Treasurer	P	P	P	P	P	NM	P	EA	P				7
Steve Terrell Past President	P	P	P	P	P	NM	P	P	P				8
Vonciel Jones Hill	P	EA	P	EA	P	NM	EA	P	P				5
Clay Jenkins	P	EA	P	P	EA	NM	EA	P	EA				4
Tom Lombard	P	P	EA	P	P	NM	EA	P	P				6
Laura Maczka	EA	P	P	P	P	NM	EA	P	EA				5
Larry Marshall, MD	P	P	P	P	P	NM	P	P	P				8
Keith Self	P	EA	P	P	P	NM	P	P	P				7
Kevin Strength	P	P	P	P	P	NM	P	EA	P				7
Glen Whitley	P	P	P	P	P	NM	EA	EA	EA				5
Laura Wheat	EA	EA	P	P	EA	NM	EA	P	P				4
Jeff Leach - Ex Officio, Non-Voting Member													
Toni Rose - Ex Officio, Non-Voting Member	EA	EA	P	EA	EA	NM	P	EA					2
TOTAL PRESENT	11	9	13	12	11	NM	8	10					

Attendance Code: P=Present EA=Excused Absence A=Absence NM=No meeting