

AGENDA
NORTH TEXAS TOLLWAY AUTHORITY
BOARD OF DIRECTORS REGULAR MEETING
BOARD ROOM, SUITE 200
5900 WEST PLANO PARKWAY
PLANO, TEXAS 75093
MAY 15, 2024
10:00 AM

All items included on this agenda, including those listed for executive session, may be discussed and acted upon by the Board of Directors of the North Texas Tollway Authority (NTTA). Agenda item numbers are assigned for ease of reference and do not necessarily reflect the order of their consideration by the Board. The Board may discuss any agenda item in executive session whenever legally justified under the Texas Open Meetings Act.

1. Call to order and establishment of quorum
2. Pledge of Allegiance
3. Public comments not related to specific agenda items
4. Comments and announcements from the Chairman and Board Members
5. Committee Chair reports
 - A. Customer Service, Projects, and Operations
 - B. Finance, Audit, and Administration
 - C. Regional Transportation Council
6. Approval of the minutes from April 2024 regular board meeting

CONSENT ITEMS

7. Request to advertise the following:
 - A. Contact center and collections services
 1. Customer notification and invoicing
 2. Skip tracing
 3. Collections
 4. Customer service business continuity
 - B. Construction services for Gleneagles data center mechanical and electrical upgrades
8. Ratification of construction services for emergency repairs of Northaven Road bridge over Dallas North Tollway
9. Contract approval for the following:
 - A. Construction services for northbound Dallas North Tollway pavement rehabilitation

- B. IT security software
 - 1. Digital document scanning
 - 2. Network scanning and detection
 - 3. Certificate management
 - 4. Payment security
 - C. Legal services and bond counsel
10. Approval of TexPool authorized representatives

BRIEFING ITEMS

11. Consolidated Monthly Performance Report
12. Executive Director Report
- A. Contracts, supplements, and change orders not exceeding \$300,000.00 executed in March 2024
13. EXECUTIVE SESSION – Pursuant to Chapter 551, Subchapter D, Texas Government Code:
- A. Section 551.071, to receive advice from legal counsel about pending or contemplated litigation and/or settlement offers or other legal matters regarding:
 - 1. Enterprise risk management update
14. Adjourn

NOTES

Any individual with a disability who plans to attend this meeting and requires auxiliary aids or services should notify NTTA as far in advance as possible, but no less than two days in advance, so that appropriate arrangements can be made. Contact Human Resources by telephone at 214-461-2079 or Relay Texas at 1-800-735-2989; by e-mail at ADA2@ntta.org; or in person at 5900 W. Plano Parkway, Plano, Texas 75093. Additional information about NTTA is available on the NTTA website at <http://www.ntta.org>.

Board members may participate in this meeting via telephone conference call in accordance with Section 366.262 of the Texas Transportation Code. Pursuant to Texas Penal Code Section 30.07, the open carrying of handguns will not be allowed at this meeting.

Notice of Outside Counsel Criteria

North Texas Tollway Authority (“NTTA”) requires the assistance of outside legal counsel in carrying out its responsibilities related to the issuance of municipal securities and other related matters. Pursuant to Section 2254.1036 of the Texas Government Code, as amended, NTTA is required to provide written notice to the public stating certain criteria in connection with the engagement of Locke Lord LLP and McCall, Parkhurst & Horton L.L.P. (“Outside Counsel”).

NTTA has caused this written notice to be provided to the public to satisfy Section 2254.1036 of the Texas Government Code, as amended, for the purpose of entering into contingency fee contracts with Outside Counsel (the “Contracts”), and NTTA has reviewed and approved the following contingency contract criteria for this written notice:

“NTTA is pursuing the matter that is the subject of the Contracts with Outside Counsel for the purpose of issuing municipal securities or entering into contracts or agreements related to the financing, refinancing, or operation of NTTA’s turnpike system, including any improvements, extensions, enlargements, or additions thereto, in compliance with all state and federal laws, including securities and tax laws. Outside Counsel consists of well-qualified law firms with experience in the issuance of municipal securities and other related matters and have represented numerous municipal entities in matters relevant to the Contract. Outside Counsel has recognized standing and ability, specializing in the law pertaining to municipal securities and other related matters. NTTA has engaged Outside Counsel for previous matters similar to those in the Contract. NTTA cannot adequately perform the legal services with attorneys and supporting personnel of NTTA due to there being only two attorneys employed by NTTA as well as state law complexity and federal security and tax law intricacies of which NTTA attorneys and supporting personnel do not possess as an area of expertise. NTTA has found that the attorneys or law firms with experience in the matters relevant to the Contracts do not perform their legal services solely on an hourly basis; rather, such attorneys and law firms are engaged and (related to a transaction) are only paid to the extent NTTA successfully issues municipal securities or otherwise completes the matters relevant to the Contracts. It is in the best interest of NTTA to engage Outside Counsel on a contingency basis because NTTA wishes to preserve its right to forego the issuance of municipal securities or other matters relevant to the Contracts for any reason (financial, political, or otherwise) without payment of the contingent fee under the Contracts.”