

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

NOTICE OF AND AGENDA FOR A SPECIAL MEETING TO BE HELD BY THE BOARD OF DIRECTORS

DATE: TUESDAY, OCTOBER 29, 2024
TIME: 10:00 AM
PLACE: HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY
LARGE CONFERENCE ROOM
203 W. NEWCOMBE AVE.
PHARR, TEXAS 78577

PRESIDING: EZEQUIEL REYNA, JR., VICE-CHAIRMAN

An electronic copy of the agenda packet can be obtained at www.hcrma.net

PLEDGE OF ALLEGIANCE

INVOCATION

CALL TO ORDER AND ESTABLISHMENT OF A QUORUM FOR A SPECIAL MEETING

PUBLIC COMMENT

1. REGULAR AGENDA

- A. Resolution 2024-41 – Approval and Consideration of an Interlocal Agreement with City of Pharr and the Hidalgo County Regional Mobility Authority for the issuance of overweight/oversize vehicle permits.
- B. Resolution 2024-42 – Approval of a Resolution Supporting Partnering with the City of Pharr to issue overweight/oversized vehicle permits on off-system roadways.

ADJOURNMENT OF SPECIAL MEETING

CERTIFICATION

I, the Undersigned Authority, do hereby certify that the attached agenda of the Hidalgo County Regional Mobility Authority Board of Directors is a true and correct copy and that I posted a true and correct copy of said notice on the Hidalgo County Regional Mobility Authority Web Page (www.hcrma.net) and the bulletin board in the Hidalgo County Regional Mobility Authority office (203 W. Newcombe Ave, Pharr, Texas 78577), a place convenient and readily accessible to the general public at all times, and said Notice was posted on the 24th day of **October 2024** at **10:00 am** and will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

Maria E. Alaniz
Program Coordinator

Note: If you require special accommodations under the Americans with Disabilities Act, please contact Maria E. Alaniz at 956-402-4762 at least 96 hours before the meeting.

PUBLIC COMMENT POLICY

Public Comment Policy: "At the beginning of each HCRMA meeting, the HCRMA will allow for an open public forum/comment period. This comment period shall not exceed one-half (1/2) hour in length and each speaker will be allowed a maximum of three (3) minutes to speak. Speakers addressing the Board through a translator will be allowed a maximum of six (6) minutes.

All individuals desiring to address the HCRMA must be signed up to do so, prior to the open comment period. For meetings being held by telephonic or videoconference, individuals may contact Maria. E. Alaniz at (956) 402-4762 before 5:00 pm day of the meeting.

The purpose of this comment period is to provide the public an opportunity to address issues or topics that are under the jurisdiction of the HCRMA. For issues or topics which are not otherwise part of the posted agenda for the meeting, HCRMA members may direct staff to investigate the issue or topic further. No action or discussion shall be taken on issues or topics which are not part of the posted agenda for the meeting. Members of the public may be recognized on posted agenda items deemed appropriate by the Chairman as these items are considered, and the same time limitations applies."

Note: Participation by Telephone/Video Conference Call – One or more members of the HCRMA Board of Directors may participate in this meeting through a telephone/video conference call, as authorized by Sec. 370.262, Texas Transportation Code.

Item 1A

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

 X

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

 1A
 10/23/24
 10/29/24

1. Agenda Item: **RESOLUTION 2024-41 – APPROVAL AND CONSIDERATION OF AN INTERLOCAL AGREEMENT WITH CITY OF PHARR AND THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY FOR THE OVERWEIGHT/OVERSIZE PERMIT SYSTEM**
2. Nature of Request: (Brief Overview) Attachments: X Yes No

Resolution 2024-41 – Approval and Consideration of an Interlocal Agreement with City of Pharr and the Hidalgo County Regional Mobility Authority for the overweight/oversize permit system.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No X N/A
5. Staff Recommendation: **Resolution 2024-41 – Approval and Consideration of an Interlocal Agreement with City of Pharr and the Hidalgo County Regional Mobility Authority for the overweight/oversize permit system, as presented.**
6. Program Manager's Recommendation: Approved Disapproved X None
7. Planning Committee's Recommendation: Approved Disapproved X None
8. Board Attorney's Recommendation: Approved Disapproved X None
9. Chief Auditor's Recommendation: Approved Disapproved X None
10. Chief Financial Officer's Recommendation: Approved Disapproved X None
11. Chief Development Engineer's Recommendation: Approved Disapproved X None
12. Chief Construction Engineer's Recommendation: Approved Disapproved X None
13. Executive Director's Recommendation: X Approved Disapproved None

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY
BOARD RESOLUTION No. 2024-41

APPROVAL OF INTERLOCAL AGREEMENT BETWEEN THE CITY OF PHARR
AND THE HIDALGO COUNTY REGIONAL MOBILITY

THIS RESOLUTION is adopted this 29th day of October, 2024, by the Board of Directors of the Hidalgo County Regional Mobility Authority.

WHEREAS, the Hidalgo County Regional Mobility Authority (the “Authority”), acting through its Board of Directors (the “Board”), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the “Act”);

WHEREAS, on November 17, 2005, the Texas Transportation Commission (the “Commission”) created the Authority pursuant to (i) the Act; (ii) Title 43, Texas Administrative Code; (iii) a petition of the Hidalgo County Commissioners Court (the “County”); and (iv) findings by the Commission that the creation of the Authority would result in certain direct benefits to the State of Texas (the “State”), local governments, and the traveling public and would improve the State’s transportation system;

WHEREAS, during its 83rd Regular Session, the Texas Legislature passed House Bill 474 amending Texas Transportation Code 626 by adding Subchapter Q providing that The Texas Department of Transportation (“TxDOT”) may authorize the Authority to issue permits for the movement of oversize or overweight vehicles carrying cargo on certain roads in Hidalgo County;

WHEREAS, the Department has adopted rules prescribing procedures for issuing permits for the movement of oversize and overweight vehicles in Chapter 28 of Title 43 of the Texas Administration Code and has published rules authorizing the Authority to issue such permits and prescribing procedures for the same;

WHEREAS, oversize and overweight vehicles have a unique commercial purpose but also cause considerable wear and tear on roadways requiring additional maintenance, repair and reconstruction;

WHEREAS, the issuance of permits for such oversize and overweight vehicles for travel on restricted corridors creates a revenue stream to offset the increased maintenance expenses for such roadways; and

WHEREAS, on August 22, 2024, the Texas Transportation Commission passed Minute order 116755, amending section §28.102, Authority’s Powers and Duties, to be codified under Title 43, Texas Administrative Code, Part 1;

WHEREAS, the amendment adds an off-system route defined as W. Doffing Road from the intersection with Doffin Canal Road/S. Veterans Blvd. (Spur 29) to 0.8 miles east of that intersection (Doffin); and authorizes the AUTHORITY to issue overweight permits

on this route until September 30, 2025.

WHEREAS, the Board finds it to be in the best interest of the Authority to enter into an Interlocal Agreement with the City of Pharr for the maintenance and repair of the Doffin Road segment.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Hidalgo County Regional Mobility Authority that:

- Section 1. The recital clauses are incorporated in the text of this Resolution as if fully restated.
- Section 2. The Board hereby approves the Interlocal Agreement between the City of Pharr and the Authority, attached hereto as Exhibit A.
- Section 3. Subject to Legal Counsels final approval, the Board hereby authorizes the Executive Director to execute the Interlocal Agreement between the City of Pharr and the Authority.

PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY
THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL
MOBILITY AUTHORITY AT A SPECIAL MEETING on the 29th day of October,
2024, at which meeting a quorum was present.

Ezequiel Reyna, Jr., Vice Chairman

Juan Carlos Del Ángel, Secretary/Treasurer

EXHIBIT A

INTERLOCAL AGREEMENT BETWEEN THE CITY OF PHARR AND THE
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY FOR THE
OVERWEIGHT AND OVERSIZED VEHICLE CORRIDOR

STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

**INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE CITY OF PHARR AND
HIDALGO COUNTY REGIONAL MOBILITY
FOR MAINTENANCE OF ROADWAY IN THE OVERWEIGHT CORRIDOR**

THIS INTERLOCAL COOPERATION AGREEMENT (the “**Agreement**”) is made and entered into effective as of the _____ day of October, 2024, by and between the **CITY OF PHARR**, a home rule municipality of the State of Texas operating pursuant to Chapter 9, Title 2 of the Texas Local Government Code (the “**CITY**”) and the **HIDALGO COUNTY REGIONAL MOBILITY HCRMA**, a political subdivision of the State of Texas operating pursuant to Chapter 370, Texas Transportation Code (the “**HCRMA**”), both situated in Hidalgo County, Texas.

The initial addresses of each of the parties, which either party may change by given written notice to the other, are as follows:

HCRMA

Hidalgo County Regional Mobility Authority
203 Newcome Ave
Pharr, Texas 78577
Attn: Pilar Rodriguez, Executive Director

CITY

City of Pharr
118 S. Cage Blvd.
Pharr, Texas 78577
Attn: Jonathan Flores, City Manager

WHEREAS, Chapter 791, Texas Government Code (the “**Texas Interlocal Cooperation Act**”) provides that one or more public agency may contract with each other for the performance of a governmental functions or services in which the contracting parties are mutually interested; and

WHEREAS, Section 370.033, Texas Transportation Code provides that a regional mobility HCRMA may enter into interlocal agreements with one or more governmental entities for project development related services, including the acquisition of real property, rights of way, property rights, easements and other interests in real property; and

WHEREAS the CITY and the HCRMA share the goal of improving mobility within the CITY corporate limits, the CITY’s Extraterritorial Jurisdiction (ETJ), and throughout the region; and

WHEREAS, Subchapter S of Chapter 623, Texas Transportation Code (the “**Act**”) authorizes the AUTHORITY to issue overweight/oversized permits, provided that permit fees shall be used only for (i) the construction and maintenance of the roads identified by the Act or the Commission (defined below) as part of an overweight corridor and (ii) the

AUTHORITY's administrative costs, which may not exceed fifteen percent (15%) of the fees collected, and

WHEREAS, the Texas Transportation Commission (the "Commission") passed Minute Order 116755 on August 22, 2024, amending section §28.102, HCRMA's Powers and Duties, to be codified under Title 43, Texas Administrative Code, Part 1 (the "Order"); and

WHEREAS, the amendment adds an additional route designated by the commission for which the HCRMA is authorized to issue permits for the operation of oversize/overweight vehicles; and

WHEREAS, the route is more clearly defined as being W. Doffing Road from the intersection with Doffin Canal Road/S. Veterans Blvd. (Spur 29) to 0.8 miles east of that intersection, an "off-system road", meaning the roadway is not part of the Texas Department of Transportation's (the "Department") State Highway System; and

WHEREAS, the HCRMA, is given the responsibility to maintain this off-system road by the Order; and

WHEREAS, the CITY, has a vested interest in the development of this area and has annexed part of this roadway and adjacent properties to its CITY limits; and

WHEREAS, the CITY has the capability to maintain and improve the roadway to meet the overweight standards; and

WHEREAS, the parties hereto have determined it is beneficial to both parties to enter into this Agreement and that the benefits to each are reasonable;

NOW THEREFORE, the CITY and the HCRMA, in consideration of the mutual covenants expressed hereinafter, agree as follows:

I. HCRMA Responsibilities.

- A. Issue permits for the transport of oversize and overweight loads in compliance with all federal and state laws and in accordance with the Act and 43 TAC §28.100 – §28.107 for the following off-system designated routes:

(1) the segment of W. Doffing Road from the intersection with Doffin Canal Road/S. Veterans Blvd (Spur 29) to 0.8 miles east of that intersection, which segment is not on the state highway system.

- B. The HCRMA shall utilize an automated permitting system for the issuance of oversize or overweight permits, collection of fees, and generation of reports. The HCRMA shall be responsible for ensuring that all applicable

and required information necessary for the issuance of a permit is properly entered into the permitting system.

- C. A permit shall be issued for each one-way trip. The HCRMA shall ensure that truck axle configurations, and each axle group load are accurately entered on each permit. The HCRMA shall require permits to show an address, port, or port of entry where a permitted haul begins, and where it either terminates or leaves the corridor.
- D. The HCRMA shall retain administrative costs of fifteen percent (15%) of the fees and shall disburse allocated fees to the CITY as prescribed in Attachment A, Budget.
- E. Before the HCRMA may issue an overweight permit and collect a fee for the movement of a vehicle or vehicle combination on a roadway designated in Section A.(1), the CITY must demonstrate to the satisfaction of TxDOT that the roadway has sufficient structure to safely sustain the overweight loads.
- F. The HCRMA shall provide the CITY with reports showing the number of overweight permits issued and funds collected in the previous calendar year. The HCRMA shall maintain and make available electronic copies of all permits issued and fees transacted through the automated permitting system.
- G. The HCRMA has or will establish an interlocal agreement or maintenance contract with the Department to provide for the allocation of permit fees between the Department and the AUTHORITY for this off-system roadway and provide the AUTHORITY the right to assign maintenance responsibilities for the roadway to the CITY.

II. CITY Responsibilities.

- A. The City is responsible for the maintenance and repair cost of each roadway designated in section I.A(1), similar to the performance and pavement conditions of other system roadways in accordance with established TxDOT regulations, specifications and engineering standards and practices.
- B. Proceeds from permits sold, less administrative costs, will be used to pay for maintenance on the designated routes. Maintenance costs will include routine and preventive maintenance, restoration, or reconstruction of pavement or bridge assets as a result of overweight and oversize vehicles issued permits by the HCRMA in accordance with the terms of this agreement.

- C. The responsibility for determining the extent, frequency, and schedule of maintenance, repair and reconstruction operations, related inspections, and traffic routing during such operations shall rest with the TxDOT District Engineer in Pharr, Texas or his duly authorized representative.
- D. Expenses for repair due to damage caused by deterioration, normal wear and tear and damages by vehicles not eligible for permits under this Agreement and that use the designated routes shall be the responsibility of CITY as determined by the TxDOT District Engineer in Pharr, Texas.

III. Term and Termination.

- A. This Agreement begins when fully executed by both parties and shall remain in effect (i) through September 30, 2025, the term provided under the Order; or (ii) if the roadway is adopted by statute, this Agreement shall remain in effect for perpetuity or until maintenance and overweight/oversized permits for this roadway are deemed no longer necessary by the Authority; or (iii) until otherwise terminated as provided in this Agreement. Unless authorized by statute, the HCRMA may not issue a permit for the movement of a vehicle or vehicle combination after September 30, 2025, on a roadway designated in section I.A.(1).
- B. This Agreement terminates at the end of the Agreement term, by mutual written agreement, or thirty (30) days after either party gives notice to the other party, whichever occurs first. The HCRMA shall neither incur nor be reimbursed for any new obligations after the date of termination.
- C. Either party may terminate this Agreement without cause on thirty (30) days' written notice to the other party. If terminated, the HCRMA shall be paid all services and expenses rendered through the date of termination.
- D. Upon termination of the Agreement, the HCRMA shall discontinue the issuance of permits and transfer all funds owed to the CITY. The CITY will be responsible for any needed maintenance to the roadways listed in Attachment A, Section A(1) and attributed to the operation of vehicles permitted under this Agreement that is not covered by the permit fees transferred to CITY at the time of termination. The Agreement shall not be considered as specifying the exclusive remedy for any dispute, but all remedies existing at law and in equity may be availed of by either party and shall be cumulative.

IV. Miscellaneous.

- A. **Conflict of Applicable Law.** Nothing in this Agreement shall be construed so as to require the CITY or the HCRMA to perform any act contrary to law;

and, whenever there is any conflict between any provision of this Agreement and any present or future law, ordinance, or administrative, executive or judicial regulation, order or decree, or amendment thereof, contrary to which the parties have no legal right to contract, the later shall prevail, but in such event the affected provision or provisions of this Agreement shall be modified only to the extent necessary to bring them within the legal requirements and only during the time such conflict exists.

- B. **No Waiver.** No waiver by any party hereto of any breach of any provision of the Agreement shall be deemed to be a waiver of any preceding or succeeding breach of the same or any other provision hereof.
- C. **Entire Agreement.** This Agreement contains the entire agreement between the parties hereto with regard to the matters described hereunder and each party acknowledges that neither has made (either directly or through any agent or representative) any representation or agreement in connection with this Agreement not specifically set forth herein. This Agreement may be modified or amended only by agreement in writing executed by the CITY and the HCRMA, and not otherwise.
- D. **TEXAS LAW TO APPLY.** THIS AGREEMENT SHALL BE CONSTRUED UNDER AND IN ACCORDANCE WITH THE LAWS OF THE STATE OF TEXAS, AND ALL OBLIGATIONS OF THE PARTIES CREATED HEREUNDER ARE PERFORMABLE IN HIDALGO COUNTY, TEXAS. THE PARTIES HEREBY CONSENT TO PERSONAL JURISDICTION IN HIDALGO COUNTY, TEXAS.
- E. **Notice.** Except as may be otherwise specifically provided in this Agreement, all notices, demands, requests, or communication required or permitted hereunder shall be in writing and shall either be (i) personally delivered against a written receipt, or (ii) sent by registered or certified mail, return receipt requested, postage prepaid and addressed to the parties at the addresses set forth below, or at such other addresses as may have been theretofore specified by written notice delivered in accordance with the notice provisions above.

Each notice, demand, request or communication which shall be delivered or mailed in the manner described above shall be deemed sufficiently given for all purposes at such time as it is personally delivered to the addressee or, if mailed, at such time as it is deposited in the United States mail.
- F. **Additional Documents.** The parties hereto covenant and agree that they will execute such other and further instruments and documents as are or may become necessary or convenient to effectuate and carry out the terms of this Agreement.

Attachment A to this Agreement is incorporated in full by this reference as if such attachment were set forth in the body of this Agreement.

- G. **Successors.** This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective, legal representatives, successors, and assigns where permitted by this Agreement.
- H. **Assignment.** This Agreement shall not be assignable by either party, without the written consent of the other.
- I. **Headings.** The headings and captions contained in this Agreement are solely for convenience reference and shall not be deemed to affect the meaning or interpretation of any provision of paragraph hereof.
- J. **Gender and Number.** All pronouns used in this Agreement shall include the other gender, whether used in the masculine, feminine or neuter gender, and singular shall include the plural whenever and so often as may be appropriate.
- K. **HCRMA to Execute.** The execution and performance of this Agreement by the CITY and the HCRMA have been duly authorized by all necessary laws, resolutions or corporate action, and this Agreement constitutes the valid and enforceable obligations of the CITY and the HCRMA in accordance with its terms.
- L. **Governmental Purpose.** Each party hereto is entering into this Agreement for the purpose of providing governmental services or functions and will pay for such services out of current revenues available to the paying party as herein provided. The parties acknowledge that this Agreement provides for the provision of services and is subject to Tex. Loc. Gov't Code, Sec. 271.151, et. seq. Subject thereto, nothing in this Agreement shall be deemed to waive, modify, or amend any legal defense available at law or in equity to either of the parties nor to create any legal rights or claims on behalf of any third party. Neither of the parties waives, modifies, or alters to any extent whatsoever the availability of the defense of governmental immunity under the laws of the State of Texas and of the United States.
- M. **Commitment of Current Revenues Only.** In the event that, during any term hereof, the governing body of any party does not appropriate sufficient funds to meet the obligations of such party under this Agreement, then any party may terminate this Agreement upon sixty (60) days' written notice to the other party. Each of the parties hereto agrees, however, to use its best efforts to secure funds necessary for the continued performance of this Agreement. The parties intend this provision to be a continuing right to terminate this Agreement at the expiration of each budget period of each party hereto pursuant to the provisions of Tex. Loc. Govt. Code Ann.

§271.903. For avoidance of doubt, the HCRMA will not appropriate funds under this Agreement other than the collected, allocated permit fees described in Attachment.

- N. **Dispute Resolution.** Any dispute between the parties concerning the services or costs hereunder shall be settled by mediation. If mediation is unsuccessful, then the parties shall go to trial in a district court in Hidalgo County under Texas State law.
- O. **Counterparts.** This Agreement may be executed in one or more counterparts, all of which together will be deemed an original.

[signatures to follow]

WITNESS THE HANDS OF THE PARTIES effective as of the day and year first written above.

CITY OF PHARR

By: _____
Jonathan Flores, City Manager

HIDALGO COUNTY REGIONAL MOBILITY HCRMA

By: _____
Pilar Rodriguez, Executive Director

ATTACHMENT A

Budget

Permit Fee Collections and Distribution

- A. The HCRMA shall collect a fee for permits issued under this Agreement. The maximum fee may not exceed \$200 per trip. The HCRMA and TxDOT may adjust the maximum fee amount and allocation of parties. The HCRMA shall notify CITY of any increase in the maximum permit fee and its basis of calculation prior to its implementation.
- B. The HCRMA shall retain administrative costs not to exceed fifteen percent (15%) of permit fees.
- C. The remaining portion of the permit fees, eighty-five percent (85%), will be split between TxDOT and the CITY based on the provisions of this paragraph. The total length of the designated overweight routes is 57.8-miles, of which 57-miles is managed and will be maintained by TxDOT, and 0.8-miles is managed and will be maintained by the City of Pharr. The collected permit fee less administrative costs will be allocated based on pro-rated miles of TxDOT and the CITY. Based on the ratio of miles, TxDOT will be paid 98.62% of the remaining permit fees and the CITY will be paid 1.38% of the remaining permit fee. The HCRMA is responsible for collecting and transferring the 1.38% of the fees to the CITY by January 15th for permit fees collected in the previous calendar year.
- D. Upon execution of the Agreement and the commencement of permit issuance under this Agreement, the HCRMA will pay the collected and allocated permit fees, less allowable administrative costs, to the CITY on an annual basis.

Item 1B

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u> X </u>	AGENDA ITEM	<u> 1B </u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u> 10/25/2024 </u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u> 10/29/2024 </u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: **RESOLUTION 2024-42 – APPROVAL OF A RESOLUTION OF SUPPORTING PARTNERING WITH THE CITY OF PHARR TO ISSUE OVERWEIGHT/OVERSIDED VEHICLE PERMITS ON OFF-SYSTEM ROADWAYS.**
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Approval of Resolution 2024-42 for Resolution of Supporting Partnering with City of Pharr for OW/OS Vehicle Permits on Off-System Roadways.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No X N/A
5. Staff Recommendation: **Motion to approve Resolution 2024-42 – Approval of a Resolution supporting partnering with the City of Pharr to issue overweight/oversized vehicle permits on off-system roadways, as presented.**
6. Program Manager's Recommendation: Approved Disapproved X None
7. Planning Committee's Recommendation: Approved Disapproved X None
8. Board Attorney's Recommendation: Approved Disapproved X None
9. Chief Auditor's Recommendation: Approved Disapproved X None
10. Chief Financial Officer's Recommendation: Approved Disapproved X None
10. Chief Development Engineer's Recommendation: Approved Disapproved X None
11. Chief Construction Engineer's Recommendation: Approved Disapproved X None
12. Executive Director's Recommendation: X Approved Disapproved None

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY
BOARD RESOLUTION No. 2024-42

APPROVAL OF A RESOLUTION SUPPORTING PARTNERING WITH THE CITY
OF PHARR TO ISSUE OVERWEIGHT & OVERSIZED PERMITS ON OFF-SYSTEM
ROADWAYS

THIS RESOLUTION is adopted this 29th day of October, 2024, by the Board of Directors of the Hidalgo County Regional Mobility Authority.

WHEREAS, the Hidalgo County Regional Mobility Authority (the “Authority”), acting through its Board of Directors (the “Board”), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the “Act”);

WHEREAS, on November 17, 2005, the Texas Transportation Commission (the “Commission”) created the Authority pursuant to (i) the Act; (ii) Title 43, Texas Administrative Code; (iii) a petition of the Hidalgo County Commissioners Court (the “County”); and (iv) findings by the Commission that the creation of the Authority would result in certain direct benefits to the State of Texas (the “State”), local governments, and the traveling public and would improve the State’s transportation system;

WHEREAS, during its 83rd Regular Session, the Texas Legislature passed House Bill 474 amending Texas Transportation Code 626 by adding Subchapter Q providing that The Texas Department of Transportation (“TxDOT”) may authorize the Authority to issue permits for the movement of oversize or overweight vehicles carrying cargo on certain roads in Hidalgo County;

WHEREAS, the TxDOT has adopted rules prescribing procedures for issuing permits for the movement of oversize and overweight vehicles in Chapter 28 of Title 43 of the Texas Administration Code and has published rules authorizing the Authority to issue such permits and prescribing procedures for the same;

WHEREAS, oversize and overweight vehicles have a unique commercial purpose but also cause considerable wear and tear on roadways requiring additional maintenance, repair and reconstruction;

WHEREAS, the issuance of permits for such oversize and overweight vehicles for travel on restricted corridors creates a revenue stream to offset the increased maintenance expenses for such roadways; and

WHEREAS, on August 22, 2024, the Texas Transportation Commission passed Minute order 116755, amending section §28.102, Authority’s Powers and Duties, to be codified under Title 43, Texas Administrative Code, Part 1;

WHEREAS, the amendment adds an off-system route defined as W. Doffing Road from the intersection with Doffin Canal Road/S. Veterans Blvd. (Spur 29) to 0.8 miles east of that intersection (Doffin); and authorizes the AUTHORITY to issue overweight permits on this route until September 30, 2025.

WHEREAS, the Board finds it to be in the best interest of the Authority to support partnering with the City of Pharr to issue overweight permits on additional off-system routes;

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Hidalgo County Regional Mobility Authority that:

- Section 1. The recital clauses are incorporated in the text of this Resolution as if fully restated.
- Section 2. The Board hereby approves supporting partnering with the City of Pharr to issue overweight and oversized permits on off-system roadways, hereto attached as Exhibit A.

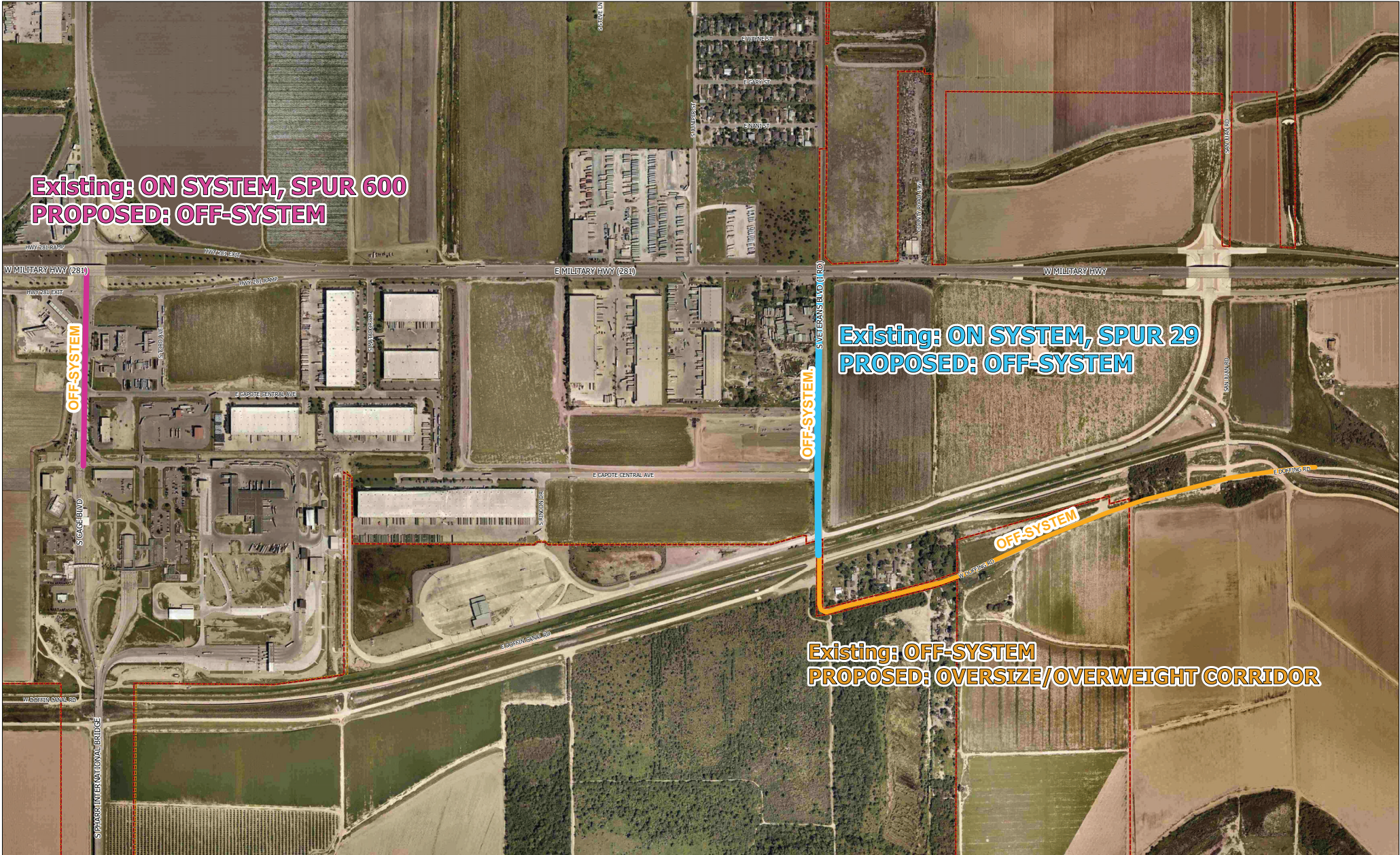
PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY
THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL
MOBILITY AUTHORITY AT A SPECIAL MEETING on the 29th day of October,
2024, at which meeting a quorum was present.

Ezequiel Reyna, Jr., Vice Chairman

Juan Carlos Del Ángel, Secretary/Treasurer

EXHIBIT A

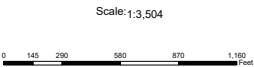
MAP OF ROADWAYS PROPOSED BY THE CITY OF PHARR FOR ISSUANCE OF
OVERWEIGHT AND OVESIZED PERMITS



Existing: ON SYSTEM, SPUR 600
PROPOSED: OFF-SYSTEM

Existing: ON SYSTEM, SPUR 29
PROPOSED: OFF-SYSTEM

Existing: OFF-SYSTEM
PROPOSED: OVERSIZE/OVERWEIGHT CORRIDOR



City of Pharr, Texas
Engineering Department
956-422-4221
Date: 10/10/2024
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