

**GENERAL MEETING OF THE BOARD OF DIRECTORS
OF THE NORTH EAST TEXAS
REGIONAL MOBILITY AUTHORITY**

RESOLUTION NO. 24-09

WHEREAS, the North East Regional Mobility Authority (“NET RMA”) was created pursuant to the request of Gregg and Smith Counties and in accordance with provisions of the Transportation Code and the petition and approval process established in 43 Tex. Admin. Code § 26.1, et seq. (the “RMA Rules”); and

WHEREAS, the Board of Directors of the NET RMA has been constituted in accordance with the Transportation Code and the RMA Rules; and

WHEREAS, subsequent to the initial formation of the NET RMA the Counties of Cherokee, Rusk, Harrison, Upshur, Bowie, Panola, Wood, Van Zandt, Titus, Kaufman, Camp, and Cass joined the NET RMA and are represented on the Board of Directors; and

WHEREAS, on April 11, 2023, in Resolution 23-09, the NET RMA Board of Directors approved the selection of H.W. Lochner, Inc. (“Lochner”) to serve as one of the general engineering consultants (“GEC”) to the NET RMA and authorized the Chairman to execute an agreement with Lochner for the provision of general consulting civil engineering services; and

WHEREAS, in Resolution No. 23-20, dated September 12, 2023, the NET RMA Board of Directors approved Work Authorization No. 2.0 with Lochner for GEC services for the 2024 fiscal year in an amount not to exceed \$396,933.99; and

WHEREAS, the NET RMA and Lochner desire to provide for additional GEC services for the 2024 fiscal year in an amount not to exceed \$203,066.01; and

WHEREAS, a copy of that proposed scope of services and budget is contained in Supplemental Work Authorization No. 2.1, attached hereto as Attachment “A”; and

WHEREAS, the maximum amount to be paid for services under Work Authorization No. 2.0, and proposed Work Authorization No. 2.1 is \$600,000.00; and

WHEREAS, the Board of Directors must approve Supplemental Work Authorization No. 2.1 before Lochner may proceed to work thereunder; and

WHEREAS, Lochner has represented to the Board of Directors that the work reflected in Supplemental Work Authorization No. 2.1 is necessary and appropriate.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby approves Supplemental Work Authorization No. 2.1 with Lochner for additional GEC services for the fiscal year 2024 in the form attached hereto as Attachment “A”; and

BE IT FURTHER RESOLVED, that all work performed under Supplemental Work Authorization No. 2.1 shall be subject to the Agreement between the NET RMA and Lochner and that no additional work may be undertaken without the specific approval of the Board of Directors.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 14th day of May 2024.

Submitted and reviewed by:

Approved:

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Brian O'Reilly

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Brian O'Reilly

General Counsel for the North East
Texas Regional Mobility Authority

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Gary Halbrooks

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Gary Halbrooks

Chair, Board of Directors

Date Passed: 05/14/24

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Attachment “A”