

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

RESOLUTION NO. 16-17

WHEREAS, the North East Texas 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, Titus, Van Zandt, Wood, and Kaufman joined the Authority and are represented on the Board of Directors; and

WHEREAS, on May 12, 2015, in Resolution No. 15-20, the NET RMA Board of Directors approved the selection of Balcones Geotechnical, Inc. ("Balcones") to provide the NET RMA with geotechnical pavement consulting services for Toll 49 and authorized the negotiation and execution of an agreement with Balcones (the "Agreement") for the provisions of such services for an amount not to exceed \$175,000; and

WHEREAS, on September 22, 2015, in Resolution No. 15-34, the NET RMA Board of Directors approved Work Authorization No. 1.0 with Balcones for services related to the evaluation of Segment 3B and review of pavement design for Segment 4 of Toll 49 for an amount not to exceed \$165,310; and

WHEREAS, on March 1, 2016, in Resolution No. 16-16, the NET RMA Board of Directors approved an amendment to the Agreement to increase the maximum price under the Agreement to \$450,000, subject to work being authorized through separate work authorizations approved by the Board of Directors; and

WHEREAS, Balcones has developed a proposed scope of work and budget for continued pavement evaluation, design and management services for Segment 3B of Toll 49; and

WHEREAS, a copy of that proposed scope of work and budget not to exceed \$93,500 is contained in Work Authorization No. 2.0, attached hereto as Attachment "A"; and

WHEREAS, the NET RMA Board of Directors must approve Work Authorization No. 2.0 before Balcones may proceed to work thereunder; and


WHEREAS, Balcones has represented to the Board of Directors that the work reflected in Work Authorization No. 2.0 is necessary and appropriate.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors approves Work Authorization No. 2.0 in the form attached hereto as Attachment "A", for an amount not to exceed \$93,500; and

BE IT FURTHER RESOLVED, that all work performed under Work Authorization No. 2.0 shall be subject to the Agreement between the NET RMA and Balcones and that no additional work may be undertaken without the specific approval of the Board of Directors.

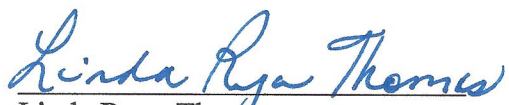
Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 1st day of March, 2016.

Submitted and reviewed by:



C. Brian Cassidy
General Counsel for the North East
Texas Regional Mobility Authority

Approved:



Linda Ryan Thomas
Chair, Board of Directors
Resolution Number 16-17
Date Passed 03/01/16