

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

RESOLUTION NO. 17-62

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, in Resolution No. 14-22, dated July 15, 2014, the NET RMA Board of Directors selected CDM Smith to serve as one of the firms to provide traffic and revenue engineering services to the NET RMA and authorized the Interim Executive Director to negotiate, finalize, and execute an agreement with CDM Smith for the provision of such services (the “Agreement”); and

WHEREAS, in Resolution No. 16-45, dated May 10, 2016, the Board of Directors approved Work Authorization No. 3.0 with CDM Smith for data collection support, for an amount not to exceed \$150,000.00 (the “Not to Exceed Amount”); and

WHEREAS, the NET RMA and CDM Smith desire to extend the termination date of Work Authorization No. 3.0 to November 30, 2018, with no increase to the Not to Exceed Amount; and

WHEREAS, a copy of that proposed extension is contained in Supplemental Work Authorization No. 3.1, attached hereto as Attachment “A”; and

WHEREAS, the Board of Directors must approve Supplemental Work Authorization No. 3.1 before CDM Smith may proceed to work thereunder; and

WHEREAS, CDM Smith has represented to the Board of Directors that the work reflected in Supplemental Work Authorization No. 3.1 is necessary and appropriate.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby approves Supplemental Work Authorization No. 3.1 with CDM Smith in the form attached hereto as Attachment “A”; and

BE IT FURTHER RESOLVED, that all work performed under Supplemental Work Authorization No. 3.1 shall be subject to the Agreement between the NET RMA and CDM Smith 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 12th day of December, 2017.

Submitted and reviewed by:

Approved:



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



Linda Ryan Thomas
Chair, Board of Directors
Date Passed 12/12/17
Resolution No. 17-62

**SUPPLEMENTAL WORK AUTHORIZATION NO. 1
WORK AUTHORIZATION NO. 3**

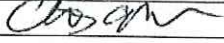
THIS SUPPLEMENTAL WORK AUTHORIZATION is made as of this 22nd day of **November 2017**, under the terms and conditions established in the WORK AUTHORIZATION NO. 3 under the AGREEMENT FOR TRAFFIC AND REVENUE ENGINEERING SERVICES, dated as of **December 1, 2014** (the "Agreement"), between the North-East Texas Regional Mobility Authority ("Authority") and CDM Smith ("Consultant"). The following terms and conditions of **Work Authorization No. 3: Toll 49 Traffic and Toll Revenue Technical Support** and related documents are hereby amended as follows:

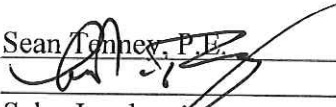
- I. Exhibit C, Work Schedule is deleted in its entirety and replaced with Exhibit C-1 which is attached hereto and made a part of this Supplemental Work Authorization.
- II. The termination date of Work Authorization 3 is extended from **December 31, 2017** to **December 31, 2018**.

Disclaimers:

- (a) Consultant is not recommending an action to the municipal entity;
- (b) Consultant is not acting as an advisor to the municipal entity and does not owe a fiduciary duty pursuant to Section 15B of the Exchange Act to the municipal entity with respect to the information and material contained in this work authorization and produced per the requirements of Exhibit B; and
- (c) The Authority should discuss any information and material contained in this work authorization and produced per the requirements of Exhibit B with any and all internal or external advisors and experts that the Authority deems appropriate before acting on this information or material.

Except to the extent expressly modified herein, all terms and conditions of the Agreement shall continue in full force and effect.

Authority: North East Texas Regional Mobility
Authority
By: Chris Miller
Signature: 
Title: Executive Director
Date: 12.19.2017

Consultant: CDM Smith
By: Sean Tenney, P.E.
Signature: 
Title: Sales Leader
Date: 12/22/2017

LIST OF EXHIBITS

Exhibit C-1 Work Schedule

EXHIBIT C-1
WORK SCHEDULE

The Consultant is prepared to initiate services immediately upon receipt of notice-to-proceed (NTP). A schedule will be developed for the work authorized by each NTP.

All work assignments authorized by NTP under this Work Authorization No. 3 must be completed on or before December 31, 2018.