

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

RESOLUTION NO. 18-17

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, and Kaufman joined the Authority and are represented on the Board of Directors; and

WHEREAS, on March 26, 2013, in Resolution No. 13-13, the Board of Directors approved the selection of RS&H to serve as one of the general engineering consultants ("GEC") to the NET RMA and authorized the Chairman to execute an agreement with RS&H for the provision of general consulting civil engineering services; and

WHEREAS, effective June 1, 2013, the NET RMA executed an agreement with RS&H for the provision of general consulting civil engineering services (the "Agreement"); and

WHEREAS, the term of the Agreement expires on May 31, 2018, subject to further extension upon agreement of both parties; and

WHEREAS, RS&H currently provides GEC support under Work Authorization No. 12.0, for the construction of Segment 4 of Toll 49, and construction engineering and inspections services under Work Authorization No. 17.0, for the Toll 49 Improvement Project (the "Work Authorizations"); and

WHEREAS, the Board of Directors believes that the NET RMA continues to benefit from the services provided by RS&H under the Work Authorizations and desires to extend the term of the Agreement with RS&H for an additional one (1) year, such that the Agreement shall expire on May 31, 2019.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby approves an amendment to the Agreement with RS&H, in the form attached hereto as Attachment "A", extending the term of the Agreement for an additional one (1) year for continued work on the Work Authorizations and authorizes the Executive Director to execute such amendment on behalf of the NET RMA; and

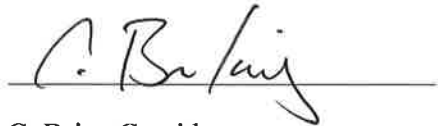
BE IT FURTHER RESOLVED, that all other terms and conditions of the Agreement remain in effect; and

BE IT FURTHER RESOLVED, that the Agreement may be further amended from time to time at the discretion of the Board of Directors.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 20th day of March, 2018.

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: 03/20/18
Resolution No. 18-17

**AMENDMENT TO
AGREEMENT FOR GENERAL CONSULTING CIVIL ENGINEERING SERVICES
BETWEEN
NORTH EAST TEXAS REGIONAL MOBILITY AUTHORITY
AND
RS&H**

This Amendment to the Agreement for General Consulting Civil Engineering Services between North East Texas Regional Mobility Authority ("NET RMA") and RS&H (hereinafter, the "Agreement") is made for the purpose of amending Section 5 of the Agreement. This Amendment shall be effective as of May 31, 2018 (the "Effective Date").

Pursuant to action of the NET RMA Board of Directors on March 20, 2018, Section 5 is amended to read as follows:

TIME OF PERFORMANCE.

It is understood and agreed that the term of this Agreement shall be for five (5) years, commencing June 1, 2013, and concluding May 31, 2018 (the "Initial Term"). At the end of the Initial Term, the Agreement will be extended for an additional one (1) year, such that the Agreement will terminate on May 31, 2019, subject to the earlier termination of this Agreement pursuant to Sections 6 or 7 below or further expansion upon agreement of both parties.

By their signatures below, the parties to the Agreement evidence their agreement to the amendment set forth above.

NORTH EAST TEXAS REGIONAL
MOBILITY AUTHORITY

RS&H



Chris Miller
Executive Director

Date: 4/9/2018



~~Warren John Folkard~~
Vice President

Date: 4/9/2018