

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

**RESOLUTION NO. 21-03**

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

WHEREAS, in Resolution No. 11-05, dated February 28, 2011, following a competitive procurement process, the NET RMA Board of Directors approved the selection of Telvent USA Corporation, now known as Kapsch TrafficCom Transportation, North America (“Kapsch”), as the best qualified firm to serve as toll systems integrator to the NET RMA and authorized the Chairman or his designee to negotiate and execute an agreement with Kapsch for the provision of such services (the “Agreement”); and

WHEREAS, the Agreement was subsequently executed effective September 2, 2011, terminating initially on September 2, 2016; and

WHEREAS, in Resolution No. 16-75, dated August 9, 2016, the NET RMA Board of Directors authorized the Executive Director to execute an amendment to renew the Agreement for one additional three (3) year period (the “First Amendment”) so that the Agreement terminated on September 2, 2019; and

WHEREAS, in Resolution No. 19-21, dated August 13, 2019, the NET RMA Board of Directors authorized the Executive Director to execute a second amendment to renew the Agreement for an additional eighteen (18) month period (the “Second Amendment”) so that the Agreement terminates on March 1, 2021; and

WHEREAS, in Resolution No. 20-15, dated July 14, 2020, following a competitive procurement process, the NET RMA Board of Directors approved the selection of SICE Inc. (“SICE”), as the best qualified firm to replace Kapsch as the toll systems integrator to the NET RMA; and


WHEREAS, in order to provide sufficient time to transition the NET RMA toll system from Kapsch to SICE, the NET RMA Executive Director and consultants recommend extending the term of the Agreement for an additional seventeen (17) months so that the Agreement terminates on August 1, 2022.


NOW THEREFORE, BE IT RESOLVED, that the Board of Directors approves an amendment to the Agreement between Kapsch and the NET RMA, in the form or substantially the same form attached hereto as Attachment "A", to extend the term of the Agreement for an additional seventeen (17) months and authorizes the Executive Director to execute such amendment on behalf of the Authority.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 9th day of February, 2021.

Submitted and reviewed by:

Approved:

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

  
Linda Ryan Thomas  
Chair, Board of Directors  
Date Passed 02/09/21  
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