

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

RESOLUTION NO. 16-60

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 10, 2016, in Resolution No. 16-43, the NET RMA Board of Directors approved the selection of Reynolds & Kay, Ltd. (“Reynolds & Kay”) to provide the NET RMA with slope and drainage channel repairs and improvements on Segment 3B of Toll 49 and authorized the negotiation and execution of an agreement with Reynolds & Kay (the “Agreement”) for the provision of such services for an amount of \$1,320,797.40; and

WHEREAS, the NET RMA Interim Executive Director has determined that due to increased rainfall in the area, an upgrade to the materials used in the slope and drainage channel repairs and improvements is needed; and

WHEREAS, the NET RMA Interim Executive Director recommends approval of Change Order No. 1.0 to the Agreement, in the form attached hereto as Attachment “A”, for the upgraded materials for an amount not to exceed \$37,330.00.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors approves Change Order No. 1.0 in the form attached hereto as Attachment “A”, for an amount not to exceed \$37,330.00; and

BE IT FURTHER RESOLVED, that all work performed under Change Order No. 1.0 shall be subject to the Agreement between the NET RMA and Reynolds & Kay 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 June, 2016.

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 06/14/16