

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

RESOLUTION NO. 13-35

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, Cass, Panola, Van Zandt, Wood and Titus joined the Authority and are represented on the Board of Directors; and

WHEREAS, the NET RMA is currently responsible for the maintenance and operation of Segments 1, 2, 3A, 3B, and 5 of the Toll 49 project (collectively, “Toll 49”); and

WHEREAS, on March 26, 2013, the NET RMA Board of Directors approved the selection of Atkins North America (“Atkins”) to serve as one of the general engineering consultants (“GEC”) to the NET RMA and authorized the Chairman to execute an agreement with Atkins for the provision of general consulting civil engineering services; and

WHEREAS, Atkins has developed a proposed scope of work and budget for GEC support services necessary for the continued successful operation and maintenance of Toll 49, including customer services, public involvement activities, website maintenance, toll operations support, and facilities maintenance oversight; and

WHEREAS, a copy of that proposed scope of work and budget is contained in Work Authorization No. 4.0, attached hereto as Attachment “A”; and

WHEREAS, the NET RMA Board of Directors must approve Work Authorization No. 4.0 before Atkins may proceed to work thereunder; and

WHEREAS, Atkins has represented to the Board of Directors that the work reflected in Work Authorization No. 4.0 is necessary and appropriate.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors approves Work Authorization No. 4.0 in the form attached hereto as Attachment “A”; and


BE IT FURTHER RESOLVED, that all work performed under Work Authorization No. 4.0 shall be subject to the Agreement for General Consulting Civil Engineering Services between the NET

RMA and Atkins 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 10th day of September, 2013.

Submitted and reviewed by:

Approved:



Lori Fixley Winland
General Counsel for the North East
Texas Regional Mobility Authority



Linda Ryan Thomas
Chair, Board of Directors
Resolution Number 13-35
Date Passed: 09/10/13