

# HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

## NOTICE OF AND AGENDA FOR A WORKSHOP AND REGULAR MEETING

### TO BE HELD BY THE BOARD OF DIRECTORS

DATE: TUESDAY, JUNE 22, 2021  
TIME: 5:30 PM  
PLACE: PHARR CITY HALL  
2nd FLOOR CITY COMMISSION CHAMBERS  
118 SOUTH CAGE BLVD.  
PHARR, TEXAS 78577

PRESIDING: S. DAVID DEANDA, JR, CHAIRMAN

*An electronic copy of the agenda packet can be obtained at [www.hcrma.net](http://www.hcrma.net)*

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#### PLEDGE OF ALLEGIANCE

#### INVOCATION

#### CALL TO ORDER OF A WORKSHOP

1. Hidalgo County Regional Mobility Authority Board of Directors Annual Ethics and Compliance Training.

#### ADJOURNMENT OF WORKSHOP

#### CALL TO ORDER AND ESTABLISHMENT OF A QUORUM FOR A REGULAR MEETING

#### PUBLIC COMMENT

#### 1. REPORTS

- A. Report on Program Manager Activity for 365 Tollway Project and IBTC Environmental Clearance Document – Eric Davila, HCRMA.
- B. Report on 365 Tollway Project Financing Activities – Richard Ramirez, Hilltop Securities.

2. **CONSENT AGENDA** *(All matters listed under Consent Agenda are considered to be routine by the Governing Body and will be enacted by one motion. There will be no separate discussion of these items; however, if discussion is desired, that item(s) will be removed from the Consent Agenda and will be considered separately. The Governing Body may also elect to go into Executive Session on any item on this agenda, whether or not such item(s) are posted as an Executive Session Item, at any time during the meeting when authorized by provisions of the Open Public Meeting Act.)*

- A. Approval of Minutes for the Regular Meeting held May 25, 2021.
- B. Approval of Project & General Expense Report for the period from May 8, 2021 to June 4, 2021.
- C. Approval of Financial Reports for May 2021.

- D. Resolution 2021-19 – Approval of Supplemental Agreement 3 to Work Authorization 19 to the Professional Services Agreement with SAMES Inc. for re-issuing HCDD #1 outfall parcels.
- E. Resolution 2021 -20 – Approval of Contract Amendment 19 to the Professional Service Agreement with SAMES, Inc. to increase the maximum payable amount for Supplemental Agreement 3 to Work Authorization Number 19.

### **3. REGULAR AGENDA**

- A. Resolution 2021-18 — Consideration and Approval of the First Amendment to the Project Development, Operation, and Maintenance Agreement between the Texas Department of Transportation and the Hidalgo County Regional Mobility Authority for the 365 Tollway Project.
- B. Resolution 2021 -21 – Approval of Work Authorization 4 to the Professional Service Agreement with HDR Engineering, Inc. for IBTC final Schematic Support for the Environmental Clearance.
- C. Resolution 2021-22 – Approval of Contract Amendment 2 to the Professional Service Agreement with HDR Engineering, Inc. to increase the maximum payable amount for Work Authorization 4.
- D. Resolution 2021-23 – Approval of Work Authorization 6 to the Professional Services Agreement with L&G Engineering for re-design effort pertaining to HCID 2 Access.
- E. Resolution 2021 -24 – Approval of Contract Amendment 2 to the Professional Service Agreement with L&G Engineering to increase the maximum payable amount for Work Authorization Number 6.
- F. Resolution 2021 – 25 – Approval of Work Authorization 4 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC for Lonestar Pipeline Relocation Mitigation in the 365 Tollway Project.
- G. Resolution 2021 – 26 – Approval of Contract Amendment 2 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC to increase the maximum payable amount for Work Authorization Number 4.

### **4. CHAIRMAN'S REPORT**

- A. None.

### **5. TABLED ITEMS**

- A. None.

### **6. EXECUTIVE SESSION, CHAPTER 551, TEXAS GOVERNMENT CODE, SECTION 551.071 (CONSULTATION WITH ATTORNEY), SECTION 551.072 (DELIBERATION OF REAL PROPERTY), AND SECTION 551.074 (PERSONNEL MATTERS)**

- A. Consultation with Attorney on personnel matters related annual evaluation of the Executive Director (551.074 T.G.C.)
- B. Consultation with Attorney on legal issues pertaining to an Interlocal Cooperative Agreement with the City of Mission to provide Right of Way Acquisition Services (Section 551.071 T.G.C.)
- C. Consultation with Attorney on legal issues pertaining to the Texas Department of Transportation State Infrastructure Bank Loan for the 365 Tollway Project (Section 551.071 T.G.C.)
- D. Consultation with Attorney on legal issues pertaining to Professional Service Agreements for Engineering, Surveying and Environmental Services (Section 551.071 T.G.C.).
- E. Consultation with Attorney on legal issues pertaining to the voluntary acquisition of real property for various parcels for the 365 Tollway Project and International Bridge Trade Corridor Project (Sections 551.071 and 551.072 T.G.C.).
- F. Consultation with Attorney on legal issues pertaining to the acquisition, including the use of Eminent Domain, for property required to complete the project alignments of the 365 Tollway Project (Sections 551.071 and 551.072 T.G.C.).

- G. Consultation with Attorney on legal issues pertaining to the Environmental Clearance Document for the International Bridge Trade Corridor Project (Section 551.071 T.G.C.).
- H. Consultation with Attorney on legal issues pertaining to the issuance of one or more Series of Hidalgo County Regional Mobility Authority bonds and related agreements and provisions relating to the subject (Section 551.071 T.G.C.).
- I. Consultation with Attorney on personnel matters related to the COVID-19 pandemic (Section 551.074 T.G.C.).

#### **ADJOURNMENT OF REGULAR MEETING**

#### **CERTIFICATION**

I, the Undersigned Authority, do hereby certify that the attached agenda of the Hidalgo County Regional Mobility Authority Board of Directors is a true and correct copy and that I posted a true and correct copy of said notice on the Hidalgo County Regional Mobility Authority Web Page ([www.hcrma.net](http://www.hcrma.net)) and the bulletin board in the Hidalgo County Court House (100 North Closner, Edinburg, Texas 78539), a place convenient and readily accessible to the general public at all times, and said Notice was posted on the 16<sup>th</sup> day of June 2021 at 5:00 pm and will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

Maria E. Alaniz  
Administrative Assistant

Note: If you require special accommodations under the Americans with Disabilities Act, please contact Maria E. Alaniz at 956-402-4762 at least 96 hours before the meeting.

#### **PUBLIC COMMENT POLICY**

Public Comment Policy: "At the beginning of each HCRMA meeting, the HCRMA will allow for an open public forum/comment period. This comment period shall not exceed one-half (1/2) hour in length and each speaker will be allowed a maximum of three (3) minutes to speak. Speakers addressing the Board through a translator will be allowed a maximum of six (6) minutes.

All individuals desiring to address the HCRMA must be signed up to do so, prior to the open comment period. For meetings being held by telephonic or videoconference, individuals may contact Maria. E. Alaniz at (956) 402-4762 before 5:00 pm day of the meeting.

The purpose of this comment period is to provide the public an opportunity to address issues or topics that are under the jurisdiction of the HCRMA. For issues or topics which are not otherwise part of the posted agenda for the meeting, HCRMA members may direct staff to investigate the issue or topic further. No action or discussion shall be taken on issues or topics which are not part of the posted agenda for the meeting. Members of the public may be recognized on posted agenda items deemed appropriate by the Chairman as these items are considered, and the same time limitations applies."

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# Workshop

## Item 1

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>    X    </u>	AGENDA ITEM	<u>    1    </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/14/21  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/21  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **WORKSHOP ITEM 1 – PRESENTATION OF HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY BOARD OF DIRECTORS ANNUAL ETHICS AND COMPLIANCE TRAINING**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No  
Presentation by Blakely Fernandez, Bracewell Law, on Hidalgo County Regional Mobility Authority Board of Directors Annual Ethics and Compliance Training
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:      Yes      No   X   N/A
5. Staff Recommendation: **Presentation only.**
6. Program Manager's Recommendation:      Approved      Disapproved   X   None
7. Planning Committee's Recommendation:      Approved      Disapproved   X   None
8. Board Attorney's Recommendation:      Approved      Disapproved   X   None
9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None
10. Chief Financial Officer's Recommendation:      Approved      Disapproved   X   None
11. Chief Development Engineer's Recommendation:      Approved      Disapproved   X   None
12. Chief Construction Engineer's Recommendation:      Approved      Disapproved   X   None
13. Executive Director's Recommendation:      Approved      Disapproved   X   None

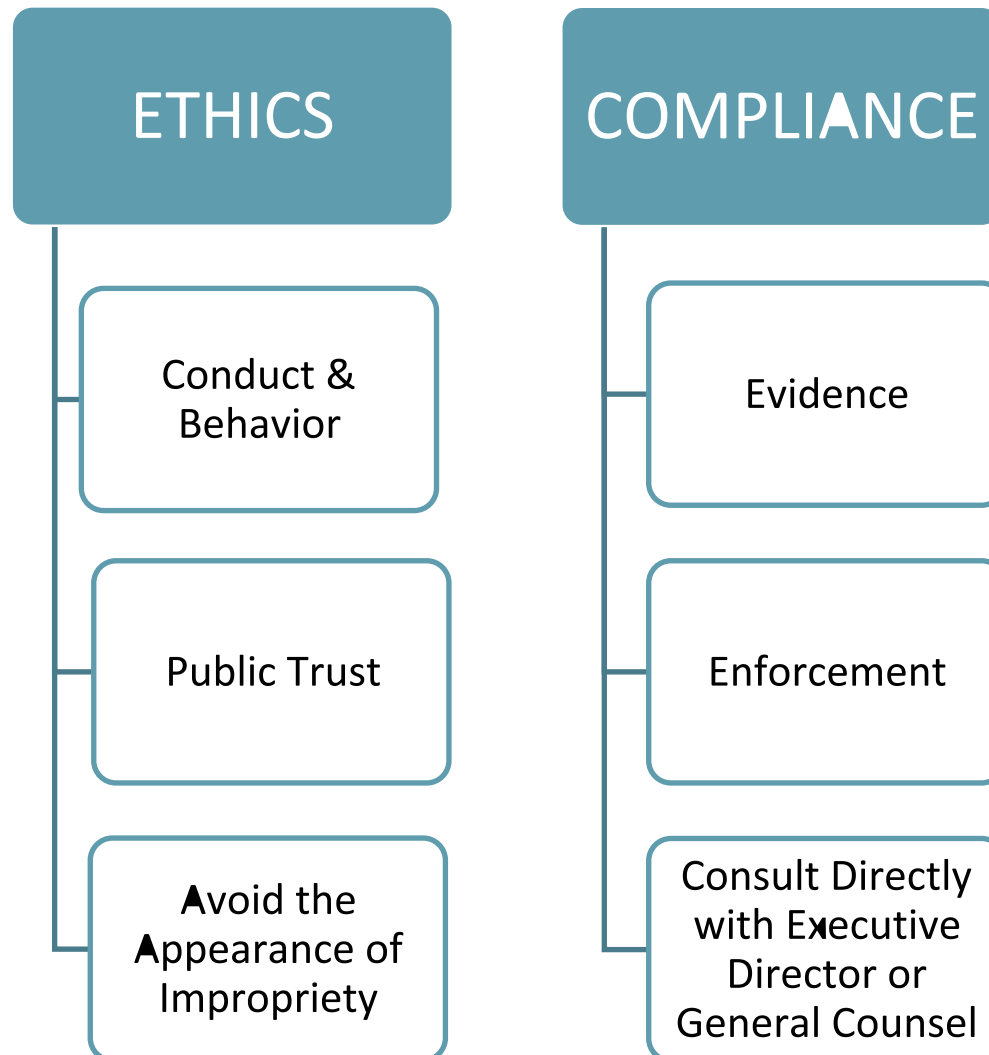
Hidalgo County  
Regional Mobility Authority  
Annual Ethics & Compliance Training  
June 22, 2021



## INTERNAL ETHICS & COMPLIANCE PROGRAM

RMAs required to **adopt** and **enforce** an internal ethics and compliance program

- Detect and prevent violations of the law, regulations and ethical standards
- Enforce compliance with program
- Institute monitoring and auditing systems
- Provide periodic training for Board Members and Employees



## Overview of Discussion

### 7 KEY AREAS:

- Conflict of Interest
- Bribery & Gifts / Honoraria
- Use of Government Property
- Nepotism
- Open Government
- Public Information & Records Retention
- Compliance Requirements

**STATE LAW** | **TXDOT RULES** | **HCRMA POLICIES**

# 1. CONFLICT OF INTEREST

# 1. CONFLICT OF INTEREST

## Under State law:

No participation in a vote on a matter involving a **business entity** or **property** in which an official has a **substantial business or property interest** and would receive **economic benefit**

### Thresholds are low:

Substantial Business Interest =  
10% voting shares / 10% of total income /  
\$15,000 in FMV

Substantial Property Interest =  
value of \$2,500 or more

### RESPONSIBILITY OF OFFICIAL

1. Don't vote or deliberate
2. Disclose



# 1. CONFLICT OF INTEREST

## RMA RULES

- No acceptance or solicitation of any gift, favor or service that **MIGHT** influence official duties
- No employment, business or professional activity that **MIGHT** require/induce the disclosure of RMA's confidential information
- No employment or compensation that **COULD** impair independence of judgement
- No personal investments (including spouse) that **COULD** create a conflict with the RMA
- No solicitation or acceptance of any benefit for the exercise of official duties
- No performance of official duties in favor of another
- No personal interest in RMA agreement

### RESPONSIBILITY OF OFFICIAL

- No lunches, dinners, trips that would be **perceived** to influence decisions
- No sharing HCRMA confidential information – information not yet public
- No purchase of land in or near projected ROW
- No interest in RMA contracts

# 1. CONFLICT OF INTEREST

## RMA RULES

### CONSEQUENCE FOR CONFLICTS IS INELIGIBILITY FOR SERVICE

- A person is ineligible to serve on the RMA Board or as Executive Director if that person or his spouse:
  - Is employed by or manages an entity or organization (other than a political subdivision) that is regulated or receives funds from the department, RMA or the County
  - Directly or indirectly owns or controls more than 10% a business entity or other organization that is regulated by or receives funds from TxDOT, the RMA, or the County
  - uses or receives a substantial amount of tangible goods, services, or funds from the department, the RMA, or a member county; or
  - is required to register as a lobbyist under Government Code, Chapter 305, because of the person's activities for compensation on behalf of a profession related to the operation of the department, the RMA, or a member county.

### **RESPONSIBILITY OF OFFICIAL**

- Disclose potential conflicts
- If a conflict exists, resign from position

# 1. CONFLICT OF INTEREST

## HCRMA Disclosure Requirements

- Board Ethics and Compliance Certificate
  - Annually
- Conflicts Disclosure Statement - Contracting
  - File within 7 days of becoming aware of interest
  - Applies to immediate family
  - Interest includes employment or business relations with an HCRMA vendor resulting in taxable income
  - Triggered by a contract

Similar certificate for consultants and contractors

LOCAL GOVERNMENT OFFICER CONFLICTS DISCLOSURE STATEMENT		FORM CIS
<small>(Instructions for completing and filing this form are provided on the next page.)</small>		
<p>This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session. This is the notice to the appropriate local governmental entity that the following local government officer has become aware of facts that require the officer to file this statement in accordance with Chapter 176, Local Government Code.</p>		<b>OFFICE USE ONLY</b>  Date Received _____
<p>1 Name of Local Government Officer _____</p>		
<p>2 Office Held _____</p>		
<p>3 Name of vendor described by Sections 176.001(7) and 176.003(a), Local Government Code _____</p>		
<p>4 Description of the nature and extent of each employment or other business relationship and each family relationship with vendor named in item 3. _____</p>		
<p>5 List gifts accepted by the local government officer and any family member, if aggregate value of the gifts accepted from vendor named in item 3 exceeds \$100 during the 12-month period described by Section 176.003(a)(2)(B).</p> <p>Date Gift Accepted _____ Description of Gift _____</p> <p>Date Gift Accepted _____ Description of Gift _____</p> <p>Date Gift Accepted _____ Description of Gift _____</p> <p>(attach additional forms as necessary)</p>		
<p>6 AFFIDAVIT</p> <p>I swear under penalty of perjury that the above statement is true and correct. I acknowledge that the disclosure applies to each family member (as defined by Section 176.001(2), Local Government Code) of this local government officer. I also acknowledge that this statement covers the 12-month period described by Section 176.003(a)(2)(B), Local Government Code.</p> <p>_____ Signature of Local Government Officer</p> <p><small>AFFIX NOTARY STAMP / SEAL ABOVE</small></p> <p>Sworn to and subscribed before me, by the said _____, this the _____ day of _____, 20____, to certify which, witness my hand and seal of office.</p> <p>_____ Signature of officer administering oath      Printed name of officer administering oath      Title of officer administering oath</p>		

## 2. BRIBERY & GIFTS

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### Under State law:

Bribery is intentionally or knowingly soliciting, offering, or accepting a **benefit** in exchange **for a decision, opinion, recommendation, vote, or other exercise of official discretion.**

Violation is a 2<sup>nd</sup> Degree Felony

Benefit	Acceptance	Timing	Influence
<ul style="list-style-type: none"><li>• Any financial gain or advantage</li><li>• Under TxDOT conflict rules, includes working meal</li></ul>	<ul style="list-style-type: none"><li>• In exchange for vote or action</li><li>• From a party interested in a business opportunity or subject to HCRMA jurisdiction</li></ul>	<ul style="list-style-type: none"><li>• An item accepted <i>after</i> the exercise of official action may still be considered bribery</li></ul>	<ul style="list-style-type: none"><li>• Bribery may occur even if the item was not solicited and had no influence over the decision</li></ul>

## 2. Bribery & Gifts

### Exceptions to the Bribery Statute *with TxDOT clarifications*

#### Non Cash Items

- token item distributed generally as a normal means of advertising and that does not exceed an estimated value of \$25

#### Food, lodging, transportation

- reimbursement for food, travel, or lodging to an official event
- honorarium in the form of a meal served at an official, transportation-related event such as a conference

#### Gift from a friend, relative, or business associate

- [No TxDOT clarification]

#### A payment for legitimate consideration

- [No TxDOT clarification]

#### **Note:**

*State law exceptions are to criminal liability. Consider other applicable rules and appearance of impropriety.*

## 3. USE OF GOVERNMENT PROPERTY

### 3. USE OF GOVERNMENT PROPERTY

- Computers and software (including **email systems**, phones, fax and copy machines, and other equipment owned or leased by HCRMA or provided for HCRMA use should be used only for official HCRMA business)
- Lost or stolen property must be reported immediately

#### Note:

#### Applies to Information

- Using official information to acquire or assist another acquire a pecuniary interest in any property, transaction, or enterprise.
- Speculating or aiding another to speculate on the basis of official information.
- Disclosing or using the information to obtain a benefit or to harm another.



## 4. NEPOTISM

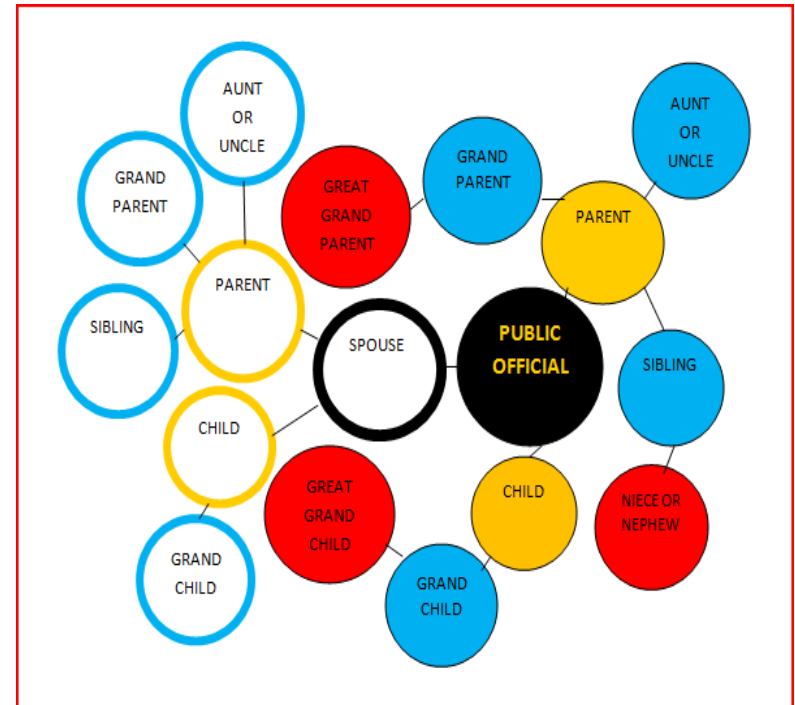
## 4. NEPOTISM

### State Law

- May not appoint or vote for the appointment of an individual to a paid position if the individual is related to the public official within the:
  - 3<sup>rd</sup> degree of consanguinity (filled circles)
  - 2<sup>nd</sup> degree of affinity (outlined circles)
- Prohibition applies to all members of the board (unlike conflict of interest where the affected member abstains)

#### RESPONSIBILITY OF OFFICIAL

- Do not hire a relative as Executive Director



#### CIRCLES:

- Solid = by blood/consanguinity;
- Open = by marriage/affinity

#### COLOR:

- Yellow = 1<sup>st</sup>; Blue = 2<sup>nd</sup>; Red = 3<sup>rd</sup>

BRACEWELL

# OPEN GOVERNMENT

## 5. OPEN GOVERNMENT

### OPEN MEETINGS ACT

- Applicability of the Act
- Notice Requirements
- How to Conduct Open Meetings
- When Closed Sessions are Permissible
- Conducting Meetings by Teleconference or Video Conference
- Penalties and Remedies under the Act

## 5. OPEN GOVERNMENT

### OPEN MEETINGS

- All meetings of **governmental bodies** are open
  - Unless the law provides an exception (Executive Session)
  - Meetings may be regular, special, or called meetings
  - Open = Accessible to the Public
    - Within the boundaries of Hidalgo County
    - Accessible to individuals with disabilities
    - Provide for public comment
    - Internet broadcasting of meetings
- All meetings **require public notice**
  - Date, time, place, and subject posting
  - Note: Subject requires enough specificity to be actual notice to the public
  - 72 hours notice required
    - Emergency situations require 1 hour notice (notify media directly)
  - Notice provided on website and physically
- Records of meetings must be maintained
- **It is the Board Members' duty to comply with the Open Meetings Act and failure may be a criminal offense**

What if there is a failure to provide proper meeting notice or other violation of the Act?

- Actions taken are voidable (any such actions must be ratified at a subsequent meeting)
- Individuals may sue to prevent threatened actions in violation of the Act

## 5. OPEN GOVERNMENT

### PUBLIC MEETING

- Quorum (4 board members) + Discussion of HCRMA Business
  - Public Hearing
  - County Workshop
  - Emails / Text Messages
  - Walking Quorums
    - Multiple conversations
    - “Polling” Board Members
- Violation = action is voidable
  - In some circumstances, criminal fine and or jail time

### NOT A PUBLIC MEETING

- Social Setting / Holiday Event / Dinner
- Convention / Symposium
- Ceremonial event
- Press Conference
- Committee Meetings of less than a quorum (and no final action)
- Candidates Forum or Debate

#### PROVIDED:

No Discussion of RMA Business  
No formal action is taken

## 5. OPEN GOVERNMENT

### WALKING QUORUMS

- Open Meetings Act makes it illegal for members of government body to **“knowingly conspire to circumvent [the Act] by meeting in numbers less than a quorum for purposes of secret deliberations in violation of [the Act].”**
- In 2018, Texas Court of Criminal Appeals found “more clarity is required of a criminal law when that law implicates First Amendment freedoms”, basically striking down this provision of the Act. (*The State of Texas v. Craig Doyal*)

A Board Member commits an offense if he:

- (a) **Knowingly** engages in at least one communication among a series of communications that each occur outside of a meeting and that concern an issue within the jurisdiction of the Authority in which the Members engaging in the individual communications constitute fewer than a quorum of the Members, but the sum of all the Members engaging in the series of communications constitute a quorum of the Members, and
- (b) **Knew at the time** the Member engaged in the communication that the series of communications (i) **involved or would involve a quorum**; and (ii) **would constitute a “deliberation”** once a quorum of members engaged in the series of communications.

*Effective September 1, 2019*

## 5. OPEN GOVERNMENT

### Exceptions to Open Meetings: Closed Session

#### Exceptions to the Open Meetings Requirement

- Consultation with attorney
    - Seek advice on legal matters, like pending litigation or settlement matters or contract negotiations, or in compliance with the Texas Disciplinary Rules of Professional Conduct
    - No discussion of non-legal issues
      - No discussion of policy matters
      - No discussion of merits of a contract
  - Real Property
    - To deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third party
  - Security Devices
  - Personnel
    - To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or
    - To hear a complaint or charge against an officer or employee
  - Security Devices or Audits (network security information)
- ← Who attends a Closed Meeting?
    - All members of the RMA board are permitted
    - Attorney, if attorney consultation is exception
    - Board's discretion
      - Officers, employees/consultants if necessary to further discussion
      - NOT arm's length parties
    - Do not begin until quorum is present
  - ← Must give public notice of Exception
    - Post on Agenda
    - Identify in the Open Meeting the legal provision authorizing the Closed Session
  - ← Must keep a Record
    - Certified Agenda
      - Record of presiding officer announcing date and time at both beginning and end of Closed Meeting
      - Includes subjects of all deliberations
      - Certification that the agenda is a true correct record of the Closed meeting
      - Confidential document that must be retained for 2 years
    - If closed for Attorney Client Privilege, attorney maintains meeting notes.
  - ← FINAL ACTION must take place in an open meeting



## 5. OPEN GOVERNMENT

### Responsibility of Official

- It is misdemeanor offense to:
  - Knowingly conspire to circumvent the Act by deliberately meeting with less than a quorum for the purpose of a secret meeting;
  - Participate in a closed session knowing there is no agenda of topics or record taken of the meeting;
  - Knowingly make public the results of a legally held closed meeting

## 6. PUBLIC INFORMATION

## 6. PUBLIC INFORMATION

- **Public Information**
  - Information collected, assembled, maintained by or for the HCRMA (any format; any device)
    - Information on HCRMA business belongs to the HCRMA, regardless of whether it's on a personal device
  - Certain exceptions apply
    - Agency Memoranda
    - Drafts
    - Attorney Client Communication
    - Third Party Proprietary Information
    - Security / Technology / Network Information

**The PIA does not distinguish between personal or government issued devices, rather, focuses on the nature of the communication or document.**

## 6. PUBLIC INFORMATION

### Suspending the PIA During a Catastrophe

- Fire, flood, earthquake, hurricane, tornado, or wind, rain, or snow storm
- Power failure, transportation failure, or interruption of communication facilities
- Epidemic
- Riot, civil disturbance, enemy attack, or other actual or threatened act of lawlessness or violence

NOT a period when staff is required to work remotely

#### RULES

- One suspension per catastrophe
- 14 days total
- Must notify the Attorney General
- Must provide posted public notice

## 6. PUBLIC INFORMATION

### Director's Responsibility

- Complete Open Records Training
- Avoid using personal devices and email accounts when conducting HCRMA business
- Forward communications received on a personal account to HCRMA server
- Assume any communication regarding the HCRMA is public
- Notify HCRMA staff immediately of requests for public information
- Do not delete or destroy records
  - Pending PIA request
  - Litigation hold

Public Information Act Inquiries and Requests should be directed to the HCRMA Public Information Act Officer or General Counsel

## 6. PUBLIC INFORMATION

### Temporary Custodian Responsibility

- Any employee who, in the transaction of official business, creates or receives public information
- Public information maintained on a personal device must be forwarded to the HCRMA's server for preservation

Public Information Act Inquiries and Requests should be directed to the HCRMA Public Information Act Officer or General Counsel

## 7. COMPLIANCE PROGRAM

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### INTERNAL ETHICS & COMPLIANCE PROGRAM

RMAAs required to **adopt** and **enforce** an internal ethics and compliance program

- High level personnel responsible for oversight of program
- Avoid delegation of substantial discretionary authority to individuals who have a propensity to engage in illegal activities
- Effectively communicate to employees and governing board, including periodic training
- Effectively communicate with entity's agents



## COMPLIANCE PROGRAM

### REASONABLE STEPS TO ACHIEVE COMPLIANCE WITH STANDARDS AND PROCEDURES:

- Using monitoring and auditing systems designed to reasonably detect noncompliance
- Providing and publicizing a systems for the HCRMA's employees and agents to report suspected non-compliance without retaliation

A suspected violation of HCRMA policies, a violation of law, or a breach of fiduciary duty must be immediately reported to the Executive Director or Chairman

#### Anonymous website reporting:

##### Fraud Reporting

The HCRMA has a responsibility to Hidalgo County and the public to maintain the highest ethical standard when conducting business. To that end, we have adopted a formal fraud reporting program which enables employees, vendors, and citizens to anonymously report any suspected fraudulent, unethical or illegal activity. Click here to make an anonymous report: [reportfraud@hcrma.net](mailto:reportfraud@hcrma.net)

## 7. COMPLIANCE PROGRAM

### **Written Code of Conduct to Address:**

- Record retention
- Fraud
- Equal Opportunity Employment
- Sexual Harassment and Sexual Misconduct
- Conflicts of Interest
- Personal use of HCRMA property
- Gifts and Honoraria

## 7. Compliance Program

### HCRMA Annual Certifications to TxDOT

- Ethics and Compliance Program adopted
- Program is designed to detect and prevent violations of law, regulations, and ethic standards
- HCRMA enforces compliance
- Program satisfies these requirements:
  - Written manual and employee code of conduct
    - Record retention, fraud, equal opportunity employment, sexual harassment and sexual misconduct, conflicts of interest, personal use of HCRMA property, and gifts and honoraria.
  - High-level personnel are responsible for oversight
  - Compliance standards are communicated to employees and board
  - Compliance standards are communicated to HCRMA's agents
  - Compliance standards are achieved through
    - Monitoring and auditing systems to detect noncompliance
    - Providing and publicizing a mechanism for reporting without fear of retaliation
  - Consistent enforcement through appropriate disciplinary mechanisms
  - Reasonable measures to respond to offenses and prevent future offenses

## 7. COMPLIANCE PROGRAM

### Training Evidence:

- Open Meetings Training Certificates
- Public Information Act Training Certificates
- HCRMA Compliance Certificates
- Public Investment Act Training Certificates
- Staff Project / Billing Training Evidence

### Reports:

- Strategic Plan
- Annual Report
- Financial Reports/Audit
- Investment Reports
- Project Reports
- Toll Entity Financial Report
- Notice of Debt
- Compliance Report
- Disclosure / Gift / Interests
- Post-Issue Compliance Records
- Comptroller Tax / Fee / Debt Report
- Board: Annual Personal Financial Statement

# ETHICS AND COMPLIANCE HANDBOOK

# ELECTRONIC ETHICS & COMPLIANCE HANDBOOK

<b>Section A.</b>	<b>Law Governing Regional Mobility Authorities</b>
1.	Chapter 370, Texas Transportation Code
2.	Title 43, Chapter 26, Texas Administrative Code
<b>Section B.</b>	<b>Conflict of Interest</b>
1.	Texas Attorney General Handbook (2012)
2.	See Title 43, Chapter 26, Rule 26.51 (Section A-2)
<b>Section C.</b>	<b>Open Government</b>
1.	Texas Attorney General Handbook – Open Meetings (2020)
2.	Texas Attorney General Handbook – Public Information Act (2020)
<b>Section D.</b>	<b>Ethics for Officials</b>
	Texas Ethics Commission Handbook (2017)
<b>Section E.</b>	<b>HCRMA Operations</b>
1.	Bylaws
2.	Current Strategic Plan
3.	Current Budget (2021)
4.	2020 Audit
5.	TxDOT Audit Results
6.	Travel and Reimbursement Policy
7.	Ethics and Compliance Manual
8.	Ethics and Compliance Training Presentation (2021)
9.	Board Certificate (2021)

**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY  
BOARD OF DIRECTORS  
2021 CERTIFICATE**

Chapter 370, Texas Transportation Code and Title 43, Rule 26.51 of the Texas Administrative Code establish certain requirements for Hidalgo County Regional Mobility Authority Board Members. Accordingly, I, the undersigned, hereby certify as follows:

1. At the time of my appointment, I did not own an interest in any real property that was known to be necessary for any project included in the Hidalgo County Loop System and subject to potential acquisition by the Authority.
2. Neither my spouse nor I:
  - (a) is employed by or participates in the management of a business entity or other organization, other than a political subdivision, that is regulated by or receives funds from the Texas Department of Transportation ("TxDOT"), the Hidalgo County Regional Mobility Authority (the "Authority"), or Hidalgo County;
  - (b) directly or indirectly owns or controls more than a 10% interest in a business or other organization that is regulated by or receives funds from TxDOT, the Authority, or Hidalgo County;
  - (c) uses or receives a substantial amount of tangible goods, services, or funds from TxDOT, the Authority, or Hidalgo County; or
  - (d) is required to register as a lobbyist under Government Code, Chapter 305, because of any activities for compensation on behalf of a profession related to the operation of TxDOT, the Authority, or Hidalgo County.
3. I am not an officer, employee, or paid consultant of a Texas trade association in the field of road construction or maintenance, public transportation, rail, or aviation, and my spouse is not an officer, manager, or paid consultant of a Texas trade association in the field of road construction or maintenance, public transportation, rail, or aviation.
4. I have not received funds from TxDOT, the Authority, or Hidalgo County for acquisition of highway right-of-way, except as previously disclosed in writing to the Authority.
5. While serving as a Board Member of the Authority, I agree that I will not:
  - (a) accept or solicit any gift, favor, or service that might reasonably tend to influence me in the discharge of official duties or that I know or should know is being offered with the intent to influence my official conduct;
  - (b) accept employment or engage in a business or professional activity that I might reasonably expect would require or induce me to disclose confidential information acquired by reason of my official position;
  - (c) accept employment or compensation that could reasonably be expected to impair my independence of judgment in the performance of my official duties;

- (d) make personal investments, including any investments of my spouse, that could reasonably be expected to create a conflict between my private interest and the interest of the Authority or that could impair my ability to make independent decisions;
- (e) intentionally or knowingly solicit, accept, or agree to accept any benefit for having exercised my official powers or performed my official duties in favor of another; or
- (f) have a personal interest in an agreement executed by the Authority.

6. If I should ever have a substantial interest (either own 10% of, or receive 10% of my income from) in a business interest or in real property coming before the Authority, I will file an affidavit with the Authority stating the nature and extent of the interest; and, I shall abstain from further participation in the matter if (a) the matter will have special economic on my business entity, distinguishable from the effect on the public; or, (b) it is reasonable to foresee that an action on the matter will have special economic effect on the value of the real property, distinguishable from its effect on the public.

7. I am qualified to serve as Board Member of the Authority, to wit:

- (a) I am a resident of Texas and Hidalgo County.
- (b) I am not an elected official, TxDOT employee, or employee of any governmental entity located in Hidalgo County.

8. For each year that I serve as a Board Member of the Authority, I agree to file a personal financial statement required of state officers under Subchapter B, Chapter 572, Government Code, with the Texas Ethics Commission.

9. I received the 2021 Hidalgo County Regional Mobility Authority Board of Directors Ethics and Compliance manual electronically. I acknowledge that a complete copy of the Authority's Ethics & Compliance Handbook is available from the Authority's website and that a hard copy will be provided to me upon request.

10. The Authority's annual ethics and compliance training was provided on June 22, 2021.

\_\_\_\_\_  
Signature

Name: \_\_\_\_\_

Date: \_\_\_\_\_



Item 1A

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS  
PLANNING COMMITTEE  
FINANCE COMMITTEE  
TECHNICAL COMMITTEE

  X    
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

AGENDA ITEM  
DATE SUBMITTED  
MEETING DATE

  1A    
 06/15/2021   
 06/22/2021 

1. Agenda Item: **REPORT ON PROGRAM MANAGER ACTIVITY FOR 365 TOLLWAY PROJECT AND IBTC ENVIRONMENTAL CLEARANCE DOCUMENT**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes    No  
Report on 365 Tollway and IBTC Projects
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:    Yes    No   X   N/A
5. Staff Recommendation: **Report only.**
6. Program Manager's Recommendation:    Approved    Disapproved   X   None
7. Planning Committee's Recommendation:    Approved    Disapproved   X   None
8. Board Attorney's Recommendation:    Approved    Disapproved   X   None
9. Chief Auditor's Recommendation:    Approved    Disapproved   X   None
10. Chief Financial Officer's Recommendation:    Approved    Disapproved   X   None
11. Chief Development Engineer's Recommendation:   X   Approved    Disapproved    None
12. Chief Construction Engineer's Recommendation:    Approved    Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved    Disapproved    None



**HCRMA**  
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

## BOARD OF DIRECTORS MEETING FOR JUNE 2021

### HCRMA Board of Directors

**S. David Deanda, Jr., Chairman**

**Forrest Runnels, Vice-Chairman**

**Ezequiel Reyna, Jr., Secretary/Treasurer**

**Alonzo Cantu, Director**

**Paul S. Moxley, Director**

**Francisco “Frank” Pardo, Director**

**Joaquin Spamer, Director**

### HCRMA Administrative Staff

**Pilar Rodriguez, PE, Executive Director**

**Eric Davila, PE, PMP, CCM, Chief Dev. Eng.**

**Ramon Navarro IV, PE, CFM, Chief Constr. Eng.**

**Celia Gaona, CIA, Chief Auditor/Compliance Ofcr.**

**Jose Castillo, Chief Financial Ofcr.**

### General Engineering Consultant

**HDR ENGINEERING, INC.**

***Report on HCRMA Program Management Activity  
Chief Development Engineer – Eric Davila, PE, PMP, CCM***

## ► OVERVIEW

- ❑ 365 TOLL Project Overview
- ❑ IBTC Project Overview
- ❑ Overweight Permit Summary
- ❑ Construction Economics Update

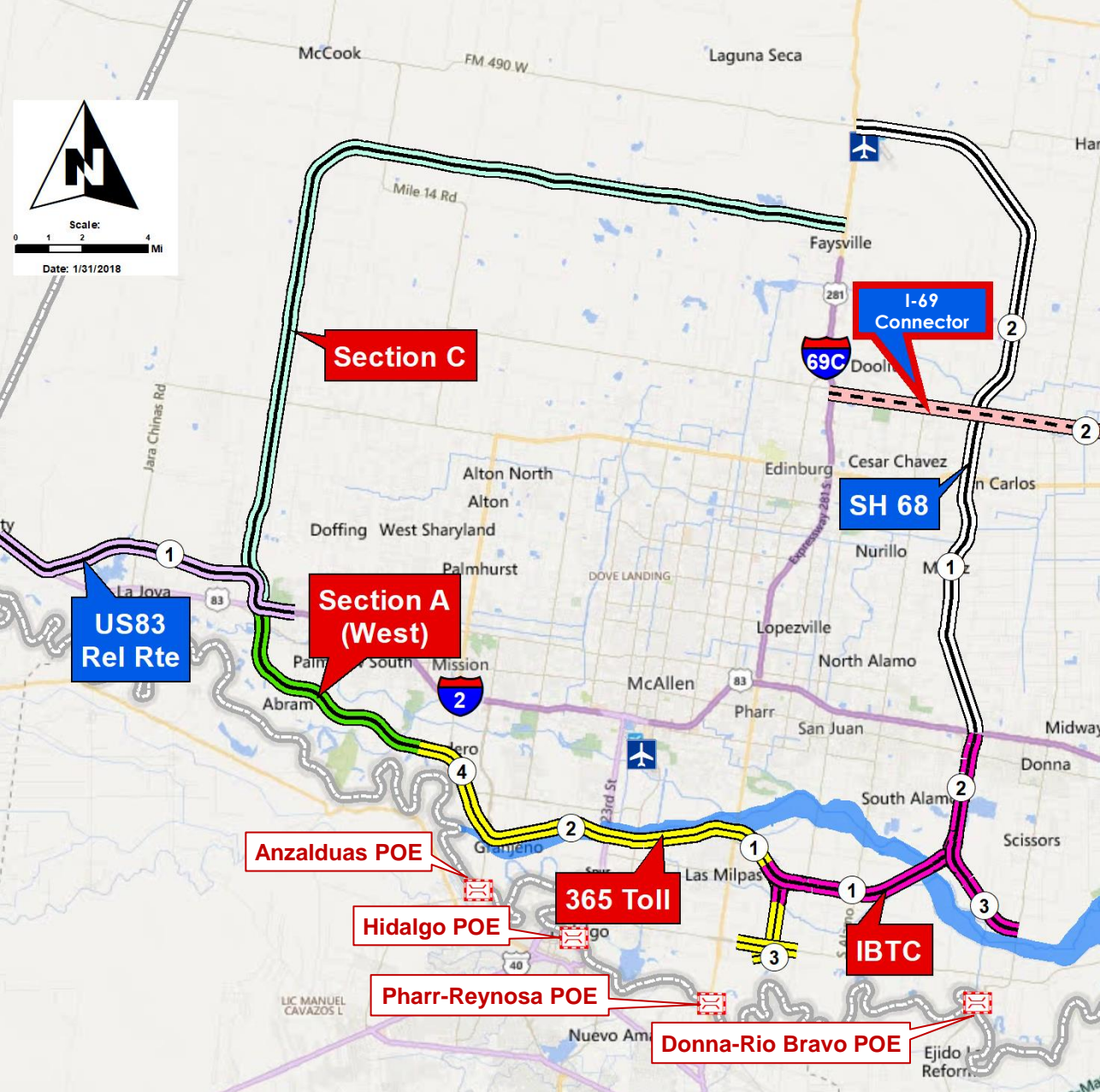
### MISSION STATEMENT:

“To provide our customers with a rapid and reliable alternative for the safe and efficient movement of people, goods and services”



# HCRMA STRATEGIC PLAN

DEVELOP THE  
INFRASTRUCTURE TO  
SERVE A POPULATION  
OF APPROXIMATELY  
800,000 RESIDENTS  
AND  
5 INTERNATIONAL  
PORTS OF ENTRY



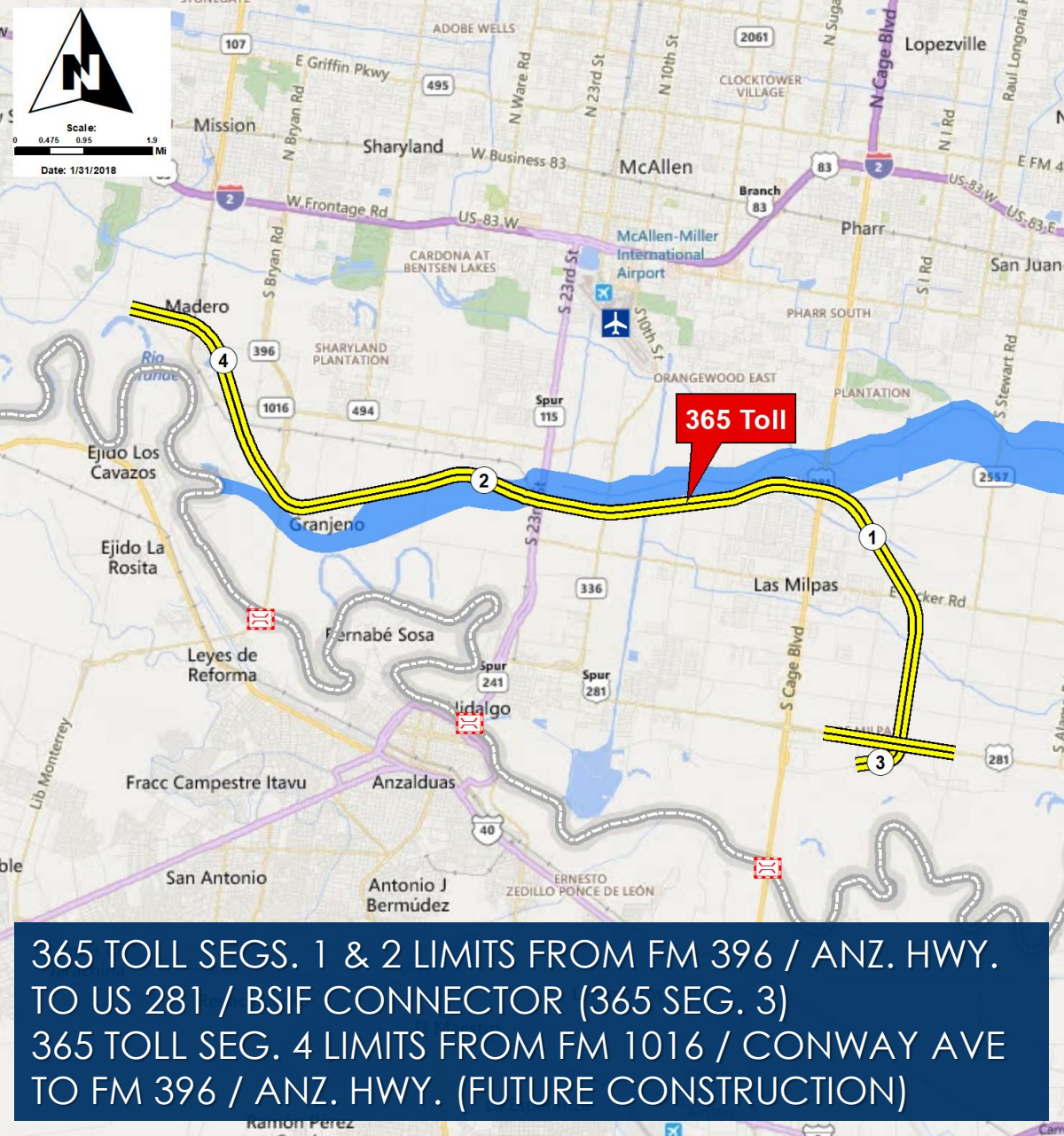


**PDA** – Project Development Agreement  
**FAA** – Financial Assistance Agreement  
**TIP** – Transportation Improvement Program (Short range)  
**MTP** – Metropolitan Transportation Plan (Long Range)

## ► **Post 2021 UTP APPROVAL**

- ❑ Approval of 2021 UTP (Aug 2020)
  - 365 Toll: gap-funded construction funding was budgeted in 2021 UTP Update in 12/2020. Now need a 1<sup>st</sup> /2<sup>nd</sup> reading of a PDA/FAA to allocate funding for HCRMA's use.
  - IBTC: the \$15.5M listed under Cat 12 / TBD needs revised PDA and direction from TxDOT as to whether approved funding can be used for advanced planning (e.g. design, ROW, and/or utility) work.
- ❑ What's in the RGVMPO (Local Plan)
  - 365 Toll Project (TIP / MTP) thru construction
  - IBTC Project (TIP / MTP) thru design (pending funding commitments for construction)





## MAJOR MILESTONES:

NEPA CLEARANCE  
07/03/2015

98% ROW ACQUIRED

**PH 1: 365 SEG. 3 –**  
LET: 08/2015  
COMPLETED

**PH 2: 365 TOLL**  
**SEGS. 1 & 2 –**  
RE-LET: 2021



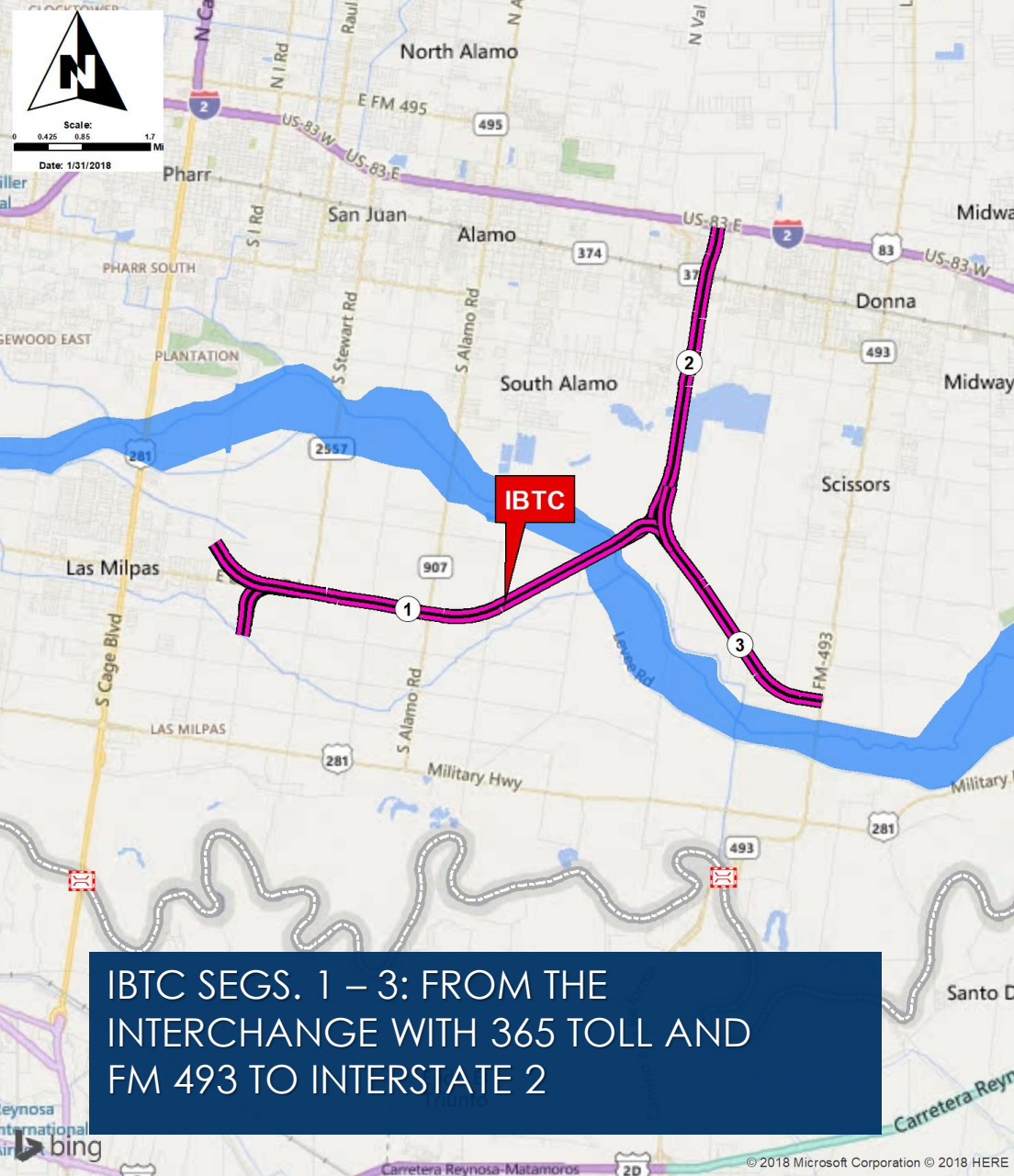
# 365 TOLL

## ► SCHEDULE:

- ❑ ~~12/2021~~, TxDOT processed the Federal Project Authorization and Agreement (FPAA) Modification for the gap funding on 365 Tollway
- ❑ ~~03/2021~~, TxDOT amended the Federal Project Authorization and Agreement (FPAA) with FHWA,
- ❑ ~~06/2021~~, TTC to read a Minute Order (M.O.) for a 2<sup>nd</sup> FAA to incorporate the gap funding into the project,
- ❑ **Mid 07/2021**, TxDOT to provide “release to advertise” notice to HCRMA,
- ❑ **07/19/2021 - 09/17/2021**, HCRMA to advertise the 365 Toll (60 days), hold prebid 09/05/2021, and open bids 09/17/2021,
- ❑ **09/28/2021**, HCRMA Approves Award of Contract,
- ❑ **09/29/2021 - 10/06/2021**, HCRMA meets with rating agencies, prices bonds,
- ❑ **10/27/2021**, Receive TxDOT PHR/CST concurrence with award of contract,
- ❑ **11/17/2021**, HCRMA closes toll revenue bonds,
- ❑ **01/2022**, Commence 42-month construction, and
- ❑ **07/2025**, Open to traffic.







# IBTC

## MAJOR MILESTONES:

OBTAINED EA ENV  
CLASSIF.: 11/2017

EST. NEPA CLEARANCE:  
EARLY FALL 2021

EST. OPEN: EARLY 2026



## International Bridge Trade Corridor (IBTC) (CSJ: 0921-02-142)

(From the Interchange with 365 Toll and FM 493 to Interstate 2)

Project Milestones	2021												2022												2023												
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	
Environmental (Ongoing)																																					
Surveys (65%)																																					
ROW Title Research / Appraisals																																					
ROW Acquisition (5% Adv. Acq.)																																					
Plans, Specs., & Estimates (50%)																																					
Utility Coord / Relocation																																					
Constr. Contract Letting Phase																																					
Constr. Award / Commence																																					

CONSTRUCTION FROM 2023-2025



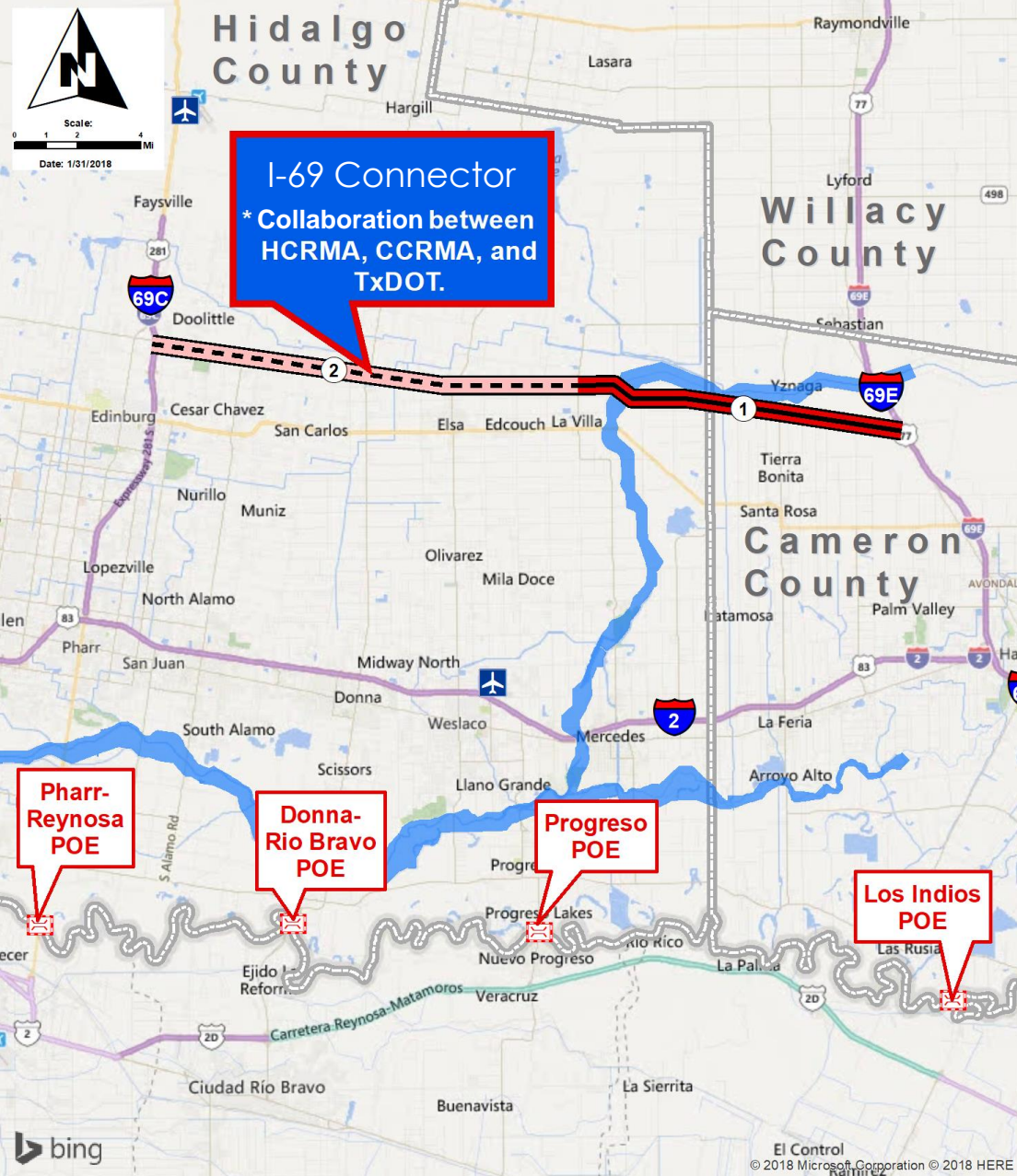
## ► ADVANCE PLANNING

- ❑ Env.: Classification Letter and Scoping Toolkit Submitted Aug 2017
- ❑ Held IBTC Environmental Kick off with TxDOT PHR / ENV April 6, 2018.
- ❑ VRF UTP Matching Funds request processed at the HCMPO—pending adoption by TxDOT at State Level.
- ❑ All env. fieldwork complete: Waters of the US and Archeological trenching—Internal ROE efforts were instrumental to accelerating this work.
- ❑ Meeting held with EPA/TCEQ/TxDOT to discuss Donna Reservoir site for the Hazmat portion of the NEPA Document Oct 2018.
- ❑ Public Meeting took place at Donna High School March 29, 2019.
- ❑ All major milestone reports submitted and undergoing reviews: Project Description, Hazmat, Historic Resources, Public Meeting Summary Report, Waters of the US, and Archaeological Resources.
- ❑ Pending review / approval from TxDOT on: Noise Report, Archaeological Mitigation Plan, and CIC Report – so that final document can be submitted.

## ► OTHER:

- ❑ Surveys (65% complete) – anticipate new survey pool procurement once TxDOT approves new federalized procurement procedures by end of Fall 2019.
- ❑ ROW Acquisition (5% complete)
- ❑ Utility Relo. (SUE 100%, coordination initiated, Overall 20%)
- ❑ Design (PS&E, 50% complete): On Hold





# I-69 Connector

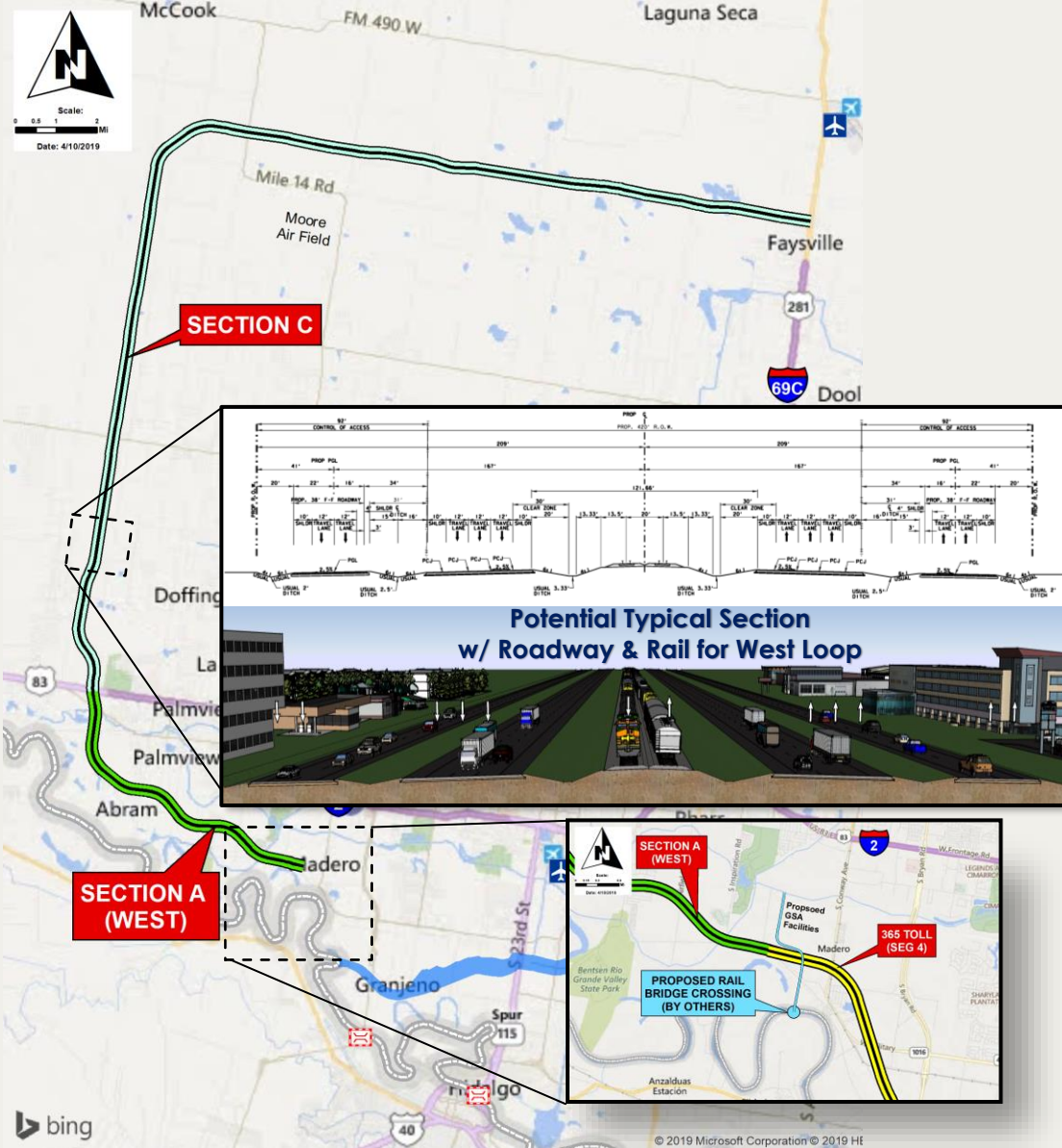
(COLLABORATION W/ TxDOT, CCRMA, AND HCRMA)

## DESCRIPTION:

- ▶ PROJECT LENGTH ~27 MILES
- ▶ FROM I-69C IN HIDALGO COUNTY TO I-69-E IN CAMERON COUNTY
- ▶ KEY PARALLEL CORRIDOR TO I-2 WITH IMPORTANCE TO MOBILITY PROJECTS BY TxDOT, CCRMA AND HCRMA
- ▶ TxDOT COMMITTED SUPPLEMENTAL DEVELOPMENT AUTHORITY FUNDS FOR THE ENTIRE 27 MILE CORRIDOR AS AN EXPRESSWAY FACILITY.
- ▶ TxDOT HAS COMMITTED TO FUNDING THE DEVELOPMENT OF THE SCHEMATIC DESIGN AND ENVIRONMENTAL DOCUMENTS.
- ▶ FEASIBILITY STUDIES KICKED OFF WITH A STAKEHOLDER MEETING OCT 2019.
- ▶ PUBLIC MEETING ON FEASIBILITY STUDIES HELD DECEMBER 2019.







# WEST LOOP

## SECTION A(WEST) / SECTION C

**\*COMPLIMENTS PROPOSED MISSION/MADERO-REYNOSA INTERNATIONAL BORDER CROSSING (BY OTHERS)**

### DESCRIPTION:

- ▶ COMBINED PROJECT LENGTH:  
38 MILES FROM FM 1016 / CONWAY AVE  
(MISSION/MADERO) TO I-69C (NORTH EDINBURG)
- ▶ LIKELY TO BE CLASSIFIED AS AN ENVIRONMENTAL  
IMPACT STATEMENT (EIS) NEPA DOCUMENT (36 TO 48  
MONTHS)—TO BE ENGAGED AFTER IBTC ENV.
- ▶ POTENTIAL FOR CLASS I RAIL WITHIN THE ROW  
PENDING DEVELOPMENTS FOR RAIL CROSSING IN  
MISSION AREA.
- ▶ INTERLOCAL AGREEMENT IN PLACE WITH CITY OF  
MISSION FOR HCRMA'S ASSISTANCE WITH  
ENVIRONMENTAL CLEARANCE EFFORTS.
- ▶ MARCH 2020 - HELD AN ILA KICK OFF MEETING WITH  
THE CITY OF MISSION TO BEGIN ALIGNING ENV.  
CLEARANCE EFFORTS WITH THE CITY'S INTENDED  
OVERALL PROJECT PLAN.
- ▶ MAY 2020 – HCRMA PROVIDED CITY OF MISSION W  
DRAFT SCOPES FOR ENV / TRAFFIC ENG. FOR THEIR  
PROPOSED ENV. CLEARANCE EFFORTS AT THE  
PROPOSED RAIL BRIDGE CROSSING.
- ▶ SEPTEMBER 2020 – TXDOT APPROVED CITY OF  
MISSION PROCUREMENT RULES TO ALIGN WITH THE  
“FEDERAL PROCESS”

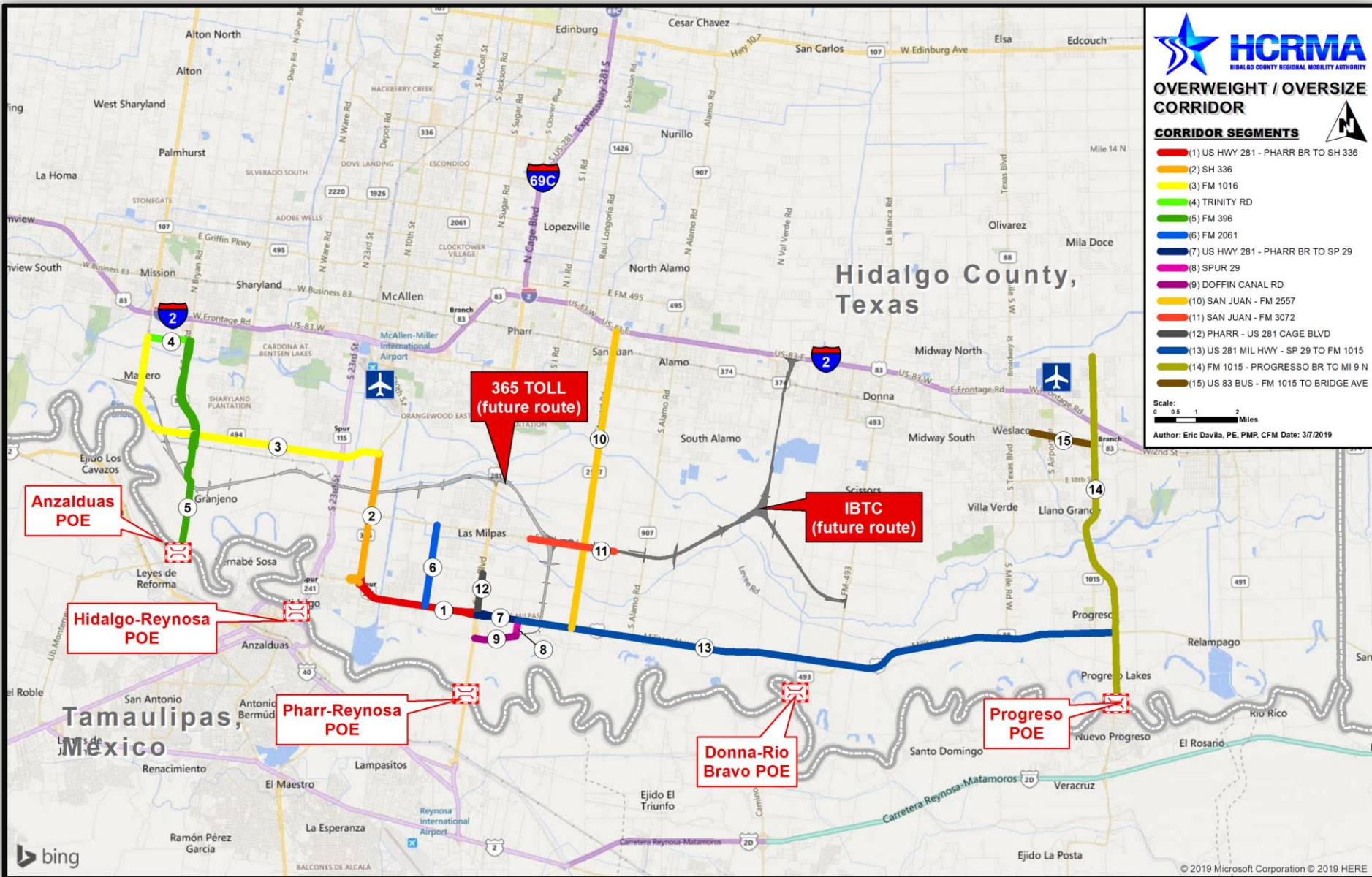


# OVERWEIGHT / OVERSIZE CORRIDOR

## CORRIDOR SEGMENTS

- (1) US HWY 281 - PHARR BR TO SH 336
- (2) SH 336
- (3) FM 1016
- (4) TRINITY RD
- (5) FM 396
- (6) FM 2061
- (7) US HWY 281 - PHARR BR TO SP 29
- (8) SPUR 29
- (9) DOFFIN CANAL RD
- (10) SAN JUAN - FM 2557
- (11) SAN JUAN - FM 3072
- (12) PHARR - US 281 CAGE BLVD
- (13) US 281 MIL HWY - SP 29 TO FM 1015
- (14) FM 1015 - PROGRESSO BR TO MI 9 N
- (15) US 83 BUS - FM 1015 TO BRIDGE AVE

Scale: 0 0.5 1 2 Miles  
 Author: Eric Davila, PE, PMP, CFM Date: 3/7/2019





► **OVERWEIGHT REPORT FOR PERIOD:  
JAN 1, 2014 – MAY 31, 2021**

**OW**

<b>Total Permits Issued:</b>	<b>202,074</b>
<b>Total Amount Collected:</b>	<b>\$ 31,927,566</b>
■ <b>Convenience Fees:</b>	<b>\$ 676,566</b>
■ <b>Total Permit Fees:</b>	<b>\$ 31,251,000</b>
– Pro Miles:	<b>\$ 606,222</b>
– TxDOT:	<b>\$ 26,563,350</b>
– HCRMA:	<b>\$ 4,081,428</b>



► **OVERWEIGHT REPORT FOR PERIOD:  
JAN 1, 2021 – MAY 31, 2021**

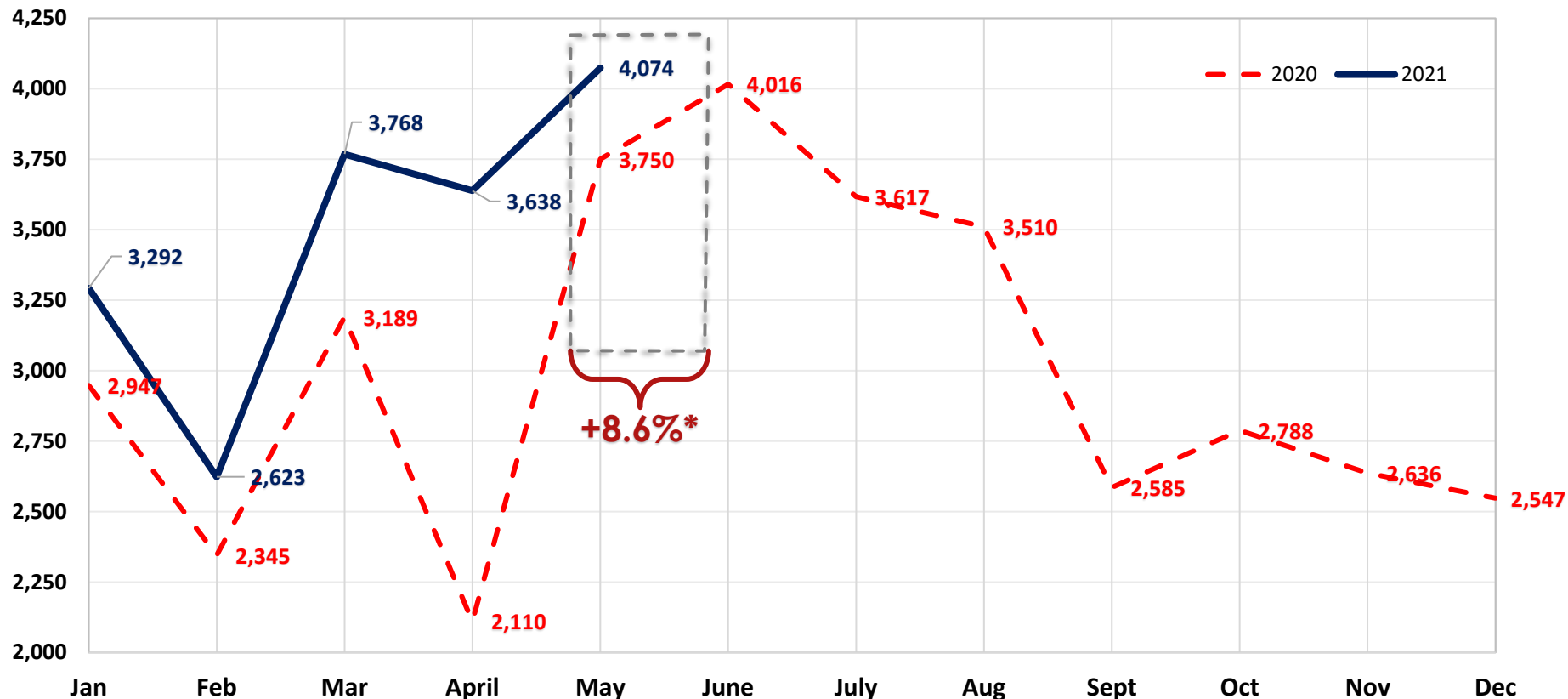
**OW**

<b>Total Permits Issued:</b>	<b>17,395</b>
<b>Total Amount Collected:</b>	<b>\$ 3,523,406</b>
■ <b>Convenience Fees:</b>	<b>\$ 44,406</b>
■ <b>Total Permit Fees:</b>	<b>\$ 3,479,000</b>
– Pro Miles:	<b>\$ 52,185</b>
– TxDOT:	<b>\$ 2,957,150</b>
– HCRMA:	<b>\$ 469,665</b>





## Overweight/Oversized Permit Count 2020 - 2021 Monthly Comparison



### Notes:

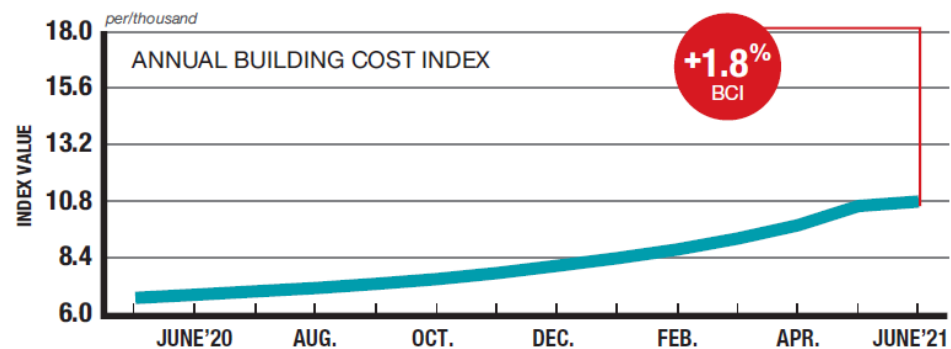
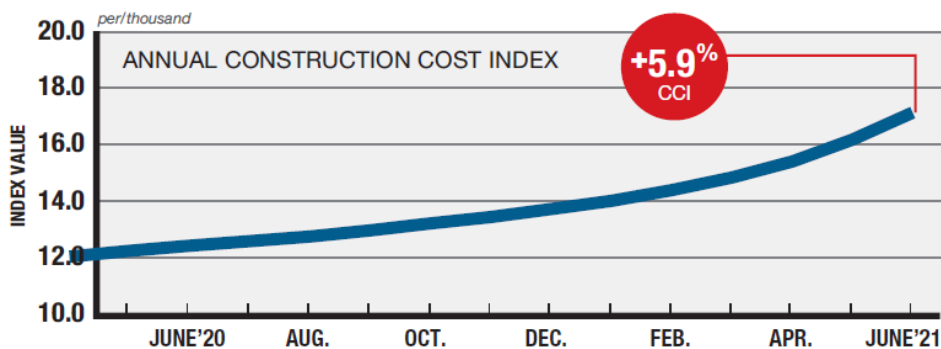
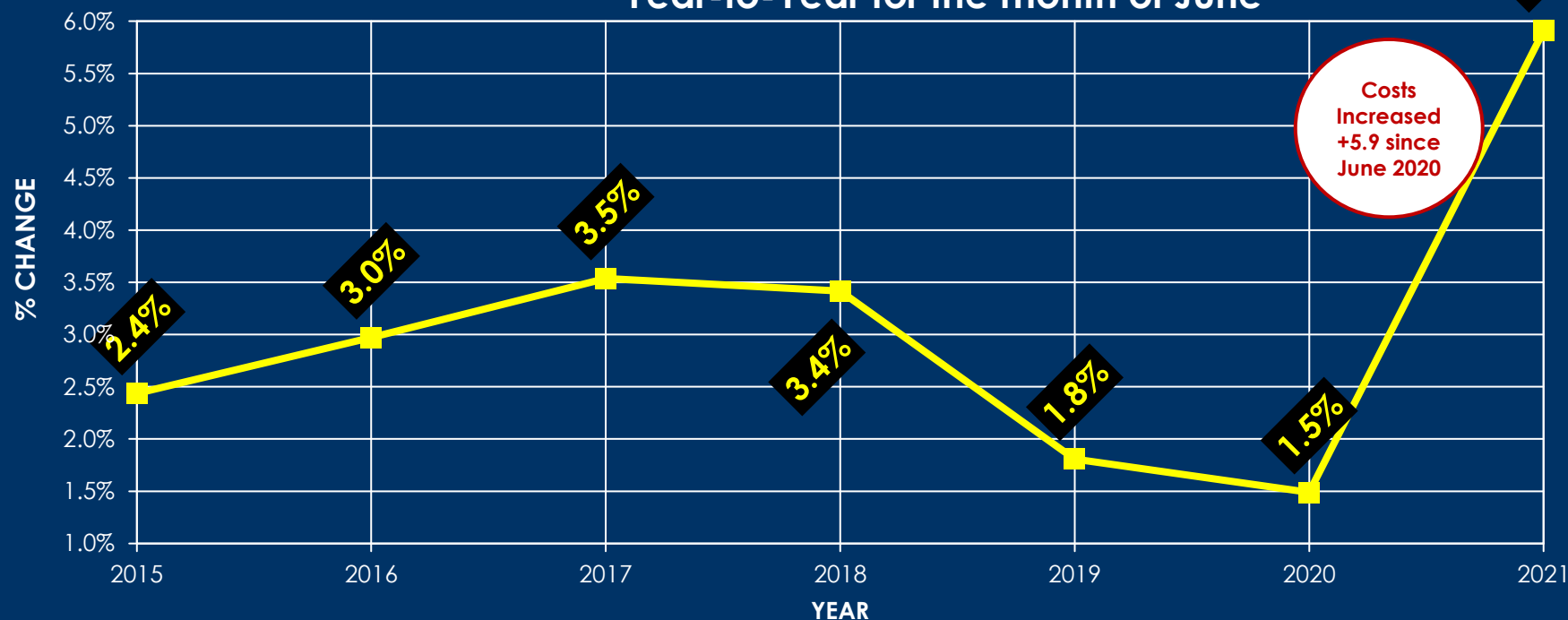
1. The permit count for 2020 (36,040) ended with a +6.7% increase compared to 2019 (33,790).
2. For the year 2021, the total monthly permit count of 4,074 represents an +8.6% increase compared to the same month in 2020.



# ► CONSTR. ECONOMICS JUNE 2021

CE

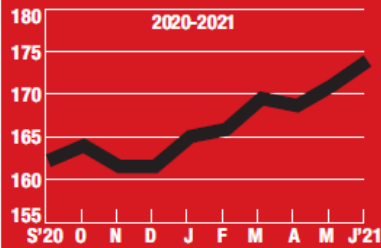
Construction Cost Index (CCI) Change (%)  
Year-to-Year for the month of June



## CONCRETE BLOCK

**+1.7%**

MONTHLY PRICES INCREASED 1.7%, WHILE YEARLY PRICES ROSE 10.6%.

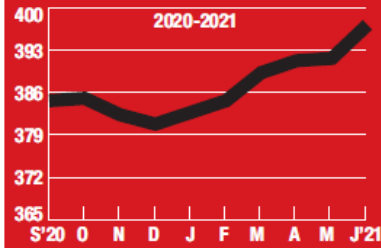


1992=100

## READY-MIX CONCRETE

**+1.4%**

READY-MIX CONCRETE PRICES INCREASED 1.4% SINCE LAST MONTH.

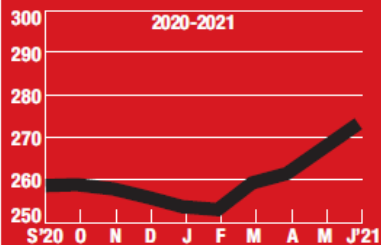


1992=100

## ASPHALT PAVING

**+2.2%**

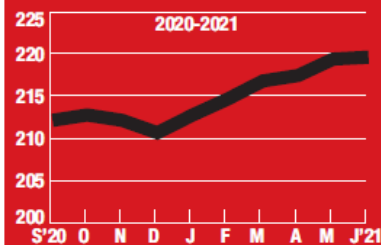
ASPHALT PRICES ROSE 2.2% THIS MONTH, WHILE YEARLY PRICES ARE UP 7.4%.



## PORTLAND CEMENT

**+0.1%**

MONTHLY PRICES FOR PORTLAND CEMENT INCREASED 0.1% THIS MONTH.



## 20-CITY AVERAGE

ITEM	UNIT	\$PRICE	%MONTH	%YEAR
------	------	---------	--------	-------

### ASPHALT PAVING

PG 58	TON	423.27	+2.2	+7.4
Cutback, MC800	TON	387.01	+0.6	+2.9
Emulsion, RAPID SET	TON	360.69	+0.3	+1.0
Emulsion, SLOW SET	TON	371.76	+0.3	+0.9

### PORTLAND CEMENT

Type one	TON	153.08	+0.1	+3.4
----------	-----	--------	------	------

### MASONRY CEMENT

70-lb bag	TON	11.17	+0.2	+3.6
-----------	-----	-------	------	------

### CRUSHED STONE

Base course	TON	12.70	+0.1	+0.7
Concrete course	TON	11.79	-0.4	+0.1
Asphalt course	TON	14.21	+0.8	+3.5

### SAND

Concrete	TON	10.94	+3.5	+4.9
Masonry	TON	13.31	+5.3	+7.5

### READY-MIX CONCRETE

3,000 psi	CY	129.24	+1.4	+8.2
4,000 psi	CY	142.90	+0.7	+3.4
5,000 psi	CY	186.51	-0.4	-1.7

### CONCRETE BLOCK

Normal weight: 8" x 8" x 16"	C	162.58	+1.7	+10.6
Lightweight: 8" x 8" x 16"	C	159.01	-0.3	-7.5
12" x 8" x 16"	C	204.17	+2.7	+11.6

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Item 1B

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  1B  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/15/21  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/21  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **REPORT ON 365 TOLLWAY PROJECT FINANCING ACTIVITIES.**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No  
Report on 365 Tollway Project Financing Activities – Richard Ramirez, Hilltop Securities.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:      Yes      No   X   N/A
5. Staff Recommendation: **Report only.**
6. Program Manager's Recommendation:      Approved      Disapproved   X   None
7. Planning Committee's Recommendation:      Approved      Disapproved   X   None
8. Board Attorney's Recommendation:      Approved      Disapproved   X   None
9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None
10. Chief Financial Officer's Recommendation:      Approved      Disapproved   X   None
11. Chief Development Engineer's Recommendation:      Approved      Disapproved   X   None
12. Chief Construction Engineer's Recommendation:      Approved      Disapproved   X   None
13. Executive Director's Recommendation:      Approved      Disapproved   X   None

Item 2A

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>    X    </u>	AGENDA ITEM	<u>    2A    </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>    06/09/21    </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>    06/22/21    </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **APPROVAL OF MINUTES FOR REGULAR MEETING HELD MAY 25, 2021.**
2. Nature of Request: (Brief Overview) Attachments:     X     Yes        No  
Consideration and Approval of Minutes for the Hidalgo County Regional Mobility Authority Board of Directors Regular Meeting held May 25, 2021.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:        Yes        No     X     N/A
5. Staff Recommendation: **Motion to approve the minutes for the Board of Director's Regular Meeting held May 25, 2021, as presented.**
6. Planning Committee's Recommendation:        Approved        Disapproved     X     None
7. Finance Committee's Recommendation:        Approved        Disapproved     X     None
8. Board Attorney's Recommendation:     X     Approved        Disapproved        None
9. Chief Auditor's Recommendation:        Approved        Disapproved     X     None
10. Chief Financial Officer's Recommendation:        Approved        Disapproved     X     None
11. Chief Development Engineer's Recommendation:        Approved        Disapproved     X     None
12. Chief Construction Engineer's Recommendation:        Approved        Disapproved     X     None
13. Executive Director's Recommendation:     X     Approved        Disapproved        None



**STATE OF TEXAS**  
**COUNTY OF HIDALGO**  
**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY**

The Hidalgo County Regional Mobility Authority Board of Directors convened for a Workshop and Regular Meeting on **Tuesday, May 25, 2021**, at 5:30 pm at the Pharr City Hall, 2<sup>nd</sup> Floor City Commission Chambers, 118 S. Cage, Blvd, Pharr, TX 78577, with the following participating:

Board Members:	S. David Deanda, Jr., Chairman Forrest Runnels, Vice-Chairman Alonzo Cantu, Director Frank Pardo, Director Paul Moxley, Director Joaquin Spamer, Director
Absent:	Ezequiel Reyna, Jr., Secretary/Treasurer Alonzo Cantu, Director
Staff:	Pilar Rodriguez, Executive Director Ramon Navarro, Chief Construction Engineer Eric Davila, Chief Development Engineer Celia Gaona, Chief Auditor/Compliance Officer Jose Castillo, Chief Financial Officer Maria Alaniz, Administrative Assistant III Richard Cantu, Law office of Richard Cantu, Legal Counsel Colby Eckols, Hilltop Securities, Financial Advisor

**PLEDGE OF ALLEGIANCE**

Chairman Deanda led the Pledge of Allegiance.

**INVOCATION**

Ms. Gaona led the Invocation.

**CALL TO ORDER OF A WORKSHOP at 5:39 p.m.**

1. Presentation by HCRMA General Engineering Consultant (GEC), HDR Engineering, Inc., on 365 Toll Plan Quantity Audit and Opinion of Probable Cost (OPCC) Review.  
*Mr. Samuel Saldivar, Jr., HDR Engineering Inc., presented on 365 Toll Plan Quantity Audit and Opinion of Probable Cost (OPCC) Review.*

**ADJOURNMENT OF WORKSHOP**

**CALL TO ORDER FOR REGULAR MEETING AND ESTABLISH A QUORUM**

Chairman Deanda called the Regular Meeting to order at 5:30 p.m.

**PUBLIC COMMENT**

*No Comments.*

## 1. REPORTS

- A. Report on Program Manager Activity for 365 Tollway Project and IBTC Environmental Clearance Document – Eric Davila, HCRMA.  
*Mr. Eric Davila reported on Program Manager Activity for 365 Tollway Project and IBTC Environmental Clearance Document. No action taken.*
- B. Report on 365 Tollway Project Financing Activities – Richard Ramirez, Hilltop Securities.  
*Mr. Colby Eckols, Hilltop Securities, reported on the 365 Tollway Project Financing Activities. No action taken.*

**Chairman Deanda recessed the Regular Meeting to enter into Workshop at 5:39 pm. Chairman Deanda adjourned the Workshop and reconvened the Regular Meeting at 5:54 pm.**

## 2. CONSENT AGENDA.

**Motion by Paul Moxley, with a second by Frank Pardo, to approve the Consent Agenda. Motion carried unanimously.**

- A. Approval of Minutes for the Regular Meeting held April 27, 2021.  
*Approved the Minutes for the Regular Meeting held April 27, 2021.*
- B. Approval of Project & General Expense Report for the period from April 8, 2021 to May 7, 2021.  
*Approved the Project & General Expense Report for the period from April 8, 2021 to May 7, 2021.*
- C. Approval of Financial Reports for April 2021.  
*Approved the Financial Reports for April 2021.*
- D. Resolution 2021-14 — Approval of Supplemental Agreement 1 to Work Authorization 2 to the Professional Service Agreement with Blanton & Associates, Inc. for a no-cost time extension.  
*Approved of Resolution 2021-14 — Approval of Supplemental Agreement 1 to Work Authorization 2 to the Professional Service Agreement with Blanton & Associates, Inc. for a no-cost time extension.*
- E. Resolution 2021-15 – Approval of Supplemental Agreement 1 to Work Authorization 6 to the Professional Service Agreement with Blanton & Associates, Inc. for a no-cost time extension.  
*Approved Resolution 2021-15 – Approval of Supplemental Agreement 1 to Work Authorization 6 to the Professional Service Agreement with Blanton & Associates, Inc. for a no-cost time extension.*
- F. Resolution 2021-16 – Approval of Supplemental Agreement 2 to Work Authorization 19 to the Professional Services Agreement with SAMES Inc. for 365 Toll/HCID 2 Parcel Updates.  
*Approved Resolution 2021-16 – Approval of Supplemental Agreement 2 to Work Authorization 19 to the Professional Services Agreement with SAMES Inc. in the amount of \$3,180.00 for 365 Toll/HCID 2 Parcel Updates.*
- G. Resolution 2021-17 – Approval of Contract Amendment 18 to the Professional Services Agreement with SAMES Inc. to increase the maximum payable amount for Supplemental Agreement 2 to Work Authorization Number 19.  
*Approved Resolution 2021-17 – Approval of Contract Amendment 18 to the Professional Services Agreement with SAMES Inc. to increase the maximum payable amount for Supplemental Agreement 2 to Work Authorization Number 19 for a revised maximum payable amount of \$290,171.50.*

## 3. REGULAR AGENDA

A. None.

#### 4. CHAIRMAN'S REPORT

A. None.

#### 5. TABLED ITEMS

A. None.

#### 6. EXECUTIVE SESSION, CHAPTER 551, TEXAS GOVERNMENT CODE, SECTION 551.071 (CONSULTATION WITH ATTORNEY), SECTION 551.072 (DELIBERATION OF REAL PROPERTY) AND SECTION 551.074 (PERSONNEL MATTERS)

A. Consultation with Attorney on legal issues pertaining to an Interlocal Cooperative Agreement with the City of Mission to provide Right of Way Acquisition Services (Section 551.071 T. G.C.)

***No action taken.***

B. Consultation with Attorney on legal issues pertaining to the Texas Department of Transportation State Infrastructure Bank Loan for the 365 Tollway Project (Section 551.071 T.G.C.).

***No action taken.***

C. Consultation with Attorney on legal issues pertaining to Professional Service Agreements for Engineering, Surveying and Environmental Services (Section 551.071 T.G.C.).

***No action taken.***

D. Consultation with Attorney on legal issues pertaining to the acquisition of real property for various parcels for the 365 Tollway Project and International Bridge Trade Corridor Project (Sections 551.071 and 551.072 T.G.C.).

***No action taken.***

E. Consultation with Attorney on legal issues pertaining to the acquisition, including the use of Eminent Domain, for property required to complete the project alignments of the 365 Tollway Project (Sections 551.071 and 551.072 T.G.C.).

***No action taken.***

F. Consultation with Attorney on legal issues pertaining to the Environmental Clearance Document for the International Bridge Trade Corridor Project (Section 551.071 T.G.C.).

***No action taken.***

G. Consultation with Attorney on legal issues pertaining to the issuance of one or more Series of Hidalgo County Regional Mobility Authority bonds and related agreements and provisions relating to the subject (Section 551.071 T.G.C.).

***No action taken.***

H. Consultation with Attorney on personnel matters related to the COVID-19 pandemic (Section 551.074 T.G.C.).

***No action taken.***

## **ADJOURNMENT**

*There being no other business to come before the Board of Directors, motion by Forrest Runnels, with a second by Frank Pardo, to adjourn the meeting at 5:55 p.m.*

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*S. David Deanda, Jr, Chairman*

*Attest:*

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*Ezequiel Reyna, Jr., Secretary/Treasurer*

Item 2B

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  2B  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/15/21  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/21  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **APPROVAL OF PROJECT AND GENERAL EXPENSE REPORT FROM MAY 8, 2021 TO JUNE 4, 2021**

2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No

Consideration and approval of project and general expense report for the period from May 8, 2021 to June 4, 2021

3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy

4. Budgeted:   X   Yes      No   N/A   Funding Source: VRF Bond

General Account	\$ 112,568.86
Disbursement Account	\$ 36,625.74
<b>Total Project Expenses for Reporting Period</b>	<b>\$ 149,194.60</b>

Fund Balance after Expenses \$ 8,439,098.69

5. Staff Recommendation: **Motion to approve the project and general expense report for the May 8, 2021 to June 4, 2021, as presented.**

6. Planning Committee's Recommendation:      Approved      Disapproved   X   None

7. Finance Committee's Recommendation:      Approved      Disapproved   X   None

8. Board Attorney's Recommendation:      Approved      Disapproved   X   None

9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None

10. Chief Financial Officer's Recommendation:   X   Approved      Disapproved      None

11. Chief Development Engineer's Recommendation:   X   Approved      Disapproved      None

12. Chief Construction Engineer's Recommendation:   X   Approved      Disapproved      None

13. Executive Director's Recommendation:   X   Approved      Disapproved      None



# Memorandum

**To:** S. David Deanda Jr., Chairman  
**From:** Pilar Rodriguez, PE, Executive Director  
**Date:** June 15, 2021  
**Re:** Expense Report for the Period from May 8, 2021 to June 4, 2021

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Attached is the expense report for the period commencing on May 8, 2021 to June 4, 2021.

Expenses for the General Account total \$112,568.86 and the Disbursement Account total \$36,625.74. The aggregate expense for the reporting period is \$149,194.60.

Based on review by this office, **approval of expenses for the reporting period is recommended in the aggregate amount of \$149,194.60.**

This leaves a fund balance (all funds) after expenses of 8,439,098.69.

If you should have any questions or require additional information, please advise.



<b>Plains Capital 41</b>	<b>Make Check Payable to</b>	<b>Date Work Performed</b>	<b>Amount</b>
Wages & Benefits	City of Pharr	May 2021	\$ 72,771.42
	Office Depot	May 2021	\$ 88.22
	A-Fast Delivery, LLC	May 2021	\$ 134.50
	Copy Zone	May 2021	\$ 511.85
	Bracewell, LLP	May 2021	\$ 4,680.00
	Escobedo & Cardenas, LLP	May 2021	\$ 112.50
	Pathfinder Public Affairs	May 2021	\$ 10,000.00
Accounting Fees	City of Pharr	May 2021	\$ 205.00
Rent	City of Pharr	June 2021	\$ 4,480.00
	City of Pharr	May 2021	\$ 4,305.00
	City of Pharr	6/1/21-6/30/21	\$ 655.00
	Xerox-Dahill	6/8/21-07/07/21	\$ 683.21
	Xerox	6/1/21-6/30/21	\$ 194.05
Professional Services	Pena Designs	May 2021	\$ 200.00
	Allterra Central, Inc.	5/27/2021	\$ 7,810.04
	Allterra Central, Inc.	5/27/2021	\$ 2,400.00
	San Miguel Lawn Care Services	5/10/2021	\$ 465.00
	Credit Card Services	5/03/2021-6/03/2021	\$ 99.00
	Credit Card Services	5/03/2021-6/03/2021	\$ 2,128.74
	Credit Card Services	5/03/2021-6/03/2021	\$ 645.33
			<b>\$ 112,568.86</b>
<b>Wilmington Trust 45/Capital Projects</b>			
Legal Fees	Bracewell, LLP	May 2021	\$ 2,360.00
	Escobedo & Cardenas, LLP	May 2021	\$ 900.00
	Blanton & Associates, Inc.	May 2021	\$ 2,977.57
	HDR Engineering, Inc.	4/25/21-05/22/21	\$ 8,038.80
	HDR Engineering, Inc.	4/25/21-05/22/21	\$ 6,196.17
	HDR Engineering, Inc.	4/25/21-05/22/21	\$ 11,793.20
	Saenz Oil & Gas Services	3/23/21-5/24/21	\$ 2,940.00
	San Miguel	5/5/2021	\$ 795.00
	San Miguel Lawn Care Services	5/08/2021	\$ 625.00
			<b>\$36,625.74</b>
Sub Total - General	\$	112,568.86	
Sub Total - Projects	\$	36,625.74	
Sub Total - 46	\$	-	
Total	\$	<b>149,194.60</b>	

**Approved:** \_\_\_\_\_  
S. David Deanda, Jr., Chairman

**Recommend Approval:** \_\_\_\_\_  
Pilar Rodriguez, Executive Director

**Approved:** \_\_\_\_\_  
Ezequiel Reyna, Jr., Secretary/Treasurer

**Date:** 6/22/2021



Item 2C

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  2C  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/15/21  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/21  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **APPROVAL OF THE FINANCIAL REPORT FOR THE MONTHS OF MAY 2021.**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes        No  
Consideration and approval of financial report for the months of May 2021.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:        Yes        No   X   N/A  
Funding Source:
5. Staff Recommendation: **Motion to approve the Financial Report for the months of May 2021, as presented.**
6. Planning Committee's Recommendation:        Approved        Disapproved   X   None
7. Finance Committee's Recommendation:        Approved        Disapproved   X   None
8. Board Attorney's Recommendation:        Approved        Disapproved   X   None
9. Chief Auditor's Recommendation:        Approved        Disapproved   X   None
10. Chief Financial Officer's Recommendation:   X   Approved        Disapproved        None
11. Chief Development Engineer's Recommendation:        Approved        Disapproved   X   None
12. Chief Construction Engineer's Recommendation:        Approved        Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved        Disapproved        None

**HIDALGO CO. REGIONAL MOBILITY AUTHORITY**  
**STATEMENT OF NET POSITION MAY 31, 2021**

**ASSETS**

**CURRENT ASSETS**

Cash	\$ 51,774
Investment-Cap. Projects nonrestricted	54,812
Pool Investments	2,547,467
Promises-Prepaid/Escrow Overweight Permit Fees	112,582
Accounts Receivable - VR Fees	591,710
Prepaid expense	1,271
Prepaid bond insurances	309,595

Total Current Assets	<u>3,669,211</u>
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**RESTRICTED ASSETS**

Construction 2020A Series	5,594,342
Investment-2020 debt service	1,235,104
Investment-debt service	748,264
Investment-debt service jr. lien	6,663,193

Total Restricted Assets	<u>14,240,903</u>
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**CAPITAL ASSETS**

Land-environmental	441,105
Leasehold improvements	266,776
Office equipment/other	33,136
Construction in progress	127,588,194
Accumulated depreciation	(56,858)

Total Capital Assets	<u>128,272,353</u>
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**DEFERRED OUTFLOW OF RESOURCES**

Deferred charges on refunding	6,153,048
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Total Deferred Outflows	<u>6,153,048</u>
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<b>TOTAL ASSETS and DEFERRED OUTFLOWS OF RESOURCES</b>	<b><u>\$ 152,335,515</u></b>
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**LIABILITIES AND NET POSITION**

**CURRENT LIABILITIES**

Accounts payable-City of Pharr	\$ 77,076
Unearned Revenue - Overweight Permit Escrow	112,582
Current Portion of Bond Premium 2013	53,223
Current Portion of Bond Premium 2020A	45,256

Total Current Liabilities	<u>288,137</u>
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**RESTRICTED LIABILITIES**

Accrued interest payable	154,712
Current Portion of Long-Term 2020 Debt	805,000
Current Portion of Long-Term Debt 2013	1,305,000

Total Restricted Liabilities	<u>2,264,712</u>
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**LONG-TERM LIABILITIES**

2013 VRF Bonds Payable	2,785,000
2020 Series A Bonds Payable	9,870,000
2020 Series B Bonds Payable	57,210,000
Jr. Lien Bonds	22,975,440
Bond premium 2013VRF	106,987
Bond premium 2020A	1,301,108

Total Long-Term Liabilities	<u>94,248,535</u>
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Total Liabilities	<u>96,801,384</u>
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**NET POSITION**

Investment in Capital Assets, Net of Related Debt	43,562,729
Restricted for:	
Debt Service	6,381,849
Unrestricted	5,589,553

Total Net Position	<u>55,534,131</u>
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<b>TOTAL LIABILITIES AND NET POSITION</b>	<b><u>\$ 152,335,515</u></b>
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Pharr, TX

# Balance Sheet

## Account Summary

As Of 05/31/2021

Account	Name	Balance
<b>Fund: 41 - HCRMA-GENERAL</b>		
<b>Assets</b>		
<u>41-1-1100-000</u>	GENERAL OPERATING	51,773.75
<u>41-1-1102-000</u>	POOL INVESTMENTS	2,547,466.95
<u>41-1-1113-000</u>	ACCOUNTS RECIEVABLES-VR FEES	591,709.54
<u>41-1-1113-100</u>	PROMILES-PREPAID/ESCROW OVERWE	112,581.56
<u>41-1-1117-000</u>	LEASEHOLD IMPROVEMENTS	266,776.38
<u>41-1-1118-000</u>	CONSTRUCTION IN PROGRESS	127,588,193.87
<u>41-1-1119-001</u>	LAND-ENVIRONMENTAL	441,105.00
<u>41-1-1121-000</u>	FURNITURE & FIXTURES	24,529.90
<u>41-1-1122-000</u>	COMPUTER EQUIP/SOFTWARE	8,606.51
<u>41-1-1123-000</u>	ACCUMULATED DEPRECIATION	-56,857.53
<u>41-1-1601-000</u>	PREPAID EXPENSE	1,271.08
<u>41-1-1700-001</u>	DEFERRED CHARGES ON REFUNDING	6,153,048.16
<u>41-1-1700-010</u>	DEFERRED CHARGES ON BOND INSURANC	309,594.70
	<b>Total Assets:</b>	<b>138,039,799.87</b>
		<b><u>138,039,799.87</u></b>
<b>Liability</b>		
<u>41-2-1212-001</u>	A/P CITY OF PHARR	77,076.42
<u>41-2-1213-009</u>	CURRENT-UNAMORTIZED PREMIUM	53,223.39
<u>41-2-1213-010</u>	CURRENT- UNAMORTIZED- PREM 2020A	45,255.92
<u>41-2-1213-012</u>	BONDS PAYABLE CURRENT- 2020B	805,000.00
<u>41-2-1213-100</u>	UNEARNED REV.-OVERWEIGHT	112,581.56
<u>41-2-1214-001</u>	BONDS PAYABLE-CURRENT	1,305,000.00
<u>41-2-1214-002</u>	BONDS PAYABLE-LONG TERM PORTIO	2,785,000.00
<u>41-2-1214-003</u>	UNAMORTIZED PREMIUM ON BOND	106,986.78
<u>41-2-1214-004</u>	UNAMORTIZED PREM- 2020A	1,301,107.70
<u>41-2-1214-010</u>	LONG TERM BONDS- JR LIEN	22,975,440.14
<u>41-2-1214-011</u>	LONG TERM BONDS- 2020A	9,870,000.00
<u>41-2-1214-012</u>	LONG TERM BONDS- 2020B	57,210,000.00
	<b>Total Liability:</b>	<b>96,646,671.91</b>
<b>Equity</b>		
<u>41-3-3400-000</u>	FUND BALANCE	41,689,825.95
	<b>Total Beginning Equity:</b>	<b>41,689,825.95</b>
Total Revenue		3,479,990.85
Total Expense		3,776,688.84
Revenues Over/Under Expenses		<b>-296,697.99</b>
	<b>Total Equity and Current Surplus (Deficit):</b>	<b>41,393,127.96</b>
	<b>Total Liabilities, Equity and Current Surplus (Deficit):</b>	<b><u>138,039,799.87</u></b>



Pharr, TX

# Budget Report

## Account Summary

For Fiscal: 2021 Period Ending: 05/31/2021

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
<b>Fund: 41 - HCRMA-GENERAL</b>							
<b>Revenue</b>							
41-4-1504-000	VEHICLE REGISTRATION FEES	6,500,000.00	6,500,000.00	591,710.00	3,040,280.00	-3,459,720.00	53.23 %
41-4-1505-005	PROMILES-OW/OS PERMIT FEES	1,000,000.00	1,000,000.00	88,074.00	438,858.00	-561,142.00	56.11 %
41-4-1506-000	INTEREST REVENUE	15,000.00	15,000.00	154.36	852.85	-14,147.15	94.31 %
	<b>Revenue Total:</b>	<b>7,515,000.00</b>	<b>7,515,000.00</b>	<b>679,938.36</b>	<b>3,479,990.85</b>	<b>-4,035,009.15</b>	<b>53.69 %</b>
<b>Expense</b>							
41-52900-1100-000	SALARIES	538,184.00	538,184.00	35,077.22	194,757.59	343,426.41	63.81 %
41-52900-1104-000	OVERTIME	500.00	500.00	27.40	27.40	472.60	94.52 %
41-52900-1105-000	FICA	45,608.00	45,608.00	2,688.29	14,975.86	30,632.14	67.16 %
41-52900-1106-000	HEALTH INSURANCE	29,000.00	29,000.00	2,473.00	9,652.44	19,347.56	66.72 %
41-52900-1115-000	EMPLOYEES RETIREMENT	45,608.00	45,608.00	2,538.31	14,051.81	31,556.19	69.19 %
41-52900-1116-000	PHONE ALLOWANCE	6,300.00	6,300.00	392.30	2,157.65	4,142.35	65.75 %
41-52900-1117-000	CAR ALLOWANCE	22,800.00	22,800.00	1,200.00	6,600.00	16,200.00	71.05 %
41-52900-1122-000	EAP- ASSISTANCE PROGRAM	0.00	0.00	5.36	26.80	-26.80	0.00 %
41-52900-1178-000	ADMIN FEE	9,750.00	9,750.00	750.00	4,125.00	5,625.00	57.69 %
41-52900-1179-000	CONTINGENCY	28,400.00	28,400.00	0.00	0.00	28,400.00	100.00 %
41-52900-1200-000	OFFICE SUPPLIES	12,000.00	12,000.00	183.14	2,132.30	9,867.70	82.23 %
41-52900-1603-000	BUILDING REMODEL	70,000.00	70,000.00	0.00	0.00	70,000.00	100.00 %
41-52900-1604-000	MAINTENANCE & REPAIR	25,000.00	25,000.00	0.00	15,037.74	9,962.26	39.85 %
41-52900-1605-000	JANITORIAL	1,000.00	1,000.00	0.00	7.79	992.21	99.22 %
41-52900-1606-000	UTILITIES	2,800.00	2,800.00	246.89	987.56	1,812.44	64.73 %
41-52900-1607-000	CONTRACTUAL ADM/IT SERVICES	8,500.00	8,500.00	655.00	2,475.00	6,025.00	70.88 %
41-52900-1610-000	DUES & SUBSCRIPTIONS	15,000.00	15,000.00	10,000.00	13,017.09	1,982.91	13.22 %
41-52900-1610-001	SUBSCRIPTIONS-SOFTWARE	500.00	500.00	0.00	0.00	500.00	100.00 %
41-52900-1611-000	POSTAGE/FEDEX/COURTIER	2,500.00	2,500.00	129.60	718.00	1,782.00	71.28 %
41-52900-1620-000	GENERAL LIABILITY	3,000.00	3,000.00	0.00	2,902.60	97.40	3.25 %
41-52900-1621-000	INSURANCE-E&O	1,500.00	1,500.00	0.00	1,465.10	34.90	2.33 %
41-52900-1622-000	INSURANCE-SURETY	800.00	800.00	0.00	0.00	800.00	100.00 %
41-52900-1623-000	INSURANCE-LETTER OF CREDIT	500.00	500.00	0.00	3,167.36	-2,667.36	-533.47 %
41-52900-1623-001	INSURANCE-OTHER	3,000.00	3,000.00	0.00	0.00	3,000.00	100.00 %
41-52900-1623-002	INSURANCE- CYBERSECURITY	2,500.00	2,500.00	0.00	3,200.22	-700.22	-28.01 %
41-52900-1630-000	BUSINESS MEALS	500.00	500.00	0.00	0.00	500.00	100.00 %
41-52900-1640-000	ADVERTISING	4,000.00	4,000.00	0.00	0.00	4,000.00	100.00 %
41-52900-1650-000	TRAINING	8,000.00	8,000.00	0.00	2,988.00	5,012.00	62.65 %
41-52900-1660-000	TRAVEL	10,000.00	10,000.00	0.00	39.38	9,960.62	99.61 %
41-52900-1662-000	PRINTING & PUBLICATIONS	8,000.00	8,000.00	0.00	1,037.26	6,962.74	87.03 %
41-52900-1703-000	BANK SERVICE CHARGES	100.00	100.00	0.00	0.00	100.00	100.00 %
41-52900-1705-000	ACCOUNTING FEES	30,000.00	30,000.00	205.00	27,570.00	2,430.00	8.10 %
41-52900-1710-000	LEGAL FEES	65,000.00	65,000.00	2,365.00	9,872.50	55,127.50	84.81 %
41-52900-1710-001	LEGAL FEES-GOV.AFFAIRS	120,000.00	120,000.00	10,000.00	50,000.00	70,000.00	58.33 %
41-52900-1712-000	FINANCIAL CONSULTING FEES	4,000.00	4,000.00	0.00	1,505.00	2,495.00	62.38 %
41-52900-1712-001	INSURANCE CONSULTANT	10,000.00	10,000.00	0.00	0.00	10,000.00	100.00 %
41-52900-1715-000	RENT-OFFICE	54,000.00	54,000.00	4,480.00	22,400.00	31,600.00	58.52 %
41-52900-1715-001	RENT-OFFICE EQUIPMENT	8,500.00	8,500.00	683.21	2,732.84	5,767.16	67.85 %
41-52900-1715-002	RENT-OTHER	500.00	500.00	0.00	0.00	500.00	100.00 %
41-52900-1716-000	CONTRACTUAL WEBSITE SERVICES	2,400.00	2,400.00	200.00	1,000.00	1,400.00	58.33 %
41-52900-1731-000	MISCELLANEOUS	500.00	500.00	0.00	0.00	500.00	100.00 %
41-52900-1732-000	PENALTIES & INTEREST	100.00	100.00	0.00	0.00	100.00	100.00 %
41-52900-1850-000	CAPITAL OUTLAY	10,000.00	10,000.00	0.00	0.00	10,000.00	100.00 %
41-52900-1899-000	NON-CAPITAL	10,000.00	10,000.00	650.00	650.00	9,350.00	93.50 %
41-52900-1999-003	TRANSFER OUT TO DEBT	1,496,450.00	1,496,450.00	124,703.24	625,516.20	870,933.80	58.20 %

## Budget Report

For Fiscal: 2021 Period Ending: 05/31/2021

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
<u>41-52900-1999-005</u>	TRANS OUT DEB-JR LIEN	1,126,162.00	1,126,162.00	0.00	1,126,162.00	0.00	0.00 %
<u>41-52900-1999-006</u>	TRANS OUT- 2020 DEBT SVC	2,470,095.00	2,470,095.00	205,841.20	1,029,206.00	1,440,889.00	58.33 %
<u>41-52900-1999-009</u>	TRANSFER OUT-CAPITAL PROJ	700,000.00	700,000.00	93,000.00	339,000.00	361,000.00	51.57 %
<u>41-53000-1100-000</u>	SALARIES	496,536.00	496,536.00	14,010.15	81,724.14	414,811.86	83.54 %
<u>41-53000-1104-000</u>	OVERTIME	10,500.00	10,500.00	0.00	0.00	10,500.00	100.00 %
<u>41-53000-1105-000</u>	FICA	44,968.00	44,968.00	1,060.96	6,226.07	38,741.93	86.15 %
<u>41-53000-1106-000</u>	HEALTH INSURANCE	25,000.00	25,000.00	1,236.50	5,179.38	19,820.62	79.28 %
<u>41-53000-1115-000</u>	EMPLOYEES RETIREMENT	44,968.00	44,968.00	1,128.26	6,562.58	38,405.42	85.41 %
<u>41-53000-1116-000</u>	PHONE ALLOWANCE	9,600.00	9,600.00	184.60	1,015.30	8,584.70	89.42 %
<u>41-53000-1117-000</u>	CAR ALLOWANCE	43,200.00	43,200.00	553.84	3,046.12	40,153.88	92.95 %
<u>41-53000-1122-000</u>	EAP- ASSISTANCE PROGRAM	0.00	0.00	2.68	13.40	-13.40	0.00 %
<u>41-53000-1178-000</u>	ADMN FEE	15,600.00	15,600.00	300.00	1,650.00	13,950.00	89.42 %
<u>41-53000-1179-000</u>	CONTINGENCY	27,992.00	27,992.00	0.00	0.00	27,992.00	100.00 %
<u>41-53000-1200-000</u>	OFFICE SUPPLIES	1,500.00	1,500.00	0.00	0.00	1,500.00	100.00 %
<u>41-53000-1201-000</u>	SMALL TOOLS	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
<u>41-53000-1608-000</u>	UNIFORMS	6,000.00	6,000.00	0.00	0.00	6,000.00	100.00 %
<u>41-53000-1610-000</u>	DUES & SUBSCRIPTIONS	2,000.00	2,000.00	0.00	740.00	1,260.00	63.00 %
<u>41-53000-1610-001</u>	SUBSCRIPTIONS - SOFTWARE	7,000.00	7,000.00	0.00	6,000.00	1,000.00	14.29 %
<u>41-53000-1611-000</u>	POSTAGE/FEDEX/COURTIER	500.00	500.00	8.25	15.90	484.10	96.82 %
<u>41-53000-1640-000</u>	ADVERTISING	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
<u>41-53000-1650-000</u>	TRAINING	5,000.00	5,000.00	195.00	790.00	4,210.00	84.20 %
<u>41-53000-1660-000</u>	TRAVEL	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
<u>41-53000-1715-000</u>	RENT CONSTRUCTION OFFICE	2,700.00	2,700.00	0.00	0.00	2,700.00	100.00 %
<u>41-53000-1715-001</u>	RENTAL - OFFICE EQUIPMENT	0.00	0.00	194.05	1,653.46	-1,653.46	0.00 %
<u>41-53000-1715-002</u>	RENT-OTHER	500.00	500.00	0.00	0.00	500.00	100.00 %
<u>41-53000-1850-000</u>	CAPITAL OUTLAY	62,500.00	62,500.00	0.00	0.00	62,500.00	100.00 %
<u>41-53000-1899-000</u>	NON-CAPITALIZED	22,000.00	22,000.00	0.00	0.00	22,000.00	100.00 %
<u>41-54000-1100-000</u>	SALARIES	426,970.00	426,970.00	10,382.38	61,827.08	365,142.92	85.52 %
<u>41-54000-1104-000</u>	OVERTIME	500.00	500.00	0.00	0.00	500.00	100.00 %
<u>41-54000-1105-000</u>	FICA	36,480.00	36,480.00	805.76	4,812.03	31,667.97	86.81 %
<u>41-54000-1106-000</u>	HEALTH INSURANCE	16,800.00	16,800.00	618.25	2,739.57	14,060.43	83.69 %
<u>41-54000-1115-000</u>	EMPLOYEES RETIREMENT	36,480.00	36,480.00	843.68	5,001.63	31,478.37	86.29 %
<u>41-54000-1116-000</u>	PHONE ALLOWANCE	4,800.00	4,800.00	92.30	507.65	4,292.35	89.42 %
<u>41-54000-1117-000</u>	CAR ALLOWANCE	21,600.00	21,600.00	553.84	3,046.12	18,553.88	85.90 %
<u>41-54000-1122-000</u>	EAP- ASSISTANCE PROGRAM	0.00	0.00	1.34	6.70	-6.70	0.00 %
<u>41-54000-1178-000</u>	ADMN FEE	7,800.00	7,800.00	150.00	825.00	6,975.00	89.42 %
<u>41-54000-1179-000</u>	CONTINGENCY	23,000.00	23,000.00	0.00	0.00	23,000.00	100.00 %
<u>41-54000-1200-000</u>	OFFICE SUPPLIES	500.00	500.00	0.00	277.52	222.48	44.50 %
<u>41-54000-1610-000</u>	DUES & SUBSCRIPTIONS	2,500.00	2,500.00	108.00	238.00	2,262.00	90.48 %
<u>41-54000-1610-001</u>	SUBSCRIPTIONS-SOFTWARE	69,000.00	69,000.00	215.76	50,589.05	18,410.95	26.68 %
<u>41-54000-1611-000</u>	POSTAGE/FEDEX/COURTIER	100.00	100.00	0.00	0.00	100.00	100.00 %
<u>41-54000-1640-000</u>	ADVERTISING	1,500.00	1,500.00	0.00	0.00	1,500.00	100.00 %
<u>41-54000-1650-000</u>	TRAINING	3,000.00	3,000.00	0.00	300.00	2,700.00	90.00 %
<u>41-54000-1660-000</u>	TRAVEL	2,000.00	2,000.00	0.00	0.00	2,000.00	100.00 %
<u>41-54000-1850-000</u>	CAPITAL OUTLAY	25,000.00	25,000.00	0.00	0.00	25,000.00	100.00 %
<u>41-54000-1899-000</u>	NON-CAPITALIZED	16,100.00	16,100.00	0.00	0.00	16,100.00	100.00 %
<u>41-58000-1604-001</u>	MAINTENANCE AND REPAIR -BSIF	3,000.00	3,000.00	0.00	465.00	2,535.00	84.50 %
<u>41-58000-1606-002</u>	UTILITIES - BSIF	1,000.00	1,000.00	67.47	272.65	727.35	72.74 %
Expense Total:		8,554,251.00	8,554,251.00	531,207.23	3,776,688.84	4,777,562.16	55.85 %
Fund: 41 - HCRMA-GENERAL Surplus (Deficit):		-1,039,251.00	-1,039,251.00	148,731.13	-296,697.99	742,553.01	71.45 %
Report Surplus (Deficit):		-1,039,251.00	-1,039,251.00	148,731.13	-296,697.99	742,553.01	71.45 %



Pharr, TX

# Bank Statement Register

GENERAL OPERATING

Period 5/1/2021 - 5/31/2021

*06/11/2021***Bank Statement**

Beginning Balance	124,271.91
Plus Debits	456,524.56
Less Credits	517,904.06
Adjustments	0.00
Ending Balance	62,892.41

**General Ledger**

Account Balance	51,773.75
Less Outstanding Debits	0.00
Plus Outstanding Credits	11,118.66
Adjustments	0.00
Adjusted Account Balance	62,892.41

Statement Ending Balance	62,892.41
Bank Difference	0.00
General Ledger Difference	0.00

CASH BALANCE CONSISTS OF THE FOLLOWING GENERAL LEDGER ACCOUNTS

41-1-1100-000 GENERAL OPERATING

**Cleared Deposits**

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>DEPOSIT 053121</u>	Deposit	FUND 41- PROMILES	26,514.00
05/31/2021	<u>DEPOSIT 053121</u>	Deposit	FUND 41- PROMILES	23,490.00
05/31/2021	<u>DEPOSIT 053121</u>	Deposit	FUND 41- PROMILES	22,437.00
05/31/2021	<u>DEPOSIT 053121</u>	Deposit	FUND 41- PROMILES	24,408.00
Total Cleared Deposits (4)				96,849.00

**Cleared Checks**

Item Date	Reference	Item Type	Description	Amount
04/28/2021	<u>2512</u>	Check	A FAST DELIVERY	-151.50
04/28/2021	<u>2513</u>	Check	BLUE MARBLE GROUP	-220.00
04/28/2021	<u>2514</u>	Check	BURTON MCCUMBER & LONGORIA, LLP	-6,000.00
04/28/2021	<u>2515</u>	Check	DAHILL	-683.21
04/28/2021	<u>2516</u>	Check	JOSE ANGEL BAEZ	-500.00
04/28/2021	<u>2517</u>	Check	OFFICE DEPOT	-618.20
04/28/2021	<u>2518</u>	Check	TEXAS COMPTROLLER OF PUBLIC ACCOUN	-100.00
04/28/2021	<u>2519</u>	Check	XEROX CORPORATION	-194.05
Total Cleared Checks (8)				-8,466.96

**Cleared Other**

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>DFT0003488</u>	Bank Draft	CITY OF PHARR	-72,612.39
05/31/2021	<u>DFT0003489</u>	Bank Draft	CITY OF PHARR	-205.00

## Cleared Other

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>DFT0003490</u>	Bank Draft	CITY OF PHARR	-4,480.00
05/31/2021	<u>DFT0003491</u>	Bank Draft	CITY OF PHARR	-4,305.00
05/31/2021	<u>DFT0003492</u>	Bank Draft	CITY OF PHARR	-655.00
05/31/2021	<u>DFT0003493</u>	Bank Draft	BRACEWELL LLP ATTORNEYS AT LAW	-2,320.00
05/31/2021	<u>DFT0003494</u>	Bank Draft	ESCOBEDO & CARDENAS, LLP	-45.00
05/31/2021	<u>DFT0003495</u>	Bank Draft	PATHFINDER PUBLIC AFFAIRS	-10,000.00
05/31/2021	<u>DFT0003496</u>	Bank Draft	PENA DESIGNS	-200.00
05/31/2021	<u>DFT0003497</u>	Bank Draft	PLAINS CAPITAL-CREDIT CARD SERVICES	-1,606.46
05/31/2021	<u>DFT0003498</u>	Bank Draft	PLAINS CAPITAL-CREDIT CARD SERVICES	-8.25
05/31/2021	<u>MISC 053121</u>	Bank Draft	FUND 41- TO REC WIRE TXFRS	-93,000.00
05/31/2021	<u>MISC 053121</u>	Bank Draft	FUND 41- LOGIC TXFR	-320,000.00
05/31/2021	<u>MISC 053121</u>	Miscellaneous	FUND 41- WILMINGTON TRUST	359,675.56
Total Cleared Other (14)				-149,761.54

## Outstanding Checks

Item Date	Reference	Item Type	Description	Amount
05/26/2021	<u>2520</u>	Check	A FAST DELIVERY	-108.75
05/26/2021	<u>2521</u>	Check	DAHILL	-683.21
05/26/2021	<u>2522</u>	Check	OFFICE DEPOT	-132.65
05/26/2021	<u>2523</u>	Check	RIO GRANDE VALLEY MOBILITY TASK FOR	-10,000.00
05/26/2021	<u>2524</u>	Check	XEROX CORPORATION	-194.05
Total Outstanding Checks (5)				-11,118.66





Pharr, TX

# Bank Statement Register

## POOL INVESTMENTS

Period 5/1/2021 - 5/31/2021

*Handwritten signature and date: 6/11/2021*

### Bank Statement

Beginning Balance	2,227,312.59
Plus Debits	320,154.36
Less Credits	0.00
Adjustments	0.00
Ending Balance	2,547,466.95

### General Ledger

Account Balance	2,547,466.95
Less Outstanding Debits	0.00
Plus Outstanding Credits	0.00
Adjustments	0.00
Adjusted Account Balance	2,547,466.95

Statement Ending Balance	2,547,466.95
Bank Difference	0.00
General Ledger Difference	0.00

CASH BALANCE CONSISTS OF THE FOLLOWING GENERAL LEDGER ACCOUNTS

41-1-1102-000 POOL INVESTMENTS

### Cleared Deposits

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>MISC 053121</u>	Deposit	FUND 41- LOGIC TXFR	320,000.00
Total Cleared Deposits (1)				320,000.00

### Cleared Other

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>INTEREST 053121</u>	Interest	FUND 41- LOGIC	154.36
Total Cleared Other (1)				154.36



Pharr, TX

# Balance Sheet

## Account Summary

As Of 05/31/2021

Account	Name	Balance	
<b>Fund: 42 - HCRMA-DEBT SERVICE</b>			
<b>Assets</b>			
<u>42-1-4105-000</u>	WILMINGTON-DEBT SERVICE	748,264.46	
<u>42-1-4105-001</u>	DEBT SVC - JR LIEN	6,663,193.37	
<u>42-1-4105-002</u>	DEBT SERVICE- 2020 SERIES	1,235,104.12	
	<b>Total Assets:</b>	<b>8,646,561.95</b>	<b><u>8,646,561.95</u></b>
<b>Liability</b>			
<u>42-2-4214-006</u>	ACCRUED INTEREST PAY-2013	15,954.00	
<u>42-2-4214-007</u>	ACCRUED INTEREST PAY- 2020 SERIES	138,758.00	
	<b>Total Liability:</b>	<b>154,712.00</b>	
<b>Equity</b>			
<u>42-3-4400-000</u>	FUND BALANCE	5,710,256.78	
	<b>Total Beginning Equity:</b>	<b>5,710,256.78</b>	
Total Revenue		2,783,593.17	
Total Expense		2,000.00	
Revenues Over/Under Expenses		<b>2,781,593.17</b>	
	<b>Total Equity and Current Surplus (Deficit):</b>	<b>8,491,849.95</b>	
	<b>Total Liabilities, Equity and Current Surplus (Deficit):</b>		<b><u>8,646,561.95</u></b>



Pharr, TX

## Budget Report Account Summary

For Fiscal: 2021 Period Ending: 05/31/2021

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
<b>Fund: 42 - HCRMA-DEBT SERVICE</b>							
<b>Revenue</b>							
<u>42-4-1506-000</u>	INTEREST INCOME	0.00	0.00	16.68	33.89	33.89	0.00 %
<u>42-4-1506-001</u>	INTEREST INCOME-JR LIEN	0.00	0.00	455.40	2,675.08	2,675.08	0.00 %
<u>42-4-1999-000</u>	TRANSFERS IN-FROM GENERAL FU	0.00	0.00	330,544.44	2,780,884.20	2,780,884.20	0.00 %
	<b>Revenue Total:</b>	<b>0.00</b>	<b>0.00</b>	<b>331,016.52</b>	<b>2,783,593.17</b>	<b>2,783,593.17</b>	<b>0.00 %</b>
<b>Expense</b>							
<u>42-52900-4727-000</u>	FEEES	0.00	0.00	0.00	2,000.00	-2,000.00	0.00 %
	<b>Expense Total:</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>2,000.00</b>	<b>-2,000.00</b>	<b>0.00 %</b>
	<b>Fund: 42 - HCRMA-DEBT SERVICE Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>331,016.52</b>	<b>2,781,593.17</b>	<b>2,781,593.17</b>	<b>0.00 %</b>
	<b>Report Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>331,016.52</b>	<b>2,781,593.17</b>	<b>2,781,593.17</b>	<b>0.00 %</b>



Pharr, TX

# Bank Statement Register

WILMINGTON-DEBT SERVICE

Period 5/1/2021 - 5/31/2021

06/11/2021

## Bank Statement

Beginning Balance	623,544.54
Plus Debits	124,719.92
Less Credits	0.00
Adjustments	0.00
Ending Balance	748,264.46

## General Ledger

Account Balance	748,264.46
Less Outstanding Debits	0.00
Plus Outstanding Credits	0.00
Adjustments	0.00
Adjusted Account Balance	748,264.46

Statement Ending Balance	748,264.46
Bank Difference	0.00
General Ledger Difference	0.00

CASH BALANCE CONSISTS OF THE FOLLOWING GENERAL LEDGER ACCOUNTS

42-1-4105-000 WILMINGTON-DEBT SERVICE

## Cleared Other

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>MISC 053121</u>	Miscellaneous	FUND 42- WILMINGTON TRUST	124,719.92
Total Cleared Other (1)				124,719.92



Pharr, TX

# Bank Statement Register

DEBT SVC - JR LIEN

Period 5/1/2021 - 5/31/2021

*06/11/2021*

## Bank Statement

Beginning Balance	6,662,765.47
Plus Debits	427.90
Less Credits	0.00
Adjustments	0.00
Ending Balance	6,663,193.37

## General Ledger

Account Balance	6,663,193.37
Less Outstanding Debits	0.00
Plus Outstanding Credits	0.00
Adjustments	0.00
Adjusted Account Balance	6,663,193.37

Statement Ending Balance	6,663,193.37
Bank Difference	0.00
General Ledger Difference	0.00

CASH BALANCE CONSISTS OF THE FOLLOWING GENERAL LEDGER ACCOUNTS

42-1-4105-001 DEBT SVC - JR LIEN

## Cleared Other

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>INTEREST 053121</u>	Interest	FUND 42- LOGIC INTEREST	427.90
Total Cleared Other (1)				427.90



Pharr, TX

# Bank Statement Register

INVESTMENTS D/S 2020 SERIES -

Period 5/1/2021 - 5/31/2021

*06/11/21*

## Bank Statement

Beginning Balance	1,029,235.42
Plus Debits	205,868.70
Less Credits	0.00
Adjustments	0.00
Ending Balance	1,235,104.12

## General Ledger

Account Balance	1,235,104.12
Less Outstanding Debits	0.00
Plus Outstanding Credits	0.00
Adjustments	0.00
Adjusted Account Balance	1,235,104.12

Statement Ending Balance	1,235,104.12
Bank Difference	0.00
General Ledger Difference	0.00

CASH BALANCE CONSISTS OF THE FOLLOWING GENERAL LEDGER ACCOUNTS

42-1-4105-002 DEBT SERVICE- 2020 SERIES

## Cleared Other

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>MISC 053121</u>	Miscellaneous	FUND 42- WILMINGTON TRUST NEW ACCT	205,868.70
Total Cleared Other (1)				205,868.70



Pharr, TX

# Balance Sheet

## Account Summary

As Of 05/31/2021

Account	Name	Balance	
<b>Fund: 45 - HCRMA - CAP.PROJECTS FUND</b>			
<b>Assets</b>			
<u>45-1-1102-000</u>	Pool Investment	54,812.42	
	<b>Total Assets:</b>	<u>54,812.42</u>	<u>54,812.42</u>
<b>Liability</b>			
	<b>Total Liability:</b>	<u>0.00</u>	
<b>Equity</b>			
<u>45-3-1400-000</u>	Fund Balance	-19,007.46	
	<b>Total Beginning Equity:</b>	<u>-19,007.46</u>	
Total Revenue		404,004.65	
Total Expense		<u>330,184.77</u>	
Revenues Over/Under Expenses		73,819.88	
	<b>Total Equity and Current Surplus (Deficit):</b>	54,812.42	
	<b>Total Liabilities, Equity and Current Surplus (Deficit):</b>		<u>54,812.42</u>



Pharr, TX

# Budget Report

## Account Summary

For Fiscal: 2021 Period Ending: 05/31/2021

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
<b>Fund: 45 - HCRMA - CAP.PROJECTS FUND</b>							
<b>Revenue</b>							
<u>45-4-1506-000</u>	Interest Revenue	0.00	0.00	3.15	4.65	4.65	0.00 %
<u>45-4-1999-000</u>	TRANSFER IN - GENERAL FUND	0.00	0.00	0.00	246,000.00	246,000.00	0.00 %
<u>45-4-4710-000</u>	CITY CONTRIBUTIONS	0.00	0.00	93,000.00	158,000.00	158,000.00	0.00 %
	<b>Revenue Total:</b>	<b>0.00</b>	<b>0.00</b>	<b>93,003.15</b>	<b>404,004.65</b>	<b>404,004.65</b>	<b>0.00 %</b>
<b>Expense</b>							
<u>45-52900-8800-000</u>	Consulting & Engineering	0.00	0.00	43,468.50	241,597.70	-241,597.70	0.00 %
<u>45-52900-8810-000</u>	SH 365- Enviornmental	0.00	0.00	0.00	19,646.45	-19,646.45	0.00 %
<u>45-52900-8810-003</u>	365 RIGHT OF WAY	0.00	0.00	2,833.00	4,276.00	-4,276.00	0.00 %
<u>45-52900-8820-000</u>	IBTC - Enviornmental	0.00	0.00	3,912.30	35,267.12	-35,267.12	0.00 %
<u>45-52900-8820-003</u>	IBTC - ROW	0.00	0.00	0.00	625.00	-625.00	0.00 %
<u>45-52900-8841-000</u>	LEGAL FEES	0.00	0.00	6,797.00	28,772.50	-28,772.50	0.00 %
	<b>Expense Total:</b>	<b>0.00</b>	<b>0.00</b>	<b>57,010.80</b>	<b>330,184.77</b>	<b>-330,184.77</b>	<b>0.00 %</b>
<b>Fund: 45 - HCRMA - CAP.PROJECTS FUND Surplus (Deficit):</b>		<b>0.00</b>	<b>0.00</b>	<b>35,992.35</b>	<b>73,819.88</b>	<b>73,819.88</b>	<b>0.00 %</b>
<b>Report Surplus (Deficit):</b>		<b>0.00</b>	<b>0.00</b>	<b>35,992.35</b>	<b>73,819.88</b>	<b>73,819.88</b>	<b>0.00 %</b>





Pharr, TX

# Bank Statement Register

Pool Investment

Period 5/1/2021 - 5/31/2021

**Bank Statement**

Beginning Balance	18,820.07
Plus Debits	93,003.15
Less Credits	57,010.80
Adjustments	0.00
Ending Balance	54,812.42

**General Ledger**

Account Balance	54,812.42
Less Outstanding Debits	0.00
Plus Outstanding Credits	0.00
Adjustments	0.00
Adjusted Account Balance	54,812.42

*6/11/2021*

Statement Ending Balance	54,812.42
Bank Difference	0.00
General Ledger Difference	0.00

CASH BALANCE CONSISTS OF THE FOLLOWING GENERAL LEDGER ACCOUNTS

45-1-1102-000 Pool Investment

**Cleared Other**

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>DFT0003499</u>	Bank Draft	BRACEWELL LLP ATTORNEYS AT LAW	-4,160.00
05/31/2021	<u>DFT0003500</u>	Bank Draft	ESCOBEDO & CARDENAS, LLP	-2,637.00
05/31/2021	<u>DFT0003501</u>	Bank Draft	BLANTON & ASSOCIATES, INC.	-603.89
05/31/2021	<u>DFT0003502</u>	Bank Draft	BLANTON & ASSOCIATES, INC.	-3,308.41
05/31/2021	<u>DFT0003503</u>	Bank Draft	HDR	-13,422.43
05/31/2021	<u>DFT0003504</u>	Bank Draft	HDR	-18,002.45
05/31/2021	<u>DFT0003505</u>	Bank Draft	HDR	-12,043.62
05/31/2021	<u>DFT0003506</u>	Bank Draft	SAMES	-1,180.00
05/31/2021	<u>DFT0003507</u>	Bank Draft	SAMES	-1,005.00
05/31/2021	<u>DFT0003508</u>	Bank Draft	TOP CUT LAWN CARE, INC.	-648.00
05/31/2021	<u>MISC 053121</u>	Miscellaneous	FUND 45- WILMINGTON TRUST	93,003.15
Total Cleared Other (11)				35,992.35



Pharr, TX

# Balance Sheet

## Account Summary

As Of 05/31/2021

Account	Name	Balance	
Fund: 46 - VRF SERIES 2020A			
<b>Assets</b>			
46-1-1102-000	INVESTMENTS	5,594,342.47	
	Total Assets:	5,594,342.47	<u>5,594,342.47</u>
<b>Liability</b>			
	Total Liability:	0.00	
<b>Equity</b>			
46-3-3400-000	FUND BALANCE	5,660,123.03	
	Total Beginning Equity:	5,660,123.03	
Total Revenue		1,533.94	
Total Expense		67,314.50	
Revenues Over/Under Expenses		-65,780.56	
	Total Equity and Current Surplus (Deficit):	5,594,342.47	
	Total Liabilities, Equity and Current Surplus (Deficit):		<u>5,594,342.47</u>



Pharr, TX

## Budget Report Account Summary

For Fiscal: 2021 Period Ending: 05/31/2021

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
<b>Fund: 46 - VRF SERIES 2020A</b>							
<b>Revenue</b>							
<u>46-4-1506-000</u>	INTEREST REVENUE	0.00	0.00	359.26	1,533.94	1,533.94	0.00 %
Revenue Total:		0.00	0.00	359.26	1,533.94	1,533.94	0.00 %
<b>Expense</b>							
<u>46-52900-8810-003</u>	365 RIGHT OF WAY	0.00	0.00	0.00	67,314.50	-67,314.50	0.00 %
Expense Total:		0.00	0.00	0.00	67,314.50	-67,314.50	0.00 %
Fund: 46 - VRF SERIES 2020A Surplus (Deficit):		0.00	0.00	359.26	-65,780.56	-65,780.56	0.00 %
Report Surplus (Deficit):		0.00	0.00	359.26	-65,780.56	-65,780.56	0.00 %



Pharr, TX

# Bank Statement Register

## INVESTMENTS

Period 5/1/2021 - 5/31/2021

6/11/2021

### Bank Statement

Beginning Balance	5,593,983.21
Plus Debits	359.26
Less Credits	0.00
Adjustments	0.00
Ending Balance	5,594,342.47

### General Ledger

Account Balance	5,594,342.47
Less Outstanding Debits	0.00
Plus Outstanding Credits	0.00
Adjustments	0.00
Adjusted Account Balance	5,594,342.47

Statement Ending Balance	5,594,342.47
Bank Difference	0.00
General Ledger Difference	0.00

CASH BALANCE CONSISTS OF THE FOLLOWING GENERAL LEDGER ACCOUNTS

46-1-1102-000 INVESTMENTS

### Cleared Other

Item Date	Reference	Item Type	Description	Amount
05/31/2021	<u>INTEREST 053121</u>	Interest	FUND 46- LOGIC	359.26
Total Cleared Other (1)				359.26

Item 2D

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  2D  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/11/21  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/21  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-19 – APPROVAL OF SUPPLEMENTAL AGREEMENT 3 TO WORK AUTHORIZATION 19 TO THE PROFESSIONAL SERVICES AGREEMENT WITH SAMES INC. FOR RE-ISSUING HCDD #1 OUTFALL PARCELS.**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No  
Consideration and Approval of Supplemental Agreement 3 to Work Authorization 19 to the PSA with SAMES Inc. for re-issuing HCDD #1 Outfall Parcels.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:   X   Yes      No   N/A
5. Staff Recommendation: **Motion to Approve Resolution 2021-19 – Approval of Supplemental Agreement 3 to Work Authorization 19 to the Professional Services Agreement with SAMES Inc. for re-issuing HCDD #1 Outfall Parcels, as presented.**
6. Program Manager's Recommendation:      Approved      Disapproved   X   None
7. Planning Committee's Recommendation:      Approved      Disapproved   X   None
8. Board Attorney's Recommendation:      Approved      Disapproved   X   None
9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None
10. Chief Financial Officer's Recommendation:      Approved      Disapproved   X   None
11. Chief Development Engineer's Recommendation:   X   Approved      Disapproved      None
12. Chief Construction Engineer's Recommendation:      Approved      Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved      Disapproved      None



- ☐ CMT Services
- ☐ Environmental
- ☐ Engineering
- ☐ Geo-Technical
- ☒ Surveying **SAMES**

## WORK AUTHORIZATION SUMMARY

RESOLUTION 2021-19

Work Authorization # 19 Supplemental # 3

Amount \$ 3,595.00

### Approved Work Authorizations:

Resolution No.	Description	Amount
2016-24	WA 1 Revised survey services for 365	\$ 2,935.00
2016-44	WA 2 Revised parcels for 365	\$ 13,567.50
2016-58	WA 3 Revise parcels for 365	\$ 13,085.00
2016-73	WA 4 Revise parcels - approved amount \$5085	\$ 4,060.00
2016-81	WA 5 Revise parcels	\$ 22,325.00
<b>Subtotal from Cont. Page</b>		<b>\$ 234,199.00</b>
<b>Total Approved WA</b>		<b>\$ 290,171.50</b>

Proposed Work Authorization and/or Supplemental

2021-19	SA 3 WA19 HCDD #1 Re-Issue Outfall Parcels	<b>\$ 3,595.00</b>
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### Goal and Options:

Approval of Supplemental Agreement 3 to Work Authorization 19 to the Professional Services Agreement with SAMES Inc. for re-issuing HCDD #1 outfall parcels.

**Staff is recommending approval of this request in the amount of \$ 3,595.00**  
**Proposed total approved WA and/or Supplementals \$ 293,766.50**

E. Davila, Develop Eng  
Requested By:

Resolution No.	Description	Amount
2016-98	WA No. 6 Revise parcels	\$ 4,080.00
2016-105	WA No. 7 Right of Way Staking	\$ 5,650.00
2016-112	WA No. 8 Revise parcel	\$ 1,625.00
2016-113	WA No. 9 Constuction Monuments	\$ 26,365.00
2016-123	WA No. 10 Parcel Sketches	\$ 1,270.00
2016-125	WA No. 11 Parcel Surveys	\$ 12,030.00
2017- 02	WA No. 12 Parcel Surveys	\$ 1,840.00
2017- 05	WA No. 13 Parcel Survey Updates	\$ 9,715.00
2017- 14	WA No. 14 Offsite Drainage Parcels	\$ 83,030.00
2017-15	WA No. 15 Subsurface Utility Relo	\$ 44,948.00
2017- 36	Supplemental # 2 to WA # 3	\$ 0.00
2017- 37	Supplemental # 1 to WA # 9	\$ 0.00
2017-38	WA No. 16 Parcel Surveys	\$ 3,230.00
2017-74	Suppl. No. 1 to WA No. 15 - addl SUE scope	\$ 20,926.00
2018-13	Suppl. No. 3 to WA No. 3 - No Cost Time ext	\$ 0.00
2018-17	WA No. 14 HCID2 Parcel Adjacent/Par 65P92	\$ 2,080.00
2018-56	WA No. 17 Irrigation Parcel	\$ 4,370.00
2019-04	WA No. 18 New Scope I-Road Parcels	\$ 6,350.00
2021-06	WA19 HCID2 Parcel Updates	\$ 1,180.00
2021-11	SA 1 WA19 HCID2 Parcel Updates	\$ 2,330.00
2021-16	SA 2 WA19 HCID2 Parcel Updates	\$ 3,180.00

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Subtotal \$ 234,199.00



HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-19

**APPROVAL OF SUPPLEMENTAL AGREEMENT 3 TO  
WORK AUTHORIZATION 19 TO THE PROFESSIONAL  
SERVICES AGREEMENT WITH SAMES INC. FOR RE-  
ISSUING HCDD #1 OUTFALL PARCELS**

THIS RESOLUTION is adopted this 22<sup>nd</sup> day of June 2021 by the Board of Directors of the Hidalgo County Regional Mobility Authority at a regular meeting.

WHEREAS, the Hidalgo County Regional Mobility Authority (the "Authority"), acting through its Board of Directors (the "Board"), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the "Act");

WHEREAS, the Authority is authorized by the Act to address mobility issues in and around Hidalgo County;

WHEREAS, on February 22, 2012 the Authority approved Resolution 2012-04, creating the Technical Committee, comprised of senior level engineers and professionals from various communities and agencies in the jurisdiction of the Authority, to serve to advise the Board on procurement and consultant work products; and

WHEREAS, on February 22, 2012 the Authority approved Resolution 2012-04 authorizing the Executive Committee to determine the size, structure and scope of the Technical Committee, identify candidates and issue requests for participation; and

WHEREAS, on October 16, 2013 the Authority approved Resolution 2013-41 authorizing the use and structure of the Technical Committee to rate, rank and recommend a short list to the Board of Directors for the Statements of Qualifications for the International Bridge Trade Corridor Project for Engineering, Surveying and Geotechnical Services; and

WHEREAS, on November 20, 2014, the Authority approved Resolution 2013- 53 the Technical Committee has rated and ranked the Statements of Qualifications for the International Bridge Trade Corridor Project for Surveying Services and recommended that HCRMA staff be authorized to negotiate with all qualified Surveying Firms (Halff Associates, RODS Surveying, Quintanilla, Headley & Associates, Land Tech Consultants, R. Gutierrez Engineering, Melden & Hunt, DOS Land Surveying, SAMES, Bain Medina Bain, ROW Surveying Services and Fulcrum Consulting Services) to establish a surveying pool for the project; and

WHEREAS, on June 18, 2014, the Authority approved Resolution 2014-53 awarding professional service agreements to Halff Associates, RODS Surveying, Quintanilla, Headley & Associates, Land Tech Consultants, R. Gutierrez Engineering, Malden & Hunt, DOS Land Surveying, SAMES, Bain Medina Bain, ROW Surveying Services and Fulcrum Consulting Services for surveying services for the International Bridge Trade Corridor Project; and

WHEREAS, on February 23, 2016, the Authority approved Resolution 2016- 24 Work Authorization 1 to the Professional Service Agreement with SAMES, Inc. to provide revised survey for the SH 365 Segment 1 & 2 Parcel 16 in the amount of \$2,935.00; and

WHEREAS, on March 22, 2016, the Authority approved Resolution 2016-44 Work Authorization 2 to the Professional Service Agreement with SAMES, Inc. to provide revised parcels 13P1, 13P2, 22, 26, 31, 39 and Salinas parcel for State Highway 365 Project in the amount of \$13,567.50 for a revised amount of \$16,502.50 for Work Authorizations 1 and 2. The maximum payable amount remains at \$25,000; and

WHEREAS, on April 26, 2016, the Authority approved Resolution 2016-58 for Work Authorization 3 to the professional service agreement with SAMES Engineering to provide modifications to Parcel(s) 5 Part 5-AQ and 5- Part 5-R; 7 and 15 for State Highway 365 in the amount of \$13,085.00; and

WHEREAS, on April 26, 2016, the Authority approved Resolution 2016-59 for Contract Amendment 1 to the professional service agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization Number 3 in the amount of \$4,587.50; and

WHEREAS, on May 26, 2016, the Authority approved Resolution 2016-79 Work Authorization 4 to the professional service agreement with SAMES Engineering to provide Parcels 5B, 36B and 80 for State Highway 365 in the amount of \$5,085.00 whereas only \$4,060.00 were expended; and

WHEREAS, on June 28, 2016, the Authority approved Resolution 2016-81 Work Authorization 5 to the professional service agreement with SAMES Engineering to provide parcels 107- A , 13P2, 102, 20, 108, 110, 111, 112 and 113 for the 365 Tollway Project in the amount of \$22,325.00; and

WHEREAS, on June 28, 2016, the Authority approved Resolution 2016-82 Contract Amendment 2 to the professional service agreement with SAMES Engineering for Work Authorization Numbers 4 & 5 in the amount of \$26,385.00 for a revised increase of a maximum payable amount of \$55,972.50; and

WHEREAS, on July 26, 2016, the Authority approved Resolution 2016-97 for Work Authorization 3 Supplemental 1 to the professional service agreement with SAMES Engineering for a no-cost time extension for parcel revision to the 365 Tollway Project; and

WHEREAS, on July 26, 2016 the Authority approved Resolution 2016-98 for Work Authorization 6 to the professional service agreement with SAMES Engineering to provide parcels 7, 7B, and 9P2 for Segment 2 of the 365 Tollway Project in the amount of \$4,080.00; and

WHEREAS, on July 26, 2016, the Authority approved Resolution 2016-99 for Contract Amendment 3 to the professional service agreement with SAMES Engineering for Work Authorization 6 in the amount of \$4,080.00 for a revised increase of a maximum payable amount of \$60,052.50; and

WHEREAS, on August 23, 2016 the Authority approved Resolution 2016-105 for Work Authorization 7 to the professional service agreement with SAMES Engineering to provide right of way staking for Veterans Road and Hi-Line Road for utility relocations in the amount of \$5,650.00; and

WHEREAS, on August 23, 2016 the Authority approved Resolution 2016-106 for Contract Amendment 4 to the professional service agreement with SAMES Engineering for Work Authorization Numbers 7 in the amount of \$5,650.00 for a revised increase a maximum payable amount of \$65,720.50; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-112 Work Authorization 8 to the professional service agreement with SAMES Engineering to provide revisions to parcel 49 P1 in the amount of \$1,625.00; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-113 Work Authorization 9 to the professional service agreement with SAMES Engineering to provide construction monuments for the 365 Tollway Project in the amount of \$26,365.00; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-114 Contract Amendment 5 to the professional service agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization Number 8 & 9 in the amount of \$27,990.00; and

WHEREAS, on November 1, 2016 the Authority approved Resolution 2016-123 Work Authorization 10 to the professional service agreement with SAMES Engineering to provide parcel sketches for corner clips at Steward Road & US 281/Military Highway as part of the Overpass/BSIF Connector for 365 Tollway Project in the amount of \$1,270.00; and

WHEREAS, on November 1, 2016 the Authority approved Resolution 2016-124 Contract Amendment 6 to the professional service agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization Number 10 in the amount of \$1,270.00; and

WHEREAS, on November 15, 2016 the Authority approved Resolution 2016-125 Work Authorization 11 to the professional service agreement with SAMES Engineering to provide surveys for parcels 21, 22, 22C Lateral D and Pawlik tract as part of the 365 Tollway Project in the amount of \$12,030.00; and

WHEREAS, on November 15, 2016 the Authority approved Resolution 2016-126 Contract Amendment Number 7 to the Professional Service Agreement with SAMES Engineering to increase the maximum amount payable for Work Authorization 11 as part of the 365 Tollway Project in the amount of \$12,030.00; and

WHEREAS, on January 24, 2017 the Authority approved Resolution 2017-02 Work Authorization 12 to the professional service agreement with SAMES Engineering to update surveys 22D and 108 as part of the 365 Tollway Project in the amount of \$1,840.00; and

WHEREAS, on January 24, 2017 the Authority approved Resolution 2017-05 Work Authorization 13 to the professional service agreement with SAMES Engineering to update survey 20 and provide surveys for parcels OD2 & OD3 as part of the 365 Tollway Project in the amount of \$9,715.00; and

WHEREAS, on January 24, 2017 the Authority approved Resolution 2017-03 Contract Amendment 8 to the professional services agreement with SAMES Engineering to increase the maximum amount payable for Work Authorization 12 & 13 as part of the 365 Tollway Project in the amount of \$11,555.00; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-14 Work Authorization 14 to the professional service agreement with SAMES Engineering to provide parcel sketches for offsite drainage outfall parcels for the 365 Tollway Project in the amount of \$83,030.00; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-15 Work Authorization 15 to the professional service agreement with SAMES Engineering to provide subsurface utility engineering for utility relocation as part of the 365 Tollway Project in the amount of \$44,948.00; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-16 Contract Amendment 9 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Numbers 14 and 15 in the amount of \$127,978.00; and

WHEREAS, on March 28, 2017 the Authority Approved Resolution 2017-36 Supplemental Number 2 to Work Authorization Number 3 to the professional service agreement with SAMES Engineering for a no-cost time extension to provide surveys for Parcels 5, 5P and 15; and

WHEREAS, on March 28, 2017 the Authority Approved Resolution 2017-37 Supplemental Number 1 to Work Authorization Number 9 to the professional service agreement with SAMES Engineering for a no-cost time extension to provide construction control monuments; and

WHEREAS, on March 28, 2017 the Authority Approved Resolution 2017-38 to Work Authorization Number 16 to the professional service agreement with SAMES Engineering to provide a survey for parcel 36A as part of the 365 Tollway Project in the amount of \$3,230.00; and

WHEREAS, on March 28, 2017 the Authority approved Resolution 2017-39 Contract Amendment 10 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Number 16 in the amount of \$3,230.00; and

WHEREAS, on August 29, 2017 the Authority approved Resolution 2017-74 Approval of Work Authorization 15 – Supplemental 1 to the professional services agreement with SAMES Engineering for additional Subsurface Utility Engineering for the 365 Tollway Project in the amount of \$20,926.00; and

WHEREAS, on August 22, 2017 the Authority approved Resolution 2017-75 Contract Amendment 11 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Number 15 – Supplemental 1 in the amount of \$20,926.00; and

WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-12 – Approval of Work Authorization 3 - Supplemental 3 to the Professional Services Agreement with SAMES Inc. for a no cost-extension to invoice 100% of Parcel 5P5, HVI acquisition; and

WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-13 – Approval of Work Authorization 14 - Supplemental 1 to the Professional Services Agreement with SAMES Inc. for a no cost-extension for the outfall development; and

WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-14 – Approval of Work Authorization 17 with SAMES Inc. for the HCID2 parcel adjacent to Parcel 65P9 near Hi Line Road in the amount of \$2,080.00; and

WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-15 – Contract Amendment 12 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Number 15 – Supplemental 1 in the amount of \$20,926.00;

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-37 Contract Amendment 13 to the professional services agreement with SAMES Engineering for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, on October 23, 2018 the Authority approved Resolution 2018-56 Work Authorization 14 Supplemental 2 to the professional services agreement with SAMES Engineering for off-site outfalls/irrigation parcels for the 365 Tollway Project in the amount of \$4,370.00;

WHEREAS, on October 23, 2018 the Authority approved Resolution 2018-57 Contract Amendment 14 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization 14 – Supplemental 2 in the amount of \$4,370.00; and

WHEREAS, on January 22, 2019 the Authority approved Resolution 2019-04 Work Authorization 18 to the professional services agreement with SAMES Engineering for I-Road parcels for the 365 Tollway Project in the amount of \$6,350.00; and

WHEREAS, on January 22, 2019 the Authority approved Resolution 2019-05 Contract Amendment 15 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization 18 in the amount of \$6,350.00; and

WHEREAS, on March 23, 2021 the Authority approved Resolution 2021-06 Work Authorization 19 to the professional services agreement with SAMES Engineering for 365 Toll/HCID2 parcel updates for the 365 Tollway Project in the amount of \$1,180.00; and

WHEREAS, on March 23, 2021 the Authority approved Resolution 2021-07 Contract Amendment 16 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization 19 in the amount of \$1,180.00; and

WHEREAS, on April 27, 2021 the Authority approve Resolution 2021-11 Supplemental Agreement 1 to Work Authorization 19 to the professional services agreement with SAMES Engineering for 365 Toll/HCID2 parcel updates for the 365 Tollway Project in the amount of \$2,330.00; and

WHEREAS, on April 27, 2021 the Authority approved Resolution 2021-12 Contract Amendment 17 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Supplemental Agreement 1 to Work Authorization 19 in the amount of \$2,330.00; and

WHEREAS, on May 26, 2021 the Authority approved Resolution 2021-16 Supplemental Agreement 2 to Work Authorization 19 to the professional services agreement with SAMES Engineering for 365 Toll/HCID2 parcel updates for the 365 Tollway Project in the amount of \$3,180.00. and

WHEREAS, on May 26, 2021 the Authority approved Resolution 2021-17 Contract Amendment 18 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Supplemental Agreement 2 to Work Authorization 19 in the amount of \$3,180.00; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-19 Supplemental Agreement 3 to Work Authorization 19 to the professional services agreement with SAMES Engineering for re-issuing HCDD #1 Outfall parcels updates for the 365 Tollway Project in the amount of \$3,595.00

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY THAT:

Section 1. The recital clauses are incorporated in the text of this Resolution as if fully restated.

Section 2. The Board hereby approves Resolution 2021-19 for Supplemental Agreement 3 to Work Authorization 19 to the professional service agreement with SAMES Engineering to increase in the amount of \$3,595.00; hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute Supplemental Agreement 3 to Work Authorization 19 to the Professional Services Agreement for Surveying Services with SAMES Engineering as approved.

\*\*\*\*\*

PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY AT A REGULAR MEETING, duly posted and noticed, on the 22<sup>nd</sup> day of June 2021, at which meeting a quorum was present.

---

S. David Deanda, Jr., Chairman

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Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Supplemental Agreement 3 to  
Work Authorization # 19  
to  
Professional Service Agreement with  
SAMES, Inc.  
for  
Surveying Services



## ATTACHMENT D-2

### SUPPLEMENTAL WORK AUTHORIZATION NO. 3 TO WORK AUTHORIZATION NO. 19 AGREEMENT FOR SURVEYING SERVICES

**THIS SUPPLEMENTAL WORK AUTHORIZATION** is made pursuant to the terms and conditions of “Article V of that certain Professional Services Agreement for Surveying Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and SAMES, Inc. (the Surveyor).

The following terms and conditions of Work Authorization No. 19 are hereby amended as follows:

**Part I:** Supplemental Work Authorization Scope of Services to be provided by the Engineer and amended as noted within the attached Exhibit B. Exhibit C is provided to show the work plan for the execution of the Supplemental Work Authorization scope contained herein.

**Part II:** The maximum amount payable under Part II of Work Authorization No. 19 is increased by \$3,595.00 as shown in Exhibit D bringing the revised maximum amount payable under Work Authorization No. 19 to \$10,285.00.

**Exhibit H-2:** Subprovider Monitoring System Commitment Agreement is amended as noted in Exhibit H-2

**IN WITNESS WHEREOF**, this Supplemental Work Authorization is executed in duplicate counterparts and hereby accepted and acknowledged below.

#### THE SURVEYOR

\_\_\_\_\_  
(Signature)  
Samuel Maldonado, P.E., RPLS  
\_\_\_\_\_  
(Printed Name)  
Principal  
\_\_\_\_\_  
(Title)  
\_\_\_\_\_  
(Date)

#### THE AUTHORITY

\_\_\_\_\_  
(Signature)  
Pilar Rodriguez, P.E.  
\_\_\_\_\_  
(Printed Name)  
Executive Director  
\_\_\_\_\_  
(Title)  
\_\_\_\_\_  
(Date)

#### LIST OF EXHIBITS

Exhibit B	Services to be provided by the Surveyor
Exhibit C	Work Schedule
Exhibit D	Fee Schedule/Budget
Exhibit H-2	Subprovider Monitoring System Commitment Agreement

**EXHIBIT B**  
**SERVICES TO BE PROVIDED BY THE SURVEYOR**

**7.0 Right of Way Mapping and Parcel Tract Platting**

Preparation of maps, plats, legal descriptions and all documents for the Final ROW Acquisition and monumenting of final Right of Way and Parcels.

*Definitions and Concepts for use in this context and derived from the TxDOT and HCRMA Survey Manuals.*

Parent Tracts are defined by contiguous ownership, i.e.:

... any tract of land, or a tract of land comprised of several smaller contiguous tracts, under one single ownership.

... any tract of land, or a tract of land comprised of several smaller contiguous tracts, under one single ownership and not divided by a public way, separate ownership or platted as a subdivision.

... any tract of land comprised of contiguous lots in a platted subdivision under a single ownership.

Parcels are defined and created by ownership and unity of use and are the actual real properties, or tracts, to be acquired by the HCRMA, whether through purchase, donation, or exchange.

... If a Parent Tract of contiguous properties has a unity of use, then two or more properties may be combined into one parcel.

... If a Parent Tract of contiguous properties does not have unity of use, then each property is a separate parcel.

... If a Parent Tract has different and discrete land use areas, then each land use area must be partitioned into separate parcels with a unique number. A Parcel, therefore, does not necessarily have a one-to-one correspondence to the property lines of the parent tract.

... if a Parent Tract is divided or severed by public ways or by separate ownership and does NOT have common underlying ownership then each property must be partitioned into separate parcels with a unique number.

... if a Parent Tract is divided or severed by public ways or by separate ownership and DOES have common underlying ownership but does NOT have unity of use then each property must be partitioned into separate parcels with a unique number.

... if a Parent Tract is divided or severed by public ways or by separate ownership and DOES have common underlying ownership and DOES have unity of use then each property may be partitioned into ONE Parcel and sub-partitioned into separate PARTS.

# EXHIBIT B

## SERVICES TO BE PROVIDED BY THE SURVEYOR

### Limits for this service:

“Update of Ownership” Revisions to Outfall Parcels for HCDD1 Acquisition of OD-1A, OD-1B, and OD-3

### 7.1 Coordination, Admin., Research and Abstracting Tasks.

To be provided by:				
HCRMA	<u>Sames, Inc.</u>	7.1.1	Contact and Coordinate with HCRMA for... <ul style="list-style-type: none"> <li>FINAL and APPROVED ROW FOOTPRINT prepared by HCRMA Design Engineers. (See Attachment C.4 – Detailed Scope of Services for Boundary Survey).</li> <li>Any other information or data completed on the project to this point, i.e., final approved schematic, Planimetric Map of Project in MicroStation compatible format, Horizontal and Vertical projection, grid system and datum upon where the survey should be based and all other data the HCRMA has on hand.</li> </ul>	
HCRMA	<u>Sames, Inc.</u>	7.1.2	Deliver “Abstracts of Title” or “Title Reports” of Parent Tracts prepared by Title Co.	
HCRMA	<u>Sames, Inc.</u>	7.1.3	Deliver HCRMA survey monument caps (if applicable)	
HCRMA	<u>Sames, Inc.</u>	7.1.4	Review of the HCRMA Survey Manuel and Right of Way requirements and discuss... <ul style="list-style-type: none"> <li>Parcel creation and numbering Requirements. The methodology of numbering ROW parcels must be correct and consistent to avoid problems in the appraisal process or with record maintenance through the ROW information system. Communicate regularly with the HCRMA for uniformity of Parcel creation methodology.</li> <li>ROW MAP Requirements.</li> <li>Parcel Plats and Parcel Descriptions Requirements.</li> </ul>	

### 7.2 Field Work Tasks.

To be provided by:				
	<u>Sames, Inc.</u>	7.2.1	Monument the final project ROW lines... <ul style="list-style-type: none"> <li>Set a 5/8" diameter x 24" long rebar, capped with an “HCRMA ROW” aluminum disk along the ROW lines at all corners, angle points, and points of curvature and tangency.</li> </ul>	
	<u>Sames, Inc.</u>	7.2.2	Monument Parcel corners... <ul style="list-style-type: none"> <li>Set 5/8" diameter x 18" long rebar, capped with an “HCRMA ROW” aluminum disk along ROW lines</li> <li>Set 1/2" diameter x 18" long rebar, capped with an appropriate cap bearing identification of the sub consultant Surveyor on interior corners (corners inside the taking)</li> </ul>	
	<u>Sames, Inc.</u>	7.2.3	Verify that all planimetric features of existing topo and planimetrics within the staked parcel are current. <ul style="list-style-type: none"> <li>Exercise special care in observing both structure and aerial encroachments such as overhead electric and telephone lines with cross-arms.</li> </ul>	

**EXHIBIT B**  
**SERVICES TO BE PROVIDED BY THE SURVEYOR**

**7.3 Office Work / Delivery Preparation Tasks**

To be provided by:					
	<u>Sames, Inc.</u>	7.3.1	Analyze, define and create final Parcels and Parcel numbering plan. <ul style="list-style-type: none"> <li>• See Parcel creation definition above.</li> </ul>		
	<u>Sames, Inc.</u>	7.3.2	Update existing Planimetric map with any new or missing features or encroachments.		
	<u>Sames, Inc.</u>	7.3.3	Prepare and Create ROW MAP including... <ul style="list-style-type: none"> <li>• Title Sheet</li> <li>• Parcel Index Sheet</li> <li>• Control Sheet <ul style="list-style-type: none"> <li>○ (BMs set as per Attachment C.8 – Detailed scope of Service for Construction Staking will be the control on this sheet)</li> </ul> </li> <li>• Plan Sheets</li> </ul>		
	<u>Sames, Inc.</u>	7.3.4	Prepare and create PARCEL PLATS and DESCRIPTIONS Prepare survey plats and metes and bounds descriptions as per HCRMA requirements for each Acquisition Parcel.		

## EXHIBIT C WORK SCHEDULE

**SAMES, Inc.**

### Supplemental Agreement 3 to Work Authorization No. 19

## HCRMA

[illegible]

Prime: SAMES, Inc.  
Survey Services for the HCRMA  
Supplemental Agreement 3 to Work Authorization No. 19  
Schedule Duration: 1.0 Months

EXHIBIT D - Fee Schedule  
Fee Schedule/Budget for  
Hidalgo County Regional Mobility Authority (HCRMA)  
Supplemental Agreement 3 to Work Authorization No. 19  
HCDD#1 Outfall Drainage Parcels OD-1A, OD-1B, and OD-3  
*LIMITS: From the Interchange with SH 365 to I-2 and from the Valleyview Interchange to FM 493 (As-Assigned by the HCRMA)*

SURVEY SERVICES DESCRIPTION	Principal / Sr. Manager / Senior survey Manager	Project Surveyor (RPLS)	Senior Survey Tech / SIT	Survey Technician	CADD Operator	Clerical / Admin.	Abstractor	1-Person Survey Crew	2-Person Survey Crew	3-Person Survey Crew	4-Person Survey Crew	Total Labor Hrs.	Remarks	Task Cost
PARCEL PREPARATION:														
Parcel OD-1A														
Coordination, Admin, Research and Abstracting	1			5		0.5						3		\$ 600.00
Field Work									1			4		\$ 130.00
Office Work / Delivery Preparation		0.5		3		1						4		\$ 350.00
Parcel OD-1B														
Coordination, Admin, Research and Abstracting	1			5		0.5						3		\$ 600.00
Field Work									1			4		\$ 130.00
Office Work / Delivery Preparation		0.5		3		1						4		\$ 350.00
Parcel OD-3														
Coordination, Admin, Research and Abstracting	1			8		0.5						3		\$ 825.00
Field Work									2			4		\$ 260.00
Office Work / Delivery Preparation		0.5		3		1						4		\$ 350.00
Subtotal	3	1.5	0	27	0	4.5	0	0	4	0	0	32		\$ 3,595.00
Total Manhours by Classification	2	1	0	14	0	2	0	0	2	0	0	16		
Contract Hourly Rate by Classification	\$ 200.00	\$ 150.00	\$ 105.00	\$ 75.00	\$ 65.00	\$ 50.00	\$ 65.00	\$ 80.00	\$ 130.00	\$ 168.00	\$ 198.00			
Total Fee by Classification	\$ 300.00	\$ 112.50	\$ -	\$ 1,012.50	\$ -	\$ 112.50	\$ -	\$ -	\$ 260.00			\$ 1,797.50		
													CHECK (MHRs): 20	
% Utilization by Over 6 months	0.14%	0.07%	0.00%	1.30%	0.00%	0.22%	0.00%	0.00%	0.19%					
% of Total Labor Hours	9.52%	4.76%	0.00%	85.71%	0.00%	14.29%	0.00%	0.00%	12.70%			100.00%		
% of Total Labor Cost	16.69%	6.26%	0.00%	56.33%	0.00%	6.26%	0.00%	0.00%	14.46%			100.00%	CHECK (LABOR):	
												\$ 1,797.50		
TOTAL DIRECT LABOR COST														\$ 3,595.00
DIRECT EXPENSES	Rate	Unit	Amount	Total										
Mileage	\$ 0.56	Mile	0	\$ -									\$ -	
Photocopies	\$ 0.10	Sheet	0	\$ -									\$ -	
Blueline/Blackline Prints	\$ 2.00	Sheet	0	\$ -									\$ -	
Deed/Copies	\$ 1.00	Sheet	0	\$ -									\$ -	
Certified Deed Copies	\$ 2.00	Sheet	0	\$ -									\$ -	
Mylar (11x17)	\$ 3.00	Sheet	0	\$ -									\$ -	
Mylar (22x34)	\$ 6.00	Sheet	0	\$ -									\$ -	
TOTAL DIRECT EXPENSES				\$ -										\$ -
SPECIAL SERVICES FEE (SUBCONSULTANTS)														DBE Participation
														0.00%
Name	Task(s) Summary													
TOTAL SPECIAL SERVICES FEE (SUBCONSULTANTS)														\$ -
GRAND TOTAL														\$ 3,595.00

**EXHIBIT H-2**  
**Subprovider Monitoring System Commitment Agreement**

This commitment agreement is subject to the award and receipt of a signed contract from the Hidalgo County Regional Mobility Authority (Authority). ***NOTE: Attachment H-2 is required to be attached to each contract that does not include work authorizations. Attachment H-2 is required to be attached with each work authorization. Attachment H-2 is also required to be attached to each supplemental work authorization. If DBE/HUB Subproviders are used, the form must be completed and signed. If no DBE/HUB Subproviders are used, indicate with "N/A" on this line: \_\_\_\_\_ and attach with the work authorization or supplemental work authorization.***

Contract #: \_\_\_\_\_ Assigned Goal: 0.0% Prime Provider SAMES, Inc.

Work Authorization (WA)#: 19 WA Amount: \$1,180.00 Date: \_\_\_\_\_

Supplemental Work Authorization (SWA) #: 3 to WA #: 19 SWA Amount: \$3,595.00

Revised WA Amount: \$10,285.00

Description of Work (List by category of work or task description. Attach additional pages, if necessary.)	Dollar Amount (For each category of work or task description shown.)
Survey	\$3,180.00
FC	\$0
Total Commitment Amount (Including all additional pages.)	\$0

**IMPORTANT:** The signatures of the prime and the DBE/HUB and Second Tier Subprovider, if any (both DBE and Non-DBE) and the total commitment amount must always be on the same page.

<b>Provider Name:</b> SAMES, Inc. <b>Address:</b> 200 S 10 <sup>th</sup> Street, Suite 1607, McAllen, Texas 78501 <b>VID Number:</b> 12629412888 <b>PH:</b> (956) 702-8880; <b>FX:</b> (956) 702 -8883 <b>Email:</b> <a href="mailto:sam@samengineering-surveying.com">sam@samengineering-surveying.com</a>	<b>Name:</b> <u>Samuel Maldonado</u> <b>(Please Print)</b> <b>Title:</b> <u>Principal</u>  <b>Signature</b> <b>Date</b>
<b>DBE/HUB Sub Provider</b> <b>Subprovider Name:</b> <b>VID Number:</b> <b>Address:</b> <b>PH:</b> (XXX) XXX-XXXX; <b>FX:</b> (XXX) XXX-XXXX <b>Email:</b>	<b>Name:</b> _____ <b>(Please Print)</b> <b>Title:</b> _____  <b>Signature</b> <b>Date</b>
<b>DBE/HUB Sub Provider</b> <b>Subprovider Name:</b> <b>VID Number:</b> <b>Address:</b> <b>PH:</b> <b>FX:</b> <b>Email:</b>	<b>Name:</b> _____ <b>(Please Print)</b> <b>Title:</b> _____  <b>Signature</b> <b>Date</b>

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Item 2E

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS  
PLANNING COMMITTEE  
FINANCE COMMITTEE  
TECHNICAL COMMITTEE

  X    
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

AGENDA ITEM  
DATE SUBMITTED  
MEETING DATE

  2E    
  06/11/21    
  06/22/21  

1. Agenda Item: **RESOLUTION 2021-20 – APPROVAL OF CONTRACT AMENDMENT 19 TO THE PROFESSIONAL SERVICE AGREEMENT WITH SAMES, INC. TO INCREASE THE MAXIMUM PAYABLE AMOUNT FOR SUPPLEMENTAL AGREEMENT 3 TO WORK AUTHORIZATION NUMBER 19.**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes    No  
  
Consideration and Approval of Contract Amendment 19 to the PSA with SAMES Inc. to provide survey services for the 365 Tollway Project.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:   X   Yes    No    N/A
5. Staff Recommendation: **Motion to Approve Resolution 2021-20 – Approval of Contract Amendment 19 to the Professional Service Agreement with SAMES, Inc. to increase the maximum payable amount for Supplemental Agreement 3 to Work Authorization Number 19, as presented.**
6. Program Manager's Recommendation:    Approved    Disapproved   X   None
7. Planning Committee's Recommendation:    Approved    Disapproved   X   None
8. Board Attorney's Recommendation:    Approved    Disapproved   X   None
9. Chief Auditor's Recommendation:    Approved    Disapproved   X   None
10. Chief Financial Officer's Recommendation:    Approved    Disapproved   X   None
11. Chief Development Engineer's Recommendation:   X   Approved    Disapproved    None
12. Chief Construction Engineer's Recommendation:    Approved    Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved    Disapproved    None



- ☐ CMT Services
- ☐ Environmental
- ☐ Engineering
- ☐ Geo-Technical
- ☒ Surveying **SAMES**

## CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-20

Original Contract Amount \$ 25,000

Amendment # 19

Amount \$ 3,595.00

### Approved Amendments:

Resolution No.	Description	Amount
2015-24	Original contract amount	\$ 25,000.00
2016-59	Amendment 1 - WA 3	\$ 4,587.50
2016-82	Amendment 2 - WA4 and WA5	\$ 26,385.00
2016-99	Amendment 3 - WA 7	\$ 4,080.00
2016-106	Amendment 4	\$ 5,650.00
<b>Subtotal from Cont. Page</b>		<b>\$ 224,469.00</b>
Contract Amount		<b>\$ 290,171.50</b>

### Proposed Amendment

2021-20	Amendment #19 due SA 3 WA 19	<b>\$ 3,595.00</b>
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### Goal and Options:

To increase maximum payable amount for Supplemental 3 to Work Authorization 19 for HCDD #1 Outfall Parcels.

**Staff is recommending approval of this request in the amount of \$ 3,595.00  
for a Revised Maximum Payable Amount of \$ 293,766.50**

E. Davila, Develop Eng

Requested by:

**Approved Amendments Cont...****Resolution No.**

2021-20

Resolution No.	Description	Amount
2016-114	Amendment #5	\$ 27,990.00
2016-124	Amendment #6	\$ 1,270.00
2016-126	Amendment #7	\$ 12,030.00
2017-03	Amendment #8	\$ 11,555.00
2017-16	Amendment #9	\$ 127,978.00
2017-39	Amendment #10	\$ 3,230.00
2017-75	Amendment #11	\$ 20,926.00
2018-15	Amendment #12	\$ 2,080.00
2018-37	Amendment #13	\$ 0.00
2018-57	Amendment #14	\$ 4,370.00
2019-05	Amendment #15	\$ 6,350.00
2021-07	Amendment #16 due WA 19	\$ 1,180.00
2021-12	Amendment #17 due SA 1 WA 19	\$ 2,330.00
2021-17	Amendment #18 due SA 2 WA 19	\$ 3,180.00

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**Subtotal    \$ 224,469.00**

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-20

**APPROVAL OF CONTRACT AMENDMENT 19 TO THE  
PROFESSIONAL SERVICE AGREEMENT WITH SAMES,  
INC. TO INCREASE THE MAXIMUM PAYABLE  
AMOUNT FOR SUPPLEMENTAL AGREEMENT 3 TO  
WORK AUTHORIZATION NUMBER 19**

THIS RESOLUTION is adopted this 22<sup>nd</sup> day of June 2021 by the Board of Directors of the Hidalgo County Regional Mobility Authority at a regular meeting.

WHEREAS, the Hidalgo County Regional Mobility Authority (the "Authority"), acting through its Board of Directors (the "Board"), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the "Act");

WHEREAS, the Authority is authorized by the Act to address mobility issues in and around Hidalgo County;

WHEREAS, on February 22, 2012 the Authority approved Resolution 2012-04, creating the Technical Committee, comprised of senior level engineers and professionals from various communities and agencies in the jurisdiction of the Authority, to serve to advise the Board on procurement and consultant work products; and

WHEREAS, on February 22, 2012 the Authority approved Resolution 2012-04 authorizing the Executive Committee to determine the size, structure and scope of the Technical Committee, identify candidates and issue requests for participation; and

WHEREAS, on October 16, 2013 the Authority approved Resolution 2013-41 authorizing the use and structure of the Technical Committee to rate, rank and recommend a short list to the Board of Directors for the Statements of Qualifications for the International Bridge Trade Corridor Project for Engineering, Surveying and Geotechnical Services; and

WHEREAS, on November 20, 2014, the Authority approved Resolution 2013- 53 the Technical Committee has rated and ranked the Statements of Qualifications for the International Bridge Trade Corridor Project for Surveying Services and recommended that HCRMA staff be authorized to negotiate with all qualified Surveying Firms (Halff Associates, RODS Surveying, Quintanilla, Headley & Associates, Land Tech Consultants, R. Gutierrez Engineering, Melden & Hunt, DOS Land Surveying, SAMES, Bain Medina Bain, ROW Surveying Services and Fulcrum Consulting Services) to establish a surveying pool for the project; and

WHEREAS, on June 18, 2014, the Authority approved Resolution 2014-53 awarding professional service agreements to Halff Associates, RODS Surveying, Quintanilla, Headley & Associates, Land Tech Consultants, R. Gutierrez Engineering, Malden & Hunt, DOS Land Surveying, SAMES, Bain Medina Bain, ROW Surveying Services and Fulcrum Consulting Services for surveying services for the International Bridge Trade Corridor Project; and

WHEREAS, on February 23, 2016, the Authority approved Resolution 2016- 24 Work Authorization 1 to the Professional Service Agreement with SAMES, Inc. to provide revised survey for the SH 365 Segment 1 & 2 Parcel 16 in the amount of \$2,935.00; and

WHEREAS, on March 22, 2016, the Authority approved Resolution 2016-44 Work Authorization 2 to the Professional Service Agreement with SAMES, Inc. to provide revised parcels 13P1, 13P2, 22, 26, 31, 39 and Salinas parcel for State Highway 365 Project in the amount of \$13,567.50 for a revised amount of \$16,502.50 for Work Authorizations 1 and 2. The maximum payable amount remains at \$25,000; and

WHEREAS, on April 26, 2016, the Authority approved Resolution 2016-58 for Work Authorization 3 to the professional service agreement with SAMES Engineering to provide modifications to Parcel(s) 5 Part 5-AQ and 5- Part 5-R; 7 and 15 for State Highway 365 in the amount of \$13,085.00; and

WHEREAS, on April 26, 2016, the Authority approved Resolution 2016-59 for Contract Amendment 1 to the professional service agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization Number 3 in the amount of \$4,587.50; and

WHEREAS, on May 26, 2016, the Authority approved Resolution 2016-79 Work Authorization 4 to the professional service agreement with SAMES Engineering to provide Parcels 5B, 36B and 80 for State Highway 365 in the amount of \$5,085.00 whereas only \$4,060.00 were expended; and

WHEREAS, on June 28, 2016, the Authority approved Resolution 2016-81 Work Authorization 5 to the professional service agreement with SAMES Engineering to provide parcels 107- A , 13P2, 102, 20, 108, 110, 111, 112 and 113 for the 365 Tollway Project in the amount of \$22,325.00; and

WHEREAS, on June 28, 2016, the Authority approved Resolution 2016-82 Contract Amendment 2 to the professional service agreement with SAMES Engineering for Work Authorization Numbers 4 & 5 in the amount of \$26,385.00 for a revised increase of a maximum payable amount of \$55,972.50; and

WHEREAS, on July 26, 2016, the Authority approved Resolution 2016-97 for Work Authorization 3 Supplemental 1 to the professional service agreement with SAMES Engineering for a no-cost time extension for parcel revision to the 365 Tollway Project; and

WHEREAS, on July 26, 2016 the Authority approved Resolution 2016-98 for Work Authorization 6 to the professional service agreement with SAMES Engineering to provide parcels 7, 7B, and 9P2 for Segment 2 of the 365 Tollway Project in the amount of \$4,080.00; and

WHEREAS, on July 26, 2016, the Authority approved Resolution 2016-99 for Contract Amendment 3 to the professional service agreement with SAMES Engineering for Work Authorization 6 in the amount of \$4,080.00 for a revised increase of a maximum payable amount of \$60,052.50; and

WHEREAS, on August 23, 2016 the Authority approved Resolution 2016-105 for Work Authorization 7 to the professional service agreement with SAMES Engineering to provide right of way staking for Veterans Road and Hi-Line Road for utility relocations in the amount of \$5,650.00; and

WHEREAS, on August 23, 2016 the Authority approved Resolution 2016-106 for Contract Amendment 4 to the professional service agreement with SAMES Engineering for Work Authorization Numbers 7 in the amount of \$5,650.00 for a revised increase a maximum payable amount of \$65,720.50; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-112 Work Authorization 8 to the professional service agreement with SAMES Engineering to provide revisions to parcel 49 P1 in the amount of \$1,625.00; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-113 Work Authorization 9 to the professional service agreement with SAMES Engineering to provide construction monuments for the 365 Tollway Project in the amount of \$26,365.00; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-114 Contract Amendment 5 to the professional service agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization Number 8 & 9 in the amount of \$27,990.00; and

WHEREAS, on November 1, 2016 the Authority approved Resolution 2016-123 Work Authorization 10 to the professional service agreement with SAMES Engineering to provide parcel sketches for corner clips at Steward Road & US 281/Military Highway as part of the Overpass/BSIF Connector for 365 Tollway Project in the amount of \$1,270.00; and

WHEREAS, on November 1, 2016 the Authority approved Resolution 2016-124 Contract Amendment 6 to the professional service agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization Number 10 in the amount of \$1,270.00; and

WHEREAS, on November 15, 2016 the Authority approved Resolution 2016-125 Work Authorization 11 to the professional service agreement with SAMES Engineering to provide surveys for parcels 21, 22, 22C Lateral D and Pawlik tract as part of the 365 Tollway Project in the amount of \$12,030.00; and

WHEREAS, on November 15, 2016 the Authority approved Resolution 2016-126 Contract Amendment Number 7 to the Professional Service Agreement with SAMES Engineering to increase the maximum amount payable for Work Authorization 11 as part of the 365 Tollway Project in the amount of \$12,030.00; and

WHEREAS, on January 24, 2017 the Authority approved Resolution 2017-02 Work Authorization 12 to the professional service agreement with SAMES Engineering to update surveys 22D and 108 as part of the 365 Tollway Project in the amount of \$1,840.00; and

WHEREAS, on January 24, 2017 the Authority approved Resolution 2017-05 Work Authorization 13 to the professional service agreement with SAMES Engineering to update survey 20 and provide surveys for parcels OD2 & OD3 as part of the 365 Tollway Project in the amount of \$9,715.00; and

WHEREAS, on January 24, 2017 the Authority approved Resolution 2017-03 Contract Amendment 8 to the professional services agreement with SAMES Engineering to increase the maximum amount payable for Work Authorization 12 & 13 as part of the 365 Tollway Project in the amount of \$11,555.00; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-14 Work Authorization 14 to the professional service agreement with SAMES Engineering to provide parcel sketches for offsite drainage outfall parcels for the 365 Tollway Project in the amount of \$83,030.00; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-15 Work Authorization 15 to the professional service agreement with SAMES Engineering to provide subsurface utility engineering for utility relocation as part of the 365 Tollway Project in the amount of \$44,948.00; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-16 Contract Amendment 9 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Numbers 14 and 15 in the amount of \$127,978.00; and

WHEREAS, on March 28, 2017 the Authority Approved Resolution 2017-36 Supplemental Number 2 to Work Authorization Number 3 to the professional service agreement with SAMES Engineering for a no-cost time extension to provide surveys for Parcels 5, 5P and 15; and

WHEREAS, on March 28, 2017 the Authority Approved Resolution 2017-37 Supplemental Number 1 to Work Authorization Number 9 to the professional service agreement with SAMES Engineering for a no-cost time extension to provide construction control monuments; and

WHEREAS, on March 28, 2017 the Authority Approved Resolution 2017-38 to Work Authorization Number 16 to the professional service agreement with SAMES Engineering to provide a survey for parcel 36A as part of the 365 Tollway Project in the amount of \$3,230.00; and

WHEREAS, on March 28, 2017 the Authority approved Resolution 2017-39 Contract Amendment 10 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Number 16 in the amount of \$3,230.00; and

WHEREAS, on August 29, 2017 the Authority approved Resolution 2017-74 Approval of Work Authorization 15 – Supplemental 1 to the professional services agreement with SAMES Engineering for additional Subsurface Utility Engineering for the 365 Tollway Project in the amount of \$20,926.00; and

WHEREAS, on August 22, 2017 the Authority approved Resolution 2017-75 Contract Amendment 11 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Number 15 – Supplemental 1 in the amount of \$20,926.00; and

WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-12 Approval of Work Authorization 3 - Supplemental 3 to the Professional Services Agreement with SAMES Inc. for a no cost-extension to invoice 100% of Parcel 5P5, HVI acquisition; and

WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-13 Approval of Work Authorization 14 - Supplemental 1 to the Professional Services Agreement with SAMES Inc. for a no cost-extension for the outfall development; and



WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-14 Approval of Work Authorization 17 with SAMES Inc. for the HCID2 parcel adjacent to Parcel 65P9 near Hi Line Road in the amount of \$2,080.00; and

WHEREAS, on March 27, 2018 the Authority approved Resolution 2018-15 Contract Amendment 12 to the professional service agreement with SAMES Engineering for increase in maximum amount payable for Work Authorization Number 17 in the amount of \$2,080.00; and

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-37 Contract Amendment 13 to the professional services agreement with SAMES Engineering for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, on October 23, 2018 the Authority approved Resolution 2018-56 Work Authorization 14 Supplemental 2 to the professional services agreement with SAMES Engineering for Off-Site Outfalls/Irrigation Parcels for the 365 Toll Project in the amount of \$4,370.00; and

WHEREAS, on October 23, 2018 the Authority approved Resolution 2018-57 Contract Amendment 14 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization 14 – Supplemental 2 in the amount of \$4,370.00; and

WHEREAS, on January 22, 2019 the Authority approved Resolution 2019-04 Work Authorization 18 to the professional services agreement with SAMES Engineering for I-Road parcels for the 365 Tollway Project in the amount of \$6,350.00; and

WHEREAS, on January 22, 2019 the Authority approved Resolution 2019-05 Contract Amendment 15 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization 18 in the amount of \$6,350.00; and

WHEREAS, on March 23, 2021 the Authority approved Resolution 2021-06 Work Authorization 19 to the professional services agreement with SAMES Engineering for 365 Toll/HCID2 parcel updates for the 365 Tollway Project in the amount of \$1,180.00; and

WHEREAS, on March 23, 2021 the Authority approved Resolution 2021-07 Contract Amendment 16 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Work Authorization 19 in the amount of \$1,180.00; and

WHEREAS, on April 27, 2021 the Authority approve Resolution 2021-11 Supplemental Agreement 1 to Work Authorization 19 to the professional services agreement with SAMES Engineering for 365 Toll/HCID2 parcel updates for the 365 Tollway Project in the amount of \$2,330.00; and

WHEREAS, on April 27, 2021 the Authority approved Resolution 2021-12 Contract Amendment 17 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Supplemental Agreement 1 to Work Authorization 19 in the amount of \$2,330.00; and

WHEREAS, on May 26, 2021 the Authority approved Resolution 2021-16 Supplemental Agreement 2 to Work Authorization 19 to the professional services agreement with SAMES Engineering for 365 Toll/HCID2 parcel updates for the 365 Tollway Project in the amount of \$3,180.00. and

WHEREAS, on May 26, 2021 the Authority approved Resolution 2021-17 Contract Amendment 18 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Supplemental Agreement 2 to Work Authorization 19 in the amount of \$3,180.00; and

WHEREAS, the authority finds it necessary to approve Resolution 2021-20 Contract Amendment 19 to the professional services agreement with SAMES Engineering to increase the maximum payable amount for Supplemental Agreement 3 to Work Authorization 19 in the amount of \$3,595.00.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY THAT:

Section 1. The recital clauses are incorporated in the text of this Resolution as if fully restated.

Section 2. The Board hereby approves Resolution 2021-20 to the professional service agreement with SAMES Engineering to increase in maximum amount payable for Supplemental Agreement 3 to Work Authorization 19 in the amount of \$3,595.00 for a revised maximum payable amount of \$293,766.50; hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the Contract Amendment 19 to the Professional Services Agreement for Surveying Services with SAMES Engineering as approved.

\*\*\*\*\*

PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY AT A REGULAR MEETING, duly posted and noticed, on the 22<sup>nd</sup> day of June 2021, at which meeting a quorum was present.

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S. David Deanda, Jr., Chairman

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Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract Amendment # 19  
to  
Professional Service Agreement with  
SAMES, Inc.  
for  
Surveying Services

**CONTRACT AMENDMENT NO. 19**  
**TO PROFESSIONAL SERVICES**  
**AGREEMENT FOR SURVEYING SERVICES**

**THIS CONTRACT AMENDMENT NO 17 TO MAIN CONTRACT** is made pursuant to the terms and conditions of “Article III Compensation and Attachment A General Provisions Section 6 Supplemental Agreements of that certain Professional Services Agreement for Surveying Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and SAMES, Inc. (the Surveyor).

The following terms and conditions of the Agreement are hereby amended as follows:

**Article III Compensation**

Article III Compensation shall be amended to increase the amount payable under this contract from \$290,171.50 to \$293,766.50 for a total increase of \$3,595.00 due to additional scope and effort outlined in Supplemental Agreement 3 to Work Authorization No. 19.

This Contract Amendment No. 18 to the Professional Services Agreement shall become effective on the date of final execution of the parties hereto. All other terms and conditions of the Agreement not hereby amended are to remain in full force and effect.

**IN WITNESS WHEREOF**, this Contract Amendment is executed in duplicate counterparts and hereby accepted and acknowledged below.

**THE SURVEYOR**

\_\_\_\_\_  
(Signature)  
Samuel D. Maldonado, PE, RPLS  
\_\_\_\_\_  
Principal  
(Title)  
\_\_\_\_\_  
(Date)

**THE AUTHORITY**

\_\_\_\_\_  
(Signature)  
Pilar Rodriguez, P.E.  
\_\_\_\_\_  
Executive Director  
(Title)  
\_\_\_\_\_  
(Date)

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Item 3A

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  3A  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/14/21  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/21  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-18 – CONSIDERATION AND APPROVAL OF THE FIRST AMENDMENT TO THE PROJECT DEVELOPMENT, OPERATION, AND MAINTENANCE AGREEMENT BETWEEN THE TEXAS DEPARTMENT OF TRANSPORTATION AND THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY FOR THE 365 TOLLWAY PROJECT**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No  
  
Consideration and approval of Resolution 2021-18 – Consideration and Approval of the First Amendment to the Project Development, Operation, and Maintenance Agreement between the TxDOT and the HCRMA for the 365 Tollway Project
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:      Yes      No   X   N/A
5. Staff Recommendation: **Motion to approve Resolution 2021-18 – Consideration and Approval of the First Amendment to the Project Development, Operation, and Maintenance Agreement between the Texas Department of Transportation and the Hidalgo County Regional Mobility Authority for the 365 Tollway Project, as presented.**
6. Program Manager's Recommendation:      Approved      Disapproved   X   None
7. Planning Committee's Recommendation:      Approved      Disapproved   X   None
8. Board Attorney's Recommendation:   X   Approved      Disapproved      None
9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None
10. Chief Financial Officer's Recommendation:      Approved      Disapproved   X   None
11. Chief Development Engineer's Recommendation:      Approved      Disapproved   X   None
12. Chief Construction Engineer's Recommendation:      Approved      Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved      Disapproved      None



HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY  
BOARD RESOLUTION No. 2021-18

APPROVAL OF THE FIRST AMENDMENT TO THE PROJECT  
DEVELOPMENT, OPERATION, AND MAINTENANCE  
AGREEMENT BETWEEN THE TEXAS DEPARTMENT OF  
TRANSPORTATION AND THE HIDALGO COUNTY REGIONAL  
MOBILITY AUTHORITY FOR 365 TOLLWAY PROJECT

THIS RESOLUTION is adopted this 22<sup>nd</sup> day of June, 2021 by the Board of Directors of the Hidalgo County Regional Mobility Authority.

WHEREAS, the Hidalgo County Regional Mobility Authority (the “Authority”), acting through its Board of Directors (the “Board”), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the “Act”); and

WHEREAS, on November 17, 2005, the Texas Transportation Commission (the “Commission”) created the Authority pursuant to (i) the Act; (ii) Title 43, Texas Administrative Code; (iii) a petition of the Hidalgo County Commissioners Court (the “County”); and (iv) findings by the Commission that the creation of the Authority would result in certain direct benefits to the State of Texas (the “State”), local governments, and the traveling public and would improve the State’s transportation system; and

WHEREAS, the Commission determined that the Authority would benefit the State by constructing needed roadway projects as identified by the County, including the approximately 104-mile Hidalgo County Loop (the “Loop System”) and the US 83 La Joya Relief Route; and

WHEREAS, the Authority has identified an independent project suitable for initial development under the Loop System: State Highway 365 from FM 396/Anzalduas Highway to US 281/Military Highway and the US 281/Military Highway Overpass at San Juan Road, including the reconstruction and widening of US 281/Military Highway from 0.45 mile east of SP 600 to FM 2557/Stewart Road, with a new grade separated interchange at SH 365/US 281 Intersection; and

WHEREAS, Section 228.011, Texas Transportation Code, provides for local toll project entities, including the Authority, to develop toll projects and Sections 201.103 and 222.052 of the Code establish that the State shall design, construct and operate a system of highways in cooperation with local governments; and

WHEREAS, on April 29, 2010, by Minute Order 112250, the Texas Transportation Commission designated the Project and on July 27, 2010, by Resolution 2010-17, the Authority asserted its option to develop the Project; and

WHEREAS, by Minute Order 112391, the Commission, and by Resolution Number 2010-55, the Authority entered into that certain agreement for pass-through financing for the Project, pursuant to the provisions of Section 222.104 of the Texas Transportation Code; and

WHEREAS, by Resolution 2014-88, the Authority revised its strategic plan with regard to the Project, changing the boundaries of the Project as well as the proposed funding plan;

WHEREAS, by Minute Order 11320, the Commission canceled the pass-through funding agreement for the Project in order to restructure the designated scope of and funding for the Project to reflect revisions to the Authority's strategic plan;

WHEREAS, by Resolution 2015-01, the Authority approved the Project Development, Operation, and Maintenance Agreement between the Texas Department of Transportation and the Hidalgo County Regional Mobility Authority for the State Highway 365 project; and

WHEREAS, the Board finds it to be in the best interest of the Authority and Hidalgo County to enter into a revised Project Development Agreement for the 365 Tollway Project.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF  
DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY  
AUTHORITY THAT:

Section 1. The recital clauses are incorporated in the text of this Resolution as if fully restated.

Section 2. The Board hereby approves the First Amendment to the Project Development, Operation and Maintenance Agreement between the Texas Department of Transportation and the Hidalgo County Regional Mobility Authority for the 365 Tollway Project, attached hereto in substantially final form as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the First Amendment to the Project Development, Operation and Maintenance Agreement.

\*\*\*\*\*

PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY AT A REGULAR MEETING on the 22<sup>nd</sup> day of June, 2021, at which meeting a quorum was present.

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S. David Deanda, Jr., Chairman

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Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

FIRST AMENDMENT TO THE PROJECT DEVELOPMENT, OPERATION AND  
MAINTENANCE AGREEMENT FOR THE 365 TOLLWAY PROJECT

**FIRST AMENDMENT TO  
PROJECT DEVELOPMENT, OPERATION,  
AND MAINTENANCE AGREEMENT**

**365 TOLLWAY**

**TEXAS DEPARTMENT OF TRANSPORTATION**

**AND**

**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY**

**[DATE], 2021**

**TABLE OF CONTENTS**

I. Recitals .....	*
II. Effective Date of Amendment .....	*
III. Definitions .....	*
IV. Amendments to the Agreement .....	8

**FIRST AMENDMENT TO  
365 TOLLWAY  
PROJECT DEVELOPMENT, OPERATION,  
AND MAINTENANCE AGREEMENT**

STATE OF TEXAS           §  
                                     §  
COUNTY OF TRAVIS     §

**THIS FIRST AMENDMENT TO THE 365 TOLLWAY PROJECT DEVELOPMENT, OPERATION, AND MAINTENANCE AGREEMENT (the “Amendment”),** by and between the **TEXAS DEPARTMENT OF TRANSPORTATION (“TxDOT”),** an agency of the State of Texas, as authorized by the Texas Transportation Commission (the “Commission”), and the **HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY (the “Authority”),** a regional mobility authority and political subdivision of the State of Texas, as authorized by its governing body (the “Board”), is effective on the date on which this Amendment has been fully executed and delivered by all parties.

**W I T N E S S E T H**

**I.     RECITALS**

The following recitals are part of this Amendment:

1.     TxDOT and the Authority have previously executed the 365 Tollway Project Development, Operation, and Maintenance Agreement (the “Agreement”), effective as of October 18, 2016;
2.     The Agreement addressed the design, construction, operation and maintenance of the Project, which was described in the Agreement as “Segments 1 and 2 of SH 365 (SH 365 as designated in Minute Order 112250 and as amended by Minute Order 113199), from FM 396 (Anzalduas Highway) eastward to FM 3072, approximately 0.9 miles west of FM 2557, and then southward to US 281 (Military Highway), a distance of approximately 13.38 miles”;
3.     Since the execution of the Agreement, the parties thereto have determined that the length of the Project is 12.2 miles, not 13.38 miles as stated in the Agreement;
4.     For the purpose of this Amendment and the Agreement, “Project” shall mean Segments 1 and 2 of SH 365 (SH 365 as designated in Minute Order 112250 and as amended by Minute Order 113199), from FM 396 (Anzalduas Highway) eastward to FM 3072, approximately

0.9 miles west of FM 2557, and then southward to US 281 (Military Highway), a distance of approximately 12.2 miles;

5. In Section VI.1. of the Agreement, the Parties agreed that the PTT Agreement would be terminated by the Parties upon execution of the Financial Assistance Agreement; however, the PTT Agreement was not terminated at that time;
6. In Minute Order 114625 dated June 30, 2016, the Commission, pursuant to § 370.187 of the RMA Act and § 26.31 of the RMA Rules, approved the Project;
7. In Board Resolution No. 2020-21, adopted on August 25, 2020, the Authority reasserted the exercise of its option to develop the Project pursuant to Texas Transportation Code § 373.052;
8. Since the execution of the Agreement, the timing for the development of the Project has changed, and as a consequence, the parties desire to amend the Agreement;
9. Section 17 of the Agreement permits the amendment thereof through a written amendment executed by both TxDOT and the Authority; and
10. The Authority has approved entering into this Amendment by resolution \_\_\_\_\_ dated \_\_\_\_\_, which is attached to and made part of this Amendment as Exhibit A.

**NOW, THEREFORE**, in consideration of these premises and of the mutual covenants and promises of the parties as described in this Amendment, TxDOT and the Authority agree as follows:

## **II. EFFECTIVE DATE OF AMENDMENT**

This Amendment shall be effective on the first date on which this Amendment has been fully executed and delivered by all parties.

## **III. DEFINITIONS**

The definitions of terms provided in the Agreement shall apply to the use of those same terms in this Amendment, unless that definition is changed in this Amendment, in which case, the amended definition shall apply to both this Amendment and to the Agreement.

## **IV. AMENDMENTS TO THE AGREEMENT**

1. Section IV.1. of the Agreement is replaced in its entirety with the following:

1. **Primacy.** Pursuant to § 373.055 of the Texas Transportation Code, the parties agree to alter the deadline provided under § 373.052(c)(1) of the Transportation Code by which the Authority must advertise for the initial



procurement of required services including, at a minimum, design services. The parties agree to extend that deadline to the later of (i) December 31, 2016, or (ii) 360 days after the date on which all environmental approvals necessary for the development of the Project were secured and all legal challenges to development are concluded. The parties also agree to alter the deadline provided under § 373.052(c)(2) of the Transportation Code by which the Authority must enter into a contract for the construction of the Project, and agree that the deadline shall be [●].

2. Section IV.7.c. of the Agreement is replaced in its entirety with the following:

c. **Preliminary Plan Review.** The Authority has submitted and TxDOT has approved the design package for Design Work at thirty percent, sixty percent, and ninety percent, complete. Subsequent to those approvals, the Authority submitted to the TxDOT Chief Engineer the final Plans, Specifications, & Estimate for the Project, which the TxDOT Chief Engineer approved on May 20, 2021.

3. For the purposes of the Agreement and this Amendment, “Project” is defined as set forth in the above recitals.

4. In addition to these amendments to the Agreement, the Parties agree that simultaneously with the execution of this Amendment, they will execute and deliver documents necessary to effect the termination of the PTT Agreement.

5. Except as set forth in this Amendment, the Agreement is unaffected and shall continue in full force and effect in accordance with its terms. If there is conflict between this Amendment and the Agreement, the terms of this Amendment will prevail.

**IN WITNESS WHEREOF**, TxDOT and the Authority have executed this Amendment by four multiple counterparts on the dates shown herein below, effective on the date listed above.

**HIDALGO COUNTY  
REGIONAL MOBILITY AUTHORITY**

By: \_\_\_\_\_  
[Name]  
[Title]

Date: \_\_\_\_\_

**TEXAS DEPARTMENT OF  
TRANSPORTATION**

By: \_\_\_\_\_  
[Name]  
[Title]

Date: \_\_\_\_\_

**EXHIBIT A**

**HCRMA RESOLUTION APPROVING THIS AMENDMENT**

[Attach HCRMA resolution approving Amendment.]

Item 3B

**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY**

**AGENDA RECOMMENDATION FORM**

BOARD OF DIRECTORS	<u>    X    </u>	AGENDA ITEM	<u>    3B    </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>    6/11/2021    </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>    6/22/2021    </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-21 – APPROVAL OF WORK AUTHORIZATION 4 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HDR ENGINEERING FOR IBTC FINAL SCHEMATIC SUPPORT FOR THE ENVIRONMENTAL CLEARANCE.**
2. Nature of Request: (Brief Overview) Attachments:     X     Yes        No  
Consideration and Approval of WA 4 to PSA with HDR Engineering, Inc. to provide GEC services for IBTC Final Schematic Support.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:     X     Yes        No        N/A
5. Staff Recommendation: **Motion to Approve Resolution 2021-21 – Approval of Work Authorization 4 to the Professional Service Agreement with HDR Engineering for IBTC Final Schematic Support for the Environmental Clearance, as presented.**
6. Program Manager's Recommendation:        Approved        Disapproved     X     None
7. Planning Committee's Recommendation:        Approved        Disapproved     X     None
8. Board Attorney's Recommendation:        Approved        Disapproved     X     None
9. Chief Auditor's Recommendation:        Approved        Disapproved     X     None
10. Chief Financial Officer's Recommendation:        Approved        Disapproved     X     None
11. Chief Development Engineer's Recommendation:     X     Approved        Disapproved        None
12. Chief Construction Engineer's Recommendation:        Approved        Disapproved     X     None
13. Executive Director's Recommendation:     X     Approved        Disapproved        None



- ☐ CMT Services
- ☐ Environmental
- ☒ Engineering **HDR Engineering, Inc.**
- ☐ Geo-Technical
- ☐ Surveying

## WORK AUTHORIZATION SUMMARY

RESOLUTION 2021-21

Work Authorization # 4 Supplemental # \_\_\_\_\_

Amount \$ 197,746.02

### Approved Work Authorizations:

Resolution No.	Description	Amount
2020-32	WA No. 1-Amended & Restated	\$ 301,579.58
2020-33	WA No. 2-Construction Contract Letting Support	\$ 125,723.03
2020-35	SA 1 to WA No. 2-Construction Contract Letting	\$ 93,284.63
2020-36	WA No. 3-365 Toll Integration Contract Letting	\$ 299,785.36
<b>Subtotal from Cont. Page</b>		<b>\$ 0.00</b>
<b>Total Approved WA</b>		<b>\$ 820,372.60</b>

Proposed Work Authorization and/or Supplemental

2021-21	WA 4 IBTC Final Schematic Environmental	<b>\$ 197,746.02</b>
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### Goal and Options:

Approval of Work Authorization 4 to the Professional Service Agreement with HDR for General Engineering Consultant Services for the IBTC final schematic support for the environmental clearance.

**Staff is recommending approval of this request in the amount of \$ 197,746.02**  
**Proposed total approved WA and/or Supplementals \$ 1,018,118.62**

**E. Davila, Develop Eng**  
Requested By:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-21

APPROVAL OF WORK AUTHORIZATION 4 TO THE  
PROFESSIONAL SERVICE AGREEMENT WITH HDR FOR  
GENERAL ENGINEERING CONSULTANT SERVICES FOR IBTC  
FINAL SCHEMATIC SUPPORT FOR THE ENVIRONMENTAL  
CLEARANCE

THIS RESOLUTION is adopted this 22<sup>nd</sup> day of June 2021, by the Board of Directors of the Hidalgo County Regional Mobility Authority at a regular meeting.

WHEREAS, the Hidalgo County Regional Mobility Authority (the “Authority”), acting through its Board of Directors (the “Board”), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the “Act”);

WHEREAS, the Authority is authorized by the Act to address mobility issues in and around Hidalgo County;

WHEREAS, on February 22, 2012 the Authority approved Resolution 2012-04, which created the Technical Committee, comprised of senior level engineers and professional from various communities and agencies in the jurisdiction of the Authority, to serve to advise the Board on procurement and consultant work products; and

WHEREAS, Resolution 2012-04 also authorized the Executive Committee to determine the size, structure and scope of the Technical Committee, identify candidates and issue requests for participation; and

WHEREAS, February 27, 2018, the Authority approved Resolution 2018-07 which for the procurement of Professional Engineering Services for a General Engineering Consultant for the Hidalgo County Loop System including, but not limited to Advance Project Development and Construction Management Support; and

WHEREAS, the Technical Committee has rated and ranked the Statements of Qualifications for the General Engineering Consultant Services and recommends interviews be dispensed with and that staff be authorized to negotiate with HDR Engineering, Inc.;

WHEREAS, on February 26, 2019 the Authority approved Resolution 2019-01 Approval of a Professional Service Agreement with HDR Engineering, Inc. to provide General Consultant Services for the Hidalgo County Loop System of the Hidalgo County Regional Mobility Authority in the amount of \$488,657.91; and

WHEREAS, on March 5, 2019 the Authority approved approve Resolution 2019-02 Approval of a Work Authorization 1 to the Professional Service Agreement with HDR Engineering, Inc. Project Management for the 365 Tollway Project in the amount of \$171,350.84; however, no notice to proceed was issued; and

WHEREAS, on November 17, 2020 in order to reflect a change in the planned series of tasks relating to a changed project letting schedule, the Board found it to be in the best interest of the Authority to approve Resolution 2020-32 Approval of Amended and Restated Work Authorization 1 to the Professional Service Agreement with HDR Engineering, Inc. for General Engineering Consulting Services for the 365 Tollway Program Management Support in the amount of \$301,579.58; and

WHEREAS, on November 17, 2020 the Authority approved Resolution 2020-33 Approval of a Work Authorization 2 to the Professional Service Agreement with HDR Engineering, Inc. for General Engineering Consultant Services for the 365 Tollway Roadway Construction Contract Letting Support in the amount of \$125,723.03; and

WHEREAS, on December 15, 2020 the Authority approved Resolution 2020-35 Approval of Supplemental Agreement 1 to Work Authorization 2 to the Professional Service Agreement with HDR Engineering, Inc. for General Engineering Consultant Services for the 365 Tollway Roadway Construction Contract Letting Support in the amount of \$93,284.63; and

WHEREAS, on December 15, 2020 the Authority approved Resolution 2020-36 Approval of a Work Authorization 3 to the Professional Service Agreement with HDR Engineering, Inc. for General Engineering Consultant Services for the 365 Tollway Integration Contract Letting Support in the amount of \$299,785.36; and

WHEREAS, on December 15, 2020 the Authority approved Resolution 2020-37 Approval of Contract Amendment 1 to the Professional Service Agreement with HDR to increase the maximum payable amount from \$488,657.91 to \$820,372.60 for a total increase of \$331,714.69 due to additional scope and effort outlined in Supplemental Agreement 1 to Work Authorization No. 2 and Work Authorization No. 3; and

WHEREAS, on the Authority finds it necessary to approve Resolution 2021-21 Approval of a Work Authorization 4 to the Professional Service Agreement with HDR Engineering, Inc. for IBTC final schematic Support for the Environmental Clearance in the amount of \$197,746.02.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF  
DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY  
AUTHORITY THAT:

- Section 1. The recital clauses are incorporated in the text of this Resolution as if fully restated.
- Section 2. The Board hereby approves Work Authorization 4 to the Professional Services Agreement with HDR Engineering, Inc. for IBTC final schematic Support for the Environmental Clearance in the amount of \$197,746.02, hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to execute Work Authorization 4 to the Professional Services Agreement for Program Management Support.

\*\*\*\*\*



PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY AT A REGULAR MEETING, duly posted and noticed, on the 22<sup>nd</sup> day of June, 2021, at which meeting a quorum was present.

---

S. David Deanda, Jr., Chairman

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Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

WORK AUTHORIZATION 4  
TO THE PROFESSIONAL SERVICE AGREEMENT  
FOR  
GENERAL ENGINEERING CONSULTANT SERVICES  
BETWEEN  
THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY  
AND  
HDR ENGINEERING, INC.

## ATTACHMENT D-1

### WORK AUTHORIZATION NO. 4 AGREEMENT FOR GENERAL ENGINEERING CONSULTING SERVICES

**THIS WORK AUTHORIZATION** is made pursuant to the terms and conditions of “Article V of that certain Professional Services Agreement for General Engineering Consulting Services” (the Agreement) entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and HDR Engineering Inc. (the GEC).

**PART I.** The GEC will perform engineering design services generally described as in accordance with the project description attached hereto and made a part of this Work Authorization. The responsibilities of the Authority and the GEC as well as the work schedule are further detailed in exhibits A, B and C which are attached hereto and made a part of the Work Authorization.

**PART II.** The maximum amount payable under this Work Authorization is \$197,746.02 and the method of payment is Lump Sum as set forth in Attachment E of the Agreement. This amount is based upon fees set forth in Attachment E, Fee Schedule, of the Agreement and the Engineer’s estimated Work Authorization costs included in Exhibit D, Fee Schedule, which is attached and made a part of this Work Authorization.

**PART III.** Payment to the GEC for the services established under this Work Authorization shall be made in accordance with Articles III thru V of the Agreement, and Attachment A, Section 1.

**PART IV.** This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on August 31, 2022, unless extended by a supplemental Work Authorization as provided in Attachment A, Section 1.

**PART V.** This Work Authorization does not waive the parties' responsibilities and obligations provided under “Article V of that certain Professional Services Agreement for General Engineering Consulting Services.

**IN WITNESS WHEREOF**, this Work Authorization is executed in duplicate counterparts and hereby accepted and acknowledged below.

#### THE GEC

\_\_\_\_\_  
(Signature)  
David C. Weston  
(Printed Name)  
Gulf Coast Area Manager  
(Title)  
\_\_\_\_\_  
(Date)

#### THE AUTHORITY

\_\_\_\_\_  
(Signature)  
Pilar Rodriguez, P.E.  
(Printed Name)  
Executive Director  
(Title)  
\_\_\_\_\_  
(Date)

#### LIST OF EXHIBITS

Exhibit A	Services to be provided by the Authority
Exhibit B	Services to be provided by the GEC
Exhibit C	Work Schedule
Exhibit D	Fee Schedule/Budget
Exhibit H-2	Subprovider Monitoring System Commitment Agreement

**EXHIBIT A**  
**SERVICES TO BE PROVIDED BY THE AUTHORITY**

The **AUTHORITY** will provide the following general items.

1. Authorization to begin work.
2. Timely payment for work performed by the **Engineer** and accepted by the **AUTHORITY** on a monthly basis.
3. Assistance to the **Engineer**, as necessary, to obtain the required data and information from other local, regional, State and Federal agencies that the **Engineer** cannot easily obtain.
4. Provide any available relevant data the **AUTHORITY** may have on file concerning the project.
5. Review and approve the **Engineer's** progress schedule with milestone activities and/or deliverables identified.

## **EXHIBIT B**

### **SERVICES TO BE PROVIDED BY THE ENGINEER**

#### **1. Task 1 – Project Development Support**

##### **1.1. International Bridge Trade Corridor (IBTC) schematic review/revisions**

###### **1.1.1. Schematic design standards versus current standards**

The GEC shall review the existing schematic prepared by others to evaluate if current TxDOT, HCRMA, and applicable governmental agency criteria and standards are met. The GEC shall provide a report of its findings and recommendations for a determination of the next steps.

###### **1.1.2. Drainage (Atlas 14 impacts)**

The GEC shall review existing hydraulic/drainage schematic information to evaluate if current Atlas 14 drainage criteria and standards are met. The GEC shall provide a report of its findings and recommendations for next steps.

###### **1.1.3. Address TxDOT comments**

The GEC shall review TxDOT comments concerning the existing schematic and recommend responses and revisions. Once responses have been agreed with TxDOT and the HCRMA, the GEC shall update the schematic, including any drainage and standard revisions, as necessary to provide TxDOT approval.

##### **1.2. IBTC environmental documentation review/revisions**

The GEC shall perform quality assurance quality control (QA/QC) reviews of the existing environmental documentation prepared by others to determine whether the documents:

- Have been correctly revised as requested by HCRMA and/or other governmental agencies as requested,
- Meet current state and federal laws, regulations, policies, guidance, and agreements

##### **1.3. ROW Mapping Survey Support – deferred to future supplemental**

###### **1.3.1. Procurement for Surveyors**

The GEC will assist the HCRMA with the procurement of professional services for surveying which includes:

- Assisting the HCRMA with developing procurement documents
- Review submissions to the HCRMA in response to a “Request for Services”
- Provide the HCRMA a recommendation of qualified surveyors.

### 1.3.2. Survey Management and Submittal Oversight

The GEC will assist the HCRMA in providing surveying oversight services related to surveying boundaries, survey control, construction stake-out tasks and any other surveying activities associated with the IBTC project.

The GEC shall perform quality assurance quality control (QA/QC) reviews of surveying documents prepared by others to determine whether the documents:

- Correspond with the existing right-of-way strip map
- Have been correctly revised as requested by HCRMA and/or other governmental agencies as requested, and
- Meet current state and federal laws, regulations, policies, guidance, and agreements.

### 1.4. Preliminary Railroad Exhibits submittal and coordination – deferred to future supplemental

The GEC shall coordinate meetings between RR companies, HCRMA, and other local agencies related to the interaction of rail and highway operations within the IBTC Corridor.

The GEC shall coordinate with HCRMA and RR companies to accomplish the following:

- Field investigations to determine equipment, utilities, and other potential conflicts within the RR ROW,
- Assembling and submittal of railroad crossing exhibits for all rail and highway at-grade and grade separated crossings, and
- Support development for applicable railroad agreements

### 1.5. Review and develop preliminary IBTC cost estimates, based on schematics – deferred to future supplemental

The GEC shall review the existing preliminary IBTC cost estimates prepared by others to evaluate if current quantities, bid items and unit costs are applicable, accurate and up to date. The GEC shall provide a report of its findings and recommendations and update the cost estimates as applicable

### 1.6. Public Outreach

The GEC shall participate in a public hearing upon approval of the draft environmental document. The public hearing will be run and managed by others.

The GEC shall perform quality assurance quality control (QA/QC) reviews of the draft and final public hearing documentation reports that will be prepared by others.

The GEC will support HCRMA relative to materials that need to be assembled and posted to its website.

## 2. Task 2 – Utility Coordination Support– deferred to future supplemental

### 2.1. Correspondence, Documentation, and Tracking of utility relocations

The GEC shall provide oversight and coordination for utility crossing activities within the IBTS corridor. The GEC shall review existing utility data and develop a utility tracking process for the corridor, including the identification of utility conflicts, utility coordination, compliance with the Utility Accommodation Rules (UAR), resolution of utility conflicts, and coordination of monitoring and verification activities by utility companies and others.

The GEC shall coordinate and facilitate meetings with HCRMA and/or utility partners as necessary to advance utility activities.

3. Task 3 – PS&E Development Plan – deferred to future supplemental

3.1. Review of existing IBTC plans and design criteria for conformance to 2021 standards and policies

The GEC shall review the existing 30% plans prepared by others to evaluate if current TxDOT, HCRMA, and applicable governmental agency criteria and standards are met. The GEC shall provide a report of its findings and recommendations for a determination of the next steps.

3.2. Delivery Method(s) and Recommendations of appropriate PS&E packages

The GEC will collaborate with the HCRMA on:

- recommendations for potential procurement delivery methods for the ITCB project, and
- The number of logical contracts and begin/ending points of potential PS&E packages

4. Pavement design – deferred to future supplemental

The GEC shall review and validate existing pavement design prepared by others. Activities include:

- Review of the current traffic volumes and future traffic projections,
- Review of current overweight/oversize technical and financial requirements, and any recommendations, if necessary.

5. Baseline Master Schedule for Project Development.

The GEC shall review any existing project schedules prepared by others and update as necessary. The GEC shall develop two types of schedules:

- Detailed master P6 schedule for design, construction, pre- and post-construction tasks.
- A 'Road Map' schedule which serves as a one-page, high-level version of the master program to be available to HCRMA board members and internal and/or external partners. Major tasks would include program management, ROW acquisition, utility coordination and development of agreements, design, letting, and construction activities.

## **EXHIBIT C WORK SCHEDULE**

### **IBTC Initial Startup**

#### **Task 1 – Project Development Support** – items in grey deferred to future supplemental

<b>1.1. IBTC schematic review/revisions</b>	<b>July 2021 thru December 2021</b>
<b>1.2. IBTC environmental documentation review/revisions</b>	<b>July 2021 thru December 2021</b>
<b>1.3. ROW Mapping Survey Support</b>	<b>July 2021 thru July 2022</b>
<b>1.4. Preliminary Railroad Exhibits submittal/coordination</b>	<b>August 2021 thru July 2022</b>
<b>1.5. Review and develop preliminary IBTC cost estimates</b>	<b>October 2021 thru July 2022</b>
<b>1.6. Public Outreach</b>	<b>July 2021 thru December 2021</b>

#### **Task 2 – Utility Coordination Support** – deferred to future supplemental

<b>2.1. Correspondence, documentation, and tracking utility relocations</b>	<b>July 2021 thru July 2022</b>
---	---------------------------------

#### **Task 3 – PS&E Development Plan** – deferred to future supplemental

<b>3.1. Review of existing IBTC plans &amp; criteria</b>	<b>December 2021 thru July 2022</b>
<b>3.2. Delivery Method(s) and Recommendation</b>	<b>December 2021 thru July 2022</b>

#### **Task 4 – Pavement Design** – deferred to future supplemental

<b>Review existing design &amp; overweight technical &amp; financial requirements</b>	<b>December 2021 thru February 2022</b>
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#### **Task 5 – Baseline Master Schedule for Project Development**

<b>Develop master P6 and roadmap schedule</b>	<b>July 2021 thru July 2022</b>
---	---------------------------------



Prime Provider: HDR Engineering, Inc.

Subconsultant: N/A

Work Authorization: 03

	WA 04 TOTALS		Total by Firm	% by Firm
	Labor	ODE		
HDR	\$192,375.02	\$5,371.00	\$197,746.02	100%
Melden and Hunt	\$0.00	\$0.00	\$0.00	0%
<blank>			\$0.00	0%
<blank>			\$0.00	0%
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<blank>			\$0.00	0%
Sub-Total by Task	\$192,375.02	\$5,371.00	Total WA	100%
Total by Task	\$197,746.02		\$197,746.02	



Prime Provider: HDR Engineering, Inc.  
Subconsultant: N/A  
Work Authorization: 04  
Legend: recurring every X months = ~Xmos

Sam

Labor Categories	Project Manager	Deputy Project Manager	Sr Technical Advisor	Technical Advisor	Quality Manager	Senior Engineer	Project Engineer	Design Engineer	Sr Structural Engineer	Scheduler	Admin III	Total Task Hours	Line Item Fee
Negotiated Rate	\$220.62	\$254.57	\$296.99	\$234.77	\$240.42	\$198.00	\$169.71	\$141.43	\$231.94	\$161.23	\$84.86		
DESCRIPTION OF TASKS/DETAILS													
3.1 - IBTC 30% review and revisions	DEFERRED TO FUTURE SUPPLEMENT												
Review to determine if current criteria/standards are met												0	\$0.00
Report of findings (draft)												0	\$0.00
Report of findings (final)												0	\$0.00
3.2 - Delivery Methods													
Recommendations for delivery methods												0	\$0.00
Determine appropriate const. and design packages												0	\$0.00
4 - Pavement Design													
Review of existing pavement report												0	\$0.00
Review of current/future traffic volumes												0	\$0.00
Review of overweight/oversize requirements												0	\$0.00
Recommendation Report (draft)												0	\$0.00
Recommendation Report (final)												0	\$0.00
5 - Schedule													
Detailed master P6 schedule	4	2			2	18				49	1	76	\$13,421.59
Road Map	4	2			2	8		8			16	40	\$5,945.66
Labor Hours Total	52	17	34	40	37	410	224	112	4	49	51	1030	hours check
Labor Cost Total	\$11,472.24	\$4,327.69	\$10,097.66	\$9,390.80	\$8,895.54	\$81,180.00	\$38,015.04	\$15,840.16	\$927.76	\$7,900.27	\$4,327.86	\$192,375.02	cost check
% Staff Distribution	5%	2%	3%	4%	4%	40%	22%	11%	0%	5%	5%	100%	



Prime Provider: HDR Engineering, Inc.  
Subconsultant: N/A  
Work Authorization: 04

Legend: Current State Rate = CSR, Actual Cost = AC, Fixed = F, Max = M

OTHER DIRECT EXPENSE	UNIT	MAX RATE BASIS	FIXED / MAX	ODE RATE	TOTAL FOR WA04	Sub-Total per ODE
Lodging/Hotel - Taxes and Fees	day/person	n/a	M	\$32.00	16	\$512.00
Lodging/Hotel (Taxes/fees not included)	day/person	CSR	M	\$94.00	16	\$1,504.00
Meals (Excluding alcohol & tips) (Overnight stay required)	Day/person	CSR	M	\$55.00	32	\$1,760.00
Mileage	mile	CSR	F	\$0.545	1000	\$545.00
Rental Car Fuel	gallon	n/a	M	\$3.75		\$0.00
Rental Car (Includes taxes and fees; Insurance costs will not be reimbursed)	day	n/a	M	\$75.00		\$0.00
Air Travel - In State - Short Notice (Coach)	Rd Trip/person	n/a	M	\$580.00		\$0.00
Air Travel - In State - 2+ Wks Notice (Coach)	Rd Trip/person	n/a	M	\$450.00		\$0.00
Air Travel - Out of State - 2+ Wks Notice (Coach)	Rd Trip/person	n/a	M	\$600.00		\$0.00
Air Travel - Out of State - Short Notice (Coach)	Rd Trip/person	n/a	M	\$900.00		\$0.00
Oversize, special handling or extra baggage airline fees	each	n/a	M	\$45.00	2	\$90.00
Taxi/Cab fare	each/person	n/a	M	\$30.00		\$0.00
Parking	day	n/a	M	\$20.00		\$0.00
Toll Charges	each	n/a	M	\$10.00		\$0.00
Standard Postage	letter	CSR	F	\$0.47		\$0.00
Certified Letter Return Receipt	each	CSR	F	\$6.20		\$0.00
Overnight Mail - letter size	each	CSR	M	\$22.00	5	\$110.00
Overnight Mail - oversized box	each	CSR	M	\$85.00	10	\$850.00
Total ODE Cost					\$5,371.00	\$5,371.00

## ATTACHMENT H-2

### Subprovider Monitoring System Commitment Agreement

This commitment agreement is subject to the award and receipt of a signed contract from the Hidalgo County Regional Mobility Authority (Authority). ***NOTE: Attachment H-2 is required to be attached to each contract that does not include work authorizations. Attachment H-2 is required to be attached with each work authorization. Attachment H-2 is also required to be attached to each supplemental work authorization. If DBE/HUB Subproviders are used, the form must be completed and signed. If no DBE/HUB Subproviders are used, indicate with "N/A" on this line: N/A and attach with the work authorization or supplemental work authorization.***

Contract #: 07-E36-19-04 Assigned Goal: 12.2% Prime Provider HDR Engineering, Inc.

Work Authorization (WA)#: 4 WA Amount: \$197,746.02 Date: \_\_\_\_\_

Supplemental Work Authorization (SWA) #: \_\_\_\_\_ to WA #: \_\_\_\_\_ SWA Amount: \_\_\_\_\_

Revised WA Amount: \_\_\_\_\_

Description of Work (List by category of work or task description. Attach additional pages, if necessary.)	Dollar Amount (For each category of work or task description shown.)
	<u>\$0</u>
	<u>\$0</u>
<b>Total Commitment Amount</b> (Including all additional pages.)	<b>\$0</b>

**IMPORTANT:** The signatures of the prime and the DBE/HUB and Second Tier Subprovider, if any (both DBE and Non-DBE) and the total commitment amount must always be on the same page.

<b>Provider Name:</b> HDR Engineering, Inc. <b>Address:</b> 4828 Loop Central Drive, Ste. 800, Houston, TX 77081 <b>VID Number:</b> 14706805687 <b>PH:</b> 713-622-9264 & <b>FAX:</b> <b>Email:</b> <a href="mailto:David.Weston@hdrinc.com">David.Weston@hdrinc.com</a>	<b>Name:</b> <u>David C. Weston</u> <i>(Please Print)</i> <b>Title:</b> <u>Gulf Coast Area Manager</u>  <div style="display: flex; justify-content: space-between;"> <div><b>Signature</b> _____</div> <div><b>Date</b> _____</div> </div>
<b>DBE/HUB Sub Provider:</b> <b>Subprovider Name:</b> Melden & Hunt, Inc. <b>VID Number:</b> 17417379595 <b>Address:</b> 227 FM-3167, Rio Grande City, TX 78582 <b>PH:</b> 956-381-0981 <b>Email:</b> Robert@meldenandhunt.com	<b>Name:</b> _____ <i>(Please Print)</i> <b>Title:</b> _____  <div style="display: flex; justify-content: space-between;"> <div><b>Signature</b> _____</div> <div><b>Date</b> _____</div> </div>
<b>Second Tier Sub Provider</b> <b>Subprovider Name:</b> <b>VID Number:</b> <b>Address:</b> <b>Phone # &amp; Fax #:</b> <b>Email:</b>	<b>Name:</b> _____ <i>(Please Print)</i> <b>Title:</b> _____  <div style="display: flex; justify-content: space-between;"> <div><b>Signature</b> _____</div> <div><b>Date</b> _____</div> </div>

VID Number is the Vendor Identification Number issued by the Comptroller. If a firm does not have a VID Number, please enter the owner's Social Security or their Federal Employee Identification Number (if incorporated).

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Item 3C



**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY**

**AGENDA RECOMMENDATION FORM**

<b>BOARD OF DIRECTORS</b>	<u>  X  </u>	<b>AGENDA ITEM</b>	<u>  3C  </u>
<b>PLANNING COMMITTEE</b>	<u>          </u>	<b>DATE SUBMITTED</b>	<u>  6/11/2021  </u>
<b>FINANCE COMMITTEE</b>	<u>          </u>	<b>MEETING DATE</b>	<u>  6/22/2021  </u>
<b>TECHNICAL COMMITTEE</b>	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-22 – APPROVAL OF CONTRACT AMENDMENT 2 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HDR ENGINEERING TO INCREASE THE MAXIMUM PAYABLE AMOUNT DUE TO WORK AUTHORIZATION 4.**
  
2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No  
  
Consideration and Approval of CA 2 to PSA with HDR Engineering, Inc. to provide final schematic support for the Environmental Clearance for the IBTC Project.
  
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
  
4. Budgeted:   X   Yes      No   N/A
  
5. Staff Recommendation: **Motion to Approve Resolution 2021-22 – Approval of Contract Amendment 2 to the Professional Service Agreement with HDR Engineering to increase the maximum payable amount due to Work Authorization 4, as presented.**
  
6. Program Manager's Recommendation:      Approved      Disapproved   X   None
  
7. Planning Committee's Recommendation:      Approved      Disapproved   X   None
  
8. Board Attorney's Recommendation:      Approved      Disapproved   X   None
  
9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None
  
10. Chief Financial Officer's Recommendation:      Approved      Disapproved   X   None
  
11. Chief Development Engineer's Recommendation:   X   Approved      Disapproved      None
  
12. Chief Construction Engineer's Recommendation:      Approved      Disapproved   X   None
  
13. Executive Director's Recommendation:   X   Approved      Disapproved      None



- ☐ CMT Services
- ☐ Environmental
- ☒ Engineering **HDR, Inc.**
- ☐ Geo-Technical
- ☐ Surveying

## CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-22

Original Contract Amount \$ 488,658

Amendment # 2

Amount \$ 197,746.02

### Approved Amendments:

Resolution No.	Description	Amount
2019-01	PSA to provide General Consultant Services	\$ 488,657.91
2020-37	Contract Amendment 1 Due SA1WA2 & WA3	\$ 331,714.69

**Subtotal from Cont. Page** \$ 0.00

Contract Amount **\$ 820,372.60**

### Proposed Amendment

2021-22	Contract Amendment 2 for WA4	<b>\$ 197,746.02</b>
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### Goal and Options:

Approval of Contract Amendment 2 to the Professional Service Agreement with HDR Engineering to increase maximum amount payable for WA 4.

**Staff is recommending approval of this request in the amount of \$ 197,746.02 for a Revised Maximum Payable Amount of \$ 1,018,118.62**

E. Davila, Develop Eng

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-22

APPROVAL OF CONTRACT AMENDMENT 2 TO THE  
PROFESSIONAL SERVICE AGREEMENT WITH HDR  
ENGINEERING TO INCREASE THE MAXIMUM PAYABLE  
AMOUNT FOR WORK AUTHORIZATION 4

THIS RESOLUTION is adopted this 22<sup>nd</sup> day of June 2021, by the Board of Directors of the Hidalgo County Regional Mobility Authority at a regular meeting.

WHEREAS, the Hidalgo County Regional Mobility Authority (the “Authority”), acting through its Board of Directors (the “Board”), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the “Act”);

WHEREAS, the Authority is authorized by the Act to address mobility issues in and around Hidalgo County;

WHEREAS, on February 22, 2012 the Authority approved Resolution 2012-04, which created the Technical Committee, comprised of senior level engineers and professional from various communities and agencies in the jurisdiction of the Authority, to serve to advise the Board on procurement and consultant work products; and

WHEREAS, Resolution 2012-04 also authorized the Executive Committee to determine the size, structure and scope of the Technical Committee, identify candidates and issue requests for participation; and

WHEREAS, February 27, 2018, the Authority approved Resolution 2018-07 which for the procurement of Professional Engineering Services for a General Engineering Consultant for the Hidalgo County Loop System including, but not limited to Advance Project Development and Construction Management Support; and

WHEREAS, the Technical Committee has rated and ranked the Statements of Qualifications for the General Engineering Consultant Services and recommends interviews be dispensed with and that staff be authorized to negotiate with HDR Engineering, Inc.; and

WHEREAS, on March 5, 2019 the Authority approved Resolution 2019-01 Approval of a Professional Service Agreement with HDR Engineering, Inc. to provide General Consultant Services for the Hidalgo County Loop System of the Hidalgo County Regional Mobility Authority with a maximum amount payable of \$488,657.91; and

WHEREAS, on December 15, 2020 the Authority approved Resolution 2020-37 Approval of Contract Amendment 1 to the Professional Service Agreement with HDR to increase the maximum payable amount from \$488,657.91 to \$820,372.60 for a total increase of \$331,714.69 due to additional scope and effort outlined in Supplemental Agreement 1 to Work Authorization No. 2 and Work Authorization No. 3; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-22 Approval of Contract Amendment 2 to the Professional Service Agreement with HDR to increase the maximum payable amount from \$820,372.60 to \$1,018,118.62 for a total increase of \$197,746.02 for Work Authorization No. 4.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY THAT:

- Section 1. The recital clauses are incorporated in the text of this Resolution as if fully restated.
- Section 2. The Board hereby approves the Contract Amendment 2 to the Professional Services Agreement with HDR Engineering, Inc. to increase the maximum amount payable to \$1,018,118.62 (hereto attached as Exhibit A).
- Section 3. The Board authorizes the Executive Director to execute the Contract Amendment 2 to the Professional Services Agreement for General Engineering Consultant Services after review by counsel.

\*\*\*\*\*

PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY AT A REGULAR MEETING, duly posted and noticed, on the 22<sup>nd</sup> day of June, 2021, at which meeting a quorum was present.

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S. David Deanda, Jr., Chairman

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Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT 2  
TO THE PROFESSIONAL SERVICE AGREEMENT  
FOR  
GENERAL ENGINEERING CONSULTANT SERVICES  
BETWEEN  
THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY  
AND  
HDR ENGINEERING, INC.

**CONTRACT AMENDMENT NO. 2  
TO PROFESSIONAL SERVICES AGREEMENT  
FOR GENERAL ENGINEERING CONSULTING SERVICES**

**THIS CONTRACT AMENDMENT** is made pursuant to the terms and conditions of “Article V of that certain Professional Services Agreement for General Engineering Consulting Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and HDR Engineering Inc. (the GEC).

**Article II Agreement Period**

This revised Agreement becomes effective when fully executed by all parties hereto and it shall terminate at the close of business on August 21, 2022.

**Article III Compensation**

Article III Compensation shall be amended to increase the amount payable under this contract from \$820,372.60 to \$1,018,118.62 for a total increase of \$197,746.02 due to additional scope and effort outlined in Work Authorization No. 4.

This Contract Amendment No. 2 to the Professional Services Agreement shall become effective on the date of final execution of the parties hereto. All other terms and conditions of the Agreement not hereby amended are to remain in full force and effect.

**IN WITNESS WHEREOF**, this Supplemental Work Authorization is executed in duplicate counterparts and hereby accepted and acknowledged below.

**AUTHORITY**

By: \_\_\_\_\_

Name: Pilar Rodriguez

Title: Executive Director

Hidalgo County Regional Mobility Authority

Date: \_\_\_\_\_

**GEC**

By: \_\_\_\_\_

Name: David Weston

Title: Gulf Coast Area Manager

HDR Engineering, Inc.

Date: \_\_\_\_\_

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Item 3D

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  3D  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  6/11/2021  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  6/22/2021  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-23 – APPROVAL OF WORK AUTHORIZATION NUMBER 6 TO THE PROFESSIONAL SERVICE AGREEMENT WITH L&G ENGINEERING FOR RE-DESIGN EFFORTS PERTAINING TO HCID 2 ACCESS.**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes        No  
Consideration and Approval of WA No. 6 for re-design efforts pertaining to HCID 2 Access.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:        Yes        No   X   N/A
5. Staff Recommendation: **Motion to approve Resolution 2021-23 – Approval of Work Authorization Number 6 to the Professional Service Agreement with L&G Engineering for re-design effort pertaining to HCID 2 Access, as presented.**
6. Program Manager's Recommendation:        Approved        Disapproved   X   None
7. Planning Committee's Recommendation:        Approved        Disapproved   X   None
8. Board Attorney's Recommendation:        Approved        Disapproved   X   None
9. Chief Auditor's Recommendation:        Approved        Disapproved   X   None
10. Chief Financial Officer's Recommendation:        Approved        Disapproved   X   None
11. Chief Development Engineer's Recommendation:   X   Approved        Disapproved   X   None
12. Chief Construction Engineer's Recommendation:        Approved        Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved        Disapproved        None

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Item 3E

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  3E  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/14/21  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/21  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-24 – APPROVAL OF CONTRACT AMENDMENT NUMBER 2 TO THE PROFESSIONAL SERVICE AGREEMENT WITH L&G ENGINEERING TO INCREASE THE MAXIMUM PAYABLE AMOUNT FOR WORK AUTHORIZATION 6.**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No  
  
Consideration and Approval of CA No. 2 to the PSA with L&G Engineering to increase the maximum payable amount for Work Authorization 6.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:      Yes      No   X   N/A
5. Staff Recommendation: **Motion to approve Resolution 2021-24 – Approval of Contract Amendment Number 2 to the Professional Service Agreement with L&G Engineering to increase the maximum payable amount for Work Authorization Number 6, as presented**
6. Program Manager's Recommendation:      Approved      Disapproved   X   None
7. Planning Committee's Recommendation:      Approved      Disapproved   X   None
8. Board Attorney's Recommendation:      Approved      Disapproved   X   None
9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None
10. Chief Financial Officer's Recommendation:      Approved      Disapproved   X   None
11. Chief Development Engineer's Recommendation:   X   Approved      Disapproved   X   None
12. Chief Construction Engineer's Recommendation:      Approved      Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved      Disapproved      None

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Item 3F

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  3F  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/14/2021  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/2021  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-25 – CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION 4 TO THE PROFESSIONAL SERVICE AGREEMENT WITH SAENZ OIL & GAS SERVICES, LLC FOR LONESTAR PIPELINE RELOCATION MITIGATION IN THE 365 TOLLWAY PROJECT.**
2. Nature of Request: (Brief Overview) Attachments:   X   Yes      No  
Consideration and Approval of Resolution 2021-25 - Consideration and Approval of Work Authorization 4 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC for Lonestar Pipeline Relocation Mitigation in the 365 Tollway Project.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted:   X   Yes      No   N/A
5. Staff Recommendation: **Motion to Approve Resolution 2021-25 – Consideration and Approval of Work Authorization 4 for Professional Service Agreement with Saenz Oil & Gas Services, LLC for Lonestar Pipeline Relocation Mitigation in the 365 Tollway Project, as presented.**
6. Program Manager's Recommendation:      Approved      Disapproved   X   None
7. Planning Committee's Recommendation:      Approved      Disapproved   X   None
8. Board Attorney's Recommendation:   X   Approved      Disapproved      None
9. Chief Auditor's Recommendation:      Approved      Disapproved   X   None
10. Chief Financial Officer's Recommendation:      Approved      Disapproved   X   None
11. Chief Development Engineer's Recommendation:      Approved      Disapproved   X   None
12. Chief Construction Engineer's Recommendation:      Approved      Disapproved   X   None
13. Executive Director's Recommendation:   X   Approved      Disapproved      None



**HCRMA**  
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Saenz Oil & Gas Services, LLC

☐ CMT Services

☐ Environmental

☒ Engineering **Saenz Oil & Gas Services, LLC**

☐ Geo-Technical

☐ Surveying

## WORK AUTHORIZATION SUMMARY

RESOLUTION 2021-25

Work Authorization # 4 Supplemental # \_\_\_\_\_

Amount \$ 465,740.75

### Approved Work Authorizations:

Resolution No.	Description	Amount
2017-79	WA No. 1- Utility Services for HCRMA	\$ 52,091.90
2018-43	WA No. 1 Sup 1 - No Cost Time Extension	\$ 0.00
2019-21	WA No. 2 Utility Engineering Service Support	\$ 21,991.20
2021-08	WA No. 3 Engineering & Design Svc	\$ 2,940.00

**Subtotal from Cont. Page** \$ 0.00

Total Approved WA **\$ 77,023.10**

Proposed Work Authorization and/or Supplemental

2021-25 WA No. 4 Professional Service for LoneStar Pipeline **\$ 465,740.75**

### Goal and Options:

To obtain necessary Professional Service Agreement with Saenz Oil & Gas Services, LLC for LoneStar Pipeline Relocation Mitigation in the 365 Tollway Project.

**Staff is recommending approval of this request in the amount of \$ 465,740.75**  
**Proposed total approved WA and/or Supplementals \$ 542,763.85**

R. Navarro IV, Cons Eng  
Requested By:



# Memorandum

**To:** Pilar Rodriguez, P.E.  
HCRMA, Executive Director

**From:** Ramon Navarro, IV, P.E., C.F.M.  
HCRMA, Chief Construction Engineer

**Date:** June 14, 2021

**Subject:** RESOLUTION 2021-25 CONSIDERATION AND APPROVAL OF PROFESSIONAL SERVICE AGREEMENT FOR ENGINEERING, DESIGN, & INSPECTION SERVICES WITH SAENZ OIL AND GAS FOR HCRMA 365TOLL, LONESTAR PIPELINE RELOCATION MITIGATION

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## **GOAL**

Consideration and Approval of professional services agreement with Saenz Oil and Gas Services, LLC to provide Engineering, Construction and Inspection Services for Lonestar Pipeline's conflicting gas line on HCRMA 365Toll Project at Sta.818+00

## **HISTORY**

Existing 8" high-pressure gas line at approximate station 818+00 was identified as critical relocation utility impact. Prevalent owner /operator easements are private and meet the 100% re-imbursement criteria. Upon due diligence, it was conveyed that current ownership pertained to Lonestar Pipeline. On February 11, 2021, the HCRMA was informed of Lonestar Pipeline's parent company (Frontera Petroleum) filing for bankruptcy; and to maintain 365Toll Project schedule, the Authority's staff and Legal counsel have orchestrated an agreement based on the owner (Lonestar Pipeline) allowing the Authority to lead relocation efforts (plan, design, and construct at our cost) and relinquishing HCRMA upon completion. All pertinent documents have been attached for reference.

## **PROPOSAL**

The relocation of existing utilities necessary for construction of the Project is the full responsibility of the Authority, including without limitation the identification of existing utilities and coordination with utility owners to secure relocation of those facilities, following applicable State and federal laws, regulations, rules, policies, and procedures. In accordance with the Texas Administration Code 21.37, the impacted utility owner must participate in process. The HCRMA currently retains Saenz Oil and Gas as specialized consultant for such tasks. Staff and Legal have collaborated with all impacted parties on terms and conditions. Saenz Oil and Gas has submitted proposal to provide and serve as prime consultant and retaining CAMS [Lonestar's consultant] to assist in construction oversight [QC/QA], engineering [geotechnical, environmental and design services] and inspection services.

## **RECOMMENDATION**

Staff recommends approval of agreement, award and distribution of professional services with Saenz Oil and Gas Services, LLC in the amount of \$465,740.75 to provide engineering design, construction and inspection Services for relocating 8" gas line at Sta. 818+00 belonging to Lonestar Pipeline in accordance to negotiated terms and conditions of assignments.

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-25

**CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION 4 TO  
THE PROFESSIONAL SERVICE AGREEMENT WITH SAENZ OIL & GAS  
SERVICES, LLC FOR LONESTAR PIPELINE RELOCATION  
MITIGATION IN THE 365 TOLLWAY PROJECT.**

THIS RESOLUTION is adopted this 22<sup>nd</sup> day of June 2021 by the Board of Directors of the Hidalgo County Regional Mobility Authority at a regular meeting.

WHEREAS, the Hidalgo County Regional Mobility Authority (the "Authority"), acting through its Board of Directors (the "Board"), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the "Act");

WHEREAS, the Authority is authorized by the Act to address mobility issues in and around Hidalgo County;

WHEREAS, on September 26, 2017, the Authority approved Resolution 2017-78, Professional Services Agreement with Saenz Oil & Gas Services, LLC to provide Utility Engineering Services to the Hidalgo County Regional Mobility Authority in the not to exceed amount of \$52,091.90;

WHEREAS, the Authority approved Resolution 2019-20 Contract Amendment Number 1 to the Professional Services Agreement with Saenz Oil & Gas Services, LLC for a no cost time extension; and

WHEREAS, the Authority approved Resolution 2019-21 Work Authorization Number 2 in the amount of \$21,991.20 for utility engineering service support on the 365 Tollway Project; and

WHEREAS, the underlying project that is the subject of the Professional Services Agreement has been delayed, resulting in a suspension of Work Authorization Number 1 and Number 2; and

WHEREAS, on March 23, 2021, the Authority approved Resolution 2021-08, to amend and restate the Professional Services Agreement for Engineering/Design Services with Saenz Oil & Gas Services, LLC and issue Work Authorization Number 3 in the amount of \$2,940.00 for a revised maximum payable amount of \$77,023.10;

WHEREAS, the Authority finds it necessary to approve Resolution 2021-25 Approval of Work Authorization 4 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC for Lonestar Pipeline Relocation Mitigation in the 365 Tollway Project in the amount of \$ 465,740.75.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY THAT:

Section I. The recital clauses are incorporated in the text of this Resolution as if fully restated.

Section 2. The Board hereby approves the Resolution 2021-25 for Work Authorization 4 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC to increase in the amount of \$ 465,740.75 ; hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the Work Authorization 4 to the Professional Service Agreement with Saenz Oil & Gas Services LLC., as approved.

\*\*\*\*\*

PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY AT A REGULAR MEETING, duly posted and noticed, on the 22<sup>nd</sup> day of June 2021, at which meeting a quorum was present.

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S. David Deanda, Jr., Chairman

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Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

WORK AUTHORIZATION #4  
TO  
PROFESSIONAL SERVICE AGREEMENT WITH  
SAENZ OIL & GAS SERVICES, LLC.

**◆ Contract No. 07-E40-17-10 ◆**

**Hidalgo County  
Regional Mobility Authority  
(HCRMA)(Authority)**

**High Pressure Gas Line  
Relocation  
Engineering, Design, &  
Inspection Services**

**Work Authorization No. 4**

**June 22, 2021**

**Saenz Oil & Gas Services, LLC**



ATTACHMENT D-1

WORK AUTHORIZATION NO. 4  
AGREEMENT FOR ENGINEERING SERVICES

**THIS WORK AUTHORIZATION** is made pursuant to the terms and conditions of “Article V of that certain Professional Services Agreement for Engineering Services” (the Agreement) entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and SAENZ OIL & GAS SERVICES, LLC (the Engineer).

**PART I.** The Engineer will perform engineering design services generally described as in accordance with the project description attached hereto and made a part of this Work Authorization. The responsibilities of the Authority and the Engineer as well as the work schedule are further detailed in exhibits A, B and C which are attached hereto and made a part of the Work Authorization.

**PART II.** The maximum amount payable under this Work Authorization is \$465,740.75 and the method of payment is LUMP SUM as set forth in Attachment E of the Agreement. This amount is based upon fees set forth in Attachment E, Fee Schedule, of the Agreement and the Engineer’s estimated Work Authorization costs included in Exhibit D, Fee Proposal, which is attached and made a part of this Work Authorization.

**PART III.** Payment to the Engineer for the services established under this Work Authorization shall be made in accordance with Articles III thru V of the Agreement, and Attachment A, Section 1.

**PART IV.** This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on January 21, 2022, unless extended by a supplemental Work Authorization as provided in Attachment A, Section 1.

**PART V.** This Work Authorization does not waive the parties' responsibilities and obligations provided under “Article V of that certain Professional Services Agreement for Engineering / Design Services 365 TOLLWAY”.

**IN WITNESS WHEREOF**, this Work Authorization is executed in duplicate counterparts and hereby accepted and acknowledged below.

**THE ENGINEER**

\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Printed Name)  
\_\_\_\_\_  
(Title)  
\_\_\_\_\_  
(Date)

**THE AUTHORITY**

\_\_\_\_\_  
(Signature)  
Name: Alfredo Saenz, Jr., P.E.  
\_\_\_\_\_  
(Printed Name)  
Title: President  
\_\_\_\_\_  
(Title)  
\_\_\_\_\_  
(Date)

LIST OF EXHIBITS

Exhibit A	Services to be provided by the Authority
Exhibit B	Services to be provided by the Engineer
Exhibit C	Work Schedule
Exhibit D	Fee Proposal
Exhibit H-2	Subprovider Monitoring System Commitment Agreement

**EXHIBIT A**  
**SERVICES TO BE PROVIDED BY THE AUTHORITY**

**GENERAL**

This contract will include the following items of work which may have overlap due to accelerated schedule:

**APD** Coordination with **AUTHORITY** for Final Environmental documentation

**PS&E** P.S. & E. Development

The **AUTHORITY** will provide the following general items.

1. Authorization to begin work.
2. Timely payment for work performed by the **Engineer** and accepted by the **AUTHORITY** on a monthly basis.
3. Assistance to the **Engineer**, as necessary, to obtain the required data and information from other local, regional, State and Federal agencies that the **Engineer** cannot easily obtain.
4. Provide any available relevant data the **AUTHORITY** may have on file concerning the project.
5. Review and approve the **Engineer's** progress schedule with milestone activities and/or deliverables identified.
6. Provide timely review and decisions in accordance with **TxDOT's Advanced Funding Agreement for SH365** in response to the **Engineer's** request for information and/or required submittals and deliverables, in order for the **Engineer** to maintain the agreed-upon work schedule identified in Attachment F.
7. Request Project CSJ's from TxDOT.

**ROUTE AND DESIGN STUDIES (FC 110)**

The **AUTHORITY** will provide the following:

**Design Criteria**

1. Attend Design Concept Conference to approve design criteria.
2. Review/approve Design Summary Report.
3. Attend and participate in the Value Engineering Study

**Schematic Update**

1. Provide all design and reference files in electronic (.dgn) format for existing schematic.
2. Provide drainage layout currently on file in Arcview Format.

### **SOC, ECO AND ENVIRON STUDIES & PUBLIC INVOLVEMENT (FC 120)**

The **AUTHORITY** will provide the Environmental Document and electronic Constraints map for the project for development of the Environmental Permits, Issues and Commitments (EPIC) sheets and any other compliance issues.

### **RIGHT-OF-WAY DATA (FC 130)**

The **AUTHORITY** will provide the following:

1. Assist the **Engineer**, as necessary, with coordination of any utility relocations that may be required.
2. Ownership Data in a .dgn file
  - a. Ownership Information shall be provided for the corridor width.
  - b. All utility ownership shall be provided.
3. Parcel plats & Right-of-Way Map.
  - a. A ROW map, parcel plats and field notes shall be prepared and furnished.
  - b. ROW map and field notes shall be revised as required due to changes in Highway Design, Ownership Changes or Revised Parcel Numbering. All plats and field notes must be signed and sealed by a Registered Professional Land Surveyor (RPLS).
  - c. ROW map must depict all improvements affecting ROW.
  - d. ROW map must meet all requirements as specified in TxDOT ROW manuals.
4. Utility Adjustments:  
**AUTHORITY (TxDOT as necessary)** will execute utility agreements provided by the Engineer for all required utility adjustments.
5. Survey and Stake Right-of-Way
6. Right of Entry to all affected properties located within the project limits.
7. Deliverables: Right of way Map in electronic format (.dgn).

### **FIELD SURVEYING AND PHOTOGRAMMETRY (FC 150)**

The **AUTHORITY** will provide the following:

Deliverables:

1. Survey Control Data Sheets signed and sealed by a RPLS on mylar 11X17 sheets.
2. 2d-planimetric, 3d-digital terrain model in a Microstation (.dgn) format delivered on CD ROM media. Also to be included is the TIN file, and Geopak files utilized and/or generated by Surveyor.
3. One Hard Copy of Field Surveying Book
4. All survey information required for the development of the PS&E for the project.

### **DRAINAGE (FC 161)**

The **AUTHORITY** will provide the following:

1. Timely review/approval of the Hydraulic Study.

**MISCELLANEOUS ROADWAY (FC 163)**

The **AUTHORITY** will provide the following:

1. Timely review and approval of TCP in coordination with TxDOT.
2. Provide Aesthetic plans and details for project.

**MANAGEMENT (FC 164)**

The **AUTHORITY** will provide the following:

1. Attend/participate in progress meetings as required.
2. Timely review of submittals as required.

**EXHIBIT B**  
**SERVICES TO BE PROVIDED BY THE ENGINEER**

The Work to be performed by Saenz Oil & Gas Services, LLC (SOGS) (CONSULTANT) under this agreement with the Hidalgo County Regional Mobility Authority (HCRMA) (AUTHORITY) will cover surveying, engineering, environmental analysis, geotechnical analysis, project/construction management phase services during the length of this Project from design phase to construction phase. This proposal excludes construction phase services and will be submitted via separate proposal agreement. In addition, this proposal will cover additional effort associated with any further encroachment evaluations needed to review any changes to the Project as provided by HCRMA.

The **CONSULTANT** will provide the following:

**1. SURVEY PHASE SERVICES:**

**A. SURVEY (BOUNDARY & EASEMENT PLATS)**

- Boundary site survey to establish existing easement and temporary easement for work space. Each property owner will require easement plat illustrating the existing easement and the temporary work space easement for use during construction. [Assumed. 4 days of Field Boundary Survey: 9 easement plats based on potentially 9 different property owners where the easement traverses].

**B. SURVEY (DESIGN, CONSTRUCTION, & AS-BUILT)**

- Planimetric/Topo survey, to include one-call needed to have the pipeline Operators field verify via flagging and probing their associated pipeline. It is our understanding that there are other pipelines and utilities within the vicinity of this Project. Survey will not be responsible for probing and or sweeping work area for utility locations, but can be provided as an additional service. One calls will be performed accordingly. [Assumed 4 days of Planimetric Survey].
- Upon NTP for Construction, we will coordinate with the Contractor on Construction staking of the pipeline easement, additional temporary workspace limits, pipeline alignment, and limits of the HDD entry/exit area. [Assumed 2 days of Construction Staking].
- During construction, an as-built survey will be initiated and the plan & profile as-built will be prepared for submittal. This survey process will require onsite survey crew to field survey circumferential welds and pull-back of pipeline; in addition, survey crew will survey cold cut piece and tie-in locations. This scope can be clarified further upon coordination with Lonestar per their specifications. [Assumed 6 days of As-Built, contingent on the construction contractor's progress].

**2. ENGINEERING DESIGN PHASE SERVICES & PROJECT MANAGEMENT:**

**A. HDD PIPELINE RELOCATION**

- Design plan & profile HDD limits and associated appurtenances; and, submit IFR plans.
- Preparation of civil plan and profile drawing to include associate specifications, associated bill of materials, identification of work areas, and reference to associated industry and/or Lonestar/CAMS standards.

**B. ASSIST LONESTAR IN THEIR PREPARATION OF THE BID PACKAGE; TO INCLUDE, SUBMITTAL OF IFB DRAWINGS.**

- Participation in bid meeting and addressing technical design questions.

**C. ASSIST LONESTAR IN THEIR PREPARATION OF THE CONSTRUCTION PACKAGE; TO INCLUDE, SUBMITTAL OF IFC DRAWINGS.**

- Participation in preconstruction meeting and addressing technical design questions.

**D. BID PACKAGE AND CONSTRUCTION MANAGEMENT**

- On behalf of Lonestar, CAMS will be preparing the complete bid package and construction package, except SOGS will be providing the HDD design drawings and bill of materials per CAMS review and comments. Refer to the attached proposal from CAMS dated June 9, 2021.

**E. GEOTECHNICAL ANALYSIS & REPORT:**

- Refer to attached estimate from Tolunay-Wong Engineers, Inc dated May 14, 2021.

**F. ENVIRONMENTAL ANALYSIS & REPORT:**

- Refer to attached estimate from Landhawk Consulting, LLC dated June 8, 2021.

**F. BID PACKAGE, CONSTRUCTION PACKAGE, & CONSTRUCTION**

- Refer to attached estimate from CAMS dated June 9, 2021 with detailed task.

**EXHIBIT C**

**WORK SCHEDULE**

The CONSULTANT anticipates that work will be performed within 6 months of the Notice to Proceed (NTP).

<b>DELIVERABLE</b>	<b>DURATION</b>
Initial Coordination Meeting	2 weeks after NTP [July 13, 2021]
Survey Phase Services	20 days [August 13, 2021]
Engineering Design Phase	60 days after NTP [Sept. 10, 2021]
Construction Management / Inspection	TBD
Final Report Delivery	TBD
As Build Plan Submittal	TBD

**EXHIBIT D**

SOGS proposes to provide the indicated Scope of Services and Deliverables described above on a Lump Sum Basis for the amount delineated below in accordance with Contract No. 07-E40-17-10.

<b>Survey (Preliminary, Construction, &amp; As-Built)</b>	<b>\$43,750.00</b>
<b>Survey (Boundary &amp; Easement Plats)</b>	<b>\$22,990.00</b>
<b>Engineering (HDD Design IFR, IFB, &amp; IFC Alignment Drawings)</b>	<b>\$38,500.75</b>
<b>Engineering (HDD Design IFR, IFB, &amp; IFC Alignment Drawings)</b>	<b>\$285,800.00</b>
<b>Geotechnical Analysis &amp; Report</b>	<b>\$12,860.00</b>
<b>Environmental Analysis &amp; Report</b>	<b>\$18,970.00</b>
<b>Subtotal Project Fee =</b>	<b>\$422,870.75</b>
<b>SOGS 15% Markup (CAMS Effort Only) =</b>	<b><u>\$42,870.00</u></b>
<b>Total Project Fee =</b>	<b>\$465,740.75</b>

Our fee for these services does not include sales tax or reimbursable expenses, as applicable. For project related travel expenses, fees and out-of-pocket material expenses such as printing, postage, courier costs, etc., the charges will be billed and paid in accordance with Contract No. 07-E40-17-10.

Mileage will be charged at the current IRS approved rate.



**EXHIBIT H-2**  
**Subprovider Monitoring System Commitment Agreement**

This commitment agreement is subject to the award and receipt of a signed contract from the Hidalgo County Regional Mobility Authority (Authority). ***NOTE: Attachment H-2 is required to be attached to each contract that does not include work authorizations. Attachment H-2 is required to be attached with each work authorization. Attachment H-2 is also required to be attached to each supplemental work authorization. If DBE/HUB Subproviders are used, the form must be completed and signed. If no DBE/HUB Subproviders are used, indicate with “N/A” on this line: \_\_\_\_\_ and attach with the work authorization or supplemental work authorization.***

Contract #: 07-E40-17-10      Assigned Goal: 12.2%      Prime Provider: Saenz Oil & Gas Services, LLC

Work Authorization (WA)#: 4 WA Amount: \$465,740.75 Date:      Supplemental Work Authorization (SWA)  
#:      to WA #:      SWA Amount:     

**Revised WA Amount:** \_\_\_\_\_

<b>Description of Work</b> <i>(List by category of work or task description. Attach additional pages, if necessary.)</i>	<b>Dollar Amount</b> <i>(For each category of work or task description shown.)</i>
<b>Utility/Pipeline Encroachment Engineering Analysis</b>	<b>\$ 465,740.75</b>
<b>Total Commitment Amount</b> <i>(Including all additional pages.)</i>	<b>\$ 465,740.75</b>

**IMPORTANT:** The signatures of the prime and the DBE/HUB and Second Tier Subprovider, if any (both DBE and Non-DBE) and the total commitment amount must always be on the same page.

<b>Provider Name:</b> Saenz Oil & Gas Services, LLC <b>Address:</b> P.O. Box 1108, Rosenberg, Texas 77471 <b>VID Number:</b> <b>PH: &amp; FAX:</b> (832) 491-8656 <b>Email:</b> alfredo@saenzoilgas.com	<b>Name:</b> <u>Alfredo Saenz, Jr., P.E.</u> <b>(Please Print)</b> <b>Title:</b> <u>President</u>  <hr/> <b>Signature</b> <b>Date</b>
<b><u>DBE/HUB</u> Sub Provider</b> <b>Subprovider Name:</b> <b>VID Number:</b> <b>Address:</b> <b>PH:</b> <b>Email:</b>	<b>Name:</b> _____ <b>(Please Print)</b> <b>Title:</b> _____  <hr/> <b>Signature</b> <b>Date</b>
<b>Second Tier Sub Provider</b> <b>Subprovider Name:</b> <b>VID Number:</b> <b>Address:</b> <b>Phone #&amp; Fax #:</b> <b>Email:</b>	<b>Name:</b> _____ <b>(Please Print)</b> <b>Title:</b> _____  <hr/> <b>Signature</b> <b>Date</b>
<b>VID Number is the Vendor Identification Number issued by the Comptroller. If a firm does not have a VID Number, please enter the owner's Social Security or their Federal Employee Identification Number (if incorporated).</b>	

# **ENGINEERING & SURVEY SERVICES PROPOSAL**

HCRMA Toll 365 - Lonestar Pipeline Relocation - Hidalgo Co., Texas

Survey, Engineering, & Project Management for Pipeline Encroachment Mitigation

Prepared For

Hidalgo County Regional Mobility Authority

Prepared By



TBPE FIRM NO. 15144

MAILING ADDRESS:  
P.O. BOX 1108  
ROSENBERG, TEXAS 77471

PHYSICAL ADDRESS:  
11960 BARKER CYPRESS ROAD, SUITE 100  
CYPRESS, TEXAS 77433

Date: June 14, 2021

To: Ramon Navarro IV, P.E., C.F.M.  
Hidalgo County Regional Mobility Authority  
Chief Construction Engineer

From: Alfredo Saenz Jr., P.E.  
Saenz Oil & Gas Services, LLC

RE: Engineering & Survey Services Proposal\_Rev02  
HCRMA Toll 365 - Lonestar Pipeline Relocation - Hidalgo Co., Texas  
Survey, Engineering, & Project Management Services for Pipeline Encroachment Mitigation  
SOGS Project No. H01-21001

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Saenz Oil & Gas Services, LLC (SOGS) appreciates the opportunity to offer the Hidalgo County Regional Mobility Authority (HCRMA) our services for the surveying, engineering design, & project management mitigation associated with adverse impacts on Lonestar Pipeline Company, LLC (Lonestar) 8-inch high-pressure natural gas pipeline. These adverse impacts to the pipeline are caused by the proposed Toll 365 highway construction and drainage improvements crossing the referenced pipeline near Toll 365 Station 818+00 in Hidalgo County, Texas ("Project" hereafter). This proposal covers surveying, engineering, environmental analysis, geotechnical analysis, project/construction management phase services during the length of this Project from design phase to construction phase. This proposal excludes construction phase services and will be submitted via separate proposal agreement. In addition, this proposal will cover additional effort associated with any further encroachment evaluations needed to review any changes to the Project as provided by HCRMA.

## BACKGROUND, PURPOSE AND AUTHORIZATION

It is our understanding that the proposed Toll 365 highway consists of elevated embankment fill to construct 70-foot wide total pavement width, proposed frontage roads, and associated combination of open drainage ditches and storm pipe crossing Lonestar's 8-inch pipeline. As part of the Project, the existing North Floodway Levee will be removed, and a new levee will be constructed parallel the Toll 365 highway embankment. The mitigation option selected is to install a new pipeline at a lower elevation via HDD method and remove the existing pipeline where applicable. The relocation is anticipated to be approximately 800 to 1,000 linear feet, subject to preliminary design survey and site visit to evaluate field conditions for constructability assessment.

It is assumed that the Lonestar 8-inch pipeline will be temporarily placed out-of-service per industry safe procedures to allow for new pipeline tie-ins to be performed.

The expectation is to provide a design that is safe for construction, minimizes environmental impacts, and is cost effective for all stakeholders; in accordance with, CFR 192, TAC 21.40, API 1102, and associated Lonestar/CAMS Construction Specification for Land Pipeline Construction; specifically the following sections, LP-02 Survey, LP-011 Road & Rail Crossings, and certain aspects associated with HDD design in section LP-017.

## SCOPE OF SERVICE & DELIVERABLES

Based on information gathered from the scope of work description we received, we propose that our scope of services include the services described as follows:

### **SURVEY PHASE SERVICES:**

#### **1. SURVEY (DESIGN, CONSTRUCTION, & AS-BUILT) = \$43,750**

- a) Planimetric/Topo survey, to include one-call needed to have the pipeline Operators field verify via flagging and probing their associated pipeline. It is our understanding that there are other pipelines and utilities within the vicinity of this Project. Survey will not be responsible for probing and or sweeping work area for utility locations, but can be provided as an additional service. One calls will be performed accordingly.
  - Assumed 4 days of Planimetric Survey.
- b) Upon NTP for Construction, we will coordinate with the Contractor on Construction staking of the pipeline easement, additional temporary workspace limits, pipeline alignment, and limits of the HDD entry/exit area.
  - Assumed 2 days of Construction Staking.
- c) During construction, an as-built survey will be initiated and the plan & profile as-built will be prepared for submittal. This survey process will require onsite survey crew to field survey circumferential welds and pull-back of pipeline; in addition, survey crew will survey cold cut piece and tie-in locations. This scope can be clarified further upon coordination with Lonestar per their specifications.
  - Assumed 6 days of As-Built, contingent on the construction contractor's progress.

#### **2. SURVEY (BOUNDARY & EASEMENT PLATS) = \$22,990 (TAXABLE SERVICE)**

- a) Boundary site survey to establish existing easement and temporary easement for work space. Each property owner will require easement plat illustrating the existing easement and the temporary work space easement for use during construction.
  - Assumed 4 days of Field Boundary Survey.
  - Assumed 9 easement plats based on potentially 9 different property owners where the easement traverses.

### **ENGINEERING DESIGN PHASE SERVICES & PROJECT MANAGEMENT:**

#### **3. HDD PIPELINE RELOCATION = ITEMS 3 THRU 5 = \$38,500.75**

- a) Design plan & profile HDD limits and associated appurtenances; and, submit IFR plans.
- b) Preparation of civil plan and profile drawing to include associate specifications, associated bill of materials, identification of work areas, and reference to associated industry and/or Lonestar/CAMS standards.
4. Assist Lonestar in their preparation of the bid package; to include, submittal of IFR drawings.
  - a) Participation in bid meeting and addressing technical design questions.
5. Assist Lonestar in their preparation of the construction package; to include, submittal of IFC drawings.
  - b) Participation in preconstruction meeting and addressing technical design questions.
6. **Bid Package and Construction Management**
  - a) **On behalf of Lonestar, CAMS will be preparing the complete bid package and construction package, except SOGS will be providing the HDD design drawings and bill of materials per**

**CAMS review and comments. Refer to the attached proposal from CAMS dated June 9, 2021 and Item 9 noted below.**

**GEOTECHNICAL ANALYSIS & REPORT:**

**7. GEOTECHNICAL = \$12,860**

- a) Refer to attached estimate from Tolunay-Wong Engineers, Inc dated May 14, 2021.

**ENVIRONMENTAL ANALYSIS & REPORT:**

**8. ENVIRONMENTAL = \$18,970**

- a) Refer to attached estimate from Landhawk Consulting, LLC dated June 8, 2021.

**BID PACKAGE, CONSTRUCTION PACKAGE, & CONSTRUCTION MANAGEMENT:**

**9. CAMS = \$285,800**

- a) Refer to attached estimate from CAMS dated June 9, 2021 with detailed task.

**PROJECT SCHEDULE:**

We are prepared to strive forward toward the achievement of any reasonable project schedule that may be determined appropriate for the Project. We are prepared to begin work immediately after receipt of an executed Work Authorization.

**CLIENT PROVIDED INFORMATION**

The following items are required from to initiate the Scope of Services and Deliverables on this project, including but not limited to:

1. HCRMA to provide executed issuance of a Work Authorization upon review and approval of this proposal.
2. Lonestar/CAMS shall provide associated in-house standards to be implemented in the design accordingly.
3. Lonestar/CAMS shall provide pipeline alignment and/or as-built drawings, to include pipeline easement document information.
4. HCRMA will provide Land support for temporary work space easement acquisition and site access, to include establishment of existing pipeline easement. SOGS will provide temporary work space plats submitted to HCRMA for their effort in coordination with Land Owner(s).
5. HCRMA to provide CAD files for reference of proposed Toll 365 appurtenances and right of way limits.
6. HCRMA will execute construction contract with selected Contractor and CAMS will perform bid phase services and construction management phase services.

**FEES**

SOGS proposes to provide the indicated Scope of Services and Deliverables described above on a Lump Sum Basis for the amount delineated below in accordance with Contract No. 07-E40-17-10.

<b>Survey (Preliminary, Construction, &amp; As-Built)</b>	<b>\$43,750.00</b>
<b>Survey (Boundary &amp; Easement Plats)</b>	<b>\$22,990.00</b>

Engineering (HDD Design IFR, IFB, & IFC Alignment Drawings)	\$38,500.75
Engineering (HDD Design IFR, IFB, & IFC Alignment Drawings)	\$285,800.00
Geotechnical Analysis & Report	\$12,860.00
Environmental Analysis & Report	<u>\$18,970.00</u>

**Subtotal Project Fee = \$422,870.75**

**SOGS 15% Markup (CAMS Effort Only) = \$42,870.00**

**Total Project Fee = \$465,740.75**

Our fee for these services does not include sales tax or reimbursable expenses, as applicable. For project-related travel expenses, fees and out-of-pocket material expenses such as printing, postage, courier costs, etc., the charges will be billed and paid in accordance with Contract No. 07-E40-17-10. Mileage will be charged at the current IRS approved rate.

**ADDITIONAL SERVICES, IF NEEDED:**

Any 'Additional Services', which would require additional compensation to SOGS, must have prior written, and/or electronic, approval by HCRMA.

Regards,

Saenz Oil & Gas Services, LLC



Alfredo Saenz Jr., PE

Project Manager

[alfredo@saenzoilgas.com](mailto:alfredo@saenzoilgas.com)

Cell: (832) 491-8656



**HCRMA/Lonestar Pipe**  
**Toll 365 - 8" Lonestar Pipeline Replacement via HDD**  
**SURVEY, ENGINEERING, AND CONSULTING SERVICES**  
**ESTIMATED WORK HOUR / COST BREAKDOWN**

TASK / DELIVERABLES	HDD ENGINEERING Design Effort								Sub Consultants & SOGS Management Effort					
	ENGINEERING			DRAFTING		Project Controls	ADMIN	Total Engineering	Survey (SAM)	Geotech (Tolunay-Wong)	Environmental (Landhawk)	CAMS	Sub Total Cost Per Subconsultants & Per Task	SOGS 15% Markup (CAMS Effort Only)
	Program Manager	PROJECT MANAGER	PROJECT ENGINEER	SENIOR DESIGNER	DRAFTING ASSOCIATE									
<b>Preliminary Engineering Assessment</b>	8	20	10	10		8	8	64						
Planimetric Survey (Design Survey)									\$ 14,000.00				\$ 14,000.00	
Boundary Survey (Easement Plats)									\$ 11,495.00				\$ 11,495.00	
<b>CAMS Task 1a - Review Prelim Plat &amp; Provide Docs.</b>												\$ 8,574.00	\$ 8,574.00	\$ 1,286.10
Geotech Analysis & Report										\$ 12,860.00			\$ 12,860.00	
<b>CAMS Task 2b - Review Geotech. Report</b>												\$ 5,716.00	\$ 5,716.00	\$ 857.40
Envi (Threatened/Endangered Species Report)											\$ 4,192.00		\$ 4,192.00	
Envi (Wetlands Survey & Report)											\$ 4,588.00		\$ 4,588.00	
Envi (Cultural Resources & Invest. Report)											\$ 5,272.00		\$ 5,272.00	
Envi (IBWC License Obtainment)											\$ 1,634.00		\$ 1,634.00	
Envi (GIS Work)											\$ 1,650.00		\$ 1,650.00	
										<b>Preliminary Engineering Assessment =</b>			<b>\$ 69,981.00</b>	<b>\$ 2,143.50</b>
<b>Engineering Design Package Submittal (IFR)</b>	4	13	10	10	15	5	3	60						
Survey (IFR HDD Alignment Drawing)									\$ 1,250.00				\$ 1,250.00	
<b>CAMS Task 2a - Review IFR, Calcs. &amp; Provide Docs.</b>												\$ 14,290.00	\$ 14,290.00	\$ 2,143.50
Boundary Survey (Easement Plats)									\$ 11,495.00				\$ 11,495.00	
<b>CAMS Task 1b - Review Final Plat</b>												\$ 8,574.00	\$ 8,574.00	\$ 1,286.10
Envi (IBWC License Obtainment)											\$ 1,634.00		\$ 1,634.00	
<b>CAMS Task 2c - Review Final Environmental Report</b>												\$ 5,716.00	\$ 5,716.00	\$ 857.40
										<b>Engineering Design Package Submittal (IFR) =</b>			<b>\$ 42,959.00</b>	<b>\$ 4,287.00</b>
<b>Bid Package Submittal (IFB)</b>	12	33	20	10	15	13	9	112						
Survey (IFB HDD Alignment Drawing)									\$ 1,250.00				\$ 1,250.00	
<b>CAMS Task 3a - Review IFB &amp; Calcs.</b>												\$ 11,432.00	\$ 11,432.00	\$ 1,714.80
<b>CAMS Task 3b - Prepare Bid Docs. &amp; Bidders List</b>												\$ 34,296.00	\$ 34,296.00	\$ 5,144.40
<b>CAMS Task 3c - Pre-bid Mtg. &amp; Bid Clarifications</b>												\$ 14,290.00	\$ 14,290.00	\$ 2,143.50
<b>CAMS Task 3d - Bid Evaluation &amp; Recommendation</b>												\$ 20,006.00	\$ 20,006.00	\$ 3,000.90
										<b>Bid Package Submittal (IFB) =</b>			<b>\$ 81,274.00</b>	<b>\$ 12,003.60</b>
<b>Construction Package Submittal (IFC)</b>	8	15	10	9	10	10	6	68						
Survey (IFC HDD Alignment Drawing)									\$ 1,250.00				\$ 1,250.00	
<b>CAMS Task 4a - Review IFC &amp; Calcs.</b>												\$ 14,290.00	\$ 14,290.00	\$ 2,143.50
<b>CAMS Task 3e - Review Construction Contract</b>												\$ 20,006.00	\$ 20,006.00	\$ 3,000.90
<b>CAMS Task 3f - Pre-construction Mtg. &amp; Clarifications</b>												\$ 14,290.00	\$ 14,290.00	\$ 2,143.50
										<b>Construction Package Submittal (IFC) =</b>			<b>\$ 49,836.00</b>	<b>\$ 7,287.90</b>
<b>Construction Phase</b>														
<b>CAMS Task 4b.i - Contractor Mobilization</b>												\$ 28,580.00	\$ 28,580.00	\$ 4,287.00
Survey (Construction Staking)									\$ 7,000.00				\$ 7,000.00	
<b>CAMS Task 4b.ii - Complete Pre-pullback Hydrotest</b>												\$ 28,580.00	\$ 28,580.00	\$ 4,287.00
<b>CAMS Task 4b.iii - Complete All Field Work</b>												\$ 28,580.00	\$ 28,580.00	\$ 4,287.00
Survey (As-Built)									\$ 19,000.00				\$ 19,000.00	
<b>CAMS Task 4b.iii - Final Acceptance</b>												\$ 28,580.00	\$ 28,580.00	\$ 4,287.00
										<b>Construction Phase =</b>			<b>\$ 140,320.00</b>	<b>\$ 17,148.00</b>
<b>Total Man-Hours (HDD Engineering)</b>	<b>32</b>	<b>80</b>	<b>50</b>	<b>39</b>	<b>40</b>	<b>36</b>	<b>26</b>	<b>Engineering</b>	<b>Survey</b>	<b>Geotech</b>	<b>Environmental</b>	<b>CAMS</b>	<b>Total Subs</b>	<b>Total Project</b>
Labor Rate	\$ 190.12	\$ 165.62	\$ 147.00	\$ 103.88	\$ 92.12	\$ 73.50	\$ 54.88							
Project Labor Cost	\$ 6,083.84	\$ 13,249.60	\$ 7,350.00	\$ 4,059.63	\$ 3,684.80	\$ 2,646.00	\$ 1,426.88		\$ 66,740.00	\$ 12,860.00	\$ 18,970.00	\$ 285,800.00	\$ 384,370.00	\$ 42,870.00
Non-Labor Cost	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -							
Expenses (Per Diem, Repro, CAD, Travel, Supplies, Etc)														
<b>Total Project Cost</b>	<b>\$ 6,083.84</b>	<b>\$ 13,249.60</b>	<b>\$ 7,350.00</b>	<b>\$ 4,059.63</b>	<b>\$ 3,684.80</b>	<b>\$ 2,646.00</b>	<b>\$ 1,426.88</b>	<b>\$ 38,500.75</b>	<b>\$ 66,740.00</b>	<b>\$ 12,860.00</b>	<b>\$ 18,970.00</b>	<b>\$ 285,800.00</b>	<b>\$ 384,370.00</b>	<b>\$ 465,740.75</b>

**Description:**

1. Effort includes time to manage subs and overhead to prepare invoices for processing payment.
2. CAMS's task are per proposal dated June 9, 2021 and associated clarifications noted by CAMS in this proposal.
3. Invoicing will be based on percent complete per each task and deliverable.

June 9, 2021

Mr. Alfredo Saenz Jr., PE  
Saenz Oil & Gas Services  
PO Box 1108  
Rosenberg, TX 77471

**RE: ENGINEERING, QA/QC, CONSTRUCTION AND PROJECT MANAGEMENT SERVICES FOR THE RELOCATION OF LONESTAR PIPELINE – HCRMA SH-365 TOLL ROAD PROJECT**

Mr. Saenz:

This letter and proposal is in response to the request of Saenz Oil & Gas (SOGS) on behalf of the HCRMA for the relocation of the Lonestar Pipeline due to the proposed SH-365 Toll Project. CAMS Midstream Services (CAMS) and M&H Engineering Services (as a subcontractor to CAMS Midstream) propose to provide the various services outlined in your request for proposal dated May 24, 2021. CAMS is pleased to provide the following proposal for services and costs to support the engineering, QA/QC, construction and project management for the subject relocation.

Based on scope of work provided by SOGS to CAMS on May 24<sup>th</sup>, CAMS' proposal shall include the following, except as clarified below, some of which shall be provide by a licensed Texas Professional Engineer:

**ISSUED FOR REVIEW PHASE:**

- 1. SURVEY (PLANIMETRIC/TOPO & BOUNDARY FOR CONSTRUCTION EASEMENT PLAT)**
  - a) **Task(s):** Review the initial draft easement plat as it relates to the existing permanent easement description and temporary work space limits as noted on the plat. Provide recorded documents of the existing easement within this project limits and any other pertinent permits/right-of-way agreements. Provide pipeline alignment and/or as-built drawings.
  - b) **Task(s):** Review the final easement plat as it relates to the existing permanent easement description and temporary work space limits as noted on the plat; and, verify all previous comments were addressed.
- 2. ALIGNMENT DRAWING (HDD DESIGN), GEOTECHNICAL REPORT, & ENVIRONMENTAL REPORT**
  - a) **Task(s):** Review and provide comments on the IFR HDD design drawing to verify accordance with specifications, standards, applicable regulatory requirements, constructability, stress analysis, and other CAMS applied QA/QC specifications per current standards. Provide internal bid documents to be applied in IFB phase.



- b) **Task(s):** Review and provide comments on the geotechnical report.
- c) **Task(s):** Review and provide comments on the environmental report.

#### **ISSUED FOR BID PHASE:**

#### **3. ALIGNMENT DRAWING (HDD DESIGN) & BID DOCUMENTS**

- a) **Task(s):** Review and provide comments on the IFB HDD design drawing to verify accordance with specifications per IFR comments, bill of materials and other CAMS applied QA/QC specifications per current standards.
- b) **Task(s):** Review and provide comments on bid documents and other CAMS applied QA/QC specifications for bidding process. Provide recommended list of Contractors and provide documents that selected Contractors are on CAMS approved vendor list.
- c) **Task(s):** Participate in pre-bid meeting and in addressing questions/clarifications from Contractors.
- d) **Task(s):** Review and approve qualified selected Contractor; to include, provide bid tabulation and letter of recommendation for the selected Contractor. Selected Contractor shall provide construction schedule for review and approval by SOGS, HCRMA, and CAMS.
- e) **Task(s):** Assist in reviewing the contract for construction between the selected Contractor and HCRMA.
- f) **Task(s):** Participate in pre-construction meeting and in addressing questions/clarifications from Contractors.

#### **ISSUED FOR CONSTRUCTION PHASE:**

#### **4. ALIGNMENT DRAWING (HDD DESIGN) & BID DOCUMENTS**

- a) **Task(s):** Review and provide comments on the IFC HDD design drawing to verify accordance with specifications per IFB comments, bill of materials and other CAMS applied QA/QC specifications per current standards. These changes to the IFC are either based on comments or clarifications presented during the bid phase. Any major changes to the IFC drawings will be amendment and may require a scope change in the Contractor's bid.
- b) **Task(s):** CAMS will provide Construction Management services (construction manager and qualified site inspector(s)).
  - i. As per CAMS "Construction Specification for Land Pipeline Construction", CAMS's construction manager and/or site inspector will be responsible for assuring project Contractor and construction activities are in accordance with bid construction documents and all applicable construction standards; to include, industry regulations standards, preparation of job plan, and safety of the on-site project.
  - ii. Coordinate progress meetings with SOGS, Surveyor, Inspector, and Contractor regarding work reports, schedule, billing statements, redlined drawings for assembly of final as-built construction documents.
  - iii. Responsibly execute Final Acceptance of the project construction; to include but not limited to acceptance of welding procedures performed and hydrostatic testing performed in coordination between the Contractor and CAMS.

### **SOGS Provided Information**

The following items and services will be provided by SOGS as requested:

1. During Construction Phase, SOGS will provide timely engineering assistance in tasks associated specifically with the HDD design. For example, after pilot hole is completed, CAMS shall provide SOGS the drill profile for review and approval to verify stress analysis and other HDD aspects are in compliance.
  - a) Upon NTP for Construction, SOGS will coordinate with CAMS on Construction staking of the pipeline easement, additional temporary workspace limits, pipeline alignment, and limits of the HDD entry/exit area.
    - Not to exceed 2 days of Construction Staking.
  - b) During construction, an as-built survey will be initiated and the plan & profile as-built will be prepared for submittal. This survey process will require onsite survey crew to field survey circumferential welds and pull-back of pipeline; in addition, survey crew will survey cold cut piece and tie-in locations. This scope can be clarified further upon coordination with CAMS per their specifications.
    - Not to exceed 6 days of As-Built, contingent on the construction Contractor's progress. If it is anticipated that the 6 days will be exceeded, meeting shall be held to evaluate and discuss efficiency of the Contractor's progress.

The above scope of work for this project is modified based on the clarifications below:

- "Design" and "Bid" phase work has been estimated based on Saenz' task descriptions.
- "Construction" phase work has been estimated based on a recently completed HDD project for the pipeline, and includes job books as project documentation.
- Coordination of IBWC license amendment for the levee crossing has been added to the scope of Task 3b. Progress measurement for this task shall be based on submittal of all required documentation to IBWC, rather than on receipt of approval from IBWC.
- CAMS will now prepare the construction scope of work and bid package and provide input to the construction contract package as part of the scope of Task 3b. The actual construction package will be prepared by HCRMA since the Contractor selected will be compensated by HCRMA. SOGS and CAMS will have input on the construction contract; to include, providing the IFC drawings, scope of work, job plan, etc.
- The construction scope of work needs to clarify that HCRMA has designated CAMS/M&H as Construction Manager, and that each shall have authority to direct the contractor on behalf of HCRMA. CAMS and M&H will align with HCRMA on any major decisions, if any may arise.
- The construction contractor will place all purchase orders for materials based on approved bills of material, drawings and specifications.
- SOGS provided the following clarifications of the expected invoice payment process, and cycle times for HCRMA. Such payment terms must be incorporated in the agreement between CAMS and SOGS.
  - CAMS will submit invoice to SOGS by 1<sup>st</sup> week of month. SOGS will review and prepare invoice package in accordance with its MSA with HCRMA. SOGS will submit by mid-week for HCRMA initial review. If

no comments, the HCRMA board meets on 4<sup>th</sup> Tuesday of every month to approve invoices. Upon approval, on the 4<sup>th</sup> Tuesday, SOGS typically receives payment within 30 days after approval. Once SOGS receives payment from HCRMA, SOGS will submit payment to CAMS within one (1) business day of receipt.

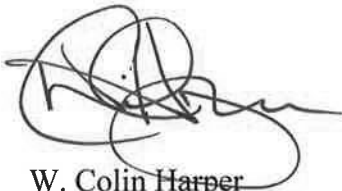
- Payments shall be made in accordance with the Lump Sum progress payment schedule attached hereto.

CAMS Midstream would envision implementing the aforementioned services for SOGS in the following manner:

- Execute a Contract between SOGS and CAMS Midstream to provide the selected services for the subject relocation project; and
- Coordinate with SOGS and HCRMA regarding the proposed project and CAMS services;
- Provide the services outlined in the scope of work in conjunction with the clarifications provided above.

Thank you for the opportunity to submit this proposal for the subject Lonestar Pipeline relocation services for Saenz Oil & Gas Services. We look forward to receiving your comments on the proposed Professional Services Agreement provided by CAMS.

Best regards,



W. Colin Harper  
Sr. Vice President  
CAMS Midstream Services, LLC

Attachments

## Proposed Lump Sum for Outlined Scope of Services

***Proposed Lump Sum Project Amount: \$285,799***

### CAMS Lonestar Pipeline 365 Toll Project QA/QC and Construction Management Estimate

Item	Task(s)	\$285,799	Progress Payments
	<b>Design Phase</b>		
1a	Review initial plat, provide documents	3%	\$8,574
1b	Review final plat	3%	\$8,574
2a	Review IFR drawings/calcs, provide documents	5%	\$14,290
2b	Review geotechnical report	2%	\$5,716
2c	Review environmental report	2%	\$5,716
	<b>Bid Phase</b>		
3a	Review IFB drawings/calculations	4%	\$11,432
3b	Prepare bid documents; bidders list	12%	\$34,296
3c	Pre-bid meeting, bid clarifications	5%	\$14,290
3d	Bid evaluation/recommendation	7%	\$20,006
3e	Review construction contract	7%	\$20,006
3f	Pre-construction meeting/clarifications	5%	\$14,290
	<b>Construction Phase</b>		
4a	Review IFC drawings	5%	\$14,290
4b.i	Contractor Mobilization	10%	\$28,580
4b.ii	Complete pre-pullback hydrotest	10%	\$28,580
4b.iii	Complete all field work	10%	\$28,580
4b.iv	Final Acceptance, project documentation	10%	\$28,580
		<b>100%</b>	<b>\$285,799</b>



6/8/2021

**Proposed Budget for Lonestar Pipeline Relocation (Environmental)**

IBWC License

**Task 1. Threatened and Endangered Species Survey and Report**

Senior Wildlife Biologist: \$75/hour

Wildlife Biologist \$67/ hour

Field Survey/Travel Time: 8 hours x \$75 = \$600.00

8 hours x \$67 = \$536.00

Mileage: 100 miles x \$0.56 = \$56.00

**Field work total: \$1,192.00**

Report development: 40 hours x \$75 = \$3,000.00

**Reporting work total: \$3,000.00**

**Task 1 Total: \$4,192.00**

**Task 2 Wetlands Survey and Report**

Senior Wetland Scientist: \$95/hour

Field Survey/Travel Time: 8 hours x \$95 = \$760.00

Mileage: 50 miles x \$0.56 = \$28.00

**Field work total: \$788.00**

Report Development: 40 hours x \$95 = \$3,800.00

**Reporting work total: \$3,800.00**

**Task 2 Total: \$4,588.00**

**GIS work**

GIS technician: \$55 x 30 = \$1,650.00

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**GIS work total: \$1,650.00**

**Task 3 Cultural Resources Investigations and Report**

Senior Archaeologist: \$95/hour

Archaeologist: \$75/hour

Field survey/Travel time: 8 hours x \$95 = \$760.00

8 hours x \$75 = \$600.00

Mileage: 200 x \$0.56 = \$112.00

**Field work total: \$1,472.00**

Report development: 40 hours x \$95 = \$3,800.00

**Reporting work total: \$3,800.00**

**Task 3 Total: \$5,272.00**

**Task 4 IBWC License Obtainment**

Coordination with USACE: 4 hours x \$57.00 = \$228.00

Coordination with USFWS: 4 hours x \$57.00 = \$228.00

Coordination with THC: 4 hours x \$57.00 = \$228.00

Coordination with TPWD: 4 hours x \$57.00 = \$228.00

Coordination with TCEQ: 4 hours x \$57.00 = \$228.00

Coordination with IBWC: 4 hours x \$57.00 = \$228.00

**Coordination total: \$1,368.00**

**Overall project management: 20 hours x \$95 = \$1,900.00**

**Task 4 Total: \$3,268.00**

**Grand total: \$18,970.00**

Thank you,

J.D. Cortez

President/Senior Wildlife Biologist

Landhawk Consulting, LLC

[jcortez@landhawkconsulting.com](mailto:jcortez@landhawkconsulting.com)

956.463.6729

# Tolunay-Wong Engineers, Inc.

2455 West Cardinal Drive, Suite A - Beaumont, Texas 77705 - Phone (409) 840-4214

Proposed Budget Estimate					
Description		Unit	Quantity	Rate	Extension
<b>Pre-Commencement Activities</b>					
1	Senior Project Manager	hour	2	\$200.00	\$400.00
2	Project Professional	hour	2	\$130.00	\$260.00
3	Field Services Supervisor	hour	2	\$95.00	\$190.00
4	Support Vehicle	trip	1	\$75.00	\$75.00
<b>Field Program</b>					
5	Transports of Geotechnical Equipment	each	2	\$700.00	\$1,400.00
6	2-man Crew/Equipment	day	1	\$2,800.00	\$2,800.00
7	Senior Technician	day	1	\$1,050.00	\$1,050.00
8	Grouting	foot	150	\$4.00	\$600.00
9	Support Vehicle	day	1	\$75.00	\$75.00
10	Crew Per Diem	day	1	\$350.00	\$350.00
11	Field Services Supervisor	hour	4	\$95.00	\$380.00
<b>Laboratory Testing</b>					
12	Geotechnical Index/Strength Testing	foot	150	\$12.00	\$1,800.00
<b>Log Compilation/Factual Report Preparation</b>					
13	Senior Project Manager	hour	4	\$200.00	\$800.00
14	Project Professional	hour	16	\$130.00	\$2,080.00
15	Staff Professional	hour	6	\$100.00	\$600.00
<b>Total Budget Estimate</b>					<b>\$12,860.00</b>

## **General Notes:**

- 1) TWE's scope of services includes a geotechnical study for the relocation of the 8-in Lonestar Pipeline in McAllen, Texas using HDD methods. Two (2) test borings are proposed to depths of 75-ft below grade. The boring locations are shown on TWE Drawing No. P21-B175.1 and will be identified in the field using a hand-held GPS unit.
- 2) TWE will subcontract a conventional highland buggy-mounted geotechnical drilling rig and two (2) person crew to perform standard dry auger and wash-rotary drilling and sampling services. A TWE Geotechnician will be provided for site coordination and logging of the boreholes.
- 3) Laboratory testing on soil samples will include standard geotechnical index and strength properties including moisture content, unit weight, Atterberg limits, grain size distribution and compressive strength.
- 4) Engineering analysis will be performed using the information obtained from the field and laboratory programs to provide the Client with the geotechnical data needed to assist them with the calculation of maximum mud pressures during HDD activities and appropriate factor of safety against hydrofracture. Our final report will include a discussion regarding the subsurface conditions encountered, detailed boring logs, geotechnical design parameters and allowable formation limit pressures associated with the project site.

# Tolunay-Wong Engineers, Inc.

2455 West Cardinal Drive, Suite A - Beaumont, Texas 77705 - Phone (409) 840-4214

5) Pre-commencement will require five (5) to ten (10) working days. The field program will require one (1) working day. Laboratory testing will require three (3) to five (5) working days. Engineering analysis and reporting will require five (5) to ten (10) working days. Our overall project duration is expected to be three (3) to four (4) weeks from field commencement to report submittal.

## **Exclusions:**

- 1) Environmental assessments for the presence or absence of hazardous or toxic materials within or on the soil, air or water at the site.
- 2) Surveying to provide precise geographical, state plane or plant coordinates and ground surface elevations at each test boring location.
- 3) Pre-clearance hydroexcavation or geophysical explorations using ground penetrating radar (GPR), electromagnetic (EM) or radio-detection (RD) utility locating equipment at each boring location to identify possible unknown subsurface utilities, pipelines, obstructions or anomalies.
- 4) Isolation casing and/or environmental drilling methods [i.e. hollow-stem auger (HSA) methods] within environmentally sensitive or impacted soils.
- 5) Containment and/or handling of cuttings and fluids generated from the test boring activities or decontamination of equipment.
- 6) Traffic control plans, equipment or personnel.

## **Closing:**

If you have any questions regarding this revised budget estimate, please contact us at (713) 722-7064. We appreciate your consideration for this project and we look forward to continuing our working relationship with Saenz Oil and Gas Services, LLC.

Sincerely,

## **TOLUNAY-WONG ENGINEERS, INC.**

*TBPELS Firm Registration Number F-000124*



Nicholas G. Hacopian, E.I.T.  
Geotechnical Engineer

NGH/TGH/ngh



Tyler G. Henneke, P.E.  
Vice President



Item 3G

## HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

### AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>  X  </u>	AGENDA ITEM	<u>  3G  </u>
PLANNING COMMITTEE	<u>          </u>	DATE SUBMITTED	<u>  06/14/2021  </u>
FINANCE COMMITTEE	<u>          </u>	MEETING DATE	<u>  06/22/2021  </u>
TECHNICAL COMMITTEE	<u>          </u>		

1. Agenda Item: **RESOLUTION 2021-26 – CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT 2 TO THE PROFESSIONAL SERVICE AGREEMENT WITH SAENZ OIL & GAS SERVICES, LLC TO INCREASE THE MAXIMUM PAYABLE AMOUNT FOR WORK AUTHORIZATION 4.**
  2. Nature of Request: (Brief Overview) Attachments:   X   Yes        No  
  
Consideration and Approval of Resolution 2021-26 - Consideration and Approval of Contract Amendment 2 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC to increase the maximum payable amount for Work Authorization 4.
  3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
  4. Budgeted:   X   Yes        No   N/A
  5. Staff Recommendation: **Motion to Approve Resolution 2021-26 – Consideration and Approval of Contract Amendment 2 for Professional Service Agreement with Saenz Oil & Gas Services, to increase maximum payable amount for Work Authorization 4, as presented.**
  6. Program Manager's Recommendation:        Approved        Disapproved   X   None
  7. Planning Committee's Recommendation:        Approved        Disapproved   X   None
  8. Board Attorney's Recommendation:   X   Approved        Disapproved        None
  9. Chief Auditor's Recommendation:        Approved        Disapproved   X   None
  10. Chief Financial Officer's Recommendation:        Approved        Disapproved   X   None
  11. Chief Development Engineer's Recommendation:        Approved        Disapproved   X   None
  12. Chief Construction Engineer's Recommendation:        Approved        Disapproved   X   None
  13. Executive Director's Recommendation:   X   Approved        Disapproved        None
-



☐ CMT Services

☐ Environmental

☒ Engineering **Saenz Oil and Gas Services**

☐ Geo-Technical

☐ Surveying

## CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-26

Original Contract Amount \$ 52,092

Amendment # 2

Amount \$ 465,740.75

### Approved Amendments:

Resolution No.	Description	Amount
2017-78	Main Contract	\$ 52,091.90
2019-20	Contract Amendment 1	\$ 21,991.20
2021-08	First Amendment & Restated Agreement	\$ 2,940.00

**Subtotal from Cont. Page** \$ 0.00

Contract Amount **\$ 77,023.10**

### Proposed Amendment

2021-26	No Cost Time Extension	<b>\$ 465,740.75</b>
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### Goal and Options:

Consideration and Approval of Contract Amendment 2 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC to increase the maximum payable amount for Work Authorization 4.

**Staff is recommending approval of this request in the amount of \$ 465,740.75  
for a Revised Maximum Payable Amount of \$ 542,763.85**

Ramon Navarro, Const.

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-26

**CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT 2 TO  
THE PROFESSIONAL SERVICE AGREEMENT WITH SAENZ OIL & GAS  
SERVICES, LLC TO INCREASE THE MAXIMUM PAYABLE AMOUNT  
FOR WORK AUTHORIZATION 4.**

THIS RESOLUTION is adopted this 22<sup>nd</sup> day of June 2021 by the Board of Directors of the Hidalgo County Regional Mobility Authority at a regular meeting.

WHEREAS, the Hidalgo County Regional Mobility Authority (the "Authority"), acting through its Board of Directors (the "Board"), is a regional mobility authority created pursuant to Chapter 370, Texas Transportation Code, as amended (the "Act");

WHEREAS, the Authority is authorized by the Act to address mobility issues in and around Hidalgo County;

WHEREAS, on September 26, 2017, the Authority approved Resolution 2017-78, Professional Services Agreement with Saenz Oil & Gas Services, LLC to provide Utility Engineering Services to the Hidalgo County Regional Mobility Authority in the not to exceed amount of \$52,091.90;

WHEREAS, the Authority approved Resolution 2019-20 Contract Amendment Number 1 to the Professional Services Agreement with Saenz Oil & Gas Services, LLC for a no cost time extension; and

WHEREAS, the Authority approved Resolution 2019-21 Work Authorization Number 2 in the amount of \$21,991.20 for utility engineering service support on the 365 Tollway Project; and

WHEREAS, the underlying project that is the subject of the Professional Services Agreement has been delayed, resulting in a suspension of Work Authorization Number 1 and Number 2; and

WHEREAS, on March 23, 2021, the Authority approved Resolution 2021-08, to amend and restate the Professional Services Agreement for Engineering/Design Services with Saenz Oil & Gas Services, LLC and issue Work Authorization Number 3 in the amount of \$2,940.00 for a revised maximum payable amount of \$77,023.10;

WHEREAS, on June 22, 2021, the Authority deems to approve Resolution 2021-26, to amend and extend the Professional Services Agreement for Engineering/Design Services with Saenz Oil & Gas Services, LLC and issue Work Authorization Number 4 in the amount of \$465,740.75 for a revised maximum payable amount of \$542,763.85;

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY THAT:

Section I. The recital clauses are incorporated in the text of this Resolution as if fully restated.

Section 2. The Board hereby approves the Resolution 2021-26 for Contract Amendment 2 to the Professional Service Agreement with Saenz Oil & Gas Services, LLC to increase in the amount of \$ 465,740.75; hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the Contract Amendment 2 to the Professional Service Agreement with Saenz Oil & Gas Services LLC., as approved.

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PASSED AND APPROVED AS TO BE EFFECTIVE IMMEDIATELY BY THE BOARD OF DIRECTORS OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY AT A REGULAR MEETING, duly posted and noticed, on the 22<sup>nd</sup> day of June 2021, at which meeting a quorum was present.

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S. David Deanda, Jr., Chairman

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Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

CONTRACT AMENDMENT #2

TO

PROFESSIONAL SERVICE AGREEMENT WITH

SAENZ OIL & GAS SERVICES, LLC.

**◆ Contract No. 07-E40-17-10 ◆**

**Hidalgo County  
Regional Mobility Authority  
(HCRMA)(Authority)**

**Utility/Pipeline Encroachment  
Engineering Analysis**

**Contract Amendment No. 2**

**June 22, 2021**

**Saenz Oil & Gas Services, LLC**

SUPPLEMENTAL AGREEMENT NO. 2 CONTRACT NO. 07-E40-17-10  
AGREEMENT FOR ENCROACHMENT ENGINEERING SERVICES

**ATTACHMENT D-2**

**SUPPLEMENTAL AGREEMENT NO. 2**

**TO PROFESSIONAL SERVICES  
AGREEMENT FOR ENGINEERING SERVICES**

**THIS SUPPLEMENTAL AGREEMENT NO 1 TO MAIN CONTRACT** is made pursuant to the terms and conditions of “Attachment A General Provisions, Section 6, Supplemental Agreements of that certain Professional Services Agreement for Engineering Services” (the Agreement) entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and Saenz Oil & Gas Services, LLC (the Engineer).

The following terms and conditions of the Agreement are hereby amended as follows:

**Article II Agreement Period**

This Agreement becomes effective when fully executed by all parties hereto and it shall terminate at the close of business on April 1, 2023.

**Article III Compensation**

Article III Compensation shall be amended to increase the maximum amount payable under this contract from \$77,023.10 to \$542,763.85 for a total increase of \$465,740.75 due to additional scope and effort outlined in Work Authorization No.4 for “Professional Services Agreement for Engineering Services” in the amount of \$465,740.75.

This Contract Amendment 2 to the Main Contract shall become effective on the date of final execution of the parties hereto. All other terms and conditions of the Agreement not hereby amended are to remain in full force and effect.

**IN WITNESS WHEREOF**, this Supplemental Agreement is executed in duplicate counterparts and hereby accepted and acknowledged below.

**AUTHORITY**

**ENGINEER**

By: \_\_\_\_\_

By: \_\_\_\_\_

Name: Pilar Rodriguez

Name: Alfredo Saenz, Jr., P.E.

Title: Executive Director

Title: President/General Manager

Hidalgo County Regional Mobility Authority

Saenz Oil & Gas Services, LLC

Date: \_\_\_\_\_

Date: \_\_\_\_\_