

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, NOVEMBER 23, 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

MEMBERS OF THE PUBLIC ARE WELCOME TO PARTICIPATE REMOTELY

DIAL-IN NUMBER : +1 (224) 501-3412

Access Code: 231-026-501#

WEBLINK: <https://www.gotomeet.me/CityofPharr/hcrma-board-meeting-8>

An electronic copy of the agenda packet can be obtained at www.hcrma.net

PLEDGE OF ALLEGIANCE

INVOCATION

CALL TO ORDER OF A WORKSHOP

1. Review of the 2021 Annual Report for submission to the Texas Department of Transportation.

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 Special Board Meeting held October 19, 2021, and Regular Meeting held October 26, 2021.
- B. Approval of Project & General Expense Report for the period from October 7, 2021, to November 5, 2021.
- C. Approval of Financial Reports for October 2021.
- D. Resolution 2021-55 – Consideration and Approval of Contract Amendment Number 8 to the Professional Services Agreement with S&B Infrastructure, Ltd for a no-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project, Segment 1.
- E. Resolution 2021-56 – Consideration and Approval of Contract Amendment Number 3 to the Professional Services Agreement with L&G Engineering for a no-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project, Segments 2&4.
- F. Resolution 2021-57 – Consideration and Approval of Contract Amendment Number 5 to the Professional Services Agreement with TEDSI Infrastructure Group for a no-cost time extension to provide Intelligent Traffic System and Toll Integration services.
- G. Resolution 2021-58 – Consideration and Approval of Contract Amendment Number 2 to the Professional Services Agreement with S&B Infrastructure, Ltd for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segment 1 (365 Toll Interchange to Approx. STA 350+00).
- H. Resolution 2021-59 – Consideration and Approval of Contract Amendment Number 4 to the Professional Services Agreement with Halff & Associates for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segment 1 (Approx. STA 350+00 to Valleyview Interchange).
- I. Resolution 2021-60 – Consideration and Approval of Contract Amendment Number 2 to the Professional Services Agreement with TEDSI Infrastructure Group for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segments 2 & 3.
- J. Resolution 2021-61 – Consideration and Approval of Contract Amendment Number 9 to the Professional Services Agreement with Melden & Hunt for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.
- K. Resolution 2021-62 – Consideration and Approval of Contract Amendment Number 3 to the Professional Services Agreement with Halff & Associates for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.
- L. Resolution 2021-63 – Consideration and Approval of Contract Amendment Number 7 to the Professional Services Agreement with Quintanilla Headley and Associates for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.
- M. Resolution 2021-64 – Consideration and Approval of Contract Amendment Number 9 to the Professional Services Agreement with Ramiro Gutierrez Engineering Company for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.
- N. Resolution 2021-65 – Consideration and Approval of Contract Amendment Number 5 to the Professional Services Agreement with ROW Surveying Services, LLC for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.
- O. Resolution 2021-66 – Consideration and Approval of Contract Amendment Number 2 to the Professional Services Agreement with RODS Surveying, Inc. for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.
- P. Resolution 2021-67 – Consideration and Approval of Contract Amendment Number 20 to the Professional Services Agreement with SAMES Engineering and Surveying, Inc. for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

- Q. Resolution 2021-68 – Consideration and Approval of Addendum B to the Master Interlocal Cooperation Agreement between the City of Mission, Texas and the Hidalgo County Regional Mobility Authority.

3. REGULAR AGENDA

- A. Resolution 2021-49 – Consideration and Approval of Work Authorization 8 with Blanton & Associates, Inc. for environmental services for development of site soils and planting strategies (including monitoring) for the 365 Tollway Wetland Mitigation site.
- B. Resolution 2021-50 – Consideration and Approval of Contract Amendment 7 to the Professional Service Agreement with Blanton & Associates, Inc. to increase the maximum payable amount for Work Authorization Number 8.
- C. Resolution 2021-51 – Consideration and Approval of Work Authorization 5 with HDR Engineering, Inc. for engineering support for the design and construction of the 365 Tollway Wetland Mitigation site.
- D. Resolution 2021-52 - Consideration and Approval of Contract Amendment 3 to the Professional Service Agreement with HDR Engineering, Inc. to increase the maximum payable amount for Work Authorization Number 5.
- E. Resolution 2021-69 – Consideration and Approval of Contract Amendment Number 3 to the professional service agreement with Sendero Acquisitions for a time extension and milestone unit cost update to provide Right-of-Way Acquisition Services to the Hidalgo County Regional Mobility Authority.
- F. Resolution 2021-70 - Consideration and Approval of Work Authorization Number 7 with Sendero Acquisitions, LP to provide Remaining 365 Tollway Right-of-Way Acquisition Services.
- G. Resolution 2021-71 – Consideration and Approval of Work Authorization 10 to the Professional Service Agreement with C&M Associates, Inc. for a Traffic and Revenue for the 365 Tollway Project for an Financing Bring-Down Letter Update and Value Engineering Change Proposal (VECP) modeling.
- H. Resolution 2021-72 – Consideration and Approval of Contract Amendment 11 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 10.

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) 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 17th day of November 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."

Note: Participation by Telephone/Video Conference Call – One or more member of the HCRMA Board of Directors may participate in this meeting through a telephone/video conference call, as authorized by Sec. 370.262, Texas Transportation Code.

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>11/06/2020</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/17/2020</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: **WORKSHOP ITEM 1 - REVIEW OF THE 2020 ANNUAL REPORT FOR SUBMISSION TO THE TEXAS DEPARTMENT OF TRANSPORTATION.**
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Presentation of the annual report.
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: **Review 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



2021 ANNUAL PROJECT REPORT



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

November 23, 2021

Project Location: Hidalgo County, TX
Local Government: Hidalgo County RMA

1.0 Introduction

The Hidalgo County Regional Mobility Authority (HCRMA) is pleased to present to the Texas Transportation Commission with its 2021 Annual Project Report as required by the Texas Administrative Code §26.65. This collective effort is brought to you by a dedicated team who has worked with regional stakeholders such as: Elected Representatives, Texas Department of Transportation (TxDOT) Pharr District, Hidalgo County Commissioners Court, Rio Grande Valley Metropolitan Planning Organization, Local Municipalities, and the Public to develop and deliver much-needed transportation improvements.



Residents of Hidalgo County can already sense the congestion building up in critical areas of travel along I-2/I-69 and around the international ports of entry. With continued economic growth comes additional traffic congestion that needs to be mitigated for the region to maximize its economic potential. Hidalgo County is the front door to the United States due to its numerous ports of entry and the development of the Durango-Mazatlán Highway which has shifted trade patterns in its favor—particularly on imports of fresh produce and industrial goods from the Mexican interior. The nationalization of oil resources in Mexico (despite recent decline in the price per barrel) will also induce a similar positive increase in exports of heavy equipment and supplies that American companies will require for the extraction of those natural resources given the large shale play in the interior and off the coast of Matamoros, Tamaulipas.

Understanding the region's potential for growth and these external opportunities allows the HCRMA to use the best available tools to forecast economic activity and traffic patterns and maximize toll utilization to help fund the new roadway infrastructure. The routes being developed by the HCRMA will provide end-users with the additional capacity they seek as well as present them with development opportunities along those corridors.



To this end, the HCRMA is working with local communities to plan and develop a southern corridor of the loop to create efficient routes so that commerce, local traffic, and safety are improved as our communities grow. For this reason, the HCRMA is looking to develop the most efficient tollroad system possible that will accommodate overweight truck traffic so that permit holders can eventually use the tollroad system to deliver, unload, and distribute goods beyond the Border in the most expedient fashion without additional wear and tear to the local roads.

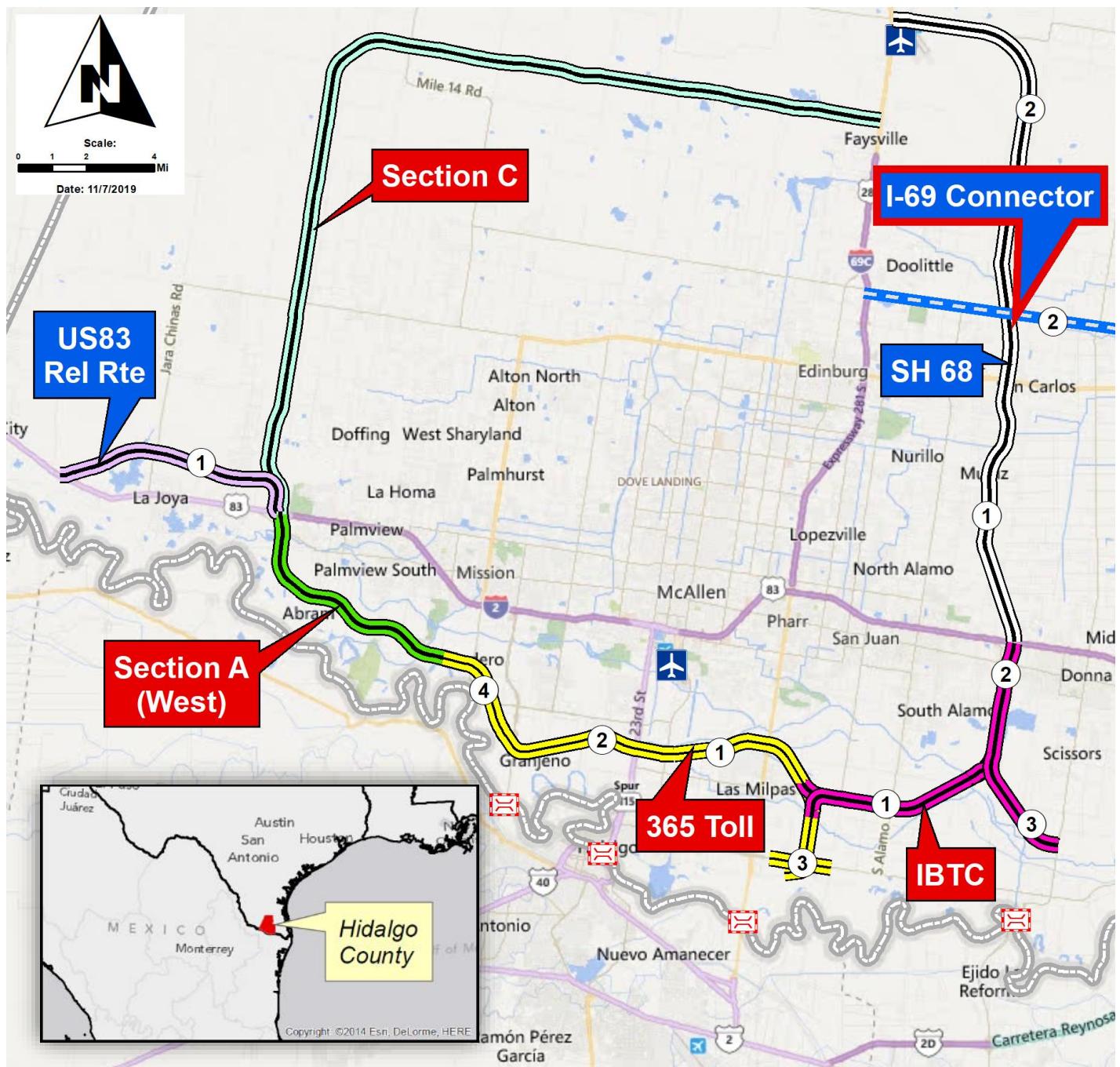
The HCRMA and TxDOT Pharr District continue to execute a County-specific Short-Term Strategic Plan that includes 365 Tollway (formerly State Highway 365), International Bridge Trade Corridor (IBTC), US 83 Relief Route, and State Highway 68 (SH 68). TxDOT Pharr District leads development efforts on the US 83 Relief Route and State Highway 68 that will culminate in the acquisition of ROW and construction of Phase I frontage road facilities; and also collaborates with HCRMA and CCRMA on I-69 CONNECTOR (from I-69C to I-69E).

By the time the strategic plan is fully realized, the HCRMA and TxDOT Pharr District would have developed and constructed over 48.9 miles of roadway improvements (some tolled and others non-tolled) with a direct injection of over \$775M in project development funds and \$460M going directly into construction jobs and materials within Hidalgo County. The HCRMA looks forward to the continued cooperation between agencies and the public to provide conventional and innovative solutions to transportation needs for the citizens of Hidalgo County. What ensues is a summary of pertinent project activity along with the requested RMA Project Summary Table.

Figure 1 on the following page shows a HCRMA Project Location Map with the following short/long-term strategic priorities:

- 365 Tollway (Segments 1 - 4) [by HCRMA]
- International Bridge Trade Corridor (Segments 1 - 3) [by HCRMA]
- US 83 Relief Route (Segment 1) [by TxDOT]
- State Highway 68 (Segments 1 and 2) [by TxDOT]
- Farm-to-Market 1925 (Segments 1 and 2) [by TxDOT / CCRMA / HCRMA]
- Section A (West) and Section C (long-term priorities) [by HCRMA]

Figure 1. HCRMA Project Location Map





2.0 Background

2.1 Regional Mobility Authorities

In 2001, the 77th Texas Legislature authorized the creation of regional mobility authorities (RMAs) through Senate Bill 342 for constructing, operating and maintaining transportation projects in the State of Texas. In 2003, the 78th Legislature enacted House Bill 3588, which made major revisions to State laws governing the funding and development of transportation projects. A major section of that legislation created Chapter 370 of the Texas Transportation Code (Chapter 370) governing the formation and operation of RMAs. The Texas Legislature significantly expanded the powers of RMAs to develop and finance a variety of multi-modal transportation projects. RMAs are political subdivisions of the State of Texas created by one or more counties or by certain cities in the State of Texas to finance, acquire, design, construct, operate, maintain, expand, or extend toll or non-toll transportation projects. Permitted projects include roadways, passenger or freight rail, ferries, airports, pedestrian and bicycle facilities, intermodal hubs, border crossing inspection stations, air quality improvement initiatives, parking structures and related facilities, automated conveyor belts for the movement of freight, projects listed in the State Implementation Plan, the Unified Transportation Program, or applicable metropolitan planning organization long-range plan, and improvements in certain transportation reinvestment zones.

2.2 Creation of the Hidalgo County Regional Mobility Authority

On April 21, 2005, the Hidalgo County Commissioners Court authorized the County Judge to file a petition to the Texas Transportation Commission to create an RMA for the Hidalgo County (County) area. The petition was approved by the Texas Transportation Commission on November 17, 2005. The Commissioners Court formally approved the conditions set forth by the Texas Transportation Commission for the Authority and subsequently appointed the Directors of the Authority. The purpose of the Authority is to provide the area with an opportunity to significantly accelerate needed transportation projects and have a local entity in place that will make mobility decisions that will benefit the community, while enhancing the economic vitality and quality of life for the residents in the County and surrounding area.

2.3 Board of Directors

The Authority is governed by a seven-member Board of Directors (the Board), with six members appointed by the County, and the presiding officer appointed by the Governor. The Board has the ultimate decision-making authority and responsibility for directing and controlling the affairs of the Authority. The Board is also responsible for the establishment of policies that direct operational management of the Authority. The Board represents a spectrum of business and civic leaders in the County. The Board meets regularly to review, discuss, and determine policies affecting the operation and maintenance of the Authority and is comprised of the following directors:

- S. David Deanda, Chairman
- Forrest Runnels, Vice Chairman
- Ezequiel Reyna Jr., Secretary/Treasurer
- Alonzo Cantu, Director
- Francisco “Frank” Pardo, Director
- Paul S. Moxley, Director
- Joaquin Spamer, Director

2.4 Administration



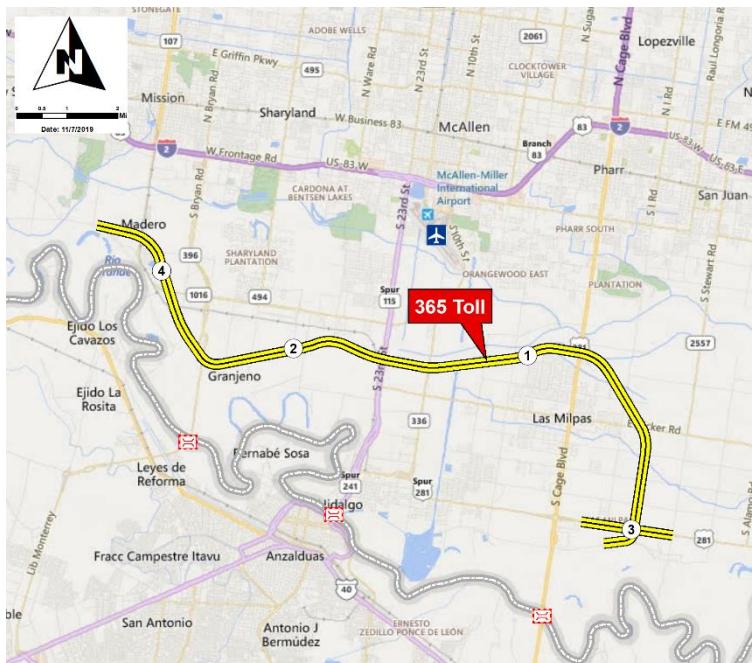
The Authority's day to day operation is overseen by the Executive Director Pilar Rodriguez, P.E. He has worked as an engineer and administrator for the City of McAllen since 1992 and has served the City in several capacities, including the areas of: Traffic Operations, Engineering, Public Works and, most recently, as Assistant City Manager and Deputy Emergency Management Coordinator. Mr. Rodriguez is a graduate of Texas A&I University (now Texas A&M) in Kingsville, Texas, and is a licensed Professional Engineer and an advanced certified Volunteer Firefighter. Other key administrative staff include:

- Eric Davila, PE, PMP, CCM – Chief Development Engineer
- Ramon Navarro IV, PE, CFM – Chief Construction Engineer
- Celia Gaona, CIA – Chief Auditor/Compliance Officer
- Jose Castillo – Chief Financial Officer

2.5 Capital Improvement Plan (CIP)

The Authority assists the citizens of the County and surrounding area by providing congestion relief, traffic safety, enhanced mobility and viable alternative routes. The initial projects that were submitted with the Authority application to the Texas Transportation Commission include the approximately 130-mile loop concept outlined in capital improvement plan / strategic plan map. In 2013 the HCRMA has bonded its vehicle registration fee (VRF) to advance project development activities such as environmental clearance, schematic, utility investigations/SUE, ROW mapping, PS&E, and limited ROW acquisition for the 365 Toll and IBTC. The ensuing sections cover project highlights since the issuance of the 2020 Annual Project Report.

3.0 365 Tollway (formerly State Highway 365) (HCRMA)



The 365 Project consists of three phases of construction of toll and non-toll improvements of independent utility from FM 1016 / Conway Ave to US 281 / Military Highway for project length of 17.4 miles between two crucial port of entry within Hidalgo County (Anzalduas Bridge and Pharr-Reynosa International Bridge).

Phase 1 consists of non-toll improvements from 0.45 Mile East of Spur 600 / Cage Blvd to FM 2557 / Stewart Rd and from Spur 29 / S Veterans Drive to US 281 / Military Highway below the San Juan Rd

overpass which constitute 365 Segment 3 US 281 and BSIF Connector, and is funded with a combination of Prop 1/CBI funding, VRF bond proceeds, and SIB Bond proceeds.

Phase 2 construction consists of tollroad improvements from FM 396 / Anzalduas Highway to US 281 / Military Highway which constitute 365 Toll Segments 1 & 2 of the project in a 2+2 configuration (2 lanes each way). Phase 2 funding consists of a Toll Equity Grant comprised primarily of TxDOT reimbursement payments, VRF bond proceeds, SIB Loan proceeds, and future toll revenue bond proceeds. Phase 3 construction consists of



additional tollroad improvements from FM 1016 / Conway Ave to FM 396 / Anzalduas Highway for 365 Toll Segment 4 of the project which as of this Annual Project Report is assumed to be built as toll viability increases within that segment as destinations come online to warrant developing this section of tollroad. Phase 4 construction (to be later undertaken by the HCRMA) would consist of the ultimate 3+3 configuration in addition to elements deferred in the value engineering such as select frontage roads areas and certain grade separations.

3.1 365 Toll: Review of 2021 Activities

- Phase 2 – 365 Toll (Segment 1 & 2) has 96% ROW acquired out of 163 parcels with the remainder slated to be acquired by January 2022;
- Phase 2 – 365 Toll (Segment 1 & 2) PS&E (100% complete) initiated the letting process on August 2021 culminating in the 10/13/2021 bid opening where Pulice Construction, Inc. was Lowest Responsive and Responsible Qualified Low Bid at \$295,932,420.25. The contract was awarded by the HCRMA Board of Directors on 10/19/2021 contingent on TxDOT Concurrence (achieved 11/08/2021) as well as toll revenue bond financing. The team is currently evaluating Value Engineering Change Proposals (VECP) to bring the project back to within financial viability; and
- Expended \$664,361 through September 2021 with the following breakout: advanced planning (\$19,646), design (\$0), ROW/utilities (\$401,090), construction (\$0), and general / administrative / management / staffing (\$243,625).

3.2 365 Toll: Schedule / Upcoming Milestones

- ROW for Phase 2 – 365 Toll Segments 1 & 2 to be acquired by 01/2022;
- Utilities for Phase 2 – 365 Toll Segments 1 & 2 to be relocated by 03/2022;
- Construction for Phase 2 – 365 Toll Segments 1 & 2 estimated to commence 02/2022; and
- Toll Operations for Phase 2 – 365 Toll Segments 1 & 2 projected to begin 09/2025.

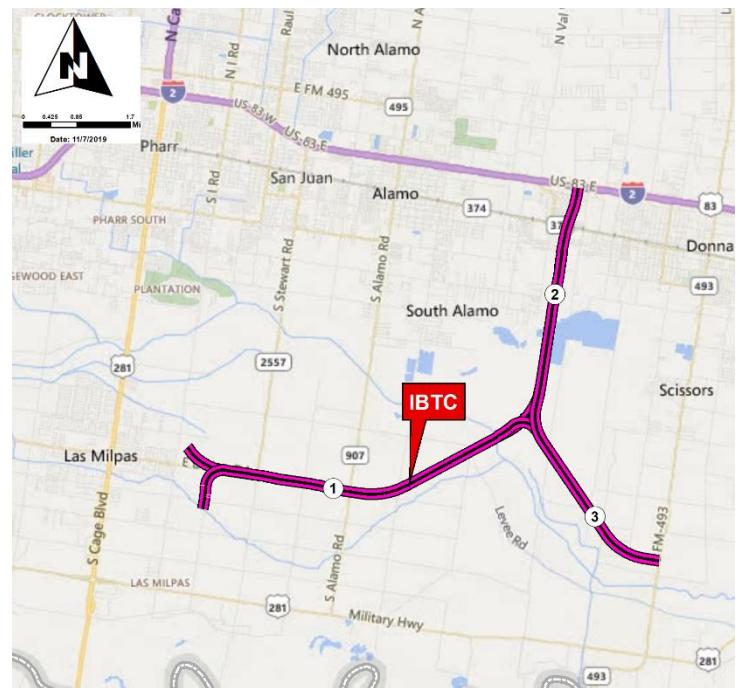
4.0 International Bridge Trade Corridor (HCRMA)

IBTC Segments 1 - 3 consists of two phases of construction of non-toll improvements of independent utility from the Interchange with 365 Toll near FM 3072 / Dicker Road to I-2 and from FM 493 to I-2 for project length of 13.2 miles.

Phase 1 construction will consist of Segment 1 and 2 being initially built as an at-grade 2+2 non-toll facility (2 lanes each way), while constructing Segment 3 as a 1+1 lane connector road (1 lane each way) for connection between the Valley View Interchange and FM 493. A future Phase 2 construction will consist of 3+3 main lanes, grade separations, and direct connectors to I-2.

4.1 IBTC: Review of 2021 Activities

- Environmental Documents (95% complete)— obtained EA Classification late 2017, and proceeding with an EA document and have completed all fieldwork, has an approved schematic, and finalized the EA document;
- ROW Documents (75% complete) with 25% of all project ROW parcels (representing most of the area north of Donna Reservoirs) acquired;
- PS&E (50% complete) and currently on hold pending environmental clearance; and
- Expended \$ 348,221 through September 2021 with the following breakout: advanced planning (\$104,596), design (\$0), ROW/utilities (\$0), construction (\$0), and general / administrative / management / staffing (\$243,625).



4.2 IBTC: Schedule / Upcoming Milestones

- Environmental clearance estimated by 03/2022
- Phase 1 estimated construction to commence 01/2024; and
- Operations for Phase 1 projected to begin 06/2027.

5.0 I-69 CONNECTOR (TxDOT PHR / CCRMA / HCRMA)

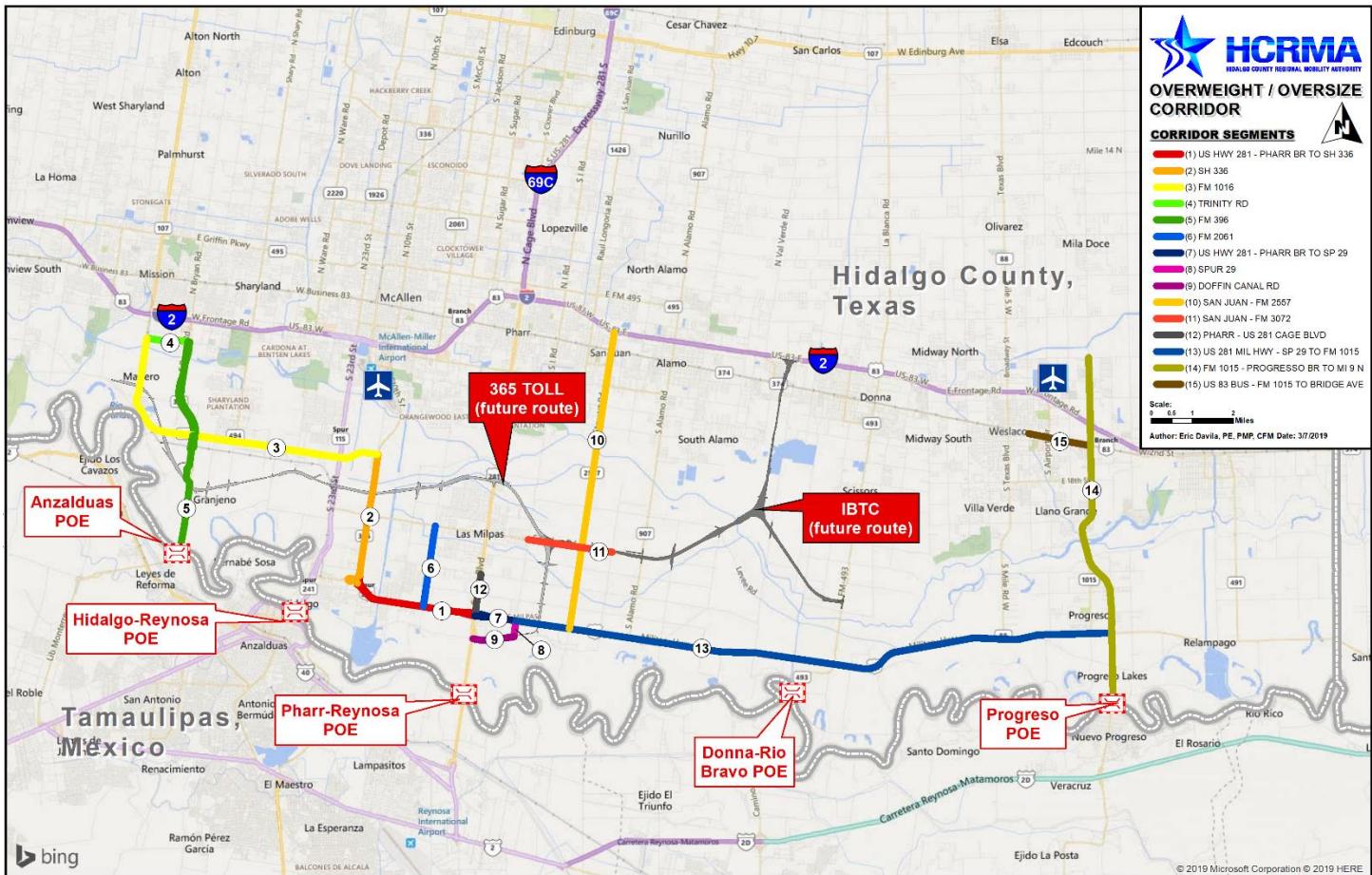
The proposed I-69 CONNECTOR between I-69C (US 281) and I-69E (US 77) is a vital parallel connection to I-2 and it is the first project to bring HCRMA into collaboration with CCRMA, with both agencies already fully engaged with TxDOT PHR on various projects within their respective counties. Phase 1 construction would potentially consist of Segment 1 built as a 1+1 lane connector road (1 lane each way) for connection between FM 491 and I-69E. Future Phases of construction could consist of expressway 2+2 (2 lanes each way) with frontage roads from I-69C to I-69E.

TxDOT has currently committed Supplemental Development Authority Funds for the Entire 27 Mile Corridor as an expressway facility, and has committed to funding the schematic design. Cameron County has committed to funding the segment of I-69 CONNECTOR from the eastern Hidalgo County Line to US 77 and ultimately to the South Padre Island 2nd access.



6.0 Overweight Corridor (HCRMA and TxDOT)

Texas H.B. No. 474 allowed for the creation of an overweight/oversize (OW/OS) corridor whereby the TxDOT receives 85% of the permit fees for maintenance of the on-system roadway network that comprises the corridor and the HCRMA keeps 15% of the permit fees to administer the issuance of permits. The HCRMA permit system allows growers and/or brokers to securely order online. The permits cover travel over the network of roads listed below, and allows vehicles traveling at or below the weight limit of 125,000 lbs:



- U.S. Highway 281 between its intersection with Pharr-Reynosa International Bridge and its intersection with State Highway 336;
- State Highway 336 between its intersection with U.S. Highway 281 and its intersection with Farm-to-Market Road 1016;
- Farm-to-Market Road 1016 between its intersection with State Highway 336 and its intersection with Trinity Road;
- Trinity Road between its intersection with Farm-to-Market Road 1016 and its intersection with Farm-to-Market Road 396;
- Farm-to-Market Road 396 between its intersection with Trinity Road and its intersection with the Anzalduas International Bridge;
- Farm-to-Market Road 2061 between its intersection with Farm-to-Market Road 3072 and its intersection with U.S. Highway 281;
- U.S. Highway 281 between its intersection with the Pharr-Reynosa International Bridge and its intersection with Spur 29;
- Spur 29 between its intersection with U.S. Highway 281 and its intersection with Doffin Canal Road;

- Doffin Canal Road between its intersection with the Pharr-Reynosa International Bridge and its intersection with Spur 29;
- Farm-to-Market 2557 (Stewart Road) from US 281/Military Highway to Interstate 2 (US 83) and Farm-to-Market 3072 (Dicker Road) from Veterans Boulevard ('I' Road) to Cesar Chavez Road;
- US 281 (Cage Boulevard) from US 281/Military Highway to Anaya Road;
- US 281/Military Highway from Spur 29 to FM 1015;
- FM 1015 from US 281/Military Highway to Progresso International Bridge;
- Farm-to-Market 1015 – Progresso International Bridge to Mile 9 North; and
- US 83 Business – Farm-to-Market 1015 to Bridge Ave.

6.1 Review of 2021 Activities

The online permit system went operational April 2014 and as of September 2014 there is a privately owned certified scale on the approach to the Pharr International Port of Entry. After the initial ramp-up activity from mid-2014, the HCRMA saw the following permit demand:

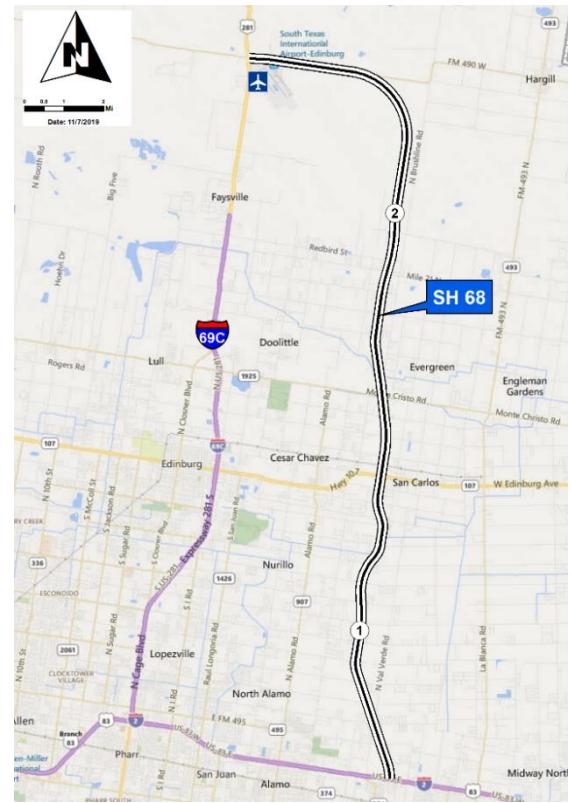
- 14,427 permits for 2015 (275+ permits issued per week),
- 28,357 permits for 2016 (545+ permits issued per week),
- 37,048 permits for 2017 (710+ permits issued per week),
- 34,502 permits for 2018 (660+ permits issued per week),
- 33,790 permits for 2019 (650+ permits issued per week),
- 36,040 permits for 2020 (693+ permits issued per week), and
- 31,404 permits for 2021 with a sustained 805+ permits issued per week (through 10/31/2021).

The total amount of permit fees collected from 1/1/2021 to 10/31/2021 was \$6,280,800 with \$94,212 going to ProMiles (permit system provider), \$847,908 going to HCRMA (OW/OS administrator), and \$5,338,680 going to TxDOT (for O&M projects along the OW/OS network). The OW/OS Corridor has amassed steady use by the agricultural transporters who pay \$200 for a one-way destination to cross larger legal loads that provides them a logistical edge in their shipping operations. The 365 Toll and IBTC projects are designed to carry overweight traffic and are intended to become the future backbone of the corridor system. From 2014 to present, TxDOT has received \$28,944,880 from overweight fees to maintain the existing on-system roads that currently comprise the overweight network.

7.0 US 83 Relief Route (TxDOT PHR)



The US 83 Relief Route consists of two phases of construction within a usual 350-foot-wide to a maximum 450-foot-wide right-of-way (ROW). The project begins approximately 1.0 mile east of FM 886 (El Faro Road) and runs east to approximately 0.50 mile west of Showers Road. The total project length is approximately 8.9 miles and Phase 1 will consist of frontage roads while an optional Phase 2 could be undertaken by the HCRMA later to construct tollroad mainlanes. Phase 1 is fully funded by TxDOT and was let 07/2015.



8.0 State Highway 68 (TxDOT PHR)

SH 68 is a proposed 22-mile new road that will connect I-2 to I-69C between Alamo and Donna and run north to I-69C/US 281 north of Edinburg. Phase 1 will construct frontage roads in each direction from I-2 to I-69 CONNECTOR (Monte Cristo Rd). Phase 2 will construct frontage roads from I-69 CONNECTOR (Monte Cristo Rd) to I-69C with an optional Phase 3 that could be undertaken by the HCRMA later to construct tollroad mainlanes. Phase 1 is fully funded by TxDOT and is currently finalizing a Record of Decision (ROD).



9.0 HCRMA Project Summary Table

Hidalgo County RMA					
Completed Projects					
Project	Limits	Description	Estimated Cost	Funding Sources & Amounts (i.e., bonds, TIFIA, grants, loans, TRZ)	Date Open to Traffic
365 Segs. 3 (365 Phase 1)	0.5 E of Spur 600 to FM 2557 & BSIF Connector	Widening of Mil Hwy w/ an OP at San Juan Rd	\$ 19,342,713.68	Cat 10, UTP Matching, Prop 1, VRF bond proceeds,	\$ 19,342,713.68 Opened to Traffic 10/2017
RMA SubTotal	-	-	\$ 19,342,713.68	-	\$ 19,342,713.68 -

Hidalgo County RMA							
Projects Under Construction or in the Environmental Review Process							
Project	Limits	Description	Estimated Cost	Funding Sources & Amounts (i.e., bonds, TIFIA, grants, loans, TRZ, -if currently unknown list "TBD")	Project Phase (Study, Env., ROW, Design, Construction, Etc.)	Completion Date / Projected Completion Date of Phase	
365 Toll Segs. 1 & 2 (365 Phase 2)	FM 396 to US 281	4-lane controlled access tollroad	\$ 295,932,420.25	Cat 12, SIB Loan Proceeds, Toll Revenue Bond Proceeds	\$ 295,932,420.25	Construction	Open to Traffic on: 09/2025
IBTC (Phase 1)	Interchange w/ 365 Toll to I-2 and to FM 493	Non-toll frontage road facility	\$ 128,071,890.73	Cat 12 UTP Matching, Cat 12, Excess VRF Cash, TBD	\$ 128,071,890.73	END Phase: Schematic Approved / Final EA Submitted	Env. Clearance: 03/2022
RMA SubTotal	-	-	\$ 424,004,310.98	-	\$ 424,004,310.98	-	-

Hidalgo County RMA							
Planned Projects							
Project	Limits	Description	Estimated Cost	Funding Sources & Amounts (i.e., bonds, TIFIA, grants, loans, TRZ, -if currently unknown list "TBD")	Project Phase (Study, Env., ROW, Design, Construction, Etc.)	Completion Date / Projected Completion Date of Phase	
I-69 Connector	I-69C to I-69E	New location highway	\$ -	TBD	\$ -	Study	TBD
			\$ -		\$ -		
			\$ -		\$ -		
			\$ -		\$ -		
			\$ -		\$ -		
			\$ -		\$ -		
RMA SubTotal	-	-	\$ -	-	\$ -	-	-

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
11/10/2021
11/23/2021

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



BOARD OF DIRECTORS MEETING FOR NOVEMBER 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

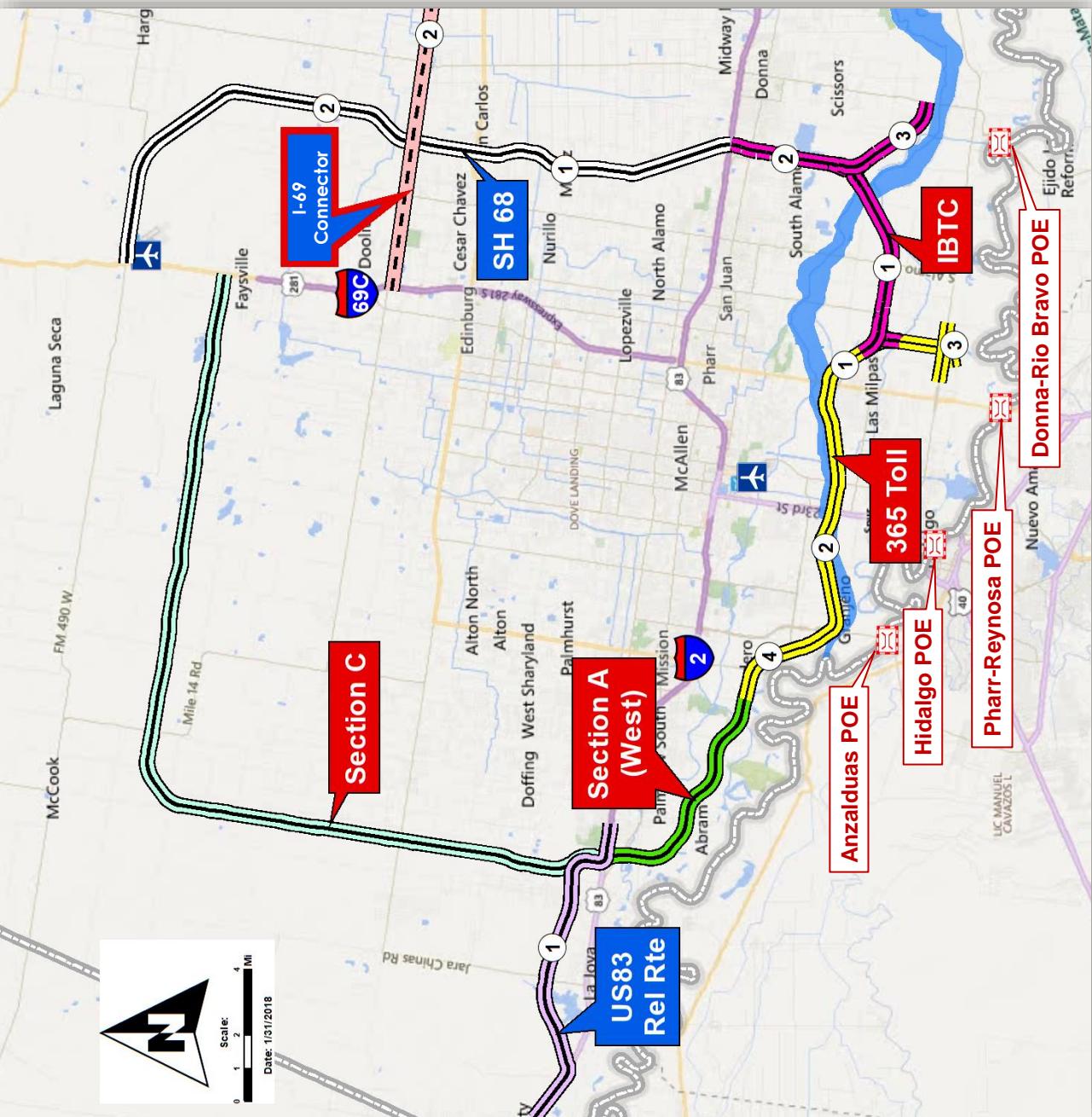
MISSION STATEMENT:

“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



SYSTEM WIDE

► 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. On 06/2021 a 2nd FAA was granted to assign the gap funding contingent upon successful contract execution and sale of toll revenue bonds.

- IBTC: funds 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)

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



365

TOLL



MAJOR MILESTONES:

NEPA CLEARANCE

07/03/2015

98% ROW ACQUIRED

PH 1: 365 SEG. 3 –

LET: 08/2015

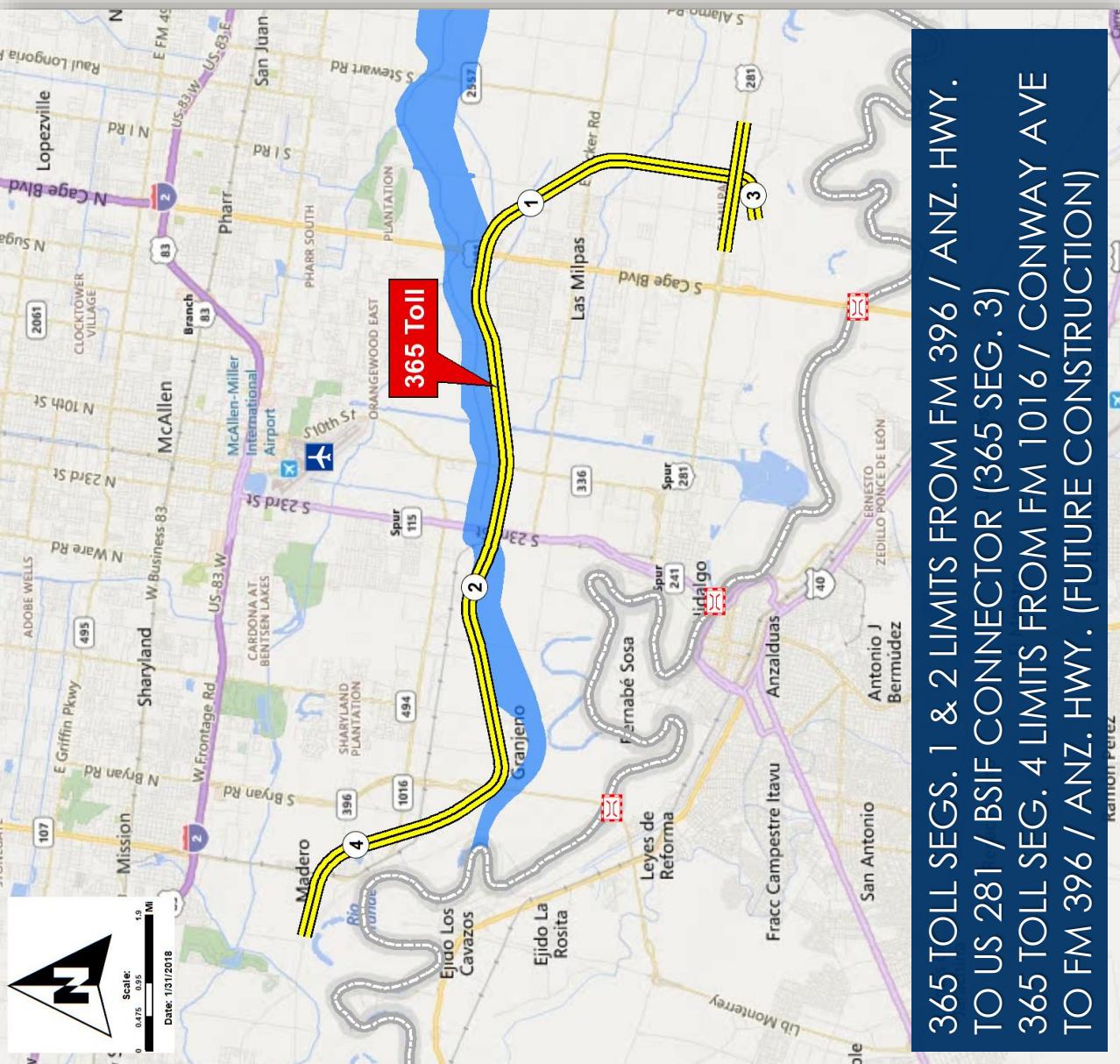
COMPLETED

PH 2: 365 TOLL

SEG. 1 & 2 –

RE-LET: 2021

5 <http://www.hcrma.net>



365

► **SCHEDULE:**

- ❑ **Early 08/2021**, TxDOT provides “release to advertise”
- ❑ **08/08/2021 - 10/13/2021**, HCRMA advertises the 365 Toll (66 days), held prebid 08/31/2021, and opened bids 10/13/2021,
- ❑ **10/19/2021**, HCRMA Approved Award of Contract,
- ❑ **11/08/2021**, TxDOT concurred with award of contract,
- ❑ **11/10/2021 - 12/01/2021**, initiate - finalize CO#1
- ❑ **12/08/2021**, Potential HCRMA Board approval of CO#2,
- ❑ **01/04/2022 - 01/14/2022**, HCRMA meets with rating agencies, prices bonds,
- ❑ **02/10/2022**, HCRMA closes toll revenue bonds,
- ❑ **03/2022**, Commence 42-month construction, and
- ❑ **09/2025**, Open to traffic.

IBTC

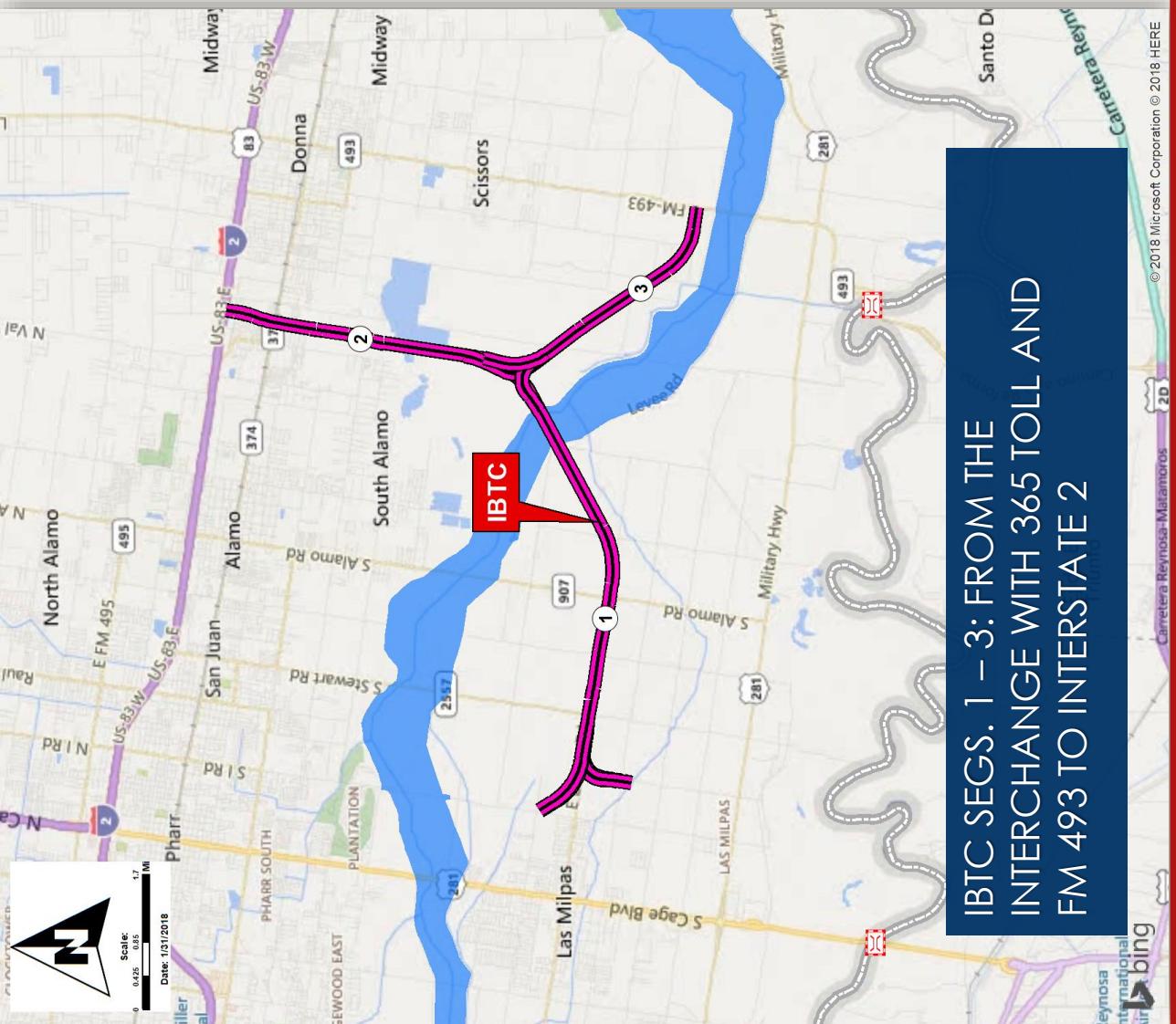
MAJOR MILESTONES:

OBTAINED EA ENV
CLASSIFICATION: 11/2017

SCHEMATIC APPROVED:
11/2021

EST. NEPA CLEARANCE:
02/2022

EST. OPEN: MID 2027



IBTC SEGS. 1 – 3: FROM THE
INTERCHANGE WITH 365 TOLL AND
FM 493 TO INTERSTATE 2



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

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

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

CONSTRUCTION FROM 2024-2027

ADVANCE PLANNING

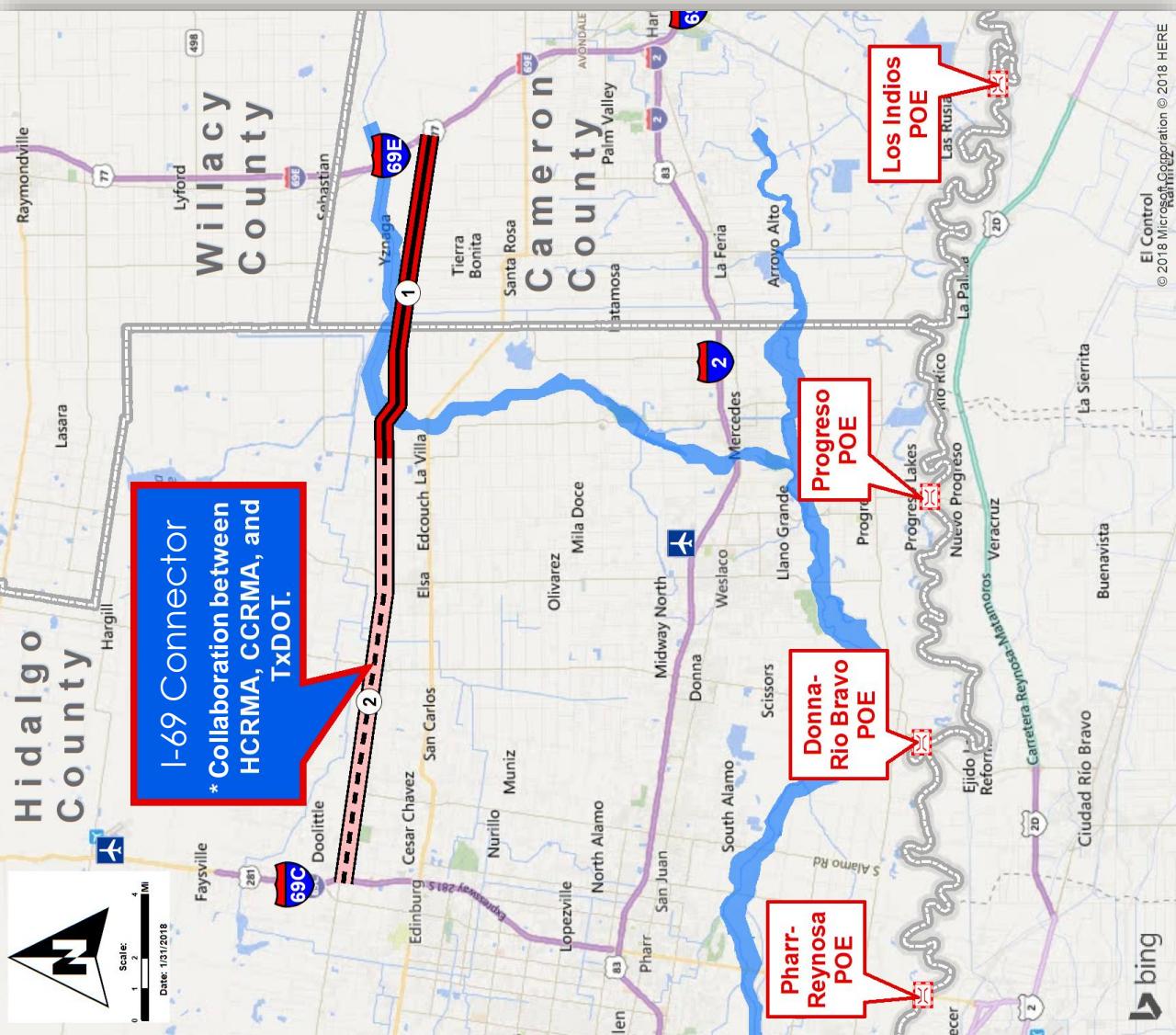
- ▶ Env.: Classification Letter and Scoping Toolkit Submitted Aug 2017
- ▶ Held IBTC Environmental Kick off with TxDOT PHR / ENV April 6, 2018.
- ▶ VRF UTP Matching Funds request processed at the HCMPO—pending adoption by TxDOT at State Level.
- ▶ All env. fieldwork complete: Waters of the US and Archeological 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 approved: Project Description, Hazmat, Historic Resources, Public Meeting Summary Report, Waters of the US, Archaeological Resources, Noise Report, Archaeological Mitigation Plan, and CIC Report.
- ▶ Submitting Final EA before Thanksgiving 2021 to obtain a Sufficient for Processing (SFP) notice to then schedule a Public Hearing January 2022.
- ▶ **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-69 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 12/2019 AND 11/2021.



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.

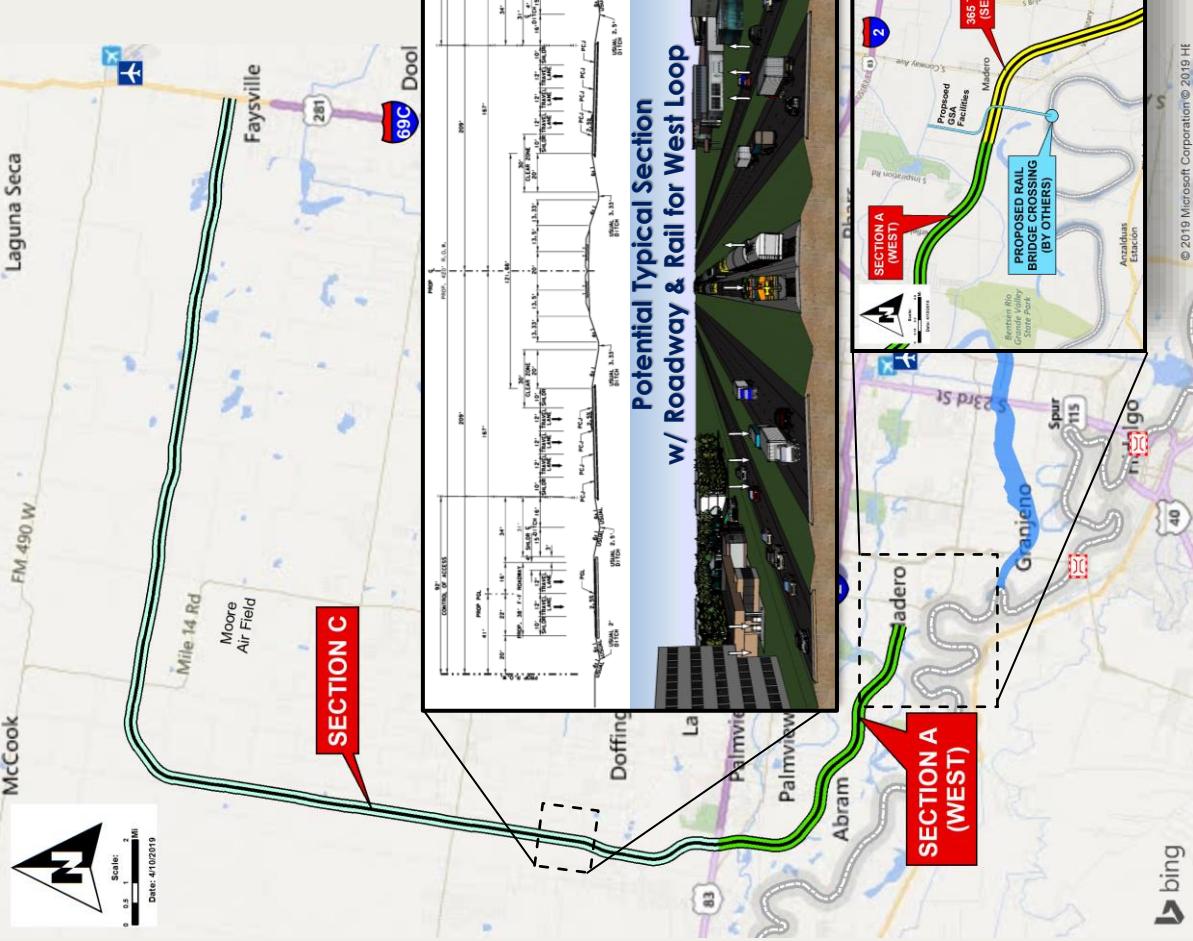
INTERLOCAL AGREEMENT IN PLACE WITH CITY OF MISSION FOR HCRMA'S ASSISTANCE WITH ENVIRONMENTAL CLEARANCE EFFORTS.

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 SCOPE 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"

FEASIBILITY STUDIES ONGOING.



► OVERWEIGHT REPORT FOR Nov 2021: JAN 1, 2014 – OCT 31, 2021

OW

Total Permits Issued:

184,679

Total Amount Collected:

\$ 28,404,160

■ Convenience Fees:

\$ 632,160

■ Total Permit Fees:

\$ 27,772,000

– Pro Miles:

\$ 554,037

– TxDOT:

\$ 23,606,200

– HCRMA:

\$ 3,611,763



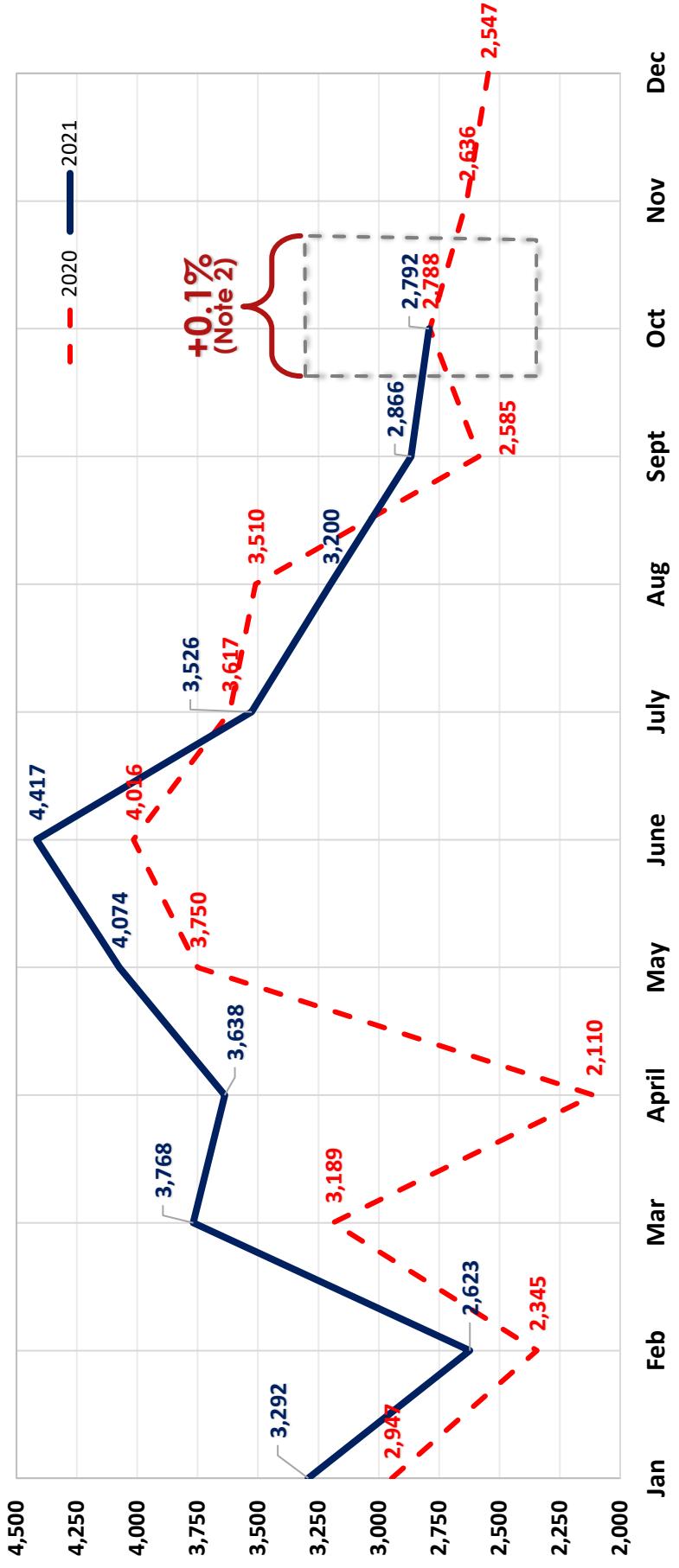
► **OVERWEIGHT REPORT FOR Nov 2021:**
JAN 1, 2021 - OCT 31, 2021

Total Permits Issued:	36,040
Total Amount Collected:	\$ 7,330,148
■ Convenience Fees:	\$ 122,148
■ Total Permit Fees:	\$ 7,208,000
– Pro Miles:	\$ 108,120
– TxDOT:	\$ 6,126,800
– HCRMA:	\$ 973,080

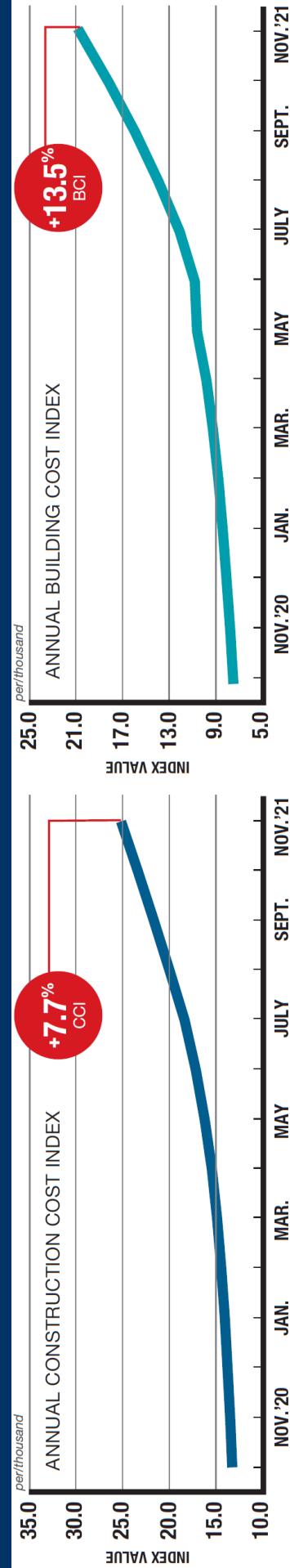


► OVERWEIGHT REPORT FOR NOV 2021: JAN 1, 2021 – OCT 31, 2021

Overweight/Oversized Permit Count 2020 - 2021 Monthly Comparison

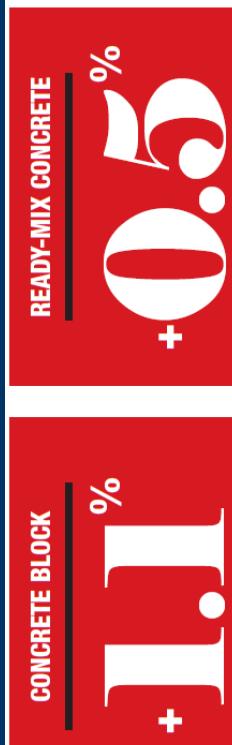


Construction Cost Index (CCI) Change (%) Year-to-Year for the current month

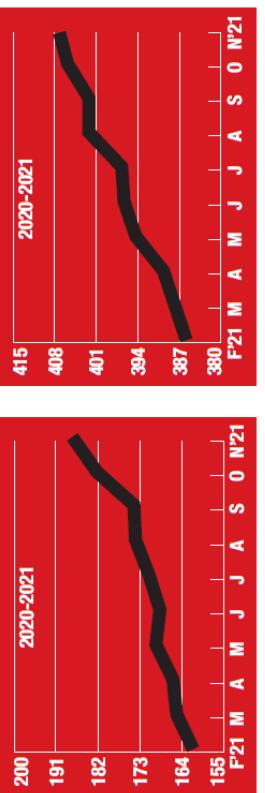


► CONSTR. ECONOMICS Nov 2021

CE



READY-MIX CONCRETE
INCREASED 0.5% SINCE LAST MONTH.



20-CITY AVERAGE

ITEM	UNIT	SPRICE	%MONTH	%YEAR
ASPHALT PAVING				
PG 58	TON	461.88	+0.6	+18.1
Cutback, MC800	TON	390.13	+0.4	+6.0
Emulsion, RAPID SET	TON	365.73	+0.5	+3.0
Emulsion, SLOW SET	TON	379.11	+0.5	+3.9
PORTLAND CEMENT				
Type one	TON	152.17	+0.2	+2.9
MASONRY CEMENT				
70-lb bag	TON	11.06	+0.3	+1.4
CRUSHED STONE				
Base course	TON	14.35	+0.7	+14.0
Concrete course	TON	13.46	+0.3	+14.1
Asphalt course	TON	14.47	+0.7	+4.0
SAND				
Concrete	TON	11.71	+1.8	+12.1
Masonry	TON	13.88	+0.6	+11.3
READY-MIX CONCRETE				
3,000 psi	CY	132.23	+0.5	+6.4
4,000 psi	CY	144.17	-0.2	+2.8
5,000 psi	CY	182.53	+0.1	-3.8
CONCRETE BLOCK				
Normal weight: 8" x 8" x 16"	C	177.03	+1.1	+17.4
Lightweight: 8" x 8" x 16"	C	165.236	+1.5	-4.5
12" x 8" x 16"	C	250.825	+5.8	+36.9

SOURCE: ENR

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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>11/13/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</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>11/05/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: APPROVAL OF MINUTES FOR SPECIAL BOARD MEETING HELD OCTOBER 19, 2021 AND REGULAR BOARD HELD OCTOBER 26, 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 Special Board Meeting held October 19, 2021, and Regular Meeting held October 26, 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 Special Board Meeting held October 19, 2021, and Regular Meeting held October 26, 2021, 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

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

The Hidalgo County Regional Mobility Authority Board of Directors convened for a Special Meeting on **Tuesday, October 19, 2021**, at 5:30 pm by video/ teleconference, with the following participating:

Board Members: S. David Deanda, Jr., Chairman
Forrest Runnels, Vice-Chairman
Ezequiel Reyna, Jr., Secretary/Treasurer
Alonzo Cantu, Director
Paul Moxley, Director
Frank Pardo, Director
Joaquin Spamer, Director

Absent:

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
Blakely Fernandez, Bracewell, LLP, Legal Counsel
Richard Ramirez, Hilltop Securities, Financial Advisor

PLEDGE OF ALLEGIANCE

Chairman Deanda led the Pledge of Allegiance.

INVOCATION

Ms. Gaona led the Invocation.

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. REGULAR AGENDA

Motion by Ezequiel Reyna, with a second by Forrest Runnels, to enter into Executive Session to consult with the Board Attorney on legal issues pertaining to Item 1A under Section 551.071 of the Texas Government Code at 6:02 pm. Motion carried unanimously.

Motion Ezequiel Reyna, with a second by Forrest Runnels, to reconvene the regular board meeting at 6:47 pm. Motion carried unanimously.

A. Resolution 2021-46 – Award of Contract to Pulice Construction Inc. for construction of the 365 Tollway Project from US 281/Military Highway to FM 396 (Anzalduas Highway).

Motion by Forrest Runnels, with a second by Paul Moxley, to approve Resolution 2021-46 – Approval of contract award, conditional upon two items: (i) acceptance by the Texas Department of Transportation, as is required by the Project Development Agreement; and (ii) board approval of financing prior to any issuance of Notice to Proceed. Motion carried unanimously.

ADJOURNMENT

There being no other business to come before the Board of Directors, motion by Ezequiel Reyna, with a second by Frank Pardo, to adjourn the meeting at 6:49 p.m.

S. David Deanda, Jr, Chairman

Attest:

Ezequiel Reyna, Jr., Secretary/Treasurer

**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, October 26, 2021**, at 5:30 pm at the Pharr City Hall, 2nd Floor City Commission Chambers, 118 S. Cage, Blvd, Pharr, TX 78577, with the following participating:

Board Members:	Forrest Runnels, Vice-Chairman Ezequiel Reyna, Jr., Secretary/Treasurer (Teleconference) Alonzo Cantu, Director (Teleconference) Frank Pardo, Director (Teleconference) Joaquin Spamer, Director (Teleconference)
Absent:	S. David Deanda, Jr., Chairman Paul Moxley, 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 A. Cantu, Law Office of Richard Cantu, PC, Legal Counsel Richard Ramirez, Hilltop Securities, Financial Advisor

PLEDGE OF ALLEGIANCE

Vice-Chairman Runnels led the Pledge of Allegiance.

INVOCATION

Ms. Gaona led the Invocation.

CALL TO ORDER OF A WORKSHOP at 5:30 p.m.

1. Review of proposed Fiscal Year 2022 Operating and Capital Budget.
Mr. Pilar Rodriguez reviewed the proposed Fiscal Year 2022 Operating and Capital Budget.
2. Review of Quarterly Investment Report for Period Ending September 30, 2021 – HCRMA Staff.
Mr. Pilar Rodriguez reviewed the Quarterly Investment Report for Period Ending September 30, 2021.

ADJOURNMENT OF WORKSHOP

CALL TO ORDER FOR REGULAR MEETING AND ESTABLISH A QUORUM

Vice-Chairman Runnels called the Regular Meeting to order at 5:37 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. Richard Ramirez, Hilltop Securities, reported on the 365 Tollway Project Financing Activities. No action taken.

2. CONSENT AGENDA.

Motion by Frank Pardo, with a second by Joaquin Spamer, to approve the Consent Agenda. Motion carried unanimously.

- A. Approval of Minutes for the Regular Meeting held September 28, 2021.

Approved the Minutes for the Regular Meeting held September 28, 2021.

- B. Approval of Project & General Expense Report for the period from September 9, 2021, to October 6, 2021.

Approved the Project & General Expense Report for the period from September 9, 2021, to October 6, 2021.

- C. Approval of Financial Reports for September 2021.

Approved the Financial Reports for September 2021.

- D. Approval of the Quarterly Investment Report for Period Ending September 30, 2021.

Approved the Quarterly Investment Report for Period Ending September 30, 2021.

3. REGULAR AGENDA

- A. Resolution 2021 – 40 – Approval of Award of Contract with Raba Kistner, Inc. for construction material testing services for the Hidalgo County Regional Mobility Authority.

Motion by Ezequiel Reyna, with a second by Alonzo Cantu, to approve Resolution 2021 – 40 – Approval of Award of Contract with Raba Kistner, Inc. for construction material testing services for the Hidalgo County Regional Mobility Authority in the amount of \$2,953,477.12. Motion carried unanimously.

- B. Resolution 2021 – 41 – Approval of Work Authorization 1 with Raba Kistner, Inc. for material testing in the 365 Tollway Project.

Motion by Joaquin Spamer, with a second by Ezequiel Reyna, to approve Resolution 2021 – 41 – Approval of Work Authorization 1 with Raba Kistner, Inc. for material testing in the 365 Tollway Project in the amount of \$2,953,477.12. Motion carried unanimously.

- C. Resolution 2021 – 47 – Approval of Award of Contract with Atlas Technical Consultants for construction material testing services for the Hidalgo County Regional Mobility Authority.

Motion by Ezequiel Reyna, with a second by Frank Pardo, to approve Resolution 2021 – 47 – Approval of Award of Contract with Atlas Technical Consultants for construction material testing services for the Hidalgo County Regional Mobility Authority in the amount of \$402,877.44. Motion carried unanimously.

- D. Resolution 2021 – 48 - Approval of Work Authorization 1 with Atlas Technical Consultants for material testing in the 365 Tollway Project.

Motion by Ezequiel Reyna, with a second by Joaquin Spamer, to approve Resolution 2021 – 48 - Approval of Work Authorization 1 with Atlas Technical Consultants for material testing in the 365 Tollway Project in the amount of \$402,877.44. Motion carried unanimously.

- E. ~~Resolution 2021-49 - Approval of Work Authorization 8 with Blanton & Associates, Inc. for environmental services for development of site soils and planting strategies (including monitoring) for the 365 Tollway Wetland Mitigation site.~~
Item removed.
- F. ~~Resolution 2021-50 - Approval of Contract Amendment 7 to the Professional Service Agreement with Blanton & Associates, Inc. to increase the maximum payable amount for Work Authorization Number 8.~~
Item removed.
- G. ~~Resolution 2021-51 - Approval of Work Authorization 5 with HDR Engineering, Inc. for engineering support for the design and construction of the 365 Tollway Wetland Mitigation site.~~
Item removed.
- H. ~~H. Resolution 2021-52 - Approval of Contract Amendment 3 to the Professional Service Agreement with HDR Engineering, Inc. to increase the maximum payable amount for Work Authorization Number 5.~~
Item removed.

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 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

- B. Consultation with Attorney on personnel matters related annual evaluation of the Executive Director (551.074 T.G.C.)

No action taken

- C. 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.

- D. 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.

- E. 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.

- F. 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.
- 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.).
No action taken.
- 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.).
No action taken.
- I. 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 Ezequiel Reyna, with a second by Frank Pardo, to adjourn the meeting at 5:53 p.m.

S. David Deanda, Jr, Chairman

Attest:

Ezequiel Reyna, Jr., Secretary/Treasurer

Item 2B

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

**BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE**

X

**AGENDA ITEM
DATE SUBMITTED
MEETING DATE**

2B
11/16/21
11/23/21

1. Agenda Item: APPROVAL OF PROJECT AND GENERAL EXPENSE REPORT FROM OCTOBER 7, 2021, TO NOVEMBER 5, 2021
2. Nature of Request: (Brief Overview) Attachments: Yes No

Consideration and approval of project and general expense report for the period from October 7, 2021, to November 5, 2021
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A Funding Source: VRF Bond

General Account	\$ 100,362.23
Disbursement Account	\$ 115,340.38
VRF Series 2020A	\$ 15,636.41
Total Project Expenses for Reporting Period	\$ 231,339.02

Fund Balance after Expenses \$ 8,542,778.73

5. Staff Recommendation: **Motion to approve the project and general expense report for the October 7, 2021, to November 5, 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: November 16, 2021
Re: **Expense Report for the Period from October 7, 2021, to November 5, 2021**

Attached is the expense report for the period commencing on October 7, 2021, to November 5, 2021.

Expenses for the General Account total \$100,362.23, Disbursement Account total \$115,340.38 and the VRF Series 2020A Account is \$15,636.41. The aggregate expense for the reporting period is \$429,291.68.

Based on review by this office, **approval of expenses for the reporting period is recommended in the aggregate amount of \$231,339.02.**

This leaves a fund balance (all funds) after expenses of \$8,542,778.73.

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

**Oct 7 - Nov. 5
Nov. 2021**
Plains Capital 41

Wages & Benefits

Make Check Payable to	Date Work Performed	Amount
<u>City of Pharr</u>	October 2021 \$	72,138.08
<u>Office Depot</u>	October 2021 \$	75.28
<u>A-Fast Delivery, LLC</u>	October 2021 \$	192.00
<u>Copy Zone</u>	October 2021 \$	937.76
<u>Bracewell, LLP</u>	October 2021 \$	648.00
<u>Escobedo & Cardenas, LLP</u>	October 2021 \$	37.52
<u>Pathfinder Public Affairs</u>	October 2021 \$	10,000.00
<u>City of Pharr</u>	October 2021 \$	205.00
<u>City of Pharr</u>	November 2021 \$	4,480.00
<u>City of Pharr</u>	October 2021 \$	4,305.00
<u>City of Pharr</u>	November 2021 \$	655.00
<u>Xerox Financial Services</u>	11/01/2021-11/30/2021 \$	591.60
<u>Xerox Financial Services</u>	11/01/2021-11/30/2021 \$	194.05
<u>Pena Designs</u>	October 2021 \$	200.00
<u>Gateway</u>	10/29/2021 \$	55.09
<u>Wilmington Trust</u>	10/01/2021-09/30/2022 \$	4,000.00
<u>Advance Publishing LLC</u>	10/20/2021 \$	73.13
<u>San Miguel Lawn Care Services</u>	11/05/2021 \$	465.00
<u>Credit Card Services</u>	10/04/2021-11/03/2021 \$	-
<u>Credit Card Services</u>	10/04/2021-11/03/2021 \$	679.12
<u>Credit Card Services</u>	10/04/2021-11/03/2021 \$	430.60
		\$ 100,362.23

Wilmington Trust 45/Capital Projects

Legal Fees

<u>Bracewell, LLP</u>	October 2021 \$	16,760.00
<u>Escobedo & Cardenas, LLP</u>	October 2021 \$	2,025.00
<u>Blanton & Associates, Inc.</u>	10/01/2021-10/31/2021 \$	3,613.45
<u>Blanton & Associates, Inc.</u>	10/01/2021-10/31/2021 \$	12,241.11
<u>C&M Associates, Inc.</u>	10/01/2021-10/31/2021 \$	7,119.64
<u>HDR Engineering, Inc.</u>	9/26/21-10/23/21 \$	34,021.46
<u>HDR Engineering, Inc.</u>	9/26/21-10/23/21 \$	33,179.88
<u>HDR Engineering, Inc.</u>	9/26/21-10/23/21 \$	799.90
<u>HDR Engineering, Inc.</u>	9/26/21-10/23/21 \$	3,177.13
<u>Hidalgo County Water Improvement District 2</u>	2022 \$	952.81
<u>San Miguel Lawn Care Services</u>	11/04/2021 \$	600.00
<u>San Miguel Lawn Care Services</u>	11/04/2021 \$	850.00
		\$ 115,340.38

Wilmington Trust 46/VRF Series 2020A

<u>Saenz Oil & Gas Services</u>	10/01/2021-10/31/2021 \$	15,636.41
		\$ 15,636.41

Wilmington Trust 42/SIB

<u>Texas Department of Transportation</u>	11/15/2021 \$	Paid through SIB 409,106.43 Debt Service
		409,106.43

Sub Total - General -41

\$ 100,362.23

Sub Total - Capital Projects -45

\$ 115,340.38

Sub Total - VRF Series 2020A

\$ 15,636.41

Total

\$ 231,339.02

Approved:

S. David Deanda, Jr., Chairman

Recommend Approval:

Pilar Rodriguez, Executive Director

Approved:

Ezequiel Reyna, Jr., Secretary/Treasurer

Date:

11/23/2021

Item 2C

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<input checked="" type="checkbox"/>	AGENDA ITEM	2C
PLANNING COMMITTEE	<input type="checkbox"/>	DATE SUBMITTED	11/17/21
FINANCE COMMITTEE	<input type="checkbox"/>	MEETING DATE	11/23/21
TECHNICAL COMMITTEE	<input type="checkbox"/>		

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

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Item 2D

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

X

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

2D
11/10/21
11/23/21

1. Agenda Item: RESOLUTION 2021-55 – APPROVAL OF CONTRACT AMENDMENT NUMBER 8 TO THE PROFESSIONAL SERVICES AGREEMENT WITH S&B INFRASTRUCTURE, LTD FOR A NO-COST TIME EXTENSION TO PROVIDE PLANS, SPECIFICATIONS AND ESTIMATES FOR THE 365 TOLLWAY PROJECT, SEGMENT 1.
2. Nature of Request: (Brief Overview) Attachments: Yes No
Consideration and Approval of CA No. 8 to the engineering services agreement to provide PS&E for the 365 TOLLWAY Project, Segment 1.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: Motion to approve Resolution 2021-55 – Approval of Contract Amendment Number 8 to the Professional Services Agreement with S&B Infrastructure for a no-cost time extension, as presented.
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Chief Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



Project: SH365

- CMT Services
- Environmental
- Engineering **S&B Infrastructure**
- Geo-Technical
- Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-55

Original Contract Amount **\$ 4,363,953**

Amendment # **8**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2011-08	Original Contract Amount - \$4,363,952.78	
2012-11	Modified Contract - Amount remained same	
2012-37	Amended and Restated Contract - \$350,386.28	\$ 4,714,399.28
2015-54	Amendment 1 - WA2 Sup1 and WA2 Sup2	\$ 299,599.02
2016-17	Amendment 2 - WA2 Sup4	\$ 101,638.21
Subtotal from Cont. Page		<u>\$ 341,777.61</u>
Contract Amount		\$ 5,457,414.12

Proposed Amendment

2021-55	Amendment 8	\$ 0.00
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Goal and Options:

No-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project, Segment 1.

Staff is recommending approval of this request in the amount of \$ 0.00 for a Revised Maximum Payable Amount of \$ 5,457,414.12

Eric Davila, Dev. Engr.

Requested by:

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

2021-55

Resolution No.	Description	Amount
2016-86	Amendment 3 - WA2 S5	\$ 35,238.42
2016-116	Amendment 4 - WA2 S6	\$ 26,851.26
2017-47	Amendment 5 - WA3	\$ 274,111.29
2017-85	Amendment 6	\$ 5,576.64
2018-25	Amendment 7- No-cost time extension	\$ 0.00

Subtotal \$ 341,777.61

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-55

**APPROVAL OF CONTRACT AMENDMENT 8 TO THE
PROFESSIONAL SERVICES AGREEMENT WITH S&B
INFRASTRUCTURE FOR A NO-COST TIME EXTENSION TO
PROVIDE PLANS, SPECIFICATIONS AND ESTIMATES FOR THE 365
TOLLWAY PROJECT, SEGMENT 1**

THIS RESOLUTION is adopted this 23rd of November 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"); and

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

WHEREAS, on October 27, 2011, the Authority awarded a professional service agreement for engineering services to S&B Infrastructure (the "Consultant") for design work, including plans, specifications, and estimates, for the Trade Corridor Connector ("SH 365 TCC") and on May 2, 2012, by Resolution 2012-11, the Authority amended and restated that agreement (the "Amended and Restated Agreement") in the maximum payable amount of \$4,363,952.78; and

WHEREAS, on May 2, 2011 the Authority approved by Resolution 2012-11 Work Authorization 1 under the Amended and Restated Agreement in the amount of \$887,287.51; and

WHEREAS, on November 21, 2012, the Authority Amended and Restated by Resolution 2012-37 the professional service agreement with the Consultant to perform plans, specifications and estimates for the revised State Highway 365 (SH 365) project limits from East of McColl Road (Project Station 986+00) to US 281/Military Highway and to revise the DBE/HUB reporting requirements in the amount of \$350,386.28. The Consultants maximum payable amount was revised from \$4,363,952.78 to \$4,714,339.28 and Work Authorization 1 remained in the amount of \$887,287.51; and

WHEREAS, on December 18, 2013, the Authority approved by Resolution 2013-63 Work Authorization Number 2 to the Professional Service Agreement with S&B Infrastructure for final plans, specifications and estimates for the SH 365 Project from McColl Road to US 281/Military Highway in the amount of \$3,611,450.16; and

WHEREAS, on June 23, 2015, the Authority approved Resolution 2015-34 Work Authorization 2 Supplemental 1 to the Professional Service Agreement with S&B Infrastructure to provide irrigation details for the SH365 Project from McColl Road to US 281/Military Highway in the amount of \$100,244.60; and

WHEREAS, on July 28, 2015, the Authority approved Resolution 2015-45 Work Authorization 1 Supplemental 1 to the Professional Service Agreement with S&B Infrastructure for a no-cost time extension for State Highway 365 Segment I Schematics and Route Studies; and

WHEREAS, on July 28, 2015, the Authority approved Resolution 2015-53 Work Authorization 2 Supplemental 2 to the Professional Service Agreement with S&B Infrastructure to provide "I" Road Steel Bridge Design for the State Highway 365 Segment I Project in the amount of \$415,016.03; and

WHEREAS, on July 28, 2015, the Authority approved Resolution 2015-54 Contract Amendment 1 to the Professional Service Agreement with S&B Infrastructure to increase the maximum payable amount for Work Authorization 1 Supplemental 1 and Work Authorization 2 Supplemental 2 in the amount of \$299,599.02 for a revised maximum payable amount of \$ 5,013,998.30; and

WHEREAS, on December 15, 2015, the Authority approved Resolution 2015-83 Work Authorization 1 Supplemental 2 to the Professional Service Agreement with S&B Infrastructure for a no-cost time extension; and

WHEREAS, on December 15, 2015, the Authority approved Resolution 2015-84 Work Authorization 2 Supplemental 3 to the Professional Service Agreement with S&B Infrastructure to provide a no-cost time extension; and

WHEREAS, on February 23, 2016, the Authority approved by Resolution 2016-16 Work Authorization 2 Supplemental 4 to the Professional Service Agreement with S&B Infrastructure to revise the Plans, Specifications and Estimates to include concrete pavement for the State Highway 365 Segment 1 Project in the amount of \$101,638.21; and

WHEREAS, on February 23, 2016, the Authority approved by Resolution 2016-17 Contract Amendment 2 to the Professional Service Agreement with S&B Infrastructure to increase the maximum payable amount for Work Authorization 2 Supplemental 4 in the amount of \$101,638.21 for a revised maximum payable amount of \$5,115,636.51; and

WHEREAS, on June 28, 2016 the Authority approved Resolution 2016-85 Work Authorization 2 Supplemental 5 to the Professional Service Agreement with S&B Infrastructure to revise the final plans, specifications and estimates for Segment 1 of the 365 Tollway Project due to off-system designation and plan set consolidation required by the Texas Department of Transportation in the amount of \$35,238.42; and

WHEREAS, on June 28, 2016 the Authority approved Resolution 2016-86 Contract Amendment 3 to the Professional Service Agreement with S&B Infrastructure to increase the maximum payable amount for Work Authorization 2 Supplemental 5 in the amount of \$35,238.42 for a revised maximum payable amount of \$5,150,874.93; and

WHEREAS, on August 23, 2016 the Authority approved Resolution 2016-104 Work Authorization 1 Supplemental 3 to the Professional Service Agreement with S&B Infrastructure for a no-cost time extension to provide routes to the 365 Tollway Project ; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-115 Work Authorization 2 Supplemental 6 to the Professional Service Agreement with S&B Infrastructure to

provide PS&E due to the addition of signalized intersection at FM 2061/Juan Balli and 365 Tollway in the amount of \$26,851.26; and

WHEREAS, on September 27, 2016 the Authority approved Resolution 2016-116 Contract Amendment 4 to the Professional Service Agreement with S&B Infrastructure to increase the maximum payable amount for Work Authorization 2 Supplemental 6 in the amount of \$26,851.26 for a revised maximum payable amount of \$5,177,726.19; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-13 Work Authorization 2 Supplemental 7 to the Professional Service Agreement with S&B Infrastructure for a no-cost time extension for the 365 Tollway Project ; and

WHEREAS, on March 28, 2017 the Authority approved Resolution 2017-30 Work Authorization 3 to the Professional Service Agreement with S&B Infrastructure for realignment of Hidalgo County Irrigation District Number 2 Laterals “B” and “C” as part of the 365 Tollway Project in the amount of \$274,111.29; and

WHEREAS, on April 25, 2017 the Authority approved Resolution 2017-47 Contract Amendment 5 to the Professional Service Agreement with S&B Infrastructure for Work Authorization 3 in the amount of \$274,111.29, for a revised maximum payable amount of \$5,451,837.48; and

WHEREAS, on October 24, 2017 the Authority approved Resolution 2017-84 – Approval of Work Authorization Number 4 to the Professional Service Agreement with S&B Infrastructure to provide digital cross-section for use as part of the 365 Tollway bid documents in the amount of \$5,576.64;

WHEREAS, on October 24, 2017 the Authority approved Resolution 2017-85 Contract Amendment 6 to the Professional Service Agreement with S&B Infrastructure for Work Authorization 4 in the amount of \$5,576.64, for a revised maximum payable amount of \$5,457,414.12; and

WHEREAS, on the 26th of June 2018 the Authority approved Resolution 2018-25 – Contract Amendment 7 to the Professional Services Agreement with S&B Infrastructure, Ltd for a no-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project Segment 1; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-55 – Contract Amendment 8 to the Professional Services Agreement with S&B Infrastructure, Ltd for a no-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project Segment 1.

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 Contract Amendment 8 to the Professional Service Agreement with S&B Infrastructure for a no-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project Segment 1, attached hereto as Exhibit A.
- Section 3. The Board hereby authorizes the Executive Director to execute Contract Amendment 8 as approved on November 23, 2021.

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 23rd of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT 8
TO PROFESSIONAL SERVICE AGREEMENT WITH S&B INFRASTRUCTURE
FOR PS&E FOR THE 365 TOLLWAY PROJECT

TO
AMENDED AND RESTATED PROFESSIONAL SERVICE AGREEMENT WITH
S&B INFRASTRUCTURE

**SUPPLEMENTAL AGREEMENT NO. 8
TO PROFESSIONAL SERVICES
AGREEMENT FOR ENGINEERING / DESIGN SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 8 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 Design Services" hereinafter identified as the "Agreement," entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and S&B Infrastructure, LTD (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 December 31, 2023.

This Supplemental Agreement No. 8 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.

THE ENGINEER

(Signature)
Daniel Rios, P.E.
(Printed Name)
President
(Title)

(Date)

THE AUTHORITY

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

(Date)

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Item 2E

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

2E
11/10/21
11/23/21

1. Agenda Item: **RESOLUTION 2021-56 – APPROVAL OF CONTRACT AMENDMENT NUMBER 3 TO THE PROFESSIONAL SERVICE AGREEMENT WITH L&G ENGINEERING FOR A NO-COST TIME EXTENSION TO PROVIDE PLANS, SPECIFICATIONS AND ESTIMATES FOR THE 365 TOLLWAY PROJECT, SEGMENTS 2&4.**
2. Nature of Request: (Brief Overview) Attachments: Yes No
Consideration and Approval of CA No. 3 to the PSA with L&G Engineering for no-cost time extension.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: **Motion to approve Resolution 2021-56 – Approval of Contract Amendment Number 3 to the Professional Service Agreement with L&G Engineering for a no-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project, Segments 2&4, as presented.**
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Chief Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: SH365

- CMT Services
- Environmental
- Engineering **L&G Engineering**
- Geo-Technical
- Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-56

Original Contract Amount **\$ 5,887,542**

Amendment # **3**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2012-10	Amended & Restated	\$ 5,887,542.43
2012-36	Modified Agreement Includes DBE & HUB	\$ 27,558.89
2018-26	CA No. 1 - No Cost Time Extension	\$ 0.00
2021-24	CA No. 2 - WA No. 6	\$ 22,233.55

Subtotal from Cont. Page	<u>\$ 0.00</u>
Contract Amount	<u>\$ 5,937,334.87</u>

Proposed Amendment

2021-56	CA No. 3	\$ 0.00
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Goal and Options:

Approval of Contract Amendment 3 to the Professional Service Agreement with L&G Engineering for a no cost time extension.

Staff is recommending approval of this request in the amount of \$ 0.00 for a Revised Maximum Payable Amount of \$ 5,937,334.87

Eric Davila, Dev. Eng.

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY

AUTHORITY BOARD RESOLUTION No. 2021-56

**APPROVAL OF CONTRACT AMENDMENT NUMBER 3 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH L&G
ENGINEERING FOR A NO-COST TIME EXTENSION TO
PROVIDE PLANS, SPECIFICATION AND ESTIMATES FOR THE 365
TOLLWAY PROJECT, SEGMENTS 2 & 4**

THIS RESOLUTION is adopted this 23rd of November 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"); and

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

WHEREAS, on April 13, 2011, the Authority awarded a Professional Service Agreement for engineering services to L&G Engineering (the "Consultant") for design work, including plans, specifications, and estimates, for the Trade Corridor Connector ("SH 365/TCC") and on May 2, 2012, by Resolution 2012-10, the Authority amended and restated that agreement (the "Amended and Restated Agreement") in the maximum payable amount of \$5,887,542.43; and

WHEREAS, on May 2, 2012, the Authority Approved Resolution 2012-10 Work Authorization 1 under the Amended and Restated Agreement in the amount of \$998,837.67; and

WHEREAS, on October 28, 2012, the Authority approved Resolution 2012-30 Work Authorization 1 Supplemental 1 to the Amended and Restated Agreement to perform preliminary engineering services for SH 365 from FM 396 to FM 1016 in the amount of \$310,893.87; and

WHEREAS, on November 21, 2012, the Authority approved Resolution 2012-36 the Amended and Restated professional service agreement with the Consultant to prepare plans, specifications and estimates for the revised SH 365 project limits from FM 1016 to East of McColl Road (Project Station 986+00) and to revise the DBE/HUB reporting requirements in the amount of \$27,558.89 for a revised maximum payable amount of \$5,915,101.32; and

WHEREAS, on November 20, 2013, the Authority approved Resolution 2013-58 Work Authorization 2 to the Amended and Restated Professional Service Agreement with the Consultant to provide bridge layouts and geotechnical investigation for the proposed structure over the International Boundaries and Water Commission Interior Floodway in the amount of \$288,223.86 was approved; whereas only \$283,023.23 was expended; and

WHEREAS, on December 18, 2013, the Authority approved Resolution 2013-64 Work Authorization 3 to the Professional Service Agreement in the amount of \$3,719,885.81 for final plans, specifications and estimates for the State Highway 365 Project from McColl Road to FM 396; and

WHEREAS, on July 28, 2015, the Authority approved Resolution 2015-42 Work Authorization 2 Supplemental 1 to the Professional Service Agreement with the Consultant for a no-cost time extension to provide bridge layouts and geotechnical investigation for the proposed structure over the International Boundaries and Water Commission Interior Floodway; and

WHEREAS, on July 28, 2015, the Authority approved Resolution 2015-43 Work Authorization 3 Supplemental 1 to the Professional Service Agreement with the Consultant for a no-cost time extension to provide final plans, specifications and estimates for the State Highway 365 Project; and

WHEREAS, on July 28, 2015, the Authority approved Resolution 2015-81 Work Authorization 2 Supplemental 2 to the Professional Service Agreement with the Consultant for a no-cost time extension to provide bridge layouts and geotechnical investigation for the proposed structure over the International Boundaries and Water Commission Interior Floodway; and

WHEREAS, on December 15, 2015, the Authority approved Resolution 2015-82 Work Authorization 3 Supplemental 2 to the Professional Service Agreement with the Consultant for a no-cost time extension to provide final plans, specifications and estimates for the State Highway 365 Project; and

WHEREAS, on February 23, 2016 the Authority has approved Resolution 2016-18 Work Authorization 3 Supplemental 3 to the Professional Service Agreement with L&G Engineering to revise the Plans, Specifications and Estimates to include concrete pavement for the State Highway 365 Segment 2 Project in the amount of \$117,011.65; and

WHEREAS, on June 28, 2016 the Authority has approved Resolution 2016-84 Work Authorization 3 Supplemental 4 to the Professional Service Agreement with L&G Engineering to revise the Final Plans, Specifications and Estimates for the State Highway 365 Segment 2 Project in the amount of \$34,839.78; and

WHEREAS, on June 28, 2016 the Authority approved Resolution 2016-103 Work Authorization 2 Supplemental 3 to the Professional Service Agreement with L&G Engineering for a no-cost time extension to provide the International Boundaries and Water Commission bridge layouts for the 365 Tollway Project; and

WHEREAS, on January 28, 2017 the Authority approved Resolution 2017-04 Work Authorization 3 Supplemental 5 to the Professional Service Agreement with L&G Engineering for Anzalduas Bridge Proposed Illumination for the 365 Tollway Segment 2 Project in the amount of \$27,301.03; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-12 Work Authorization 3 Supplemental 6 to the Professional Service Agreement with L&G Engineering for a no cost time extension; and

WHEREAS, on March 28, 2017 the Authority approved Resolution 2017-33 Work Authorization 2 Supplemental 4 to the Professional Service Agreement with L&G Engineering for a no cost time extension; and

WHEREAS, on October 24, 2017 the Authority approved Resolution 2017-86 Approval of Work Authorization Number 5 to the Professional Service Agreement with L&G Engineering to provide digital cross-section for use as part of the 365 Tollway bid documents in the amount of \$5,470.88; and

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-26 Approval of Contract Amendment Number 1 to the Professional Service Agreement with L&G Engineering for a no-cost time extension to provide plans, specifications, and estimates for the 365 Tollway Project, Segments 2 & 4; and

WHEREAS, on July 27, 2021, the Authority approved 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 in the amount of \$440,070.95; and

WHEREAS, on July 27, 2021, the Authority approved Resolution 2021-24 Approval of Contract Amendment Number 2 to the Professional Service Agreement with L&G Engineering to increase and the maximum payable amount for Work Authorization Number 6 in the amount of \$22,233.55; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-56 Approval of Contract Amendment Number 3 to the Professional Service Agreement with L&G Engineering for a no-cost time extension to provide plans, specifications and estimates for the 365 Tollway Project, segments 2&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 Resolution 2021-56 to the Professional Service Agreement with L&G Engineering for Contract Amendment 3 for a no-cost time extension to provide plans, specifications, and estimates for the 365 Tollway Project; hereto attached as Exhibit A.
- Section 3. The Board hereby authorizes the Executive Director to execute Contract Amendment 3 as approved on November 23, 2021

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 23rd of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT NO. 3
TO PROFESSIONAL SERVICE AGREEMENT
WITH L&G ENGINEERING FOR PS&E FOR THE
365 TOLLWAY PROJECT

TO THE AMENDED AND RESTATED
PROFESSIONAL SERVICE AGREEMENT WITH
L&G ENGINEERING

**SUPPLEMENTAL AGREEMENT NO. 3
TO PROFESSIONAL SERVICES
AGREEMENT FOR ENGINEERING / DESIGN SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 3 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 Design Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and L&G Consulting Engineers, Inc. (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 December 31, 2023.

This Supplemental Agreement No. 3 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.

THE ENGINEER

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)

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Item 2F

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2F</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/10/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-57 – APPROVAL OF CONTRACT AMENDMENT NUMBER 5 WITH TEDSI INFRASTRUCTURE GROUP FOR A NO-COST TIME EXTENSION TO PROVIDE INTELLIGENT TRAFFIC SYSTEM AND TOLL INTEGRATION SERVICES.
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of CA No. 5 for Intelligent Traffic S engineering services required for the 365 TOLL 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 2021-57 – Approval of Contract Amendment Number 5 with TEDSI Infrastructure Group for a no-cost time extension to provide Intelligent Traffic System and Toll Integration Services.
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



- CMT Services
- Environmental
- Engineering **TEDSI Infrastructure**
- Geo-Technical
- Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-57

Original Contract Amount **\$ 270,101**

Amendment # **5**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-75	Original Agreement - Toll Consultant Project	\$ 270,100.69
2015-37	Amendment 1 - WA2	\$ 14,219.84
2015-37	Amendment 2 - WA3	\$ 318,116.48
2016-42	Amendment 3 - WA 4	\$ 820,168.30
2018-27	Amendment 4 - No Cost Time Extension	\$ 0.00
Subtotal from Cont. Page		<u>\$ 0.00</u>
Contract Amount		\$ 1,422,605.31

Proposed Amendment

2021-57	Amendment 5 - No Cost Time Extension	\$ 0.00
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Goal and Options:

To Provide a no-cost time extension to provide Intelligent Traffic System and Toll Integration services.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 1,422,605.31**

Eric Davila, Developmer

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-57

APPROVAL OF CONTRACT AMENDMENT NUMBER 5 TO
PROFESSIONAL SERVICE AGREEMENT WITH TEDSI
INFRASTRUCTURE GROUP FOR A NO COST TIME EXTENSION
TO PROVIDE INTELLIGENT TRAFFIC SYSTEM AND TOLL
INTEGRATION SERVICES

THIS RESOLUTION is adopted this 23rd day of November 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"); and

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

WHEREAS, on February 22, 2012 the Authority approved by 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, on February 22, 2012, 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, on March 31, 2014, by Resolution 2014-30 the Board of Directors authorized 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 ITS & Toll Designer Services; and

WHEREAS, on April 23, 2014, by Resolution 2014-39 the Technical Committee has rated and ranked the Statements of Qualifications for the ITS & Toll Designer Services and recommends that the top two firms of TEDSI Infrastructure Group and Maldonado-Burkett be interviewed by the Board of Directors; and

WHEREAS, on April 23, 2014, by Resolution 2014-39 the Board of Directors accepted the Technical Committee short list ranking and authorized staff to schedule formal interviews with TEDSI Infrastructure Group and Maldonado-Burkett at the next available regular meeting; and

WHEREAS, on May 21, 2014, by Resolution 2014-48 the Board of Directors interviewed all the short listed firms for ITS & Toll Designer Services for the Hidalgo County Loop System, determined a final ranking and authorize HCRMA Staff to negotiate with TEDSI Infrastructure Group; and

WHEREAS, on July 23, 2014, by Resolution 2014-75 the Authority approved the Professional Service Agreement with TEDSI Infrastructure Group for ITS and Toll Designer Services for the Hidalgo County Loop System for a maximum payable amount of \$270,100.69; and

WHEREAS, on July 23, 2014, the Authority approved by Resolution 2014-76 Work Authorization 1 to the Professional Service Agreement with TEDSI Infrastructure Group to provide Concept of Operations and Business Rules for the Hidalgo County Loop System in the amount of \$270,100.69; and

WHEREAS, on May 28, 2015, the Authority approved by Resolution 2015-25 Work Authorization 2 to the Professional Service Agreement with TEDSI Infrastructure Group for detailed toll infrastructure cost estimates for the State Highway 365 Project in the amount of \$14,219.84; and

WHEREAS, on June 23, 2015, the Authority approved by Resolution 2015-36 Work Authorization 3 to the Professional Service Agreement with TEDSI Infrastructure Group for toll integration for the State Highway 365 project in the amount of \$318,116.48; and

WHEREAS, on June 23, 2015 the Authority approved by Resolution 2015-37 for Contract Amendment 1 and Contract Amendment 2 to the Professional Service Agreement with TEDSI Infrastructure Group to increase the maximum payable amount by \$14,219.84 and \$318,116.48 for Work Authorization 2 & 3 respectively in the amount of \$332,336.32 for a revised maximum payable amount of \$602,437.01; and

WHEREAS, on March 22, 2016, the Authority approved by Resolution 2016-41 Work Authorization 4 to the Professional Service Agreement with TEDSI Infrastructure Group to provide toll gantries and related appurtenances for the State Highway 365 Project in the amount of \$820,168.30; and

WHEREAS, on March 22, 2016, the Authority approved by Resolution 2016-42 Contract Amendment 3 to the Professional Service Agreement with TEDSI Infrastructure Group to increase the maximum payable amount by \$820,168.30 for Work Authorization 4 for a revised maximum payable amount of \$1,442,605.31; and

WHEREAS, on April 26, 2016, the Authority approved Resolution 2016-70 Work Authorization 3 Supplemental 1 to the Professional Service Agreement with TEDSI Infrastructure Group for a no cost time extension for the Hidalgo County Loop System; and

WHEREAS, on July 26, 2016 the Authority approved Resolution 2016-100 Work Authorization 4 Supplemental 1 to the Professional Service Agreement with TEDSI Infrastructure Group for a no cost time extension for the 365 Tollway Project; and

WHEREAS, on March 28, 2017 the Authority approved Resolution 2017-31 Work Authorization 3 Supplemental 2 to the Professional Service Agreement with TEDSI Infrastructure Group for toll integration for the State Highway 365 project for a no cost time extension; and

WHEREAS, on March 28, 2017 the Authority approved Resolution 2017-32 Work Authorization 4 Supplemental 2 to the Professional Service Agreement with TEDSI Infrastructure Group to provide toll gantries and related appurtenances for the State Highway 365 Project for a no cost time extension; and

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-27 Contract Amendment Number 4 to the Professional Service Agreement with TEDSI Infrastructure Group for a no-cost time extension to provide Intelligent Traffic System and Toll Integration Services; and

WHEREAS, on the Authority finds it necessary to approve Resolution 2021-57 Contract Amendment Number 5 to the Professional Service Agreement with TEDSI Infrastructure Group for a no-cost time extension to provide Intelligent Traffic System and Toll Integration Services.

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 Contract Amendment Number 5 to the Professional Service Agreement with TEDSI Infrastructure Group for a no-cost time extension to provide Intelligent Traffic System and Toll Integration Services, hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute Contract Amendment Number 5 to the Professional Service Agreement with TEDSI Infrastructure Group for ITS & Toll Designer Services as approved by the Board.

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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

Contract
Amendment Number 5

To The

Professional Service
Agreement

With

Tedsi Infrastructure
Group

For

ITS & Toll Designer
Services

**SUPPLEMENTAL AGREEMENT NO. 5
TO PROFESSIONAL SERVICES
AGREEMENT FOR ENGINEERING / DESIGN SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 5 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 Design Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and TEDSI Infrastructure Group, Inc. (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 December 31, 2023.

This Supplemental Agreement No. 5 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.

THE ENGINEER

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)
Pilar Rodriguez, P.E.

(Printed Name)
Executive Director

(Title)

(Date)

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Item 2G

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

2G
11/10/21
11/23/21

1. Agenda Item: **RESOLUTION 2021-58 – APPROVAL OF CONTRACT AMENDMENT NUMBER 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH S&B INFRASTRUCTURE, LTD FOR A NO-COST TIME EXTENSION TO PROVIDE PLANS, SPECIFICATIONS AND ESTIMATES FOR THE INTERNATIONAL BRIDGE TRADE CORRIDOR, SEGMENT 1 (365 TOLL INTERCHANGE TO APPROX. STA 350+00).**
2. Nature of Request: (Brief Overview) Attachments: Yes No
Consideration and Approval of CA No. 2 to the PSA with S&B Infrastructure, Ltd to provide plans, specifications, and estimates for the IBTC Project Segment 1.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: **Motion to approve Resolution 2021-58 – Approval of Contract Amendment Number 2 to the Professional Services Agreement with S&B Infrastructure, Ltd. For a no-cost time extention to provide plans, specifications and estimates for the International Trade Bridge Corridor Project Segment 1 (365 Toll Interchange to Approx. STA 350+00).**
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Chief Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

- CMT Services
- Environmental
- Engineering **S&B Infrastructure**
- Geo-Technical
- Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021 - 58

Original Contract Amount **\$ 1,550,333.15**

Amendment # **2**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-33	Agreement	\$ 1,550,333.15
2018-28	Amendment 1 - No Cost Time Extension	\$ 0.00

Subtotal from Cont. Page **\$ 0.00**
Contract Amount **\$ 1,550,333.15**

Proposed Amendment

2021 - 58	Contract Amendment 2	\$ 0.00
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Goal and Options:

To provide a no-cost time extension to provide PSE for the IBTC Project, Segment 1 (365 Toll Interchange to Approx. STA 350+00).

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 1,550,333.15**

Eric Davila, Developmer

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION 2021-58

APPROVAL OF CONTRACT AMENDMENT NUMBER 2 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH S&B
INFRASTRUCTURE FOR NO-COST TIME EXTENSION FOR THE
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECT

THIS RESOLUTION is adopted this 23rd of November 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 product; and also authorized the Executive Committee to determine the size, structure and scope of the Technical Committee, identify candidates and issue request for participation; and

WHEREAS, on March 28, 2012 the Authority approved Resolution 2012-06 to adopted a Strategic Plan that prioritizes the State Highway 365 (SH 365), International Bridge Trade Corridor (IBTC) and State Highway 68 (SH 68) Projects; and

WHEREAS, on October 10, 2013, the Authority approved Resolution 2013-41 for the use of the Technical Committee to rate, rank and recommend a short list to the Board of Directors for Statements of Qualifications for the International Bridge on the Technical Committee rated, ranked and recommended a short list to the Board of Directors; and

WHEREAS, on November 20, 2013 the Authority approved Resolution 2013-52 where the Board of Directors short listed TEDSI Infrastructure Group, S&B Infrastructure, Halff & Associates, L&G Engineering and Unites Consulting Engineers for Engineering Services; and

WHEREAS, on November 20, 2013, the Authority approved Resolution 2013-55 to close on the Vehicle Registration Fee Revenue and Refunding Bond Series 2013 and has programmed the funds for the advance project development of the SH 365 and IBTC Projects; and

WHEREAS, on January 22, 2014, the Authority approved Resolution 2013-61 where the Board of Directors interviewed the short listed firms and selected Halff & Associates, TEDSI Infrastructure Group and S&B Infrastructure for Engineering Services and authorized Authority staff to negotiate a Professional Service Agreement with each firm; and

WHEREAS, on April 23, 2014, staff has negotiated a Professional Service Agreement with S&B Infrastructure and the Authority approved Resolution 2014-33 granting a Professional Service Agreement to S&B Infrastructure to prepare plans, specifications and estimates for the IBTC Project in the amount of \$1,550,333.15; hereto attached as Exhibit A; and

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-28 Approval of Contract Amendment Number 1 to the Professional Services Agreement with S&B Infrastructure, Ltd for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segment 1 (365 Toll Interchange to Approx. STA 350+00); and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-58 Approval of Contract Amendment Number 2 to the Professional Services Agreement with S&B Infrastructure, Ltd for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segment 1 (365 Toll Interchange to Approx. STA 350+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 2021-58 to the Professional Service Agreement with S&B Infrastructure for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, hereto attached as Exhibit A.

Section 3. The Board hereby authorizes the Executive Director to execute Contract Amendment Number 2 to the Professional Service Agreement with S&B Infrastructure as approved by the Board.

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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT NUMBER 2 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH
S&B INFRASTRUCTURE
FOR
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECT
PLANS, SPECIFICATIONS & ESTIMATES

**SUPPLEMENTAL AGREEMENT NO. 2
TO PROFESSIONAL SERVICES
AGREEMENT FOR ENGINEERING / DESIGN SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 2 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 Design Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and S&B Infrastructure, LTD (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 December 31, 2023.

This Supplemental Agreement No. 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.

THE ENGINEER

THE AUTHORITY

(Signature)

(Printed Name)

(Title)

(Date)

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)

Item 2H

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2H</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/10/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-59 – APPROVAL OF CONTRACT AMENDMENT NUMBER 4 TO THE PROFESSIONAL SERVICES AGREEMENT WITH HALFF & ASSOCIATES FOR A NO-COST TIME EXTENSION TO PROVIDE PLANS, SPECIFICATIONS AND ESTIMATES FOR THE INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECT, SEGMENT 1 (APPROX. STA 350+00 TO VALLEYVIEW INTERCHANGE).
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of CA No. 4 to the PSA w/ Halff & Associates to provide plans, specifications and estimates for the IBTC Project, Segment 1.
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 2021-59 – Approval of Contract Amendment Number 4 to the Professional Services Agreement with Halff & Associates for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segment 1 (Approx. STA 350+00 to Valleyview Internchange), 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



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

- CMT Services
- Environmental
- Engineering **Halff & Associates**
- Geo-Technical
- Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-59

Original Contract Amount **\$ 1,988,675**

Amendment # **4**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-35	Original Agreement Amount -Engineering Svc	\$ 1,988,674.98
2014-77	Amendment 1 - WA. 2	\$ 65,000.00
2014-110	Amendment 2 - WA 1 Supplemental 1	\$ 46,150.88
2018 - 29	Amendent 3 - No-Cost Time Extension	\$ 0.00

Subtotal from Cont. Page	<u>\$ 0.00</u>
Contract Amount	\$ 2,099,825.86

Proposed Amendment

2021-59	Amendent 4 - No-Cost Time Extension	\$ 0.00
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Goal and Options:

To provide plans, specifications and estimates for the International Bridge Trade Corridor, Segment 1 (approx. STA 350+00 to Valleyview Interchange).

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 2,099,825.86**

Eric Davila, Developmer

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-59

APPROVAL OF CONTRACT AMENDMENT NUMBER 4 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH HALFF &
ASSOCIATES FOR A NO-COST TIME EXTENSION TO PROVIDE
PLANS, SPECIFICATIONS AND ESTIMATES FOR THE
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECT,
SEGMENT 1 (APPROX. STA 350+00 TO VALLEYVIEW INTERCHANGE)

THIS RESOLUTION is adopted this 23rd day of November 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 March 28, 2012 by Resolution 2012-06 the Authority has adopted a Strategic Plan that prioritizes the State Highway 365 (SH 365), International Bridge Trade Corridor (IBTC) and State Highway 68 (SH 68) Projects; and

WHEREAS, on October 16, 2013, by Resolution 2013-40 the Authority closed on the Vehicle Registration Fee Revenue and Refunding Bond Series 2013 and has programmed the funds for the advance project development of the SH 365 and IBTC Projects; and

WHEREAS, October 16, 2013, the Authority approved by Resolution 2013-41 authorized 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 Engineering Services for the International Bridge Trade Corridor Project; and

WHEREAS, on November 20, 2013, by Resolution 2013-52 the Technical Committee has rated and ranked the Statements of Qualifications for the International Bridge Trade Corridor Project for Engineering and Geotechnical Services and has recommended a short list of firms to be interviewed by the Board of Directors; and

WHEREAS, on January 22, 2014, by Resolution 2013-61 the Board of Directors interviewed the short listed firms and selected Halff Associates, TEDSI Infrastructure Group and S&B Infrastructure for Engineering Services and authorized Authority staff to negotiate a Professional Service Agreement with each firm; and

WHEREAS, on April 23, 2014, the Authority approved Resolution 2014-35 a Professional Service Agreement with Halff & Associates to prepare plans, specifications and estimates for the IBTC Project in the amount of \$1,988,674.98; and

WHEREAS, on July 23, 2014, the Authority approved Resolution 2014-68 Work Authorization Number 2 to the Professional Service Agreement with Halff Associates to prepare plans, specifications and estimates for the relocation of the Valley View Road Lift Station in the amount of \$65,000.00; and

WHEREAS, on July 23, 2014, the Authority approved Resolution 2014-77 Contract Amendment 1 to the Professional Service Agreement with Halff Associates to increase the maximum payable amount for Work Authorization Number 2 in the amount of \$65,000.00 for a revised maximum payable amount of \$2,053,674.98; and

WHEREAS, on November 20, 2014, the Authority approved Resolution 2014-109 Work Authorization Number 1 Supplemental Number 1 to the Professional Service Agreement with Halff Associates for plans, specifications and estimates for the IBTC Project to update the 100 year flood plain elevations in the amount of \$46,150.88; and

WHEREAS, on November 20, 2014, the Authority approved Resolution 2014-110 Contract Amendment 2 to the Professional Service Agreement with Halff Associates to increase the maximum payable amount for Work Authorization Number 1 Supplemental Number 1 to in the amount of \$46,150.88 for a revised maximum payable amount of \$2,099,825.11; and

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-23 to correct a mathematical error of \$0.75 to Contract Amendment Number 2 for a revised amount of \$2,099,825.86.

WHEREAS, on February 28, 2017 the Authority approved Resolution 2017-23 Work Authorization 3 to the Professional Service Agreement with Halff Associates to complete the services on Work Authorization 2 with the remaining \$5,000.00 and a new termination date of December 31, 2017; and

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-29 Contract Amendment Number 3 to the Professional Service Agreement with Halff Associates for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor, Segment 1 (Approximately STA. 350+00 to Valleyview Interchange); and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-59 Contract Amendment Number 4 to the Professional Service Agreement with Halff Associates for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor, Segment 1 (Approximately STA. 350+00 to Valleyview Interchange);

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 Resolution 2021-59 Contract Amendment Number 4 to the Professional Service Agreement with Halff Associates for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segment 1 (Approx. STA 350+00 to Valleyview Interchange), hereto attached as Exhibit A.
- Section 3. The Board hereby approves the Executive Director to execute Contract Amendment Number 4 to the Professional Services Agreement for Engineering with Halff Associates, as approved by the Board.

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 23rd of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., CHAIRMAN

Ezequiel Reyna, Jr., SECRETARY/TREASURER

EXHIBIT A

CONTRACT AMENDMENT NUMBER 4 TO THE
PROFESSIONAL SERVICES AGREEMENT WITH
HALFF & ASSOCIATES
FOR
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECT,
SEGMENT 1

**SUPPLEMENTAL AGREEMENT NO. 4
TO PROFESSIONAL SERVICES
AGREEMENT FOR ENGINEERING / DESIGN SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 4 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 Design Services" hereinafter identified as the "Agreement," entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and Halff Associates, Inc. (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 December 31, 2023.

This Supplemental Agreement No. 4 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.

THE ENGINEER

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)
Pilar Rodriguez, P.E.

(Printed Name)
Executive Director

(Title)

(Date)

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Item 21

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>21</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/10/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-60 – APPROVAL OF CONTRACT AMENDMENT NUMBER 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH TEDSI INFRASTRUCTURE GROUP FOR A NO-COST TIME EXTENSION TO PROVIDE PLANS, SPECIFICATIONS AND ESTIMATES FOR THE INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECT, SEGMENTS 2 & 3.
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of CA No. 2 for engineering services for the IBTC Project, Segments 2 & 3.
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 2021-60 – Approval of Contract Amendment Number 2 to the professional services agreement with TEDSI Infrastructure Group to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segments 2 & 3, 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



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

- CMT Services
- Environmental
- Engineering, TEDSI Infrastructure
- Geo-Technical
- Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-60

Original Contract Amount **\$ 1,991,194**

Amendment # **2**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-34	Agreement for PS&E	\$ 1,991,194.23
2018-30	Amendment No. 1 - No Cost Time Extension	\$ 0.00

Subtotal from Cont. Page	<u>\$ 0.00</u>
Contract Amount	<u>\$ 1,991,194.23</u>

Proposed Amendment

2021-60	Amendment No. 2 - No-Cost Time Extension	\$ 0.00
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Goal and Options:

To provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segments 2 & 3.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 1,991,194.23**

Eric Davila, Developmer

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-60

APPROVAL OF CONTRACT AMENDMENT NUMBER 2
TO THE PROFESSIONAL SERVICE AGREEMENT WITH
TEDSI INFRASTRUCTURE GROUP FOR A NO-COST TIME
EXTENSION TO PROVIDE PLANS, SPECIFICATIONS AND
ESTIMATES FOR THE INTERNATIONAL BRIDGE TRADE
CORRIDOR PROJECT

THIS RESOLUTION is adopted this 23rd day of November 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 product; and also authorized the Executive Committee to determine the size, structure and scope of the Technical Committee, identify candidates and issue request for participation; and

WHEREAS, on March 28, 2012 the Authority approved Resolution 2012-06 to adopted a Strategic Plan that prioritizes the State Highway 365 (SH 365), International Bridge Trade Corridor (IBTC) and State Highway 68 (SH 68) Projects; and

WHEREAS, on October 10, 2013, the Authority approved Resolution 2013-41 for the use of the Technical Committee to rate, rank and recommend a short list to the Board of Directors for Statements of Qualifications for the International Bridge on the Technical Committee rated, ranked and recommended a short list to the Board of Directors; and

WHEREAS, on November 20, 2013 the Authority approved Resolution 2013-52 where the Board of Directors short listed TEDSI Infrastructure Group, S&B Infrastructure, Halff & Associates, L&G Engineering and Unites Consulting Engineers for Engineering Services; and

WHEREAS, on November 20, 2013, the Authority approved Resolution 2013-55 to close on the Vehicle Registration Fee Revenue and Refunding Bond Series 2013 and has programmed the funds for the advance project development of the SH 365 and IBTC Projects; and

WHEREAS, on January 22, 2014, the Authority approved Resolution 2013-61 where the Board of Directors interviewed the short listed firms and selected Halff & Associates, TEDSI Infrastructure Group and S&B Infrastructure for Engineering Services and authorized Authority staff to negotiate a Professional Service Agreement with each firm; and

WHEREAS, on April 23, 2014 the Authority approved by Resolution 2014-34 a Professional Service Agreement with TEDSI Infrastructure Group for the preparation of plans, specifications and estimates for the IBTC Project in the amount of \$1,991,194.23, hereto attached as Exhibit A; and

WHEREAS, on April 23, 2014 the Authority approved by Resolution 2014-34 Work Authorization 1 to the Professional Service Agreement to TEDSI Infrastructure Group to prepare plans, specifications and estimates for the International Bridge Trade Corridor Project in the amount of \$1,991,194.23; and

WHEREAS, on June 26, 2018, the Authority approved Resolution 2018-30 – Contract Amendment Number 1 to the Professional Service Agreement with TEDSI Infrastructure Group to prepare plans, specifications and estimates for the International Bridge Trade Corridor Project, Segments 2 & 3; and

WHEREAS, the Authority finds it necessary to approved Resolution 2021-60 – Contract Amendment Number 2 to the Professional Service Agreement with TEDSI Infrastructure Group to prepare plans, specifications and estimates for the International Bridge Trade Corridor Project, Segments 2 & 3.

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 approves Resolutions 2021-60 to the Professional Service Agreement with TEDSI Infrastructure Group for a no-cost time extension to provide plans, specifications and estimates for the International Bridge Trade Corridor Project, Segments 2 & 3, hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute Contract Amendment Number 2 to the Professional Service Agreement with TEDSI Infrastructure Group.

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 23rd day of November 23, 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT NUMBER 2 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH
TEDSI INFRASTRUCTURE GROUP
FOR
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECT,
SEGEMENTS 2 & 3

**SUPPLEMENTAL AGREEMENT NO. 2
TO PROFESSIONAL SERVICES
AGREEMENT FOR ENGINEERING / DESIGN SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 2 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 Design Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and TEDSI Infrastructure Group, Inc. (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 December 31, 2023.

This Supplemental Agreement No. 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 Work Authorization is executed in duplicate counterparts and hereby accepted and acknowledged below.

THE ENGINEER

THE AUTHORITY

(Signature)

(Printed Name)

(Title)

(Date)

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)

Item 2J

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

2J
11/10/21
11/23/21

1. Agenda Item: RESOLUTION 2021-61 – APPROVAL OF CONTRACT AMENDMENT 9 TO THE PROFESSIONAL SERVICES AGREEMENT WITH MELDEN & HUNT FOR A NO COST TIME EXTENSION TO PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS.
2. Nature of Request: (Brief Overview) Attachments: Yes No
Consideration and Approval of CA No. 9 to the PSA with Melden & Hunt for a no cost time extension.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: Motion to approve Resolution 2021-61 – Approval of Contract Amendment 9 to the Professional Services Agreement with Melden & Hunt for a no cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor projects, as presented.
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Chief Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

- CMT Services
- Environmental
- Engineering
- Geo-Technical
- Surveying **Melden & Hunt**

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-61

Original Contract Amount **\$ 26,210**

Amendment # **9**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-57	Original Contract	\$ 26,210.00
2014-95	Amendment No. 1 (Addition on WA No. 2)	\$ 5,542.00
2014-121	Amendment No. 2 (Addition on SWA 1 to WA 1)	\$ 4,842.00
2016-03	Amendment No. 3 (WA 3 and WA 4)	\$ 37,959.00
2016-29	Amendment No. 4 (WA 5 and WA 6 \$8,195.00)	\$ 8,195.00
Subtotal from Cont. Page		<u>\$ 10,347.50</u>
Contract Amount		\$ 93,095.50

Proposed Amendment

2021-61 Amendment No. 9 No Cost Time Extension **\$ 0.00**

Goal and Options:

Approval of CA 9 to PSA with Melden & Hunt for a no cost time extension to provide survey services for the 365 Tollway and IBTC Projects.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 93,095.50**

Eric Davila, Dev. Engine

Requested by:

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

2021-61

Resolution No.	Description	Amount
2016-47	Amend. No. 5 (WA 7 and WA 8)	\$ 7,172.50
2017-18	Amend. No. 6 (WA 9)	\$ 1,070.00
2018-31	Amendment No. 7 - No Cost Time Extension	\$ 0.00
2021-45	Amendment No. 8 - (WA 10)	\$ 2,105.00

Subtotal \$ 10,347.50

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-61

**APPROVAL OF CONTRACT AMENDMENT 9 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH MELDEN &
HUNT FOR A NO COST TIME EXTENSION TO PROVIDE
SURVEY SERVICES FOR THE 365 TOLLWAY AND
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS**

THIS RESOLUTION is adopted this 23rd day of November, 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 by 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, also authorized by Resolution 2012-04 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 authorized by Resolution 2012-41 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, 2013 by 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, by Resolution 2014-53 the Authority awarded professional service agreements to 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 for surveying services for the International Bridge Trade Corridor Project; and

WHEREAS, on June 18, 2014, the Authority approved by Resolution 2014-57 Work Authorization Number 1 to the Professional Service Agreement with Melden & Hunt to prepare 8 parcel plats and descriptions in the amount of \$26,210.00; and

WHEREAS, on August 27, 2014 the Authority approved by Resolution 2014-83 Work Authorization Number 2 to the Professional Service Agreement with Melden & Hunt to provide select topography along the Donna Irrigation District Main Canal in the amount of \$5,542.00;

WHEREAS, on September 27, 2014 the Authority approved by Resolution 2014-95 Amendment Number 1 to the Professional Service Agreement with Melden & Hunt to increase the maximum payable amount to provide select topography along the Donna Irrigation District Main Canal in the amount of \$5,542.00.00 for a revised maximum payable amount of \$ 31,752.00; and

WHEREAS, on December 15, 2014, the Authority approved by Resolution 2014-120 Supplemental Number 1 to Work Authorization Number 1 to the Professional Service Agreement with Melden and Hunt to provide revised parcel platting for 6 existing tracts due to an adjustment of the roadway alignment to accommodate both ETT and the Donna Irrigation District as part of the International Bridge Trade Corridor Project in the amount of \$4,842.00; and

WHEREAS, on December 15, 2014 the Authority approved by Resolution 2014-121 Amendment Number 2 to the Professional Service Agreement with Melden & Hunt to increase the maximum payable amount for Supplemental Number 1 Work Authorization Number 1 in the amount of \$4,842.00 for a revised maximum payable amount of \$36,594.00; and

WHEREAS, on January 26, 2016 the Authority approved by Resolution 2016-01 Work Authorization 3 to the Professional Service Agreement with Melden & Hunt to provide metes & bounds for parcel 267 in the amount of \$4,968.00; and

WHEREAS, on January 26, 2016 the Authority approved by Resolution 2016-02 Work Authorization 4 to the Professional Service Agreement with Melden & Hunt for Banco 141 Survey as part of the State Highway 365 in the amount of \$32,991.00; and

WHEREAS, on January 26, 2016 the Authority approved by Resolution 2016-03 Amendment Number 3 to the Professional Service Agreement with Melden & Hunt to increase the maximum payable amount for Work Authorizations Number 3 & 4 in the amount of \$37,959.00; and

WHEREAS, on February 23, 2016 the Authority approved by Resolution 2016-27 Work Authorization 5 to the Professional Service Agreement with Melden & Hunt to provide parcel sketches for Irrigation Easements for the ETT for the Cross Valley Project as part of the of the International Bridge Trade Corridor in the amount of \$4,476.50; and

WHEREAS, on February 23, 2016 the Authority approved by Resolution 2016-28 Work Authorization 6 to the Professional Service Agreement with Melden & Hunt to revise parcel 48 into parcel 48A & 48B in the amount of \$3,718.50; and

WHEREAS, on February 23, 2016, the Authority approved Resolution 2016-29 Contract Amendment 4 to the Professional Service Agreement with Melden & Hunt to increase the maximum payable amount for Work Authorizations Number 5 & 6 in the amount of \$8,195.00; and

WHEREAS, on March 22, 2016 , the Authority approved Resolution 2016-45 Work Authorization 7 to the Professional Service Agreement with Melden & Hunt to revise Parcel 60P3 in the amount of \$1,692.00; and

WHEREAS, on March 22, 2016 , the Authority approved Resolution 2016-46 Work Authorization 8 to the Professional Service Agreement with Melden & Hunt to revise Parcel 18 & 48 in the amount of \$7,172.50; and

WHEREAS, on March 22, 2016, the Authority approved Resolution 2016-47 Contract Amendment 5 to the Professional Service Agreement with Melden & Hunt to increase the maximum payable amount for Work Authorizations Number 7 & 8 in the amount of \$7,172.50 for a revised maximum payable amount of \$89,920.50; and

WHEREAS, on February 28, 2016, the Authority approved Resolution 2017-17 Work Authorization 9 to the Professional Service Agreement with Melden & Hunt for surveying of parcels 60 P3-A and 60 P3-B for the 365 Tollway Project in the amount of \$1,070.00; and

WHEREAS, on February 28, 2016, the Authority approved Resolution 2017-18 Contract Amendment 6 to the Professional Service Agreement with Melden & Hunt to increase the maximum payable amount for Work Authorizations Number 9 in the amount of \$1,070.00 for a revised maximum payable amount of \$90,990.50; and

WHEREAS, on June 26, 2018, the Authority approved Resolution 2018-31 Contract Amendment Number 7 to the Professional Service Agreement with Melden & Hunt for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, on September 28, 2021 the Authority approved Resolution 2021-44 Work Authorization 10 to the Professional Service Agreement with Melden & Hunt to provide boundary survey services for the 365 Tollway Wetland Conservation Easement in the amount of \$2,105.00; and

WHEREAS, on September 28, 2021 the Authority approved Resolution 2021-45 Contract Amendment 8 to the Professional Service Agreement with Melden & Hunt to increase the maximum payable amount for Work Authorization 10 in the amount of \$2,105.00; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-61 Contract Amendment 9 to the Professional Service Agreement with Melden & Hunt for a no cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor projects.

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 Contract Amendment 9 to the Professional Service Agreements with Melden & Hunt for a no cost time extension to provide survey services for the 365 Tollway and International Bride Trade Corridor Projects; hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the Contract Amendment 9 to the Professional Services Agreement for Surveying Services with Melden & Hunt 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 23rd day of November, 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract Amendment No. 9
to
Professional Service Agreements
with
Melden & Hunt
for
Surveying Services

**SUPPLEMENTAL AGREEMENT NO. 9
TO PROFESSIONAL SERVICES
AGREEMENT FOR SURVEYING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 9 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 Design Services" hereinafter identified as the "Agreement," entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and Melden & Hunt, Inc. (the Surveyor).

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 December 31, 2023.

This Supplemental Agreement No. 9 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.

THE SURVEYOR

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)
Pilar Rodriguez, P.E.

(Printed Name)
Executive Director

(Title)

(Date)

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Item 2K

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2K</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/10/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-62 – APPROVAL OF CONTRACT AMENDMENT NUMBER 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH HALFF & ASSOCIATES FOR A NO-COST TIME EXTENSION TO PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS.
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of CA No. 3 to the PSA with Halff & Associates to provide survey services for the 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: Motion to approve Resolution 2021-62 – Approval of Contract Amendment Number 3 to the Professional Services Agreement with Halff & Associates for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects, 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



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

- CMT Services
- Environmental
- Engineering
- Geo-Technical
- Surveying **Halff Associates**

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-62

Original Contract Amount **\$ 40,800**

Amendment # **3**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-53	Original Agreement amount -Surveying Svc	\$ 40,800.00
2014-94	Amend. 1 WA. 1 Sup 1	\$ 23,240.00
2018-32	Amend. No. 2 - No-cost time extension	\$ 0.00

Subtotal from Cont. Page	<u>\$ 0.00</u>
Contract Amount	\$ 64,040.00

Proposed Amendment

2021-62	Amend. No. 2 - No-cost time extension	\$ 0.00
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Goal and Options:

To provide surveying services for the 365 Tollway and International Bridge Trade Corridor Projects.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 64,040.00**

Eric Davila, Developmer

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION 2021-62

APPROVAL OF CONTRACT AMENDMENT NO. 3 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH HALFF
ASSOCIATES TO PROVIDE A NO-COST TIME EXTENSION TO
PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS

THIS RESOLUTION is adopted this 23rd of November 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 by 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, on February 22, 2012, 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, on October 16, 2013, Resolution 2013-41 authorized 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, 2013, by 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 recommends 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 awarded by Resolution 2014-53 professional service agreements to 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 for surveying services for the International Bridge Trade Corridor Project; and

WHEREAS, on June 18, 2014, the Authority approved by Resolution 2014-54 Work Authorization Number 1 to the Professional Service Agreement with Halff Associates to prepare 34 parcel plats and descriptions in the amount of \$40,800.00; and

WHEREAS, on August 24, 2014, the Authority approved by Resolution 2014-86 to Work Authorization Number 1 Supplemental 1 to the Professional Service Agreement with Halff Associates to prepare 33 additional parcel plats and descriptions in the amount of \$23,240.00; and

WHEREAS, September 24, 2014 the Authority approved by Resolution 2014-94 Contract Amendment 1 to increase the maximum payable amount of the Professional Service Agreement with Halff Associates to correspond with the approved work authorizations in the revised maximum payable amount of \$64,040.00; and

WHEREAS, on June 26, 2021 the Authority approved Resolution 2018-32 Approval of Contract Amendment 2 to the Professional Service Agreement with Halff Associates for a no-cost time extension to provide survey services from the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-62 Approval of Contract Amendment 3 to the Professional Service Agreement with Halff Associates for a no-cost time extension to provide survey services from the 365 Tollway and International Bridge Trade Corridor Projects;

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 2021-62 to the Professional Service Agreements for Surveying Services with Halff Associates for the 365 Tollway and International Bridge Trade Corridor Projects, hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the Contract Amendment Number 3 to the Professional Services Agreement for Surveying Services with Halff Associates 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 23rd day of
November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT NUMBER 3
TO THE
PROFESSIONAL SERVICES AGREEMENT WITH
HALFF & ASSOCIATES
FOR THE
365 TOLLWAY AND
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS

**SUPPLEMENTAL AGREEMENT NO. 3
TO PROFESSIONAL SERVICES
AGREEMENT FOR SURVEYING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 3 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 Design Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and Halff Associates, Inc. (the Surveyor).

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 December 31, 2023.

This Supplemental Agreement No. 3 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.

THE SURVEYOR

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)

Item 2L

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2L</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/10/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-63 – APPROVAL OF CONTRACT AMENDMENT NUMBER 7 TO THE PROFESSIONAL SERVICES AGREEMENT WITH QUINTALLA, HEADLEY & ASSOCIATES FOR A NO-COST TIME EXTENSION TO PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS.
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of CA No. 7 to the PSA with Quintanilla, Headley & Associates to provide survey services for the 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: Motion to approve Resolution 2021-63 – Approval of Contract Amendment Number 7 to the Professional Services Agreement with Quintanilla Headley and Associates for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects, 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



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

CMT Services

Environmental

Engineering

Geo-Technical

Surveying **Quintanilla, Headley & Associates**

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021 - 63

Original Contract Amount **\$ 25,111**

Amendment # **7**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
	Original contract amount	\$ 25,111.00
2014-119	Amendment 1- Increase WA 1 Supplemental 2	\$ 17,053.00
2015-15	Amendment 2 -Increase WA 1 Supplemental 2	\$ 1,700.00
2015-47	Amendment 3 - Increase WA 2	\$ 5,264.00
2015-63	Amendment 4 - Increase WA 2 Supplemental 1	\$ 3,914.00
	Subtotal from Cont. Page	<u>\$ 4,020.00</u>
	Contract Amount	\$ 57,062.00

Proposed Amendment

2021 - 63 Amendment No. 7 - No-cost time extension **\$ 0.00**

Goal and Options:

To provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 57,062.00**

Eric Davila, Dev. Engine

Requested by:

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

2021 - 63

Resolution No.	Description	Amount
2018-33	Amendment No. 5 - No-cost time extension	\$ 0.00
2019-32	Amendment No. 6 - WA No. 4	\$ 4,020.00

Subtotal \$ 4,020.00

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-63

APPROVAL OF CONTRACT AMENDMENT NUMBER 7 TO THE
PROFESSIONAL SERVICES AGREEMENT WITH QUINTANILLA,
HEADLEY & ASSOCIATES FOR A NO-COST TIME EXTENSION TO
PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS

THIS RESOLUTION is adopted this 23rd day of November, 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, October 21, 2013 the Authority approved Resolution 2013-41 which authorized 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 Bride Trade Corridor Project for Engineering, Surveying and Geotechnical Services; and

WHEREAS, 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 to establish a surveying pool for the project; and

WHEREAS, on November 20, 2013, the Authority approved Resolution 2013-53 to authorize staff to negotiate professional services agreements with Half 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; and

WHEREAS, on June 18, 2014, the Authority approved Resolution 2014-53 to award professional service agreements to 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 for surveying services for the International Bridge Trade Corridor Project; and

WHEREAS, on June 18, 2014, the Authority approved Resolution 2014-55 for Work Authorization Number 1 to the Professional Service Agreement with Quintanilla, Headley & Associates to prepare 13 parcel plats and descriptions in the amount of \$25,111.00; and

WHEREAS, on December 15, 2014, the Authority approved Resolution 2014-118 for Work Authorization 1 Supplemental 1 to the Professional Service Agreement with Quintanilla, Headley & Associates to prepare revised parcel plats for 5 existing tracts due to an adjustment of the roadway alignment to accommodate both ETT and the Donna Irrigation District and revise 11 parcels due to TxDOT clarification for control of access lines in the amount of \$17,053.00; and

WHEREAS, on December 15, 2014, the Authority approved Resolution 2014-119 for Contract Amendment 1 to the Professional Service Agreement with Quintanilla, Headley & Associates to increase Work Authorization 1 Supplemental 1 by \$17,053 for a revised maximum payable amount of \$42,164.00; and

WHEREAS, on May 28, 2015 the Authority approved Resolution 2015-14 for Work Authorization 1 Supplemental 2 to the Professional Service Agreement with Quintanilla, Headley & Associates to revise parcel 268A to accommodate an alignment change for the ETT Transmission Line Project in the amount of \$1,700.00; and

WHEREAS, on May 28, 2015, the Authority approved Resolution 2014-15 for Contract Amendment 2 to the Professional Service Agreement with Quintanilla, Headley & Associates to increase Work Authorization 1 Supplemental 2 by \$1,700.00 for a revised maximum payable amount of \$43,864.00; and

WHEREAS, on July 28, 2015 the Authority approved Resolution 2015-46 for Work Authorization 2 to the Professional Service Agreement with Quintanilla, Headley & Associates to provide a Master Parcel Survey for the ETT Transmission Line acquisition as part of the IBTC Project in the amount of \$5,264.00; and

WHEREAS, on July 28, 2015, the Authority approved Resolution 2014-47 for Contract Amendment 3 to the Professional Services Agreement with Quintanilla, Headley & Associates to increase Work Authorization 2 by \$5,264.00 for a revised maximum payable amount of \$49,128.00; and

WHEREAS, on August 25, 2015 the Authority approved Resolution 2015-62 for Work Authorization 2 Supplemental 1 to the Professional Service Agreement with Quintanilla, Headley & Associates to provide a two additional parcels surveys for the ETT Transmission Line acquisition as part of the IBTC Project in the amount of \$3,914.00; and

WHEREAS, on August 25, 2015, the Authority approved Resolution 2014-63 for Contract Amendment 4 to the Professional Service Agreement with Quintanilla, Headley & Associates to increase Work Authorization 2 Supplemental 1 by \$3,914.00 for a revised maximum payable amount of \$3,914.00; and

WHEREAS, on June 26, 2021, the Authority approved Resolution 2018-33 Contract Amendment 5 to the Professional Service Agreement with Quintanilla, Headley & Associates for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, on August 27, 2019 the Authority approved Resolution 2019-31 Approval of Work Authorization 4 to Professional Service Agreement with Quintanilla, Headley & Associates for control and construction staking for the DCP utility adjustment in the 365 Tollway Project in the amount of \$4,020.00; and

WHEREAS, on August 27, 2019 the Authority approved Resolution 2019-32 Contract Amendment 6 to Professional Service Agreement with Quintanilla, Headley & Associates for an increase in the amount of \$4,020.00, for a revised maximum payable amount of \$972,885.00; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-63 Approval of Contract Amendment 7 to the Professional Service Agreement with Quintanilla, Headley & Associates for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

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 2021-63 to the Professional Service Agreements for Surveying Services with Quintanilla, Headley & Associates, hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute Contract Amendment Number 7 to the Professional Services Agreement for Surveying Services with Quintanilla, Headley & Associates 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 23rd day of November, 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract Amendment Number 7
to
Professional Services Agreements
with
Quintanilla, Headley & Associates
for
Surveying Services

**SUPPLEMENTAL AGREEMENT NO. 7
TO PROFESSIONAL SERVICES
AGREEMENT FOR SURVEYING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 7 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 Design Services" hereinafter identified as the "Agreement," entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and Quintanilla, Headley & Associates, Inc. (the Surveyor).

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 December 31, 2023.

This Supplemental Agreement No. 7 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.

THE SURVEYOR

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)

Item 2M

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2M</u>
PLANNING COMMITTEE	_____	DATE SUBMITTED	<u>11/12/2021</u>
FINANCE COMMITTEE	_____	MEETING DATE	<u>11/23/2021</u>
TECHNICAL COMMITTEE	_____		

1. Agenda Item: RESOLUTION 2021-64 – CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT 9 TO THE PROFESSIONAL SERVICES AGREEMENT WITH RAMIRO GUTIERREZ ENGINEERING COMPANY FOR A NO-COST TIME EXTENSION TO PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS.
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval CA No. 9 to the PSA with Ramiro Gutierrez Engineering Company to provide survey services for the 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: Motion to approve Resolution 2021-64 – Approval of Contract Amendment Number 9 to the Professional Services Agreement with R. Gutierrez Engineering Corporation for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor 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: 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



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

- CMT Services
- Environmental
- Engineering
- Geo-Technical
- Surveying **R. Gutierrez Engineering**

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-64

Original Contract Amount **\$ 75,568**

Amendment # **9**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-56	Original contract	\$ 75,568.00
2014-117	Amendment 1- WA 1 Sup 1	\$ 34,152.00
2015-17	Amendment 2 - WA 2	\$ 13,802.13
2015-50	Amendment 3 - WA 1 Sup 2	\$ 11,005.20
2015-61	Amendment 4 - WA 2 Sup 1 & WA 4	\$ 15,754.88
Subtotal from Cont. Page		<u>\$ 14,326.96</u>
Contract Amount		\$ 164,609.17

Proposed Amendment

2021-64	Amendment No. 9 - No-cost time extension	\$ 0.00
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Goal and Options:

To provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 164,609.17**

Eric Davila, Dev. Engine

Requested by:

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

2021-64

Resolution No.	Description	Amount
2015-78	Amendment 5-WA 4 Sup 1	\$ 1,282.08
2016-05	Amendment 6 -WA 2 Sup 2	\$ 8,370.63
2016-26	Amendment 7 -WA 2 Sup 3	\$ 4,674.25
2018-34	Amendment 8 - No-cost time extension	\$ 0.00

Subtotal \$ 14,326.96

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-64

**APPROVAL OF CONTRACT AMENDMENT NUMBER 9 TO THE
PROFESSIONAL SERVICES AGREEMENT WITH R GUTIERREZ
ENGINEERING CORPORATION FOR A NO COST TIME
EXTENSION TO THE 365 TOLLWAY AND INTERNATIONAL
BRIDGE TRADE CORRIDOR PROJECTS**

THIS RESOLUTION is adopted this 23rd day of November 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, 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, 2013 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 professional service agreements to 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 for surveying services for the International Bridge Trade Corridor Project; and

WHEREAS, on June 18, 2014, the Authority approved Resolution 2014-56 Work Authorization Number 1 to the Professional Service Agreement with R. Gutierrez Engineering to prepare 49 parcel plats and descriptions in the amount of \$75,560.00 and

WHEREAS, on December 15, 2014, the Authority approved Resolution 2014-116 Work Authorization 1 Supplemental 1 to the Professional Service Agreement with R. Gutierrez Engineering to revise 37 existing tracts due to an adjustment of the roadway alignment to accommodate both ETT and the Donna Irrigation District and revise 58 parcels due to TX DOT clarification for control of access lines as part of the International Bridge Trade Corridor Project in the amount \$34,152.00; and

WHEREAS, on December 15, 2014, the Authority approved Resolution 2014-117 Contract Amendment 1 to the Professional Service Agreement with R. Gutierrez Engineering to increase the maximum payable amount for Work Authorization Number 1 Supplemental Number 1 in the amount of \$34,152.00 for a revised maximum payable amount of \$109,720.00;

WHEREAS, on May 28, 2015, the Authority approved Resolution 2015-16 Work Authorization 2 to the Professional Service Agreement with R. Gutierrez Engineering to provide field staking of right of way and easements on the US 281 Overpass/BSIF Connector Project for the relocation of various utilities in the amount of \$13,802.13; and

WHEREAS, on May 28, 2015, the Authority approved Resolution 2015-17 Contract Amendment 2 to the Professional Service Agreement with R. Gutierrez Engineering to increase the maximum payable amount for Work Authorization Number 2 in the amount of \$13,802.13 for a revised maximum payable amount of \$123,522.13; and

WHEREAS, on July 18, 2015 the Authority approved by Resolution 2015-48 Work Authorization 1 Supplemental 2 to the Professional Service Agreement with R. Gutierrez Engineering to provide a revised survey plat for parcel EA-T-12 for the ETT Transmission Line Acquisition as part of the International Bridge Trade Corridor in the amount of \$2,208.95; and

WHEREAS, on July 28, 2015 the Authority approved Resolution 2015-49 Work Authorization 3 to the Professional Service Agreement with R. Gutierrez Engineering to provide a master parcel survey for the ETT Transmission Line Acquisition as part of the International Bridge Trade Corridor in the amount of \$8,796.25; and

WHEREAS, on July 28, 2015 the Authority approved Resolution 2015-50 Contract Amendment 3 to the Professional Service Agreement with R. Gutierrez Engineering to increase the maximum payable amount for Work Authorization 1 Supplemental 2 and Work Authorization Number 3 in the amount of \$11,005.20; and

WHEREAS, on August 25, 2015 the Authority approved Resolution 2015-58 Work Authorization 4 to the Professional Service Agreement with R. Gutierrez Engineering to provide a revised improvement survey plat for parcel EA-T238 for the ETT Transmission Line Acquisition as part of the International Bridge Trade Corridor in the amount of \$3,500.00; and

WHEREAS, on August 25, 2015 the Authority approved Resolution 2015-59 Work Authorization 2 Supplemental 1 to the Professional Service Agreement with R. Gutierrez Engineering to provide Right of Way staking for the US 281/Military Highway Overpass/BSIF Connector for utilities relocations in the amount of \$12,254.88; and

WHEREAS, on August 25, 2015 the Authority approved Resolution 2015-61 Contract Amendment 4 to the Professional Service Agreement with R. Gutierrez Engineering to increase the maximum payable amount for Work Authorization 2 Supplemental 1 and Work Authorization 4 in the amount of \$15,754.88; and

WHEREAS, on September 22, 2015 the Authority approved Resolution 2015-69 Work Authorization 3 Supplemental 1 to the Professional Service Agreement with R. Gutierrez Engineering for a no-cost time extension for ETT Parcels as part of the International Bridge Trade Corridor Project in the amount of \$0.00; and

WHEREAS, on October 27, 2015 the Authority approved Resolution 2015-72 Work Authorization 4 Supplemental 1 to the Professional Service Agreement with R. Gutierrez Engineering to provide a revised metes and bounds parcel 238 for the ETT Transmission Line Acquisition as part of the International Bridge Trade Corridor in the amount of \$1,282.08; and

WHEREAS, on November 20, 2015 the Authority approved Resolution 2015-78 Contract Amendment 5 to the Professional Service Agreement with R. Gutierrez Engineering to increase the maximum payable amount for Supplemental Number 1 to Work Authorization Number 4 in the amount of \$1,282.08; and

WHEREAS, on December 15, 2015 the Authority approved Resolution 2015-86 Work Authorization 3 Supplemental 2 the Professional Service Agreement with R. Gutierrez Engineering for a no-cost time extension for ETT Parcels as part of the International Bridge Trade Corridor Project in the amount of \$0.00; and

WHEREAS, on January 26, 2016, the Authority approved Resolution 2016-04 Work Authorization 2 Supplemental 2 to the Professional Services Agreement with R. Gutierrez Engineering to re-stake Right of Way for the US 281/Military Highway Overpass/BSIF Connector in the amount of \$8,370.63; and

WHEREAS, on January 26, 2016, the Authority approved Resolution 2016-05 Contract Amendment 6 to the Professional Services Agreement with R. Gutierrez Engineering to increase the maximum payable amount for Supplemental 2 to Work Authorization Number 2 in the amount of \$8,370.63; and

WHEREAS, on February 23, 2016 the Authority approved Resolution 2016-25 Work Authorization 2 Supplemental 3 to the Professional Service Agreement with R. Gutierrez Engineering to re-setting construction staking control points 956 and 958 for the US 281/Military Highway Overpass/BSIF Connector in the amount of \$4,674.25; and

WHEREAS, on February 23, 2016 the Authority approved Resolution 2016-26 Contract Amendment 7 to the Professional Service Agreement with R. Gutierrez Engineering to increase the maximum payable amount for Work Authorization Number 2 Supplemental Number 3 in the amount of \$4,674.25; and

WHEREAS, on April 26, 2016 the Authority approved Resolution 2016-60 Work Authorization 2 Supplemental 4 to the Professional Service Agreement with R. Gutierrez Engineering for a no cost time extension; the maximum payable amount for WA 2 remains the same (\$13,101.89); and

WHEREAS, on April 26, 2016 the Authority approved Resolution 2016-94 to correct a mathematical error in Work Authorization 1 with R. Gutierrez for a revised amount from \$75,560.00 to \$75,568.00, an increase of \$8.00; and

WHEREAS, on April 26, 2016 the Authority approved Resolution 2016-94 to increase the maximum payable amount by \$8.00 for Work Authorization 1; and

WHEREAS, on June 26, 2018, the Authority approved Resolution 2018-34 for Contract Amendment Number 8 to the Professional Services Agreement with R Gutierrez Engineering for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-64 for Contract Amendment Number 9 to the Professional Services Agreement with R Gutierrez Engineering for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

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 Resolution 2021-64 to the Professional Services Agreement for Surveying Services with R. Gutierrez Engineering Corporation, hereto attached as Exhibit A.
- Section 3. The Board hereby authorizes the Executive Director to execute Contract Amendment Number 9 to the Professional Services Agreement for Surveying Services with R. Gutierrez Engineering Corporation 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 on the 23rd day of November, 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract Amendment Number 9
to
Professional Services Agreement
with
R. Gutierrez Engineering Corporation
for
Surveying Services

**SUPPLEMENTAL AGREEMENT NO. 9
TO PROFESSIONAL SERVICES
AGREEMENT FOR SURVEYING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 9 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 Surveying Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and R. Gutierrez Corporation (the Surveyor).

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 December 31, 2023.

This Supplemental Agreement No. 9 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.

THE SURVEYOR

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)
Pilar Rodriguez, PE

(Printed Name)
Executive Director

(Title)

(Date)

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Item 2N

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2N</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/11/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-65 – CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT NUMBER 5 FOR THE PROFESSIONAL SERVICES AGREEMENT WITH ROW SURVEYING SERVICES, LLC FOR A NO-COST TIME EXTENSION TO PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS.
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of CA No. 5 to the PSA for survey services for the 365 Tollway and International Bridge Trade Corridor 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: Motion to approve Resolution 2021-65 – Approval of Contract Amendment Number 5 to the Professional Services Agreement with ROW Surveying Services, LLC for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects, 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



- CMT Services
- Environmental
- Engineering
- Geo-Technical
- Surveying **ROW Surveying Services**

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-65

Original Contract Amount **\$ 25,000**

Amendment # **5**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2016-127	Original Contract Amount	\$ 25,000.00
2017-20	Amendment No. 1 (WA 2)	\$ 48,235.00
2017-41	Amendment No. 2 (WA 3)	\$ 2,125.00
2017-50	Amendment No. 3 (WA 4)	\$ 5,935.00
2018 - 35	Amendment No. 4 - No-cost time extension	\$ 0.00
Subtotal from Cont. Page		<u>\$ 0.00</u>
Contract Amount		\$ 81,295.00

Proposed Amendment

2021-65	Amendment No. 5 - No-cost time extension	\$ 0.00
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Goal and Options:

To provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 81,295.00**

Eric Davila, Dev. Engine

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-65

**APPROVAL OF CONTRACT AMENDMENT NUMBER
5 TO THE PROFESSIONAL SERVICE AGREEMENT
WITH ROW SURVEYING SERVICES FOR A NO COST
TIME EXTENSION TO PROVIDE SURVEY SERVICES
FOR 365 TOLLWAY AND INTERNATIONAL BRIDGE
TRADE CORRIDOR PROJECTS**

THIS RESOLUTION is adopted this 23rd day of November, 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 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, 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 Bride 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, the Authority approved Resolution 2016-127, which Awarded a Contract and Work Authorization Number 1 to the professional service agreement with ROW Surveying Services, LLC to provide parcel sketches for existing county road right of ways as part of the 365 Tollway Project in the contract amount of \$25,000.00 and Work Authorization Number 1 amount of \$8,120.00; and

WHEREAS, Resolution 2016-127 erroneously list the scope of work for Work Authorization Number 1 as providing parcel sketches for existing county road right of ways; and

WHEREAS, the correct scope of work for Work Authorization Number 1 is to provide updated sketches for Parcels 19, 34, 109 and 114 as part of the 365 Tollway Project; and

WHEREAS, approval of Resolution 2017-21 is necessary to correct the scrivener error in Resolution 2016-127; and

WHEREAS, on February 28, 2017, the Authority approved Resolution 2017- 19 Work Authorization Number 2 to the professional service agreement with ROW Surveying Services, LLC to provide parcel sketches for existing county road right of way parcels and gaps as part of the 365 Tollway Project in the amount of \$65,115.00; and

WHEREAS, on February 28, 2017, the Authority approved Resolution 2017- 20 Contract Amendment Number 1 to the professional service agreement with ROW Surveying Services, to increase the maximum amount payable for Work Authorization Number 2 in the amount of \$48,235.00; and

WHEREAS, on March 28, 2017, the Authority approved Resolution 2017- 40 Work Authorization Number 3 to the professional service agreement with ROW Surveying Services, LLC to provide a survey for parcel 59-B as part of the 365 Tollway Project in the amount of \$2,125.00; and

WHEREAS, on March 28, 2017 the Authority approved Resolution 2017- 41 Contract Amendment Number 2 to the professional service agreement with ROW Surveying Services, to increase the maximum amount payable for Work Authorization Number 3 in the amount of \$75,360.00; and

WHEREAS, on May 23, 2017, the Authority approved Resolution 2017-56 Work Authorization Number 2 – Supplemental 1 to the professional service agreement with ROW Surveying Services, for a no-cost time extension to provide surveys for parcel gaps as part of the 365 Tollway Project; and

WHEREAS, on April 25, 2017, the Authority approved Resolution 2017-50 Contract Amendment 3 to the professional service agreement with ROW Surveying Services, to increase the amount for Work Authorization 4 for a revised maximum amount payable of \$81,295.00.00; and

WHEREAS, on May 23, 2017, the Authority approved Resolution 2017-57 Work Authorization Number 3 – Supplemental 1 to the professional services agreement with ROW Surveying Services, for a no-cost time extension to provide a survey for the Tanner Property as part of the 365 Tollway Project; and

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-35 Contract Amendment 4 to the Professional Services Agreement with ROW Surveying Services, LLC for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-65 Contract Amendment 5 to the Professional Services Agreement with ROW Surveying Services, LLC for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects;

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 Contract Amendment Number 5 to the professional service agreement with ROW Surveying for a no cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor projects; hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to execute, Contract Amendment Number 5 to the Professional Services Agreement for Surveying Services with ROW Surveying 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 23rd day of
November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract Amendment Number 5
to
Professional Service Agreement with
ROW Surveying
for
Surveying Services for the
365 Tollway Project

**SUPPLEMENTAL AGREEMENT NO. 5
TO PROFESSIONAL SERVICES
AGREEMENT FOR SURVEYING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 5 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 Surveying Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and ROW Surveying Services, LLC. (the Surveyor).

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 December 31, 2023.

This Supplemental Agreement No. 5 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 Agreement is executed in duplicate counterparts and hereby accepted and acknowledged below.

THE SURVEYOR

(Signature)

(Printed Name)

(Title)

(Date)

THE AUTHORITY

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)

*Supplemental Agreement No. 5 to Professional Services Agreement
HCRMA Surveying Services Agreement for ROW Surveying Services, LLC. for the
IBTC 0010 project from the Interchange with 365 Tollway (formerly SH 365) to I-2 and from the Valleyview
Interchange to FM 493 (including other surveying tasks, as assigned)*

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Item 20

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<input checked="" type="checkbox"/>	AGENDA ITEM	20
PLANNING COMMITTEE	<input type="checkbox"/>	DATE SUBMITTED	11/12/21
FINANCE COMMITTEE	<input type="checkbox"/>	MEETING DATE	11/23/21
TECHNICAL COMMITTEE	<input type="checkbox"/>		

1. Agenda Item: RESOLUTION 2021-66 – CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT NUMBER 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH RODS SURVEYING, INC. FOR A NO-COST TIME EXTENSION TO PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS.
2. Nature of Request: (Brief Overview) Attachments: Yes No
Consideration and Approval of CA No. 2 to the PSA for survey services for the 365 Tollway and International Bridge Trade Corridor Projects.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: Motion to approve Resolution 2021-66 – Approval of Contract Amendment Number 2 to the professional services agreement with RODS Surveying, Inc. to provide survey services for the 365 Tollway and the International Bridge Trade Corridor Projects, as presented.
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Chief Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



HCRMA
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Project: IBTC

CMT Services

Environmental

Engineering

Geo-Technical

Surveying **RODS Surveying**

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-66

Original Contract Amount **\$ 215,527**

Amendment # **1**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-53	Contract	\$ 215,527.00
2018 - 36	Amendment No. 1 - No-cost time extension	\$ 0.00

Subtotal from Cont. Page **\$ 0.00**
Contract Amount **\$ 215,527.00**

Proposed Amendment

2021-66 Amendment No. 2 - No-cost time extension **\$ 0.00**

Goal and Options:

To provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

**Staff is recommending approval of this request in the amount of \$ 0.00
for a Revised Maximum Payable Amount of \$ 215,527.00**

Eric Davila, Dev. Engine

Requested by:

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-66

APPROVAL OF CONTRACT AMENDMENT NUMBER 2 TO THE
PROFESSIONAL SERVICES AGREEMENT WITH RODS
SURVEYING, INC. FOR A NO-COST TIME EXTENSION TO
PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND
INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS

THIS RESOLUTION is adopted this 23rd day of November, 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 by 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, on February 22, 2012, 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, on October 16, 2013, Resolution 2013-41 authorized 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, 2013, by Resolution 2013-52 the Technical Committee has rated and ranked the Statements of Qualifications for the International Bridge Trade Corridor Project for Surveying Services and recommends 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 awarded by Resolution 2014-53 professional service agreements to 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 for surveying services for the International Bridge Trade Corridor Project; and

WHEREAS, on August 27, 2014, the Authority and RODS Surveying, Inc. executed the approved awarded Professional Service Agreement for the International Bridge Trade Corridor Project for the maximum payable amount of \$215,527.00; and

WHEREAS, on August 27, 2014, the Authority approved by Resolution 2014-82 Work Authorization 1 to the Professional Service Agreement with RODS Surveying to provide infill topography in the amount of \$215,527.00; and

WHEREAS, on June 26, 2018 the Authority approved Resolution 2018-36 Contract Amendment Number 1 to the Professional Service Agreement with RODS Surveying, Inc. for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-66 Contract Amendment Number 2 to the Professional Service Agreement with RODS Surveying, Inc. for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects.

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 2021-66 to the Professional Service Agreements with RODS Surveying, Inc. for a no-cost time extension to provide surveying services for the 365 Tollway and International Bridge Trade Corridor Projects, hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the Contract Amendment Number 2 to the Professional Services Agreement for Surveying Services with RODS Surveying, Inc. 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 23rd day of November, 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Secretary/Treasurer

Exhibit A

Contract Amendment Number 2

To

Professional Service Agreements

With

RODS Surveying Services Inc.

For

Surveying Services

**SUPPLEMENTAL AGREEMENT NO. 2
TO PROFESSIONAL SERVICES
AGREEMENT FOR SURVEYING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 2 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 Design Services” hereinafter identified as the “Agreement,” entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and RODS Surveying, Inc. (the Surveyor).

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 December 31, 2023.

This Supplemental Agreement No. 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.

THE SURVEYOR

THE AUTHORITY

(Signature)

(Printed Name)

(Title)

(Date)

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)

Item 2P

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2P</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/12/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-67 – CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT 20 TO THE PROFESSIONAL SERVICE AGREEMENT WITH SAMES, INC. FOR A NO-COST TIME EXTENSION TO PROVIDE SURVEY SERVICES FOR THE 365 TOLLWAY AND INTERNATIONAL BRIDGE TRADE CORRIDOR PROJECTS.
-
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of Contract Amendment 20 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 2021-67 – Approval of Contract Amendment 20 to the Professional Service Agreement with SAMES, Inc. for no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor 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: 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 2021-67

Original Contract Amount **\$ 25,000**

Amendment # **20**

Amount **\$ 0.00**

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
Subtotal from Cont. Page		<u>\$ 228,064.00</u>
Contract Amount		\$ 293,766.50

Proposed Amendment

2021-67	Amendment 20 - No-cost time extension	\$ 0.00
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Goal and Options:

To provide survey services for the 365 Toll way and IBTC Projects.

Staff is recommending approval of this request in the amount of \$ 0.00 for a Revised Maximum Payable Amount of \$ 293,766.50

E. Davila, Develop Eng

Requested by:

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

2021-67

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
2021-20	Amendment #19 due SA 3 WA 19	\$ 3,595.00

Subtotal \$ 228,064.00

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-67

**APPROVAL OF CONTRACT AMENDMENT 20 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH SAMES,
INC. FOR A NO-COST TIME EXTENSION TO PROVIDE
SURVEY SERVICES FOR THE 365 TOLLWAY AND
INTERNATIONAL BRIDGE TRADE CORRIDOR
PROJECTS**

THIS RESOLUTION is adopted this 23rd day of November 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, Malden & 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 Contact 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 approved 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, on June 22, 2021 the Authority approved 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; and

WHEREAS, on June 22, 2021 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; and

WHEREAS, the authority finds it necessary to approve Resolution 2021-67 Contract Amendment 20 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.

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 2021-67 to the professional service agreement with SAMES Engineering for a no-cost time extension to provide survey services for the 365 Tollway and International Bridge Trade Corridor Projects hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute the Contract Amendment 20 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 23rd day of
November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract Amendment # 20
to
Professional Service Agreement with
SAMES, Inc.
for
Surveying Services

**SUPPLEMENTAL AGREEMENT NO. 20
TO PROFESSIONAL SERVICES
AGREEMENT FOR SURVEYING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 20 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 II Agreement Period

This Agreement becomes effective when fully executed by all parties hereto and it shall terminate at the close of business on December 31, 2023.

This Supplemental Agreement No. 20 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.

THE SURVEYOR

THE AUTHORITY

(Signature)

Samuel D. Maldonado, PE, RPLS

Principal

(Title)

(Date)

(Signature)

Pilar Rodriguez, P.E.

Executive Director

(Title)

(Date)

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Item 2Q

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>2Q</u>
PLANNING COMMITTEE	<u> </u>	DATE SUBMITTED	<u>11/09/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-68 – CONSIDERATION AND APPROVAL OF ADDENDUM B TO THE MASTER INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF MISSION, TEXAS AND THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Approving Resolution 2021-68 – Consideration and Approval of Addendum B to the Master Interlocal Cooperation Agreement between the City of Mission, Texas and the HCRMA.
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 2021-68 – Consideration and Approval of Addendum B to the Master Interlocal Cooperation Agreement between the City of Mission, Texas and the Hidalgo County Regional Mobility Authority, 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



Memorandum

To: S. David Deanda, Jr., Chairman

From: Pilar Rodriguez, PE, Executive Director

Date: November 9, 2021

Re: Resolution 2021-68 – Consideration and Approval of Addendum B to the Master Interlocal Cooperation Agreement between the City of Mission, Texas and the Hidalgo County Regional Mobility Authority.

Background

In March 23, 2021, the HCRMA Board of Directors approved a Master Interlocal Cooperative Agreement (ILA) between the HCRMA and the City of Mission to provide right of way acquisition services to the City of Mission for the Mission/Madero International Border Crossing. The Master ILA would allow the HCRMA to acquire ROW that would be funded by the City of Mission. All work is subject to the City of Mission receiving an environmental clearance and funding for the ROW. Since the acquisition of ROW would traverse multi-counties, amendments to the master agreement are required from the Authority having Jurisdiction to allow the HCRMA to acquire ROW within that particular jurisdiction.

On March 23, 2021, the Board approved Addendum A to the Master ILA between the HCRMA and the City of Mission to include right of way acquisition in the County of Jim Hogg.

Goal

Approval and authorization to enter into Addendum B to the Master ILA between the HCRMA and the City of Mission to include right of way acquisition in the County of Starr.

Options

The Board of Directors may opt to not approve Addendum B between the HCRMA and the City of Mission.

Recommendation

Based on review by this office, **approval Resolution 2021-68 – Consideration and Approval of Addendum B to the Master Interlocal Cooperation Agreement between the City of Mission, Texas and the Hidalgo County Regional Mobility Authority is recommended.**

If you should have questions or require additional information, please feel free to contact me.

BOARD RESOLUTION No. 2021 - 68

CONSIDERATION AND APPROVAL OF ADDENDUM B TO THE
MASTER INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF MISSION, TEXAS
AND THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

THIS RESOLUTION is adopted this 23rd day of February 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, Section 370.261 of the Act requires that the Authority, every even numbered year, develop a five-year strategic plan;

WHEREAS, on December 27, 2016 the Authority approved the 2017-2021 Strategic Plan Update for the Hidalgo County Loop System, which includes the 365 Tollway Project; and

WHEREAS, the City of Mission recognizes the importance of mobility to the region's economic vitality through the efficient movement of goods, services and people and the Authority will assist the City of Mission in advancing the project; and

WHEREAS, on March 23, 2021, the Authority approved Resolution 2020-10- Approval of a Master Interlocal Cooperative Agreement between the City of Mission and the Authority to provide the City of Mission with right of way acquisition services for the proposed Mission/Madero-Reynosa International Bridge Rail Crossing Project; and

WHEREAS, on March 23, 2021, the Authority approved Addendum A to the Master Interlocal Agreement between the HCRMA and the City of Mission to include right of way acquisition in the County of Jim Hogg.

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 Addendum B to the Master Interlocal Agreement between the HCRMA and the City of Mission to include right of way acquisition in the County of Starr for the proposed Mission/Madero-Reynosa International Bridge Rail Crossing Project as part of the Hidalgo County Loop System hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to execute the master interlocal agreement with the City of Mission.

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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

ADDENDUM B TO THE MASTER INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE CITY OF MISSION, TEXAS AND THE
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

Addendum B

To Master Interlocal Cooperation Agreement Between the City of Mission, Texas and
Hidalgo County Regional Mobility Authority

STATE OF TEXAS **§**
COUNTY OF HIDALGO **§**

INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE COUNTY OF STARR, TEXAS, CITY OF MISSION, TEXAS AND
HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

THIS ADDENDUM B TO THAT CERTAIN MASTER INTERLOCAL COOPERATION AGREEMENT (the “**Master Agreement**”) is an Interlocal Cooperation Agreement (the “**Agreement**”) made and entered into effective as of the 23rd day of August, 2021, by and between the **COUNTY OF STARR**, a political subdivision of the State of Texas (the “**County**”), **CITY OF MISSION**, Texas, a home rule municipality (the “**City**”) and the **HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY**, a political subdivision of the State of Texas operating pursuant to Chapter 370, Texas Transportation Code (the “**Authority**”), each situated in Hidalgo County, Texas. Capitalized terms not otherwise defined herein, shall have the meaning ascribed to them in the Master Agreement

The initial addresses of each of the parties, which either party may change by given written notice to the other, are as follows:

<u>AUTHORITY</u>	<u>CITY</u>
Hidalgo County Regional Mobility Authority	City of Mission
203 Newcome Ave	1200 E. 8 th Street
Pharr, Texas 78577	Mission, Texas 78752
Attn: Pilar Rodriguez, Executive Director	Attn: Randy Perez, City Manager

<u>COUNTY</u>
Starr County
100 N. FM 3167
Rio Grande City, Texas
Eloy Vera, County Judge

WHEREAS, the County desires to support the Project;

WHEREAS, the County has an interest in the Acquisition under the Master Agreement and finds it to be beneficial to be a Local Sponsor for the Acquisition in its jurisdiction;

WHEREAS, because the County is not adjacent to the Authority's jurisdiction, the Authority's participation in this Agreement requires consent from the Texas Department of Transportation (the "Consent"); and, the parties agree to cooperate in obtaining the Consent prior to the County's issuance of any notice to proceed to the Authority;

WHEREAS, with regard to the Acquisition in the County's jurisdiction, the County agrees to acquire and fund the Acquisition pursuant to Section 1 and Exhibit A of the Master Agreement;

WHEREAS, with regard to the Acquisition Services, the Authority agrees undertake the services pursuant to Section 2 and Section 3 of the Master Agreement;

WHEREAS, the parties agree that other terms and provisions of Section 4 and Section 5 the Master Agreement apply to this Addendum B.

[signatures to follow]

WITNESS THE HANDS OF THE PARTIES effective as of the day and year first written above.

STARR COUNTY

By: _____
Eloy Vera, County Judge

CITY OF MISSION

By: _____
Randy Perez, City Manager

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

By: _____
Pilar Rodriguez, Executive Director



RESOLUTION: 2021

**A RESOLUTION DESIGNATING
RIO GRANDE VALLEY METROPOLITAN PLANNING
ORGANIZATION MEMBERS**

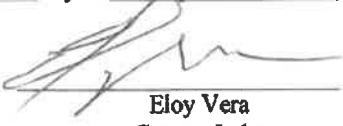
WHEREAS, in accordance with the RGV-MPO Bylaws and Operating Procedures; the Judge of the County of Starr serves as the defacto official member of the RGV-MPO Policy Board; and

WHEREAS, the RGV-MPO Bylaws and Operating Procedures; further stipulate that one (1) County of Starr elected official may be appointed to serve as alternate members of the RGV-MPO Board of Directors.

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS' COURT OF Starr County that Commissioner Raul Peña, III be appointed as the primary alternate member of the RGV-MPO Policy Board.

BE FURTHER RESOLVED that Commissioner Jose Francisco Perez, Jr. be appointed as the secondary alternate member of the RGV-MPO Policy Board; and that the following three individuals be appointed designate proxies with all appropriate privileges assigned, to included Rose Benavidez, Reyna Guerra Ramiro Sarabia and copy of this Resolution shall be delivered to the RGV-MPO Office to evidence these appointments.

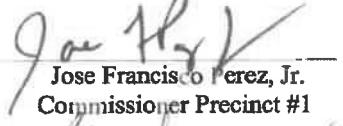
PASSED AND APPROVED this 13th day of September, 2021 County Of Starr



Eloy Vera
County Judge



Raul Pena, III
Commissioner Precinct #2



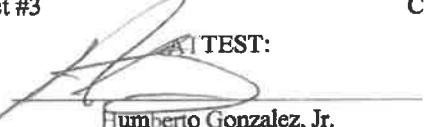
Jose Francisco Perez, Jr.
Commissioner Precinct #1



Ruben D. Saenz
Commissioner Precinct #4



Eloy Garza
Commissioner Precinct #3



Humberto Gonzalez, Jr.
County Clerk

TEST:

**RGV METROPOLITAN PLANNING ORGANIZATION POLICY BOARD
ETHICAL STANDARDS AFFIDAVIT**

I, Eloy Vera, a voting Member of the RGV Metropolitan Planning Organization Policy Board representing, County of Starr, hereby swear and affirm that I will uphold the following ethical standards required by voting members of MPO Policy Boards as identified in Texas Senate Bill 585. These standards state that voting members of the MPO Policy Board are prohibited from engaging in the following: 1.) Accepting or soliciting any gift, favor or service that might reasonably tend to influence the voting member in the discharge of official duties or that the voting member knows or should know is being offered with the intent to influence the voting member's official conduct; 2.) Accepting employment or engaging in a business or professional activity that the voting member might reasonably expect would require or induce the voting member to disclose confidential information acquired by reason of the official position; 3.) Accepting employment or compensation that could reasonably be expected to impair the voting member's judgment in the performance of the voting member's official duties; 4.) Making personal investments that could reasonably be expected to create a substantial conflict between the voting member's private interest and the public interest; 5.) Intentionally or knowingly solicit, accept or agree to accept any benefit for having exercised the voting member's official powers or performing the voting member's official duties in favor of another.

I further swear and affirm that in order to prevent a potential conflict of interest, that I will abstain from voting on or engaging in the discussion of any matter of business before the RGV MPO Policy Board that will have a special economic effect on either a business or real property of which I have a substantial interest that is distinguishable from the effect on the public.

I understand that a substantial interest is defined as either 1.) I own 10 percent or more of the voting stock or shares of the business entity or either 10 percent or more, or \$15,000 or more of the fair market value of the business entity; or 2.) I have received funds from the business entity exceeding 10 percent of my gross income for the previous year; or 3.) I have a substantial interest in real property defined as an equitable or legal ownership with a fair market value of \$2,500 or more; or 4.) I have a family member related to me in the first degree by consanguinity or affinity with a substantial interest in a business entity or real property as defined above.

I agree to notify the RGV MPO Director in writing of any conflict of interest as defined above prior to any vote or discussion of any matter of business which has created the conflict of interest.

I understand that any violation of these standards or requirements may subject me to removal from the RGV MPO Policy Board and possible prosecution by the Cameron County or Hidalgo County District Attorney.

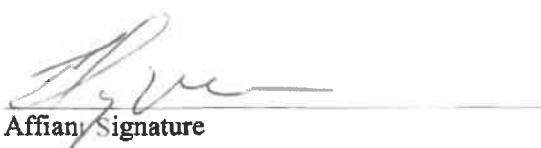
I further understand that SB 585 requires me to notify the Cameron County or Hidalgo County District Attorney's Office and RGV MPO Policy Board in a timely manner should I have personal knowledge of any violations of these same standards by other voting members of the RGV MPO Policy Board or of the RGV MPO Staff.

I also understand that failure to report violations of these standards by other voting members of the RGV MPO Policy Board or of the RGV MPO staff subjects me to possible removal from the RGV MPO Policy Board and possible prosecution by the Cameron County or Hidalgo County District Attorney.

I hereby swear and affirm that I have read the entire affidavit and that I understand and agree to its contents.

Judge Eloy Vera
Printed Name

Affianc Signature



Starr County Judge

Position

Starr County

Representing

Sworn and subscribed before me
this 17th day of September, 2021.

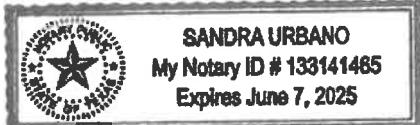
Sandra Urbano

Notary Public, State of Texas

Notary's Printed Name: Sandra Urbano

My Commission Expires: June 7, 2025

(Seal)



RGV Metropolitan Planning Organization
Technical Advisory Committee
Fiscal Year 2021

Name of City/County/ Entity: Starr

Name of Designee: Jose (Joe) Escamilla

Name of Alternate: Rose Benavidez

The purpose of establishing the Technical Advisory Committee (RGV-TAC) is to assist the RGV - Policy Board in an advisory capacity to review, consider and make recommendations to the RGV - Policy Board on the development and implementation of future projects.

The role of the RGV - TAC is one of making recommendations. The responsibility for decisions on development and implementation resides with the RGV Policy Committee.

Specific duties of the committee include:

- Provide advice for strategic and operational implementation.
- Assist with developing implementation strategies in key areas.
- Ensuring activities of the committee are open and transparent

The following conditions of Membership should be met:

- Members will be allowed (1) one designated alternate in their absence. The designated alternate must be fully versed on the program requirements and will be included in email communications and material distribution.
- Members shall participate fully in Committee discussions
- Each member of the committee will continue to be a member until a successor is appointed.
- Members will adhere to the corresponding roles and responsibilities outlined in this document.
- Members will adhere to all committee guidelines in this document.

The goal of the RGV-TAC Committee will be to function through consensus, however if consensus can't be reached, decisions will be made by simple majority. Any reason for no consensus shall be presented to the RGV-Policy Board of Directors along with the recommendation of the RGV TAC Committee.



Authorization Signature

9/17/21
Date

RGV Metropolitan Planning Organization
Transportation Policy Committee
Fiscal Year 2021

Name of City/County/ Entity: Starr County

Name of Designee: Judge Eloy Vera

Name of Alternate: Commissioner Raul Peña, III

List 3 Proxies: Reyna Guerra

Rose Benavidez

Ramiro Sarabia

In accordance with House Bill (HB) 1883 and Section 1, Chapter 472, Section 472.031 of the Transportation Code,

(a) A policy board of a metropolitan planning organization designated or re-designated under 23 U.S.C. Section 134 may provide in its bylaw for appointment of voting proxies by its members.

Section 472.032 of the transportation code, further clarifies that:

(a) A proxy appointment under section (a):

- 1) Acts on behalf of and under the supervision of the policy board member who appointed
- 2) Must be appointed in writing; and
- 3) Is authorized to vote for the policy board member who appointed the proxy to the extent the member has given the proxy the member's voting power.

(b) A legislative member of a policy board may not be counted absent at a meeting of the policy board during a legislative session.

(c) A legislative member of a policy board may only appoint a proxy under Subsection (a) who is:

- 1) The legislative member's employee or staff member;
- 2) A person related by consanguinity, as determined under subchapter B, Chapter 573, Government Code, who is not required to register as a lobbyist under Chapter 305, Government Code;
- 3) Another legislative member of the policy board; or
- 4) A locally elected official.


Authorization Signature

9/17/2021

Date

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>11/10/21</u>
FINANCE COMMITTEE	<u> </u>	MEETING DATE	<u>11/23/21</u>
TECHNICAL COMMITTEE	<u> </u>		

1. Agenda Item: RESOLUTION 2021-49 – CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION NUMBER 8 TO THE PROFESSIONAL SERVICE AGREEMENT WITH BLANTON & ASSOCIATES, INC. FOR ENVIRONMENTAL SERVICES FOR DEVELOPMENT OF SITE SOILS AND PLANTING STRATEGIES (INCLUDING MONITORING) FOR THE 365 TOLLWAY WETLAND MITIGATION SITE.
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of Resolution 2021-49 for WA No. 8 for the 365 Tollway.
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 2021-49 – Approval of Work Authorization Number 8 to the Professional Service Agreement with Blanton & Associates, Inc. for environmental services for development of site soils and planting strategies (including monitoring) for the 365 Tollway Wetland Mitigation site, 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 **Blanton & Associates, Inc**
- Engineering
- Geo-Technical
- Surveying

WORK AUTHORIZATION SUMMARY

RESOLUTION 2021-49

Work Authorization # 8 Supplemental # _____

Amount **\$ 400,103.66**

Approved Work Authorizations:

Resolution No.	Description	Amount
2017-72	WA No. 1 IBTC ENV Class Ltr Support	\$ 24,990.00
2018-05	WA No. 2 IBTC Env / NEPA Clearance	\$ 702,075.94
2019-06	WA No. 3 365 Tollway NEPA Re-Eval Checklist	\$ 8,660.00
2019-38	WA No. 4 Additional Biological Eval Support	\$ 24,600.00
2020-07	WA No. 5 Update Noise Report	\$ 20,129.50
Subtotal from Cont. Page		<u>\$ 197,566.15</u>
Total Approved WA		\$ 978,021.59

Proposed Work Authorization and/or Supplemental

2021-49	WA No. 8	\$ 400,103.66
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Goal and Options:

Approval of Work Authorization Number to the Professional Service Agreement with Blanton & Associates, Inc. for environmental services for development of site soils and planting strategies (including monitoring) for the 365 Tollway Wetland Mitigation site.

Staff is recommending approval of this request in the amount of \$ 400,103.66
Proposed total approved WA and/or Supplementals \$ 1,378,125.25

E. Davila, Develop Eng
Requested By:

Work Authorizations Cont...**Resolution No.**

2021-49

Resolution No.	Description	Amount
2020-10	WA No. 6 Archaeological Mitigation Plans	\$ 131,398.00
2020-15	WA No. 3 Supplemental No. 1	\$ 0.00
2020-16	WA No. 4 Supplemental No. 1	\$ 0.00
2020-29	WA No. 7 Wetland Mitigation Const. Permitting	\$ 66,168.15
	WA No.	

Subtotal \$ 197,566.15

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-49

APPROVAL OF WORK AUTHORIZATION 8 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BLANTON & ASSOCIATES, INC. FOR ENVIRONMENTAL SERVICES FOR DEVELOPMENT OF SITE SOILS AND PLANTING STRATEGIES (INCLUDING MONITORING) FOR THE 365 TOLLWAY WETLAND MITIGATION SITE

THIS RESOLUTION is adopted this 23rd day of November 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, including the International Bridge Trade Connector project (the "IBTC");

WHEREAS, the Authority initially approved the retention of Blanton & Associates, Inc. through Resolution 2010-79 to provide professional services, including oversight of the IBTC local environmental assessment process and review of the recommendation as prepared by Atkins (formerly PBS&J) (the "Initial Agreement");

WHEREAS, under the scope of services provided to the Authority through the Initial Agreement, Blanton & Associates, Inc. demonstrated a unique and thorough understanding of the Authority's projects and related environmental issues;

WHEREAS, based on Blanton & Associates demonstrated knowledge and unique qualifications, and to ensure that the Authority did not experience any gap in critical environmental services, the Authority approved Resolutions 2017-71 and 2017-72 retaining Blanton & Associates to provide additional professional environmental services, including support for the federal environmental classification for the IBTC project, to the Authority immediately following the termination of the program manager agreement;

WHEREAS, the Board now (i) found it necessary and desirable to finalize the federal environmental classification of the IBTC project; (ii) finds that Blanton & Associates has demonstrated its qualifications in environmental work; (iii) finds that Blanton & Associates has a unique understanding of and history with the project, creating efficiencies and expertise that would be difficult to replace; and (iv) desires to expand Blanton & Associates, Inc. professional environmental services as described in Work Authorization #2, to finalize the federal environmental classification for the IBTC project;

WHEREAS, the Authority approved Resolution 2018-05 – Approval of Work Authorization 2 to the Professional Services Agreement with Blanton & Associates, Inc. to provide environmental clearance support for the IBTC Project in amount not to exceed \$702,075.94; and

WHEREAS, the Authority approved Resolution 2018-06 – Approval of Contract Amendment 1 to the Professional Services Agreement with Blanton & Associates, Inc. to increase the maximum payable amount to \$727,065.94 due to additional scope outlined in Work Authorization

No. 2 in the amount of \$702,075.94.; and

WHEREAS, the Authority approved Resolution 2019-06 – Approval of Work Authorization 3 to the Professional Services Agreement with Blanton & Associates, Inc. for NEPA re-evaluation checklist support for the 365 Toll/ I-Road Interchange redesign in the amount of \$8,660.00; and

WHEREAS, the Authority approved Resolution 2019-07 Contract Amendment Number 2 to the Professional Services Agreement with Blanton & Associates, Inc. to increase the maximum payable amount by \$8,660.00 due new scope in Work Authorization Number 3 to a not-to-exceed amount of \$735,725.94; and

WHEREAS, the Authority approved Resolution 2019-38 Work Authorization Number 4 to the Professional Services Agreement with Blanton & Associates, Inc. for additional biological evaluation support for the International Bridge Trade Corridor Project environmental clearance in the amount of \$24,600.00; and

WHEREAS, the Authority approved Resolution 2019-39 Contract Amendment Number 3 to the Professional Services Agreement with Blanton & Associates, Inc. to increase maximum payable by \$24,600.00 for Work Authorization Number 4; and

WHEREAS, the Authority approved Resolution 2020-07 Work Authorization Number 5 to the Professional Services Agreement with Blanton & Associates, Inc. to provide updated Noise Report for the IBTC Project Environmental Clearance; and

WHEREAS, the Authority approved Resolution 2020-08 Contract Amendment Number 4 to the Professional Services Agreement with Blanton & Associates, Inc. to increase maximum payable by \$20,129.50 for Work Authorization Number 5; and

WHEREAS, the Authority approved Resolution 2020-10 Work Authorization Number 6 to the Professional Services Agreement with Blanton & Associates, Inc. to provide Archaeological Mitigation Plans for the IBTC Project Environmental Clearance; and

WHEREAS, the Authority approved Resolution 2020-11 Contract Amendment Number 5 to the Professional Services Agreement with Blanton & Associates, Inc. to increase maximum payable by \$131,398.00 for Work Authorization Number 6; and

WHEREAS, the Authority approved Resolution 2020-15 Supplemental No. 1 to Work Authorization Number 3 to the Professional Services Agreement with Blanton & Associates, Inc. for a no-cost time extension for Environmental Services for the 365 Tollway Project; and

WHEREAS, the Authority approved Resolution 2020-16 Supplemental No. 1 to Work Authorization Number 4 to the Professional Services Agreement with Blanton & Associates, Inc. for a no cost time extension for Environmental Services for the IBTC Project; and

WHEREAS, on October 27, 2020, the Authority approve Resolution 2020-29 Work Authorization Number 7 to the Professional Service Agreement with Blanton & Associates, Inc. to provide Wetland Mitigation Support for the 365 Tollway Construction Permitting in the amount of \$66,168.15; and

WHEREAS, on October 27, 2020 the Authority approved Resolution 2020-30 Contract Amendment No. 6 to the Professional Services Agreement with Blanton & Associates, Inc. to increase the maximum payable amount by \$66,168.15 for due Work Authorization No. 7; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-49 Work Authorization Number 8 to the Professional Service Agreement with Blanton & Associates, Inc. for environmental services for development of site soils and planting strategies (including monitoring) for the 365 Tollway Wetland Mitigation site in the amount of \$400,103.66.

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 Number 8 to the Professional Service Agreement with Blanton & Associates, Inc. for environmental services for development of site soils and planting strategies (including monitoring) for the 365 Tollway Wetland Mitigation site in the amount of \$400,103.66, hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to Work Authorization Number 8 to the Professional Services Agreement for the 365 Tollway Project hereby 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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Work Authorization Number 8

to the Professional Services Agreement with

Blanton & Associates, Inc. for

Environmental Service for the

365 Tollway Project Wetland Mitigation Site

ATTACHMENT D-1

**WORK AUTHORIZATION NO. 8
AGREEMENT FOR ENVIRONMENTAL CONSULTING SERVICES**

THIS WORK AUTHORIZATION is made pursuant to the terms and conditions of "Article V of that certain Professional Services Agreement for Environmental Consulting Services" (the Agreement) entered into by and between the Hidalgo County Regional Mobility Authority (Authority), and Blanton & Associates, Inc. (the Consultant).

PART I. The Consultant will perform environmental consulting 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 Consultant 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 \$400,103.66 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 Consultant'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 Consultant 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 December 31, 2026, 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 Environmental Consulting Services for the 365 Tollway / International Bridge Trade Corridor.

IN WITNESS WHEREOF, this 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: _____

CONSULTANT

By: _____

Name: Don Blanton

Title: President

Blanton & Associates, Inc.

Date: _____

LIST OF EXHIBITS

Exhibit A	Services to be provided by the Authority
Exhibit B	Services to be provided by the Consultant
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

A. SOCIAL, ECONOMIC AND ENVIRONMENTAL STUDIES

- Data files for all work completed to date.
- Microstation (.dgn) files for the final design / schematics.
- CAD or design files showing proposed and existing ROW and property boundaries as well as acreage calculations for new ROW and/or easements required throughout the project and at individual historic property locations (if applicable).

B. PROJECT MANAGEMENT AND ADMINISTRATION

- Secure permission to enter private property for purposes of environmental surveys.
- Provide written ROE permission signed by the landowner / coordinate all ROE with landowners prior to commencement of fieldwork.

C. WETLAND MITIGATION SITE DEVELOPMENT

- Provide timely coordination for cross-disciplinary reviews by the Consultant and the engineer of record (EOR) developing the site improvement plans.
- Provide material testing / monitoring as specified within Consultant's scope.
- Provide procurement of plants, seedlings, etc. needed to accomplish the planting strategy identified for successful wetland mitigation site creation.

EXHIBIT B

SERVICES TO BE PROVIDED BY THE CONSULTANT

Proposal for HCRMA Granjeño Mitigation Site Management

Project Understanding

The Hidalgo County Regional Mobility Authority (HCRMA) 365 Toll project was approved for development under Environmental Assessment/Finding of No Significant Impact (EA-FONSI) dated July 2, 2015. Under the EA-FONSI, impacts to Waters of the US and wetlands were evaluated and ultimately permitted with an approved mitigation plan under the US Army Corps of Engineers (USACE) Galveston District permit number SWG-2013-00175 signed on September 22, 2016 (Permit). This permit was extended an additional five (5) years on August 26, 2021 and expires on December 31, 2026 (attached for reference). The HCRMA has assigned an Engineer of Record (EOR) to prepare final design and construction oversight for the site's infrastructure (berms/grading, water supply and water control structures, access roads, utilities and site preparation). Blanton & Associates, Inc. (B&A) will participate in cross-discipline collaboration with the EOR to provide scientific expertise and support as described below to effect a successful development, monitoring, and adaptive management of the wetland mitigation site permitted under the USACE Permit for 365 Tollway.

Tasks

Blanton and Associates, Inc (B&A) shall provide HCRMA with implementation and management of USACE Permit compliance and wetland mitigation site development and performance monitoring. Specifically, B&A will conduct the following tasks, which are detailed below:

- Task 1: Provide Mitigation Site Soils and Plants Oversight
- Task 2: Provide Mitigation Site Monitoring
- Task 3: Provide Adaptive Management post-construction

Task 1: Provide Mitigation Site Soils and Plants Oversight

B&A shall provide mitigation site soils and planting area development process oversight; specifically,:

- a) Cross-disciplinary collaboration with HCRMA staff and EOR to:
 - i) support final infrastructure design refinement by EOR based upon site existing condition (e.g.: review results of site soils and geotechnical tests, collaborate on strategies to attain adequate water retention, such additional clay lining, and adaptions to any water supply constraints),
 - ii) coordinate with EOR whom will verify that the contractor's final grading/as-built- plans reflect the physical infrastructure needed to meet the agreed-upon hydrology, soils, and planting needs identified in the Implementation Plan, and
 - iii) Coordinate with EOR to verify that the proposed design and construction schedules will be compliant with the USACE Permit Conditions and satisfy Valley Land Fund (VLF) Conservation Easement (CE) Restrictions (if applicable).
- b) Coordinate and support:

WORK AUTHORIZATION NO. 8
AGREEMENT FOR ENVIRONMENTAL CONSULTING SERVICES

i) a pre-construction meeting with mitigation site Contractor(s) to educate on terms of project's USACE Permit per Special Condition 2 (see excerpt below and attached permit) of the permit to provide them information on the plan for construction.

Special Condition 2 – “The permittee shall conduct a meeting with the construction contractor or contractors detailing the terms and conditions of this permit prior to commencing construction activities of the project. The permittee shall notify the Galveston District of the pre-construction meeting at least two weeks in advance of the scheduled meeting. Within two weeks following the meeting, the permittee will also provide written confirmation to the Corps that the meeting was held.”

ii) Assist HCRMA in complying with USACE Permit Special Conditions 3 and 4. B&A shall prepare documentation for Permit Special Condition 3 Item 1) detailing plant survival, document the start and completion of mitigation site construction (based upon Contractor communications and HCRMA / EOR verification), complete the required USACE notifications for mitigation construction, and document the completion date of wetland construction. B&A will further support monitoring and maintenance according to the mitigation plan (Attachment A of the Permit) as indicated in this proposal. B&A shall assist HCRMA with compliance with Permit Special Condition 4 by supporting preparation of the CE and coordination of final VLF executed CE with the USACE. This proposal assumes that HCRMA will provide land survey and metes and bounds description of the CE boundaries, as well as legal review and filing of the CE.

Special Condition 3 – “The permittee must begin construction of the mitigation site within 30 days of initiating work within jurisdictional areas. The mitigation project and all construction, including planting, must be complete within 6 months after start of construction within jurisdictional areas. The permittee will notify the Corps', Corpus Christi Regulatory Field Office (CCRFO) in writing when construction both commences and is completed at both the project site and the mitigation site associated with this permit. The following information must be included: 1) Written reports and photo documentation detailing plant survival; 2) as-built plain view drawing in which the boundaries of the depressions were surveyed by a Registered Professional Surveyor or by GPS according to USACE GPS standards. and 3) based on the survey, total acreage of excavated areas. Monitoring and maintenance will proceed according to the mitigation plan included in Attachment A.”

Special Condition 4 – “The permittee must ensure that within 6 months of receipt of the Department of the Army permit that the Permittee will consummate a conservation easement of the specified mitigation area, as outlined in Attachment A. The conservation easement must be held by a qualified third-party entity approved in writing by the Corps. A copy of the draft conservation easement must be provided to the CCRFO for review and concurrence prior to recording.”

c) Collaborate with the EOR and construction contractor identified by HCRMA to build the Granjeno Mitigation Site as designed. B&A shall perform soils preparation and planting oversight, including:

i) Review of as-built plans to verify elevations/contours are consistent with EOR design and implementation plans. This has to be done/approved prior to planting. If there are issues due to site conditions that require a modification of the plan, coordinate those changes with the EOR and HCRMA; should modifications be required, support coordination with USACE as needed.

ii) On-site monitoring during construction to monitor soils preparation, monitor herbicide application to eliminate Bermudagrass and sunflowers, monitor removal of existing road(s) and decompaction (if needed), monitor

WORK AUTHORIZATION NO. 8
AGREEMENT FOR ENVIRONMENTAL CONSULTING SERVICES

excavation and grading activities, evaluate topsoils to be brought in (if-any), and monitor other soil amendments/treatments and discing needed to prepare site for planting.

- iii) Oversight of installation of a limited number of piezometers and shallow monitoring wells on-site to assure understanding of how hydrology is working on site during the monitoring period to assist with adaptive management. Shallow water wells help with evaluation of shallow water flow and piezometers with moisture content of confining layers that are below the wetland surface.
- iv) Identify sources for seeds, containerized plants, plugs, or other plants to be planted at the mitigation site as determined during Task 1 and provide recommendations regarding quantities and regionally available sources, vendor plant/seed/planting warranties, and coordination of needed product delivery schedules to the HCRMA for procurement.
- v) Verification that seed and plant stocks selected reflect those identified in the Implementation Plan and are compliant with USACE permit requirements for herbaceous, tree and shrub plantings.
- vi) Plant herbaceous species through drill seeding (as appropriate/available) within the Plan-identified wetland areas and upland buffer areas.
- vii) Plant trees and shrubs with containerized plants or bare root seedlings (as available) within the Plan-identified upland buffer areas.

Task 1 Assumptions:

1. HCRMA will provide land survey and metes and bounds description of the conservation easement boundaries, as well as legal review and filing of the conservation easement.
2. This proposal does not include design or construction of the mitigation site. Design and construction of the mitigation site will be conducted by engineering and construction contractors selected and contracted by HCRMA.
3. This proposal includes compliance support for USACE Special conditions 2-4 which apply to both the mitigation site and 365 Tollway projects. The effort proposed here applies only to those portions associated with construction of the Mitigation Site except in the case of reporting compliance with the overall project schedule compliance (Mitigation Site Start & Stop of construction relative to 365 Tollway construction schedule, requirements).
4. This proposal does not include soil preparation, herbicide purchase/application, or other soil treatments. These tasks will be conducted by engineering and construction contractors to be selected and contracted by HCRMA.
5. The cost of seeds, containerized plants, plugs, or other plants to be planted at the mitigation site will be determined during Task 1 and recommendations regarding regionally available sources, vendor plant/seed/planting warranties, and coordination of product delivery schedules provided to the HCRMA procurement department.
6. This proposal assumes up to 30 days at the mitigation site to monitor the mitigation site soils and planting areas construction process.

Task 2: Provide Mitigation Site Monitoring

B&A shall monitor the progress and success of the mitigation site according to the monitoring plan and performance standards outlined in Special Conditions 5 through 9 of the USACE Permit (excerpted below) and in the Mitigation Plan.

This includes conducting the following efforts:

- a. Conduct a required plant survival survey within 60 days after completing initial planting effort.
- b. Conduct an Initial Monitoring Survey within 6 months of planting and then yearly for 5 years, a total of 6 monitoring events..
- c. Prepare a report after each monitoring survey containing the information outlined in the USACE Permit, Mitigation Plan, and USACE Regulatory Guidance Letter 08-06.
- d. Coordinate with the HCRMA and USACE after each required monitoring survey, if needed, to answer questions about the survey report or discuss adaptive management needs.
- e. After each site visit, B&A will identify whether the mitigation site is progressing toward the required performance standards and whether additional planting or other adaptive management activities are needed. Because the need for additional planting or other adaptive management strategies cannot be estimated at this time, this proposal does not include additional planting or implementation of other adaptive management strategies.

Special Condition 5 – “If at least 70% survival of the tree and shrub plantings, or establishment of 60% areal density below 6 feet in height around the perimeter of the mitigation site, is not achieved within one year following the initial planting, an additional replanting will be performed within the next 30 days using the original planting specifications. If at least 70% cover by desirable wetland species is not achieved by the end of the first full growing season following planting, an additional replanting will be performed within the next 30 days. Cover requirements do not apply to portions of the mitigation area regularly inundated by water. The mitigation success criteria, as indicated in the mitigation plan included in Attachment A must be achieved for the mitigation requirement to be considered complete.”

Special Condition 6 - “A transplant survival survey will be conducted within 60 days following completion of the initial planting effort. If 50% survival of transplant material is not achieved, the Corps will be immediately notified in writing and a second planting effort will be made within the next 30 days. All planting efforts will be done in accordance with the criteria included in Attachment A.”

Special Condition 7 - “A monitoring study will be conducted six months following the planting and then yearly for a period of at least five years. Progress reports containing the following information will be submitted to the Corps within 30 days of each replanting/monitoring effort: percent cover of the various species of vegetation growing within the site, unusual sedimentation variations including depth of soil-sediment accumulations throughout the site, rates of erosion and any other factors that could affect productivity at the site. Replanting will occur annually if 70% coverage of wetland areas is not achieved during any of the additional monitoring efforts. All replanting efforts will be done at the planting densities described in Attachment A.”

Special Condition 8 – “Monitoring report content and format will be submitted to the CCRFO as outlined in Regulatory Guidance Letter No. 08-06. which is contained on the following website: http://www.usace.army.mil/CECW/Pages/reg_permit.aspx. Mitigation Monitoring Reports must include the following information: 1) a summary of the percent ground cover and species composition at fixed pre-established observation points, 2) list of dominant vegetation and their indicator status, and 3) photo documentation of the mitigation area. Content of the mitigation report will also contain information listed in Attachment A, Section 4.2.2.6 (Monitoring and Reporting).”

Special Condition 9 – “Should mitigation be determined to be unsuccessful by Corps personnel at the end

WORK AUTHORIZATION NO. 8
AGREEMENT FOR ENVIRONMENTAL CONSULTING SERVICES

of the monitoring period, the permittee will be required to take necessary corrective measures, as approved by the Corps. Once the corrective measures are completed, the permittee will notify the Corps and a determination will be made regarding success of the mitigation.”

Task 2 Assumptions:

1. Irrigation and other maintenance activities at the mitigation site will be conducted by HCRMA.
2. This proposal includes up to 6 site visits over the 5-year monitoring period.
3. This proposal assumes that the mitigation site will have met all performance criteria by the end of the 5-year monitoring period, and no subsequent monitoring will be conducted.
4. This proposal assumes a final inspection of the mitigation area with the USACE after it has achieved success for their “sign off”.

Task 3: Adaptive Management

Adaptive management strategies may need to be employed (per subsection 4.2.2.6 of the USACE permitted mitigation plan) to address unusual events such as extended flooding and sedimentation. Upon occurrence or discovery, B&A will report to HCRMA and assist with USACE coordination and implementation of adaptive management activities and restoration effort (e.g., sediment removal) and replanting. **Additional tasks such as adaptive management can be performed for a Fixed Fee / Time and Materials NTE amount based upon the event and can be quoted upon request at the time of need.**

**EXHIBIT C
WORK SCHEDULE**

Task 1 will be complete at the end of approximately 7 months (11/24/2021 through 06/30/2021).

Task 2 will initiate after the construction of the mitigation site which is slated to be completed by 06/30/2021 and will go through 12/31/2026 due to period and then yearly site inspections / reporting (including visits with USACE) to assure wetland site creation success.

Task 3, if needed, will begin after the construction of the mitigation site which is slated to be completed by 06/30/2021 and scoped by supplemental, as needed.

WA No. 8 - Blanton & Associates, Inc.
Exhibit D. Fee Schedule for Env. Support for HCRMA Granjeno Mitigation Site Development

TASKS DESCRIPTION	Project Manager	Env Planner I/II	Senior Env Specialist	Env Specialist	Senior Biologist	Biologist	Geologist	Senior Field Tech / Env. Inspector	Field Tech	Senior GIS	GIS	Admin Assistant	Total Labor Hrs.	Task Hours	Task Costs
1. Mitigation Site Soils & Plants Oversight													0	1646	\$169,414.46
a. Collaborate with Engineers for design refinement & Plan compliance													0	0	
i. collaboration with EOR on soils/subsoils (clay) & topsoil composition needs	4	10	4	24	18		8					2	70		
ii. Coordinate final soils/hydrology/grading needs are met by EOR final design & as-builts	4	10	4	24	24	32					8	2	108		
iii. Coordinate with EOR on design & construction schedules compliance with USACE needs	4	8	4	24									40		
b. USACE Contractor Meeting and Construction Reporting compliance Spec. Cond. 2-4				8	4	18						8	4	42	
i. Pre-construction meeting with Contractor(S) & notification (Special Condition 2)	4		16					8				2	30		
ii. USACE Schedule Compliance support (Special conditions 3-4)	4		16					8				4	32		
c. Wetland Oversight & Planting:													0		
i. Pre-construction assessment & testing	4		4	16	16	16	16		64				136		
ii. Seed & Plant stock acquisition support	4		24		40	40							108		
iii. Construction Monitoring - Permit compliance:													0		
Construction monitoring - clearing/grubbing & herbicide application	4		8		8	24		48	72				164		
Construction monitoring - Soils	4		8		8	24		48	72				164		
iv. Planting Activities:													0		
Planting - wetland seeding (17 acres)	4				24	48		180	180				436		
Planting - shrub/scrub (trees)(*5 acres upland)	4				24	48		120	120				316		
2. Monitoring and Mitigation Site Performance (five years)													0	1531	\$171,060.20
a. Required Monitoring Surveys	24		48		24	144			120	56	120	28	564		
b. Interim Periodic Monitoring Surveys	24		40		40	144			144		56		448		
c. Monitoring Reports	21		28		64	64			64	28	84	28	381		
d. HCRMA & USACE Coordination (includes final Site Visit with USACE)	18		32		40	24			24				138		
3. Adaptive Management Contingency Tasks (To Be Determined in future)													0	0	\$0.00
Adaptive Management Tasks - Supplemental plantings															
Adaptive Management Tasks - Dewatering															
Adaptive Management Tasks - Sediment Removal/dredging													0		
													0		
HOURS SUB-TOTALS	131	36	240	106	330	608	24	412	860	84	276	70	3177		
CONTRACT RATE PER HOUR	\$180.00	\$106.12	\$145.66	\$96.45	\$128.59	\$107.16	\$96.45	\$96.45	\$85.73	\$128.59	\$101.80	\$80.37			
TOTAL LABOR COSTS	\$23,580.00	\$3,820.32	\$34,958.40	\$10,223.70	\$42,434.70	\$65,153.28	\$2,314.80	\$39,737.40	\$73,727.80	\$10,801.56	\$28,096.80	\$5,625.90			
ODCS															
TASK 1 - SUBTOTAL															\$37,879.00
TASK 2 - SUBTOTAL															\$21,750.00
TASK 3 - SUBTOTAL															\$0.00
TOTAL DIRECT EXPENSES															59,629.00
LABOR															
TASK 1 - SUBTOTAL															\$169,414.46
TASK 2 - SUBTOTAL															\$171,060.20
TASK 3 - SUBTOTAL															\$0.00
TOTAL LABOR COSTS															\$340,474.66
GRAND TOTAL															\$400,103.66

ASSUMPTIONS

Task 1
1 - Includes one field visit to evaluate existing plant and soils conditions at the mitigation site and to establish soils amendment/treatment plan and further evaluate potential reference sites if needed (4 days, 3 people, 3 vehicles).

2 - HCRMA will provide access to the mitigation site and coordinate access to potential reference sites.

3 - HCRMA will provide land survey and metes and bounds description of the conservation easement boundaries, as well as legal review and filing of the conservation easement.

4 - This proposal does not include design or construction of the mitigation site. Design and construction of the mitigation site will be conducted by engineering and construction contractors to be selected and contracted by HCRMA.

5 - This proposal does not include soil preparation, herbicide purchase/application, or other soil treatments. These tasks will be conducted by engineering and construction contractors to be selected and contracted by HCRMA.

6 - The cost of seeds, containerized plants, plugs, or other plants recommended to be planted at the mitigation site will be determined through HCRMA Procurement practices. This equipment costs for drill seeding could be absorbed by HCRMA's earthwork contractor whom performs land clearing & herbicide application under construction contract, but need to be identified in one of the budgets.

7. Because the need for additional planting cannot be estimated at this time, this proposal does not include additional planting beyond the initial planting.

8 - This proposal assumes up to 30 days at the mitigation site to monitor the mitigation site construction process related to soils and plants project components. This Task does not include multiple team mobilizations due to plant / materials supply interruptions, unusually long rain or freezing weather events which would preclude planting or other project delays beyond the control of B&A.

9 - All geotechnical data needed for site development monitoring needs (i.e. piezometric measurement of soil moisture or periodic monitoring of wetland cell shallow water table) effort will be performed by the HCRMA CMT geotechnical contractor and B&A will coordinate those requests through the HCRMA.

WA No. 8 - Blanton & Associates, Inc.
Exhibit D. Fee Schedule for Env. Support for HCRMA Granjeno Mitigation Site Development

TASKS DESCRIPTION	Project Manager	Env Planner I/II	Senior Env Specialist	Env Specialist	Senior Biologist	Biologist	Geologist	Senior Field Tech / Env. Inspector	Field Tech	Senior GIS	GIS	Admin Assistant	Total Labor Hrs.	Task Hours	Task Costs
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ASSUMPTIONS

Task 2

- 1 - Irrigation and other maintenance activities at the mitigation site will be conducted by HCRMA.
- 2 - This proposal includes up to 6 monitoring report site visits over the 5-year monitoring period. Up to six additional interim site visits have been budgeted to assess plant survival and wetland site hydrology or potential onset of a site adaptive management need (e.g.: flooding/drought/loss-of-water-supply, freeze impacts, or pestilence) as needed to assure plant survival and wetland function.
- 3 - This proposal assumes that the mitigation site will have met all performance criteria by the end of the 5-year monitoring period, and no subsequent monitoring will be conducted.
- 4 - This proposal assumes one site visit with USACE for final sign-off at end of monitoring period.

Task 3 Adaptive Management - To Be Determined

WA No. 8 - Blanton & Associates, Inc.

Exhibit D. Fee Schedule for Env. Support for HCRMA Granjeno Mitigation Site Development

OTHER DIRECT EXPENSES

TASK 1 - MITIGATION SITE CONSTRUCTION OVERSIGHT	Rate	Unit	Amount	Total
Lodging / Hotel (GSA Day Rate)	\$ 100.00	Each	84	\$ 8,400.00
Meals (GSA Day Rate)	\$ 55.00	Each	84	\$ 4,620.00
Rental Car	\$ 90.00	Each	46	\$ 4,140.00
Air Travel	\$ 525.00	Each	12	\$ 6,300.00
Parking	\$ 14.00	Each	64	\$ 896.00
Mileage (REF: 668mi. Lakeway - Granjeno RT)	\$ 0.58	Each	6,000	\$ 3,480.00
Fuel for Rental Car	\$ 25.00	Day	46	\$ 1,150.00
Photocopies B/W (8.5 X 11)	\$ 0.10	Each	500	\$ 50.00
Photocopies B/W (11 X 17)	\$ 0.20	Each	120	\$ 24.00
Photocopies Color (8.5 X 11)	\$ 0.70	Each	120	\$ 84.00
Photocopies Color (11 X 17)	\$ 1.25	Each	120	\$ 150.00
Plots (Color on Photographic Paper)	\$ 4.00	Each	120	\$ 480.00
Color Graphics on Foam Board	\$ 5.00	Each	2	\$ 10.00
Presentation Boards 30" X 40" Color Mounted	\$ 100.00	Each	2	\$ 200.00
4" X 6" Digital Color Print	\$ 0.30	Each		\$ -
GPS	\$ 50.00	Day	30	\$ 1,500.00
Mailings/Postage	\$ 0.50	Each	50	\$ 25.00
Overnight Delivery Services	\$ 18.00	Each	15	\$ 270.00
Field Supplies	\$ 35.00	Trip	60	\$ 2,100.00
Piezometers & shallow Monitoring wells for soil moisture	\$ 10,000.00	each		By HCRMA
Tractor and Seed Drill Rental	\$ 4,000.00	each	1	\$ 4,000.00
SUBTOTAL				\$ 37,879.00
TASK 2. - MITIGATION MONITORING	Rate	Unit	Amount	Total
Lodging / Hotel (GSA Day Rate)	\$ 100.00	Each	36	\$ 3,600.00
Meals (GSA Day Rate)	\$ 55.00	Each	36	\$ 1,980.00
Rental Car	\$ 90.00	Each	18	\$ 1,620.00
Air Travel	\$ 525.00	Each	18	\$ 9,450.00
Parking	\$ 14.00	Each	36	\$ 504.00
Mileage (REF: 668mi. Lakeway - Granjeno RT)	\$ 0.58	Each	4,200	\$ 2,436.00
Fuel for Rental Car	\$ 25.00	Day	18	\$ 450.00
Photocopies B/W (8.5 X 11)	\$ 0.10	Each	600	\$ 60.00
Photocopies B/W (11 X 17)	\$ 0.20	Each	100	\$ 20.00
Photocopies Color (8.5 X 11)	\$ 0.70	Each	100	\$ 70.00
Photocopies Color (11 X 17)	\$ 1.25	Each	100	\$ 125.00
Plots (Color on Photographic Paper)	\$ 4.00	Each	12	\$ 48.00
4" X 6" Digital Color Print	\$ 0.30	Each	120	\$ 36.00
GPS	\$ 50.00	Day	18	\$ 900.00
Mailings/Postage	\$ 0.50	Each	50	\$ 25.00
Overnight Delivery Services	\$ 18.00	Each	12	\$ 216.00
Field Supplies	\$ 35.00	Trip	6	\$ 210.00
SUBTOTAL				\$ 21,750.00
TOTAL DIRECT EXPENSES				\$ 59,629.00

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: _____ and attach with the work authorization or supplemental work authorization.**

Contract #: 02-E37-17-07 Assigned Goal: 12.2% Prime Provider Blanton & Associates, Inc.

Work Authorization (WA)#: 8 WA Amount: \$400,103.66 Date: 11/23/2021

Supplemental Work Authorization (SWA) #: _____ to WA #: _____ SWA Amount: _____

Revised WA Amount: \$0

Description of Work <i>(List by category of work or task description. Attach additional pages, if necessary.)</i>	Dollar Amount <i>(For each category of work or task description shown.)</i>
ENV SUPPORT SERVICES FOR WETLAND MITIGATION	\$400,103.66
	\$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.

Provider Name: <u>Blanton & Associates, Inc.</u> Address: <u>5 Lakeway Centre Court, Suite 200,</u> <u>Austin, TX 78734</u> VID Number: <u>74-2845838</u> PH: <u>512-264-1095 & FAX: 512-264-1531</u> Email: <u>dblanton@blantonassociates.com</u>	Name: <u>Don Blanton</u> <i>(Please Print)</i> Title: <u>President</u> Signature Date
DBE/HUB Sub Provider Subprovider Name: VID Number: Address: PH: Email:	Name: _____ <i>(Please Print)</i> Title: _____ Signature Date
Second Tier Sub Provider Subprovider Name: VID Number: Address: Phone #& Fax #: Email:	Name: _____ <i>(Please Print)</i> Title: _____ Signature Date

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 3B

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

X

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

3B
11/05/21
11/23/21

1. Agenda Item: **RESOLUTION 2021-50 – APPROVAL OF CONTRACT AMENDMENT NUMBER 7 WITH BLANTON & ASSOCIATES, INC. TO INCREASE THE MAXIMUM PAYABLE AMOUNT DUE WORK AUTHORIZATION NUMBER 8.**
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of Resolution 2021-50 for CA No. 7 for WA No. 8.
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 2021-50 – Approval of Contract Amendment No. 7 with Blanton & Associates, Inc. to increase the maximum payable amount due Work Authorization No. 8, 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 **Blanton & Associates, Inc.**

Engineering

Geo-Technical

Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-50

Original Contract Amount **\$ 24,990**

Amendment # **7**

Amount **\$ 400,103.66**

Approved Amendments:

Resolution No.	Description	Amount
2017-58	Original Contract	\$ 24,990.00
2018-06	Contract Amendment #1 for IBTC Env Svcs	\$ 702,075.94
2019-07	Contract Amend #2 for NEPA/ReScope 365 Toll	\$ 8,660.00
2019-39	Contract Amendment 3	\$ 24,600.00
2020-08	Contract Amendment 4 Noise Report	\$ 20,129.50
Subtotal from Cont. Page		<u>\$ 197,566.15</u>
Contract Amount		\$ 978,021.59

Proposed Amendment

2021-50 Contract Amend #7 Environmental Services **\$ 400,103.66**

Goal and Options:

Approval of Contract Amendment 7 to the Professional Service Agreement with Blanton & Associates, Inc. to increase the maximum payable amount for Work Authorization Number 8.

Staff is recommending approval of this request in the amount of \$ 400,103.66 for a Revised Maximum Payable Amount of \$ 1,378,125.25

E. Davila, Develop Eng

Requested by:

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

2021-50

Resolution No.	Description	Amount
2020-11	Contract Amendment 5	\$ 131,398.00
2020-30	Contract Amendment 6	\$ 66,168.15

Subtotal \$ 197,566.15

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-50

APPROVAL OF CONTRACT AMENDMENT 7 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BLANTON & ASSOCIATES, INC. TO INCREASE THE MAXIMUM PAYABLE AMOUNT DUE WORK AUTHORIZATION NUMBER 8

THIS RESOLUTION is adopted this 23rd day of November 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, including the International Bridge Trade Connector project (the "IBTC");

WHEREAS, the Authority initially approved the retention of Blanton & Associates, Inc. through Resolution 2010-79 to provide professional services, including oversight of the IBTC local environmental assessment process and review of the recommendation as prepared by Atkins (formerly PBS&J) (the "Initial Agreement");

WHEREAS, under the scope of services provided to the Authority through the Initial Agreement, Blanton & Associates, Inc. demonstrated a unique and thorough understanding of the Authority's projects and related environmental issues;

WHEREAS, based on Blanton & Associates demonstrated knowledge and unique qualifications, and to ensure that the Authority did not experience any gap in critical environmental services, the Authority approved Resolutions 2017-71 and 2017-72 retaining Blanton & Associates to provide additional professional environmental services, including support for the federal environmental classification for the IBTC project, to the Authority immediately following the termination of the program manager agreement;

WHEREAS, the Board now (i) found it necessary and desirable to finalize the federal environmental classification of the IBTC project; (ii) finds that Blanton & Associates has demonstrated its qualifications in environmental work; (iii) finds that Blanton & Associates has a unique understanding of and history with the project, creating efficiencies and expertise that would be difficult to replace; and (iv) desires to expand Blanton & Associates, Inc. professional environmental services as described in Work Authorization #2, to finalize the federal environmental classification for the IBTC project;

WHEREAS, the Authority approved Resolution 2018-05 – Approval of Work Authorization 2 to the Professional Services Agreement with Blanton & Associates, Inc. to provide environmental clearance support for the IBTC Project in amount not to exceed \$702,075.94; and

WHEREAS, the Authority approved Resolution 2018-06 – Approval of Contract Amendment 1 to the Professional Services Agreement with Blanton & Associates, Inc. to increase the maximum payable amount to \$727,065.94 due to additional scope outlined in Work Authorization No. 2 in the amount of \$702,075.94.; and

WHEREAS, the Authority approved Resolution 2019-06 – Approval of Work Authorization 3 to the Professional Services Agreement with Blanton & Associates, Inc. for NEPA re-evaluation checklist support for the 365 Toll/ I-Road Interchange redesign in the amount of \$8,660.00; and

WHEREAS, the Authority approved Resolution 2019-07 Contract Amendment Number 2 to the Professional Services Agreement with Blanton & Associates, Inc. to increase the maximum payable amount by \$8,660.00 due new scope in Work Authorization Number 3 to a not-to-exceed amount of \$735,725.94; and

WHEREAS, the Authority approved Resolution 2019-38 Work Authorization Number 4 to the Professional Services Agreement with Blanton & Associates, Inc. for additional biological evaluation support for the International Bridge Trade Corridor Project environmental clearance in the amount of \$24,600.00; and

WHEREAS, the Authority approved Resolution 2019-39 Contract Amendment Number 3 to the Professional Services Agreement with Blanton & Associates, Inc. to increase maximum payable by \$24,600.00 for Work Authorization Number 4; and

WHEREAS, the Authority approved Resolution 2020-07 Work Authorization Number 5 to the Professional Services Agreement with Blanton & Associates, Inc. to provide updated Noise Report for the IBTC Project Environmental Clearance; and

WHEREAS, the Authority approved Resolution 2020-08 Contract Amendment Number 4 to the Professional Services Agreement with Blanton & Associates, Inc. to increase maximum payable by \$20,129.50 for Work Authorization Number 5; and

WHEREAS, the Authority approved Resolution 2020-10 Work Authorization Number 6 to the Professional Services Agreement with Blanton & Associates, Inc. to provide Archaeological Mitigation Plans for the IBTC Project Environmental Clearance; and

WHEREAS, the Authority approved Resolution 2020-11 Contract Amendment Number 5 to the Professional Services Agreement with Blanton & Associates, Inc. to increase maximum payable by \$131,398.00 for Work Authorization Number 6; and

WHEREAS, the Authority approved Resolution 2020-15 Supplemental No. 1 to Work Authorization Number 3 to the Professional Services Agreement with Blanton & Associates, Inc. for a no-cost time extension for Environmental Services for the 365 Tollway Project; and

WHEREAS, the Authority approved Resolution 2020-16 Supplemental No. 1 to Work Authorization Number 4 to the Professional Services Agreement with Blanton & Associates, Inc. for a no cost time extension for Environmental Services for the IBTC Project.

WHEREAS, on October 27, 2020, the Authority approve Resolution 2020-29 Work Authorization Number 7 to the Professional Service Agreement with Blanton & Associates, Inc. to provide Wetland Mitigation Support for the 365 Tollway Construction Permitting in the amount of \$66,168.15; and

WHEREAS, on October 27, 2020, the Authority approved Resolution 2020-30 Contract Amendment No. 6 to the Professional Services Agreement with Blanton & Associates, Inc. to increase the maximum payable amount by \$66,168.15 for due Work Authorization No. 7; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-50 Contract Amendment No. 7 to the Professional Services Agreement with Blanton & Associates, Inc. to increase the maximum payable amount by \$400,103.66 for due Work Authorization No. 8.

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 Contract Amendment No. 7 to the Professional Service Agreement with Blanton & Associates, Inc. to increase the maximum payable amount by \$400,103.66 for Work Authorization Number 8 hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to execute Contract Amendment 7 to the Professional Services Agreement for the 365 Tollway Project hereby 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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract Amendment No. 7
to the Professional Services Agreement with
Blanton & Associates, Inc. to Increase Maximum Payable Amount for
Work Authorization No. 8 for the
365 Tollway Project

SUPPLEMENTAL AGREEMENT NO. 7

**TO PROFESSIONAL SERVICES
AGREEMENT FOR ENVIRONMENTAL SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 7 TO MAIN CONTRACT 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 Blanton & Associates, Inc. (the Consultant).

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 December 31, 2026.

Article III Compensation

Article III Compensation shall be amended to increase the maximum amount payable under this contract from \$978,021.59 to \$1,378,125.25 for a total increase of \$400,103.66 due to additional scope and effort outlined in Work Authorization No. 8 for Environmental Support (planting design, planting, monitoring, and reporting) of the Wetland Mitigation Site Development for the 365 Tollway Project.

This Supplemental Agreement No. 7 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.

AUTHORITY

By: _____

Name: Pilar Rodriguez

Title: Executive Director

Hidalgo County Regional Mobility Authority

Date: _____

CONSULTANT

By: _____

Name: Don Blanton

Title: President

Blanton & Associates, Inc.

Date: _____

Item 3C

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

X

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

3C
11/05/2021
11/23/2021

1. Agenda Item: **RESOLUTION 2021-51 – APPROVAL OF WORK AUTHORIZATION 5 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HDR ENGINEERING FOR ENGINEERING SUPPORT FOR THE DESIGN AND CONSTRUCTION OF THE 365 TOLLWAY WETLAND MITIGATION SITE.**
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of WA 5 to PSA with HDR Engineering, Inc. to provide support for design and construction 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 2021-51 – Approval of Work Authorization 5 to the Professional Service Agreement with HDR Engineering for engineering support for the design and construction of the 365 Tollway Wetland Mitigation site, 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 2021-51

Work Authorization # 5 Supplemental # _____

Amount **\$ 315,447.56**

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
2021-21	WA 4 IBTC Final Schematic Environmental	\$ 197,746.02
Subtotal from Cont. Page		<u>\$ 0.00</u>
Total Approved WA		\$ 1,018,118.62

Proposed Work Authorization and/or Supplemental

2021-51 WA 5 Support Wetland Mitigation Site **\$ 315,447.56**

Goal and Options:

Approval of Work Authorization 5 with HDR Engineering, Inc. for engineering support for the design and construction of the 365 Tollway Wetland Mitigation site.

Staff is recommending approval of this request in the amount of \$ 315,447.56
Proposed total approved WA and/or Supplementals \$ 1,333,566.18

E. Davila, Develop Eng
Requested By:

Work Authorizations Cont...**Resolution No.**

2021-51

Resolution No.	Description	Amount
WA No.		
WA No		
WA No.		

Subtotal \$ 0.00

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-51

APPROVAL OF WORK AUTHORIZATION 5 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HDR ENGINEERING FOR ENGINEERING SUPPORT FOR THE DESIGN AND CONSTRUCTION OF THE 365 TOLLWAY WETLAND MITIGATION SITE

THIS RESOLUTION is adopted this 23rd day of November 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 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 June 22, 2021 the Authority approved 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; and

WHEREAS, on June 22, 2021 the Authority approved 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; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-51 Approval of a Work Authorization 5 to the Professional Service Agreement with HDR Engineering, Inc. for engineering support for the design and construction of the 365 Tollway Wetland Mitigation site in the amount of \$315,447.56.

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 5 to the Professional Services Agreement with HDR Engineering, Inc. for engineering support for the design and construction of the 365 Tollway Wetland Mitigation site in the amount of \$315,447.56, hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to execute Work Authorization 5 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 23rd day of November, 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

WORK AUTHORIZATION 5
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. 5 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 \$315,447.56 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 December 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

General Project Information – The purpose of the Granjeño Mitigation Site project is to fulfill the requirements in the executed permit SWG-2013-00175 (Permit) signed on September 22, 2016 between the HCRMA and United States Army Corps of Engineers (USACE) for the 365 Toll project. In general, the HCRMA has to meet the commitment of restoring 23.88 acres of land, including 17 acres planned specifically for wetland restoration. HCRMA will dedicate 12 of the 17 acres to compensate for impacts resulting from the 365 Toll project (also referred to as the SH 365 roadway project in the mitigation plan). The remaining 5 acres of restored wetland area at the mitigation site will be held in reserve for application toward future projects within the watershed. Per the conditions 2 and 3 of the permit, construction of the mitigation site must begin within 30 days of initiating work within jurisdictional areas of the 365 Toll project., and it must be completed within 6 months of initiating work impacting jurisdictional areas.

HCRMA's permit SWG-2013-00175 and the attached mitigation plan outline the restoration of approximately 24 acres (17 of which is wetland restoration) of the property to provide adequate functional capacity unit (FCU) mitigation for the 365 Toll project plus additional FCUs for future projects such as the International Bridge Trade Corridor (IBTC) project. A separate USACE regulatory permit would be required to permit impacts of the IBTC project and show that required FCUs from impacts could utilize the additional restored wetlands from HCRMA's Permit and mitigation plan. If additional FCUs are required for the IBTC project beyond what is included in HCRMA's permit, a separate mitigation plan would be required whether they are on this property or a separate location. The conservation easement required by condition 4 of the permit and monitoring reporting required by condition 5 through 9 of the Permit apply to the entire proposed 24 acres and should be referenced and utilized by the IBTC project or others if approved for their mitigation use by USACE. HCRMA will obtain and provide the conservation easement to USACE.

Phase 1 – Mitigation requirements today as specified in the Permit to be constructed on the Granjeño mitigation site.

Phase 2 – Future additional mitigation from IBTC jurisdictional impacts – To be determined upon approval of the environmental document and determination of final USACE permitting requirements for that project.

1. Task 1 – Geotechnical Services

1.1. Review of Geotechnical Report submitted by firm contracted directly by the HCRMA

GEC will review the Geotechnical Report developed for the Granjeño Site to verify that it meets requirements of industry standards and provides the necessary information for Granjeño emergent wetland design.

1.2. Design Support

The GEC geotechnical resources will provide guidance to the design team during the Granjeño site design development. They will make themselves available for client questions and meetings.

1.3. Quality Control Review

The GEC geotechnical resources will participate in quality control reviews for design milestone deliverables as noted in Section 4.0 of this scope of services.

2. Task 2 – Environmental Services

The GEC understands that Blanton & Associates (B&A) will be providing regulatory permitting support during design and construction of the Granjeño site including the monitoring period after construction is completed as outlined in conditions 5 through 9 of the Permit.

2.1. Review of Executed Permitting Documents

GEC environmental will review the available executed permitting documents that the HCRMA has in place with government regulatory agencies for the Granjeño site.

2.2. Design Support

The GEC environmental will assist the design team in adhering to permitting requirements during the Granjeño site design development. They will make themselves available for client and B&A questions and meetings.

2.3. Special Conditions Coordination

The GEC environmental will coordinate with B&A regarding USACE Permit Special Conditions 3 and 4.

2.4. Quality Control Review

The GEC environmental will participate in quality control reviews for design milestone deliverables as noted in Section 4.0 of this scope of services.

3. Task 3 - Groundwater Well

A water supply source is required to provide water at a quality and volume necessary to establish and maintain an emergent wetland as stipulated in the USACE permit mitigation documents.

3.1. Due Diligence

The GEC water resources will perform due diligence research on the specifications needed and coordination required to establish a groundwater well. There is no groundwater conservation district for the project area, however Hidalgo County is included in Groundwater Management Area 16. The following is a list of agencies that may require coordination; however it does not constitute a complete list of entities:

- Texas Water Development Board
- International Boundary & Water Commission
- Texas Commission on Environmental Quality
- Groundwater Management Area 16

3.2. Demand Analysis

The GEC water resources will coordinate with geotechnical and environmental resources to determine the volume and quality of groundwater necessary to establish and maintain the emergent wetland based on wetland design, seasonal operation, climate factors, and site-specific hydrogeology (seepage).

A spreadsheet model simulating water needs versus typical weather patterns will be developed and analyzed. Considerations will be given to rainfall, evapotranspiration, and demand over an annual cycle or actual period of years with recorded data (seasonal and annual variations in rainfall and temperature).

3.3. Hydrogeology and Water Quality Investigation

The GEC water resources will perform a hydrogeologic investigation based on existing and available data to determine target source aquifer(s) and potential well depth based on demand analysis findings.

The GEC water resources will perform a water quality investigation based on existing and available water quality data from nearby wells within the target source aquifer(s) to determine if there are water quality concerns with regards to irrigating the emergent wetland.

3.4. Preliminary Well and Pump Design

The GEC water resources will provide a preliminary well and pump design based on results from the demand analysis, hydrogeologic investigation, and water quality investigation. The preliminary design will provide the quantity and quality of water necessary to sustain the emergent wetland including the associated plant species. If water quality concerns are

identified based on water quality needs identified by environmental resources for emerging wetlands, treatment processes will be identified at a preliminary-level (no costs).

3.5. Construction Delivery Options

Consider and advise the HCRMA on the options for constructing the groundwater well, such as:

- Performance Specification – Utilize a performance specification to provide the parameters of the Granjeño Mitigation site project needs to a groundwater driller who will be responsible for the final selection of well depth, pump size, and associated materials including but not limited to the drilling of said well.
- Procure the groundwater well construction separate from the Granjeño civil site plans.
- Include the groundwater well construction in the Granjeño civil site plans.
- Provide advice on timeline for obtaining requisite permit approvals for beginning drilling operations and completing well construction.

4. Task 4 – Emergent Wetland Mitigation Site PS&E

4.1. Preliminary Engineering Report

The GEC will coordinate with HCRMA, B&A, geotechnical, environmental, and water resources to compile a Preliminary Engineering Report that provides the following information:

- Conceptual Site Grading for Phase 1 and 2
- Pond estimated footprint with preliminary elevations (Phase 1)
- Utility Coordination, including the following:
 - Confirm POCs, collect records, send out formal Notification Letters communicating project timelines
 - Create and maintain Utility Communication Log
 - Preparation of Existing Utility Layout (includes proposed features, aerial background with utilities assigned distinct linestyle, does not include ASCE QL-B or ASCE QL-A)
 - Coordinate and Conduct utility coordination meetings (incl. coordination of mtg, agenda, mtg mins – Assume 1)
- Planting layout (Phase 1)
- Tentative groundwater well location
- Opinion of Probable Construction Costs (OPCC)
- Construction delivery options

4.2. Plans, Specifications, and Estimate (Phase 1 only)

The GEC will develop a PS&E package for a civil site plan (Plan) for Granjeño Mitigation Site project consisting of the following:

- OPCC – Updated at milestone deliverable stages.

- Construction Schedule – Updated at milestone deliverable stages.
- Specifications – GEC will select the appropriate source specifications required for the Plan. Potential sources include EJCDC or SpecsIntact.
- Plan set to include:
 - general sheets
 - hydrology and hydraulic calculations and design
 - site grading including 3-D surface
 - location of underground proposed infrastructure (well location, water pipes, connections, and valves)
 - planting layout and schedule (watering, food)
 - SW3P measures
 - miscellaneous details and standards
- GEC QC and Interdisciplinary Review coordination
 - GEC will identify civil senior technical resources to QC the milestone deliverables.
 - Milestone deliverables will also include concurrent interdisciplinary review. The interdisciplinary team is identified as: GEC geotechnical, GEC environmental, and B&A.
 - After QC review and interdisciplinary review comments have been addressed, milestone deliverables will be submitted to HCRMA for their review up to the 100% Plan. Once the HCRMA and GEC agree to resolution of 100% comments, a signed and sealed final version will be submitted to the HCRMA for letting phase.
- Milestone Deliverables are identified as 60%, 90%, 100%, Signed and Sealed – Issued for Construction (IFC).

5. Task 5 – Letting Phase

GEC will assist the HCRMA with the following:

- Assembling bid package
- Pre-bid meeting
- Request for Information (RFI) from prospective bidders
- Compilation of Addenda
- Review of responsive and responsible bidders and provide award recommendation.
- Review contractor baseline schedule

6. Task 6 – Construction Phase

GEC will support the HCRMA during the construction phase of the Granjeño Mitigation Site project with the following:

- Participate in pre-construction meeting
- Assist with RFIs and contractor submittals
- Plan sheet revisions prompted by RFIs or change orders
- Collaborate with B&A for field visits and construction progress monitoring
- Review of contractor's milestone surveys for pay applications. This involves comparison between contractor provided 3-D surface data and GEC design surface. It requires the contractor to submit their survey in an acceptable format to facilitate the comparison.
- Periodic surveyed spot checks. Assume once a month for 5 months.
- Final as-built survey to be used in-lieu of as-built plans. As-built survey will also be incorporated as part of HCRMA's punch list for items that need to be corrected.
- Participation in substantial completion walk-through (punch list development)

Assumptions and Exclusions

- B&A is responsible for managing the Permit requirements and coordination with the USACE. This includes time extensions for the associated 365 Toll Permit documents.
- B&A is responsible for assisting the HCRMA in complying with USACE Permit Special Conditions 3 and 4 including monitoring and maintenance after completion of the mitigation site construction.
- Despite HDR's efforts to develop a mitigation site design that meets the requirements of the Permit in collaboration with B&A, we have no control over the successful establishment of the vegetation and plant species due to unpredictable extreme weather conditions. Therefore, we cannot be held liable for unsuccessful plant establishment.

EXHIBIT C
WORK SCHEDULE

Schedule start with NTP projected to start 11/24/2021 with contract letting February 2022, construction starting March 2022 with completion of construction 6 months of commencing site construction.

Prime Provider: HDR Engineering, Inc.

Subconsultant: Melden and Hunt

Work Authorization: 05

Granjeno Site Mitigation			Total by Firm	% by Firm
	Labor	ODE		
HDR	\$296,258.66	\$3,917.70	\$300,176.36	95%
Melden and Hunt	\$15,271.20	\$0.00	\$15,271.20	5%
<blank>			\$0.00	0%
<blank>			\$0.00	0%
<blank>			\$0.00	0%
<blank>			\$0.00	0%
<blank>			\$0.00	0%
Sub-Total by Task	\$311,529.86	\$3,917.70	Total WA	100%
Total by Task	\$315,447.56		\$315,447.56	

Labor Categories	Sum	Project Manager	Deputy Project Manager	Sr Technical Advisor	Quality Manager	Senior Engineer	Project Engineer	Design Engineer	Senior Geotech Engineer	Geotech Engineer	Transportation Planner IV	Senior Environmental Scientist	Environmental Scientist III	GIS Operator	Senior Utility Coord	Utility Coord	Senior Engineer Tech	Estimating Sth Support 2	Schedule	Sr Project Controller	Project Controller	Accounting	Admin III	Total Task Hours	Unit Item Fee		
Negotiated Rate	\$220,62	\$254.57	\$296.99	\$240.42	\$198.00	\$169.71	\$141.43	\$212.14	\$141.43	\$198.00	\$175.37	\$133.14	\$101.83	\$159.57	\$115.97	\$107.48	\$179.61	\$161.23	\$212.14	\$148.50	\$115.69	\$84.86					
DESCRIPTION OF TASKS/DETAILS																											
1 - Task 1 - Geotechnical Services																											
Review of Geotech Report																											
Design Support																											
QC / Interdisciplinary Review	1		2																								
Subtotal																											
2 - Task 2 - Environmental Services																											
Review of executed permit documents			2	2																							
Design Support	1	2																									
Special Conditions Coordination		2	2																								
QC / Interdisciplinary Review	1	2	1																								
Subtotal																											
3- Task 3 - Groundwater Well																											
Due Diligence/Coordination meetings	3	2	8					12																			
Demand Analysis			4					8																			
Hydrogeology and Water Quality Investigation			4					16																			
Preliminary Well and Pump Design	1		4					16																			
Construction Delivery Options		2	4	4				32																			
Subtotal																											
4 - Task 4 - Emergency Wetland Mitigation Site PS&E																											
4.1 Preliminary Engineering Report																											
Site	2	1	1																16	4	2	12	8				
Coordination Meetings	3	3	1																								
Conceptual Site Grading	2		2					4																			
Pond design (H&H analysis)	2	4	2					8																			
Planning Layout			1		4			8											2	3	8	16					
Utility Communication		1	1					4												4	24						
Letters communicating project timeline, timeline needs of utility relocations		1	2					2																			
Create and Maintain Utility Communication Log tracking correspondence with utility companies								2																			
Preparation of Existing Utility Layout (includes all proposed utility lines, utility poles, and utility poles and distinct coordinate and conduct utility coordination meetings (incl. coordination of mtg agenda, mtg mins - Assume 1 hr)		1	1					2												10							
Tentative groundwater well location								2												2	16						
Report Writing	2	2	4	1				24												6	12						
OPCC								4																			
Construction Delivery Options		2	4	1				8																			
Subtotal																											
4.2 PS&E																				16							
OPCC (10%, 90%, 100%)	6	2	3					6													50						
Coordinate Project Schedule	2		2					12																			
Specifications		4	2	1	16			12													8		40				
Coordination Meetings	12	8	4	1																2	1						
60 % PS&E	4	2	6					16													24	60					
60% QC and Interdisciplinary Review and address comments			6					16													16	2					
90 % PS&E	8	2	4					16													18	48					
90% QC and Interdisciplinary Review and address comments			4					18												32	12						
100 % PS&E	8	2	2					16												8	12						
100% QC and Interdisciplinary Review and address comments			2					8												8	34						
Signed and Sealed PS&E Deliverable	2	2						8													2	1					
Subtotal																											
5 - Task 5 - Letting Phase																											
Assist with assembling bid package	4																										
Participate in pre-bid meeting	2	2																									
Assist with RFIs	8	8																									
Assist with addenda compilation			16					4													1	4					
Assist in identification of responsive and responsible bidders	2	3	1		2			16													16	1					
Award recommendation	1	1																									
Review contractor baseline schedule			2																		6	1					
Subtotal																											
6 - Task 6 - Construction Phase																											
Participate in pre-construction meeting	2	2		1																							
Assist with RFIs and submittals	3	3	1		24	6															24	2		8			
Plan sheet revisions (not E&O related)			8	16	24																24			8			
B&A compilation / field visits	16																										
Review contractor payables, provide results for pay apps								16																			
Survey spot checks (Assume once a month for 5 months)	4	4						4																			
Final as-built survey	2	2																									
Substantial completion walk-through, punch list coordination	8		2																		8	12		2			
Subtotal																											
Labor Hours Total	104	70	79	32	120	264	276	10	18	30	45	44	140	64	0	418	56	16	21	2	12	63	1884	Hours Check			
Labor Cost Total	\$22,944.48	\$17,819.00	\$23,462.21	\$7,693.44	\$23,760.00	\$44,803.44	\$39,034.68	\$2,121.40	\$2,545.74	\$5,940.00	\$7,891.65	\$4,578.16	\$14,256.20	\$9,956.48	\$0.00	\$44,926.64	\$10,058.16	\$23,798.68	\$4,454.94	\$297.00	\$1,388.28	\$5,346.18	\$296,258.66	cost check			
% Staff Distribution	6%	4%	4%	2%	6%	14%	15%	1%	1%	2%	2%	3%	0%	12%	3%	1%	0%	1%	0%	1%	1%	0%	1%	100%			

Prime Provider: HDR Engineering, Inc. HDR Engineering, Inc.
Subconsultant: Melden and Hunt Melden and Hunt
Work Authorization: 04 05
Legend: recurring every X months = ~Xmos

Legend: reoccurring every X months = ~Xmo

Prime Provider: HDR Engineering, Inc.

Subconsultant:

Work Authorization: 05

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	10	\$320.00
Lodging/Hotel (Taxes/fees not included)	day/person	CSR	M	\$94.00	10	\$940.00
Meals (Excluding alcohol & tips) (Overnight stay required)	Day/person	CSR	M	\$55.00	18	\$990.00
Mileage	mile	CSR	F	\$0.545	3060	\$1,667.70
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		\$0.00
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		\$0.00
Overnight Mail - oversized box	each	CSR	M	\$85.00		\$0.00
Courier Services	each	n/a	M	\$28.00		\$0.00
Photocopies B/W (11" X 17")	each	n/a	F	\$0.25		\$0.00
Photocopies B/W (8 1/2" X 11")	Each	n/a	F	\$0.12		\$0.00
Photocopies Color (11" X 17")	each	n/a	F	\$1.50		\$0.00
Photocopies Color (8 1/2" X 11")	each	n/a	M	\$0.85		\$0.00
Digital Ortho Plotting	sheet	n/a	M	\$1.25		\$0.00
Plots (B/W on Bond)	per sq. ft.	n/a	M	\$0.50		\$0.00
Plots (Color on Bond)	per sq. ft.	n/a	F	\$1.00		\$0.00
Plots (Color on Photographic Paper)	per sq. ft.	n/a	F	\$4.00		\$0.00
Color Graphics on Foam Board	square foot	n/a	F	\$5.00		\$0.00
Presentation Boards 30" X 40" Color Mounted	each	n/a	M	\$125.00		\$0.00
Report Printing	each	n/a	M	\$65.00		\$0.00
Report Binding and tabbing	each	n/a	M	\$8.00		\$0.00
Notebooks	each	n/a	M	\$9.00		\$0.00
Reproduction of CD/DVD	each	n/a	M	\$5.00		\$0.00
CDs	each	n/a	F	\$1.75		\$0.00
4" X 6" Digital Color Print	picture	n/a	F	\$0.25		\$0.00
Tx Parks & Wildlife Data Request Fees	each	n/a	M	\$50.00		\$0.00
Hazardous Materials Database Search	per search	n/a	M	\$350.00		\$0.00
Noise Meter Rental	per project	n/a	M	\$150.00		\$0.00
Environmental Database Search	per project	n/a	M	\$1,100.00		\$0.00
Environmental Field Supplies (lathes, stakes, flagging, spray paint, etc.)	day	n/a	M	\$65.00		\$0.00
Curator (Drawer & TX Archaeological Research Lab for artifacts & report)	per project	n/a	F	\$1,350.00		\$0.00
Newspaper Advertisement	per publication	n/a	M	\$1,650.00		\$0.00
Court Reporter	page	n/a	M	\$10.00		\$0.00
Court Reporter (Public Meetings, Hearings & Transcription)	day	n/a	M	\$500.00		\$0.00

Translator (English to Spanish, other language as appropriate, or Sign Language) for Public Involvement	event	n/a	F	\$500.00		\$0.00
Translator (English to Spanish, other language as appropriate, or Sign Language)	hour	n/a	M	\$100.00		\$0.00
Custodian for Public Involvement	hour/custodian	n/a	M	\$35.00		\$0.00
Sound Technician for Public Involvement	event	n/a	M	\$1,000.00		\$0.00
Public Involvement Facility Rental (estimate)	4 hours	n/a	M	\$800.00		\$0.00
Public involvement Facility Rental (estimate)	8 hours	n/a	M	\$1,600.00		\$0.00
Public Involvement Facility Rental (estimate)	hour	n/a	M	\$200.00		\$0.00
Public Involvement Facility Rental	event	n/a	M	\$3,000.00		\$0.00
Audio - Equipment Rental	each	n/a	M	\$750.00		\$0.00
Audio - Visual Equipment Rental	event	n/a	M	\$1,250.00		\$0.00
Public Notices - Mass Mailing (500 pieces)	per mailing	n/a	M	\$550.00		\$0.00
Public Notices - Mass Mailing/with Self Addressed Return Envelope (500 pieces)	per mailing	n/a	M	\$750.00		\$0.00
Electronic Message Signs	day	n/a	M	\$240.00		\$0.00
Website URL Rental	year	n/a	F	\$425.00		\$0.00
FEMA FIS (Manual)	each	n/a	M	\$7.00		\$0.00
FEMA FIS Backup Data Request	each	n/a	M	\$400.00		\$0.00
FEMA Map Revision Submittal (CLOMR/LOMR) (Submittal Fee Only)	each	n/a	F	\$8,250.00		\$0.00
FEMA Model/Floodplain Hardcopy	each	n/a	F	\$275.00		\$0.00
Railroad - Flagger (Service provided by RR)	hour	n/a	M	\$80.00		\$0.00
Railroad - Insurance in addition to STD Minimum Required (Minimum coverage of \$1 Million required by RR.)	each	AC	M	\$3,500.00		\$0.00
Railroad - Permit	each	n/a	M	\$1,000.00		\$0.00
Railroad - Safety Training (If required - Heavy Rail Safety Training Certificate, includes classroom training and employee certification card.)	Per Person	n/a	M	\$500.00		\$0.00
Traffic Control Services, Arrow Boards and Attenuator trucks - Large Project (Includes labor, equipment and fuel)	day	n/a	M	\$3,000.00		\$0.00
Traffic Control Services, Arrow Boards and Attenuator trucks - Medium Project (Includes labor, equipment and fuel)	day	n/a	M	\$2,350.00		\$0.00
Traffic Control Services, Arrow Boards and Attenuator trucks - Small Project (Includes labor, equipment and fuel)	Day	n/a	M	\$1,500.00		\$0.00
Attenuator trucks - (Lane/Shoulder Closure) (Includes labor, equipment and fuel)	day	n/a	M	\$650.00		\$0.00
Attenuator trucks - (No Lane Closure) (Includes labor, equipment and fuel)	day	n/a	M	\$600.00		\$0.00
Flashing Arrow Board	day	n/a	F	\$500.00		\$0.00
Portable Message Board	day	n/a	M	\$300.00		\$0.00
Law Enforcement/Uniform Officer (including vehicle)	Hour	n/a	M	\$75.00		\$0.00
Required Permit Fees (non- railroad)	each	n/a	M	\$300.00		\$0.00
Boat with Motor	day	n/a	M	\$275.00		\$0.00
Fathometer	day	n/a	M	\$90.00		\$0.00
Backhoe Rental	day	n/a	M	\$1,500.00		\$0.00
Map Records	sheet	n/a	M	\$6.00		\$0.00
Deed Copies	sheet	n/a	F	\$2.00		\$0.00
Certified Deed Copies	sheet	n/a	F	\$2.50		\$0.00
Aerial Photographs (1" = 500' scale)	each	n/a	M	\$90.00		\$0.00
Reprographics	per sq. ft.	n/a	M	\$4.00		\$0.00
Terrestrial Laser Scanner (rates applied to actual time scanner unit is in use)	Hour	n/a	M	\$110.00		\$0.00
Ground Target (includes paint, panel material, etc.)	Each	n/a	M	\$30.00		\$0.00
TARL Curation Fee	site	n/a	M	\$1,800.00		\$0.00
USB External Drive	each	n/a	M	\$40.00		\$0.00
Law Enforcement/Uniform Officer (without vehicle)	per hr	n/a	M	\$45.00		\$0.00
Total ODE Cost					\$3,917.70	\$3,917.70

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)#: 5 WA Amount: \$315,447.56 Date: _____

Supplemental Work Authorization (SWA) #: _____ to WA #: _____ SWA Amount: _____

Revised WA Amount: _____

Description of Work <i>(List by category of work or task description. Attach additional pages, if necessary.)</i>	Dollar Amount <i>(For each category of work or task description shown.)</i>
WETLAND MITIGATION SITE DESIGN	\$315,447.56
	\$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.

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

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).

Item 3D

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	3D
PLANNING COMMITTEE	____	DATE SUBMITTED	11/10/2021
FINANCE COMMITTEE	____	MEETING DATE	11/23/2021
TECHNICAL COMMITTEE	____		

1. Agenda Item: **RESOLUTION 2021-52 – APPROVAL OF CONTRACT AMENDMENT 3 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HDR ENGINEERING TO INCREASE THE MAXIMUM PAYABLE AMOUNT DUE TO WORK AUTHORIZATION 5.**
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Consideration and Approval of CA 3 to PSA with HDR Engineering, Inc. to provide engineering support for the 365 Toll 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 2021-52 – Approval of Contract Amendment 3 to the Professional Service Agreement with HDR Engineering to increase the maximum payable amount due to Work Authorization 5, 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 2021-52

Original Contract Amount **\$ 488,658**

Amendment # **3**

Amount **\$ 315,447.56**

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
2021-22	Contract Amendment 2 for WA4	\$ 197,746.02

Subtotal from Cont. Page	<u>\$ 0.00</u>
Contract Amount	<u>\$ 1,018,118.62</u>

Proposed Amendment

2021-52	Contract Amendment 3 for WA5	\$ 315,447.56
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Goal and Options:

Approval of Contract Amendment 3 to the Professional Service Agreement with HDR Engineering to increase maximum amount payable for WA 5.

Staff is recommending approval of this request in the amount of \$ 315,447.56 for a Revised Maximum Payable Amount of \$ 1,333,566.18

E. Davila, Develop Eng

Requested by:

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

2021-52

Resolution No.	Description	Amount
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Subtotal \$ 0.00

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

2021-52

Resolution No.	Description	Amount
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Subtotal \$ 0.00

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-52

APPROVAL OF CONTRACT AMENDMENT 3 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH HDR
ENGINEERING TO INCREASE THE MAXIMUM PAYABLE
AMOUNT FOR WORK AUTHORIZATION 5

THIS RESOLUTION is adopted this 23rd day of November 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 March 5, 2019 the Authority approved 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 June 22, 2021 the Authority approved 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; and

WHEREAS, on June 22, 2021 the Authority approved 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; and

WHEREAS, on November 23, 2021 the Authority approved Resolution 2021-51 Approval of a Work Authorization 5 to the Professional Service Agreement with HDR Engineering, Inc. for engineering support for the design and construction of the 365 Tollway Wetland Mitigation site in the amount of \$315,447.56; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-52 Approval of Contract Amendment 3 to the Professional Service Agreement with HDR to increase the maximum payable amount from \$1,018,118.62 to \$1,333,566.18 for a total increase of \$315,447.56 for Work Authorization No. 5

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 3 to the Professional Services Agreement with HDR Engineering, Inc. to increase the maximum amount payable to \$1,333,566.18 (hereto attached as Exhibit A).
- Section 3. The Board authorizes the Executive Director to execute the Contract Amendment 3 to the Professional Services Agreement for General Engineering Consultant Services hereby 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 23rd day of November, 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT 3
TO THE PROFESSIONAL SERVICE AGREEMENT
FOR
GENERAL ENGINEERING CONSULTANT SERVICES
BETWEEN
THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY
AND
HDR ENGINEERING, INC.

**CONTRACT AMENDMENT NO. 3
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 December 31, 2022.

Article III Compensation

Article III Compensation shall be amended to increase the amount payable under this contract from \$1,018,118.62 to \$1,333,566.18 for a total increase of \$315,447.56 due to additional scope and effort outlined in Work Authorization No. 5.

This Contract Amendment No. 3 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 3E

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

X

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

3E
11/16/2021
11/23/2021

1. Agenda Item: RESOLUTION 2021-69 – CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT NUMBER 3 TO THE PROFESSIONAL SERVICE AGREEMENT WITH SENDERO ACQUISITIONS, LP FOR A TIME EXTENSION AND MILESTONE UNIT COST UPDATE TO PROVIDE RIGHT-OF-WAY ACQUISITION SERVICES TO THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY.
2. Nature of Request: (Brief Overview) Attachments: Yes No
Approval of CA No. 3 for Sendero Acquisitions Services
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: Motion to approve Resolution 2021-69 - Consideration and Approval of Contract Amendment Number 3 to the professional service agreement with SENDERO ACQUISITIONS, LP for a time extension and milestone unit cost update to provide Right-of-Way Acquisition Services to the Hidalgo County Regional Mobility Authority.
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Chief Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



- CMT Services
- Environmental
- Engineering
- Geo-Technical
- Surveying **Sendero Acquisitions**

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-69

Original Contract Amount **\$ 0**

Amendment # **3**

Amount **\$ 0.00**

Approved Amendments:

Resolution No.	Description	Amount
2014-22	Award of Contract	\$ 0.00
2017-28	CA 1 - No Cost Time Extension to 12/31/18	\$ 0.00
2018-73	CA 2 - No Cost Time Extension to 12/31/21	\$ 0.00

Subtotal from Cont. Page	<u>\$ 0.00</u>
Contract Amount	\$ 0.00

Proposed Amendment	
2021-69	\$ 0.00

Goal and Options:

To extend contract end date until 12/31/2023 and to update their milestone fees on this contract that had been in existence since 2014.

Staff is recommending approval of this request in the amount of \$ 0.00 for a Revised Maximum Payable Amount of \$ 0.00

E. Davila, Develop Eng

Requested by:

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

2021-69

Resolution No.	Description	Amount
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Subtotal \$ 0.00

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021- 69

CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT NUMBER 3 TO THE PROFESSIONAL SERVICE AGREEMENT WITH SENDERO ACQUISITIONS, LP FOR A TIME EXTENSION AND MILESTONE UNIT COST UPDATE TO PROVIDE RIGHT-OF-WAY ACQUISITION SERVICES TO THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

THIS RESOLUTION is adopted this 23rd day of November, 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, the Authority has adopted a Strategic Plan that prioritizes the State Highway 365 (SH 365), International Bridge Trade Corridor (IBTC) and State Highway 68 (SH 68) Projects; and

WHEREAS, on December 10, 2013, the Authority closed on the Vehicle Registration Fee Revenue and Refunding Bond Series 2013 and has programmed the funds for the advance project development of the SH 365 and IBTC Projects; and

WHEREAS, the Authority solicited Statement of Qualifications for Right of Way Agent Services for the State Highway 365 and International Bridge Trade Corridor Projects; and

WHEREAS, on September 27, 2013, the Authority received a single response to the request for Statement of Qualifications for Right of Way Agent Services for the State Highway 365 and International Bridge Trade Corridor Project; and

WHEREAS, on December 18, 2013, the Authority authorized HCRMA staff to negotiate with the single response to the Statement of Qualifications for Right of Way Agent Services; and

WHEREAS, HCRMA staff has negotiated a Professional Service Agreement with AR\WS Texas LP for Right of Way Agent Services, hereto attached as Exhibit A; and

WHEREAS, on March 19, 2014, the Authority awarded a Professional Service Agreement to AR\WS Texas LP for Right of Way Agent Services; and

WHEREAS, on March 28, 2017, the Board approved Resolution 2017-28 approving Supplemental 1 to the Professional Service Agreement with Sendero Acquisitions, LP., (Assignment of contract from AR/WS Texas LP) for a no-cost time extension (March 31, 2017 to December 31, 2018) to provide Right of Way Services to the Hidalgo County Regional Mobility Authority; and

WHEREAS, on December 11, 2018 the Authority approved Resolution 2018-73 for Supplemental 2 to the Professional Service Agreement with Sendero Acquisition, LP, to provide Right of Way Services to the Hidalgo County Regional Mobility Authority for the 365 Tollway and International Bridge Trade Corridor projects;

WHEREAS, the Authority finds it necessary to approve Resolution 2021-69 – Consideration and Approval of Contract Amendment Number 3 to the professional service agreement with Sendero Acquisitions, LP for a time extension and milestone unit cost update to provide Right-of-Way Acquisition Services to the Hidalgo County Regional Mobility Authority;

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 approves Contract Amendment Number 3 to the professional service agreement with Sendero Acquisitions, LP for a time extension and milestone unit cost update to provide Right-of-Way Acquisition Services to the Hidalgo County Regional Mobility Authority, hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute Contract Amendment Number 3 to the Professional Service Agreement for Right of Way Agent Services with Sendero Acquisitions, LP.

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 23rd day of November
2021, at which meeting a quorum was present.

S. David Deanda, Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT 3 TO THE PROFESSIONAL SERVICE AGREEMENT

WITH

SENDERO ACQUISITIONS, LP

FOR

ACQUISITION OF RIGHT OF WAY

**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY
PROFESSIONAL RIGHT OF WAY AGENT SERVICES
SUPPLEMENTAL AGREEMENT NO. 03**

THIS SUPPLEMENTAL AGREEMENT FOR PROFESSIONAL RIGHT OF WAY AGENT SERVICES is made by and between the Hidalgo County Regional Mobility Authority (the “Authority”) and Sendero Acquisitions LP herein after called “Consultant” for the purpose of contracting for professional right of way agent services (the “Agreement”).

BACKGROUND

The Authority and the Consultant executed a contract on the 3rd day of April 2014; Supplement No. 1 on the 23rd day of February 2017 and Supplement No. 2 on the 18th day of December 2018 concerning the Consultant to contract for acquisition services to obtain right of way and administer all acquisition activities, including but not limited to negotiations to purchase, relocation assistance, property management and eminent domain assistance, in connection with the right of way necessary for highway projects.

AGREEMENT

The Authority and the Consultant agree that the contract is amended as follows:

- I. The termination date is extended from December 31, 2021 to December 31, 2023.
- II. The Statement of Work – 2.0 FEE SCHEDULE – PAYMENT MILESTONES
- III. ATTACHMENT H - Fees

All other provisions are unchanged and remain in full force and effect.

CONSULTANT

Sendero Acquisitions, L.P.

By: _____

Name: Carlos Lascurain

Title: Principal

Date: _____

AUTHORITY

Hidalgo County Regional Mobility Authority

By: _____

Name: Pilar Rodriguez, P.E.

Title: Executive Director

Date: _____

Hidalgo County Regional Mobility Authority
REVISED Statement of Work

2.0 FEE SCHEDULE - PAYMENT MILESTONES:

2.1 Fee for Title and Closing Service - \$1,500

- 2.1.1 Payment made on per parcel basis
- 2.1.2 \$150 payment milestone paid upon securing initial title commitment or securing update title commitment.
- 2.3.2.1 The HCRMA R/W Office has the option to provide the initial title commitment at the beginning of the project and therefore the Provider would not be eligible for the first payment milestone for Title and Closing Services. However, if the Provider has to secure an updated title commitment, the Provider becomes eligible for the first payment milestone for Title and Closing Services
- 2.1.3 \$600 payment milestone paid upon submission of acceptable payment package or issuances of final offer letter.
- 2.1.4 \$300 payment milestone paid upon attending closing.
- 2.1.5 \$450 payment milestone paid upon issuance of title policy or alternative method acceptable by the HCRMA (i.e.; Attorney's Certificate).

2.2 Fee for Negotiation Service - \$6,000

- 2.2.1 Payment made on per parcel basis
- 2.2.2 \$425 sending out Intro Letters
- 2.2.3 \$1,375 payment milestone paid upon presentation of initial offer.
- 2.2.4 \$2,625 payment milestone paid upon presentation of final offer with HCRMA concurrence or acceptable payment submission with clear title or confirmation that title will be clear by receipt of warrant.
- 2.2.5 \$1,575 payment milestone paid upon the completed closing of the parcel.

2.3 Fee for Residential Relocation Assistance Service - \$7,850

- 2.3.1 Payment made on per Displacee basis
- 2.3.2 \$3,250 payment milestone paid upon:
 - 2.3.2.1 Submitting to HCRMA R/W Office completed ROW-R-MP, ROW-R-96 and ROW-R-CE signed by Displacee.
 - 2.3.2.2 Delivery of computation, submittal and approval of replacement housing supplement to HCRMA R/W Office.
 - 2.3.2.3 Submitting proof of providing 90-day notice to Displacee after initial interview. Displacee may not receive a 90-day notice prior to an initial interview. If Displacee is not entitled to relocation benefits by virtue of not being legally present in the United States, this milestone would be reduced to a single milestone of \$920.

2.3.3 \$2,837.50 payment milestone paid upon

2.3.3.1 Submitting memorandum to HCRMA R/W Office reporting the actual date the Displacee vacated parcel and includes detailed documentation (as directed by the HCRMA R/W Office) of the move. This assumes the replacement housing has been acquired and the move was monitored by the Provider.

2.3.4 \$1,762.50 payment milestone paid upon;

2.3.4.1 Transmittal of memorandum to the HCRMA R/W Office stating that all relocation assistance has been completed.

2.3.4.2 Submittal of completed file to HCRMA R/W Office with documents filed by date of activity. Completed file documents must contain; all contacts with the Displacee, completed claim forms, copies of all payment submissions for relocation assistance, and signed form (in a checklist format, as directed and approved by the HCRMA R/W Office) by Displacee verifying move is completed and all benefits have been explained to them.

2.4 Fee for Business Relocation Assistance Service - \$8,500

2.4.1 Payment made on per Displacee basis

2.4.2 \$2,975 payment milestone paid upon;

2.4.2.1 Submitting to HCRMA R/W Office completed ROW-R-MP, ROW-R-96 and ROW-R-CEsigned by Displacee.

2.4.2.2 Providing 90-day notice to Displacee. Displacee may not receive a 90-day notice prior to an initial interview. If Displacee is not entitled to relocation benefits by virtue of not being legally present in the United States, this milestone would be reduced to a single milestone of \$1,000.

2.4.3 \$2,975 payment milestone paid upon;

2.4.3.1 Submitting memorandum to HCRMA R/W Office reporting the actual date the Displacee vacated parcel and includes detailed documentation (as directed by the HCRMA R/W Office) of the move. This assumes the move was monitored.

2.4.4 \$2,550 payment milestone paid upon;

2.4.4.1 Transmittal of memorandum to HCRMA R/W Office stating that all relocation assistance has been completed.

2.4.4.2 Submittal of completed file to HCRMA R/W Office with documents filed by date of activity. Completed file documents must contain; all contacts with the Displacee, completed claim forms and copies of all payment submissions for relocation assistance, and signed form (in checklist format, as directed and approved by the HCRMA R/W Office) by the Displacee verifying move is completed and all benefits have been explained to them.

2.5 **Fee for Personal Property and Storage Unit Relocation Assistance Service - \$2,250**

2.5.1 Payment made on per Displacee basis

2.5.2 \$975 payment milestone paid upon;

2.5.2.1 Submitting to HCRMA R/W Office completed ROW-R-MP, ROW-R-96 and ROW-R-CE signed by Displacee.

2.5.2.2 Providing 90-day notice to Displacee. Displacee may not receive a 90-day notice prior to an initial interview. If Displacee is not entitled to relocation benefits by virtue of not being legally present in the United States, this milestone would be reduced to a single milestone of \$700.

2.5.3 \$1,275 payment milestone paid upon;

2.5.3.1 Transmittal of memorandum to HCRMA R/W Office stating that all relocation assistance has been completed.

2.5.3.2 Submittal of completed file to HCRMA R/W Office with documents filed by date of activity. Completed file documents must contain; all contacts with the Displacee, completed claim forms and copies of all payment submissions for relocation assistance, and signed form (in checklist format, as directed and approved by the HCRMA R/W Office) by the Displacee verifying move is completed and all benefits have been explained to them.

2.6 Fee for Outdoor Advertising Sign Relocation Assistance Service - \$3,750

2.6.1 Payment made on per Displacee basis

2.6.2 \$1,687.50 payment milestone paid upon;

2.6.2.1 Submitting to HCRMA R/W Office, completed ROW-R-MP, ROW-R-96 and ROW-R-CE signed by Displacee.

2.6.2.2 Providing 90-day notice to Displacee. Displacee may not receive a 90-day notice prior to an initial interview. If Displacee is not entitled to relocation benefits by virtue of not being legally present in the United States, this milestone would be reduced to a single milestone of \$300. If necessary, the Provider will obtain moving estimates and submit the fully executed Form R-119 to the HCRMA R/W Office for pre-approval.

2.6.3 \$2,062.50 payment milestone paid upon;

2.6.3.1 Transmittal of memorandum to HCRMA R/W Office stating that all relocation assistance has been completed.

2.6.3.2 Submittal of completed file to HCRMA R/W Office with documents filed by date of activity. Completed file documents must contain; all contacts with the Displacee, completed claim forms and copies of all payment submissions for relocation assistance, and signed form (in checklist format, as directed and approved by the HCRMA R/W Office) by the Displacee verifying move is completed and all benefits have been explained to them.

2.7 Fee for Condemnation Support Services - \$7,000

- 2.7.1 Payment made on per parcel basis
- 2.7.2 \$2,800 payment milestone paid upon;
 - 2.7.2.1 Receipt of the submission of an RTE-49 acceptable to the HCRMA R/W Office.
 - 2.7.2.2 With written approval by HCRMA R/W Office, the provider may be instructed to begin the administrative preparation of the ROW-E-49 package after the initial offer letter is presented to the property owner. In all cases, to receive payment for this milestone, the provider must complete and submit a form ROW-E-49 acceptable to the HCRMA R/W Office.
- 2.7.3 \$2,450 payment milestone paid upon;
 - 2.7.3.1 Setting the date for the Special Commissioners Hearing and providing the HCRMA R/W Office with a copy of the completed order setting the Hearing signed by all Special Commissioners.
- 2.7.4 \$1,050 payment milestone paid upon service of the notice of Hearing.
- 2.7.5 \$700 payment milestone paid upon Notice of Deposit

2.8 HOURLY BASIS:

Right of Way Manager	\$150 per hour
Senior Right of Way Agent	\$125 per hour
Right of Way Agent	\$100 per hour
Relocation Manager	\$150 per hour
Senior Relocation Agent	\$120 per hour
Relocation Agent	\$100 per hour
Support Staff	\$ 80 per hour

ATTACHMENT H**Fees****Payment made on a per parcel basis:**

▪ Right of Way Agent Negotiation Services	\$6,000 per parcel
▪ Title and Closing Services	\$1,500 per parcel
▪ Residential Relocation Services	\$7,850 per parcel
▪ Business Relocation Services	\$8,500 per parcel
▪ Personal Property and Relocation Services	\$2,250 per parcel
▪ Outdoor Sign Relocation Services	\$3,750 per parcel
▪ Condemnation Support Services	\$7,000 per parcel

HOURLY BASIS:

▪ Right of Way Manager	\$150 per hour
▪ Senior Right of Way Agent	\$125 per hour
▪ Right of Way Agent	\$100 per hour
▪ Relocation Manager	\$150 per hour
▪ Senior Relocation Agent	\$120 per hour
▪ Relocation Agent	\$100 per hour
▪ Support Staff	\$ 80 per hour

Item 3F

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

X

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

3F
11/16/2021
11/23/2021

1. Agenda Item: **RESOLUTION 2021-70 – CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION NUMBER 7 WITH SENDERO ACQUISITIONS, LP TO PROVIDE REMAINING 365 TOLLWAY RIGHT-OF-WAY ACQUISITION SERVICES.**
2. Nature of Request: (Brief Overview) Attachments: X Yes No
Approval of WA No. 7 for Sendero Acquisitions Services
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 F. Resolution 2021-70 – Consideration and Approval of Work Authorization Number 7 with Sendero Acquisitions, LP to provide Remaining 365 Tollway Right-of-Way Acquisition Services.**
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 None
12. Chief Construction Engineer's Recommendation: X Approved Disapproved 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

Geo-Technical

Acquisitions and Relo **Sendero Acquisitions, LP**

WORK AUTHORIZATION SUMMARY

RESOLUTION 2021-70

Work Authorization # 7 Supplemental # _____

Amount **\$ 210,100.00**

Approved Work Authorizations:

Resolution No.	Description	Amount
9/10/2014	WA No. 1 Tract 2, 3 Parcel 2 SH 365 South 281	\$ 14,400.00
9/11/2014	WA 2 - Acquisition & Relo Svc - Quiet Village	\$ 214,600.00
12/15/2014	WA 2 Supp 1 - Acquisition & Relo - Quiet Village	\$ 160,000.00
12/15/2014	WA 2 Supp 2 - Acquistion & Relo - Quiet Village	\$ 58,000.00
3/16/2015	WA 2 Supp 3 - Acquisition & Relo Quiet Village	\$ 20,000.00
Subtotal from Cont. Page		<u>\$ 1,960,540.00</u>
Total Approved WA		\$ 2,427,540.00

Proposed Work Authorization and/or Supplemental

2021-70 WA 7 - 365 Toll ROW Acquisition Svc **\$ 210,100.00**

Goal and Options:

To provide Remaining 365 Tollway Right-of-Way Acquisition Services.

Staff is recommending approval of this request in the amount of \$ 210,100.00
Proposed total approved WA and/or Supplementals \$ 2,637,640.00

Requested By:

Work Authorizations Cont...**Resolution No.**

2021-70

Resolution No.	Description	Amount
9/11/2014	WA 3 - Acquisition & Relo Svc -Red River	\$ 312,600.00
9/19/2014	WA 3 Supp 1 - Acquis & Relo Svc - Red River	\$ 168,000.00
12/14/2015	WA 3 Supp 2 - Acquis & Relo Svc - Red River	\$ 27,600.00
12/15/2014	WA 4 - Acquisition & Relo Svc - IBTC	\$ 330,400.00
3/16/2015	WA 4 Supp 1 - Acquisition & Relo Svc - IBTC	\$ 78,440.00
7/20/2015	WA 5 - Acquisition & Relo-St Hwy 365 Seg. 1&2	\$ 998,800.00
2/23/2017	WA 5 Supp 1 - Acquisition & Relo-St. Hwy 365	\$ 39,300.00
7/22/2021	WA 6-Easements Svc Lonestar Pipeline/365 Toll	\$ 5,400.00

Subtotal \$ 1,960,540.00

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021- 70

CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION NUMBER 7 WITH
SENDERO ACQUISITIONS, LP TO PROVIDE REMAINING 365 TOLLWAY RIGHT-OF-WAY
ACQUISITION SERVICES

THIS RESOLUTION is adopted this 23rd day of November, 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, the Authority has adopted a Strategic Plan that prioritizes the State Highway 365 (SH 365), International Bridge Trade Corridor (IBTC) and State Highway 68 (SH 68) Projects;

WHEREAS, on December 10, 2013, the Authority closed on the Vehicle Registration Fee Revenue and Refunding Bond Series 2013 and has programmed the funds for the advance project development of the SH 365 and IBTC Projects;

WHEREAS, the Authority solicited Statement of Qualifications for Right of Way Agent Services for the State Highway 365 and International Bridge Trade Corridor Projects;

WHEREAS, on September 27, 2013, the Authority received a single response to the request for Statement of Qualifications for Right of Way Agent Services for the State Highway 365 and International Bridge Trade Corridor Project;

WHEREAS, on December 18, 2013, the Authority authorized HCRMA staff to negotiate with the single response to the Statement of Qualifications for Right of Way Agent Services;

WHEREAS, on March 19, 2014, the Authority awarded a Professional Service Agreement to AR\WS Texas LP for Right of Way Agent Services;

WHEREAS, the Authority executed various scopes for right-of-way acquisitions services for its Capital Improvement Projects of the 365 Tollway (Segments 1, 2, and 3) and International Bridge Trade Corridor (IBTC) over five (5) work authorizations (with supplementals thereto) between September 10, 2014 and February 2, 2017:

- 9/10/2014 WA 1 - Tract 2, 3 Parcel 2 SH 365 South 281 in the amount of \$14,400.00
- 9/11/2014 WA 2 - Acquisition & Relocation Services in Quiet Village for the ETT Transmission Project in the amount of \$214,600.00
- 12/15/2014 WA 2 Supp 1 - Acquisition & Relocation Services in Quiet Village for the ETT Transmission Project in the amount of \$160,000.00
- 12/15/2014 WA 2 Supp 2 - Acquisition & Relocation Services in Quiet Village for the

ETT Transmission Project in the amount of \$58,000.00

- 3/16/2015 WA 2 Supp 3 - Acquisition & Relocation Services in Quiet Village for the ETT Transmission Project in the amount of \$20,000.00;
- 9/11/2014 WA 3 - Acquisition & Relocation Services in Red River subdivision for the ETT Transmission Project in the amount of \$312,600.00;
- 9/19/2014 WA 3 Supp 1 - Acquisition & Relocation Services in Red River subdivision for the ETT Transmission Project in the amount of \$168,000.00;
- 12/14/2015 WA 3 Supp 2 - Acquisition & Relocation Services in Red River subdivision for the ETT Transmission Project in the amount of \$27,600.00;
- 12/15/2014 WA 4 - Acquisition & Relocation Services Along the IBTC corridor in the amount of \$330,400.00;
- 3/16/2015 WA 4 Supp 1 - Acquisition & Relocation Services Along the IBTC corridor in the amount of \$78,440.00;
- 7/20/2015 WA 5 - Acquisition & Relocation Services for the 365 Tollway Seg. 1 and 2 in the amount of 998,800.00; and
- 2/23/2017 WA 5 Supp 1 - Acquisition & Relocation Services for the 365 Tollway in the amount of \$39,300.00

WHEREAS, on March 28, 2017, the Board approved Resolution 2017-28 approving Supplemental 1 to the Professional Service Agreement with Sendero Acquisitions, LP., (Assignment of contract from AR/WS Texas LP) for a no-cost time extension (March 31, 2017 to December 31, 2018) to provide Right of Way Services to the Hidalgo County Regional Mobility Authority;

WHEREAS, on December 11, 2018 the Authority approved Resolution 2018-73 for Supplemental 2 to the Professional Service Agreement with Sendero Acquisition, LP, to provide Right of Way Services to the Hidalgo County Regional Mobility Authority for the 365 Tollway and International Bridge Trade Corridor projects;

WHEREAS, the Authority executed right-of-way acquisitions services for the 365 Tollway project utility relocations as follows:

- 7/22/2021 WA 6 - Deeds & Acquisitions-Easement Svc Lonestar Pipeline/365 Toll in the amount of \$5,400.00

WHEREAS, on November 23, 2021 the Authority approved Resolution 2021-69 – Consideration and Approval of Contract Amendment Number 3 to the professional service agreement with Sendero Acquisitions, LP for a time extension and milestone unit cost update to provide Right-of-Way Acquisition Services to the Hidalgo County Regional Mobility Authority; and

WHEREAS, on November 23, 2021, the Authority finds it necessary to approve Resolution 2021-70 Consideration and Approval of Work Authorization Number 7 with Sendero Acquisitions, LP to provide Remaining 365 Tollway Right-of-Way Acquisition Services.

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

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

Section 2. The Board approves Work Authorization Number 7 with Sendero Acquisitions, LP to provide Remaining 365 Tollway Right-of-Way Acquisition Service, hereto attached as Exhibit A.

Section 3. The Board authorizes the Executive Director to execute Contract Amendment Number 3 to the Professional Service Agreement for Right of Way Agent Services with Sendero Acquisitions, LP.

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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

EXHIBIT A

CONTRACT AMENDMENT 3 TO THE PROFESSIONAL SERVICE AGREEMENT

WITH

SENDERO ACQUISITIONS, LP

FOR

ACQUISITION OF RIGHT OF WAY

WORK AUTHORIZATION No. # 7
FOR ACQUISITION AND RELOCATION SERVICES
H.C.R.M.A SH365
ROW CSJ: 3627-01-001
ROW CSJ: 0921-02-368

1. Identification of parcels to be acquired and all right of way acquisition and relocation services to be completed by the provider are shown on the attached Fee Schedule of this work authorization.
2. Services (if any) to be performed by subcontracts or by third-party vendors and invoiced as pass-through costs must be approved HCRMA Executive Director.
3. The direct cost of preliminary title commitments, title insurance and cost of filing petition in eminent domain cases are not to be considered a pass-through expense, and will be paid directly HCRMA.
4. List all Provider personnel to serve in key roles in the performance of each service of this work authorization. (name, address, phone and service performed):

Sendero Acquisitions, LP

Carlos Lascurain, Principal, Project Manager, Negotiator – 956-821-9869

Eduardo R. DeLeon, Negotiator - 956-739-7407

Ashleigh Swaim, Condemnation Support Specialist – 956-627-2298

Johnathan Morrow, Condemnation Support, Relocation, Negotiation – 325-672-5540

John Reed – Relocation Supervisor QA/QC - 512-468-5097

Jerry Reavis – Relocation, 210-260-8469

Natallee Dominguez – Administrative Support – 956-627-2298

Taylor Carroll – Billing/Administrative Support – 325-672-5540

Maggie Curington – Billing/Administrative Support – 325-672-5540

Mendy Baird, Principal – 325-672-5540; 325-518-5380

Charles Davis, Principal – 325-672-5540

5. Hidalgo County Regional Mobility Authority primary contacts are as follows:

Pilar Rodriguez, P.E. – Executive Director, phone: 956-402-4762

Ramon Navarro IV, P.E., C.F.M. – Chief Construction Engineer, 956-402-4763

6. Final Cost: **\$210,100.00**

7. Interim Completion Dates (not required): none reported

8. Term: Expires on December 30, 2023

9. Additional Requirements (if any): none reported

WORK AUTHORIZATION No. # 7
FOR ACQUISITION AND RELOCATION SERVICES
H.C.R.M.A SH365
ROW CSJ: 3627-01-001
ROW CSJ: 0921-02-368

Accepted by Acquisition Provider:

Signature	Date
<u>Carlos Lascurain</u>	
Print Name	
<u>Principal</u>	
Print Title	
<u>Sendero Acquisitions, LP</u>	
Print Company Name	

Authorized by the HCRMA:

Signature	Date
<u>Pilar Rodriguez, PE</u>	
Print Name	
<u>Executive Director</u>	
Print Title	
<u>Hidalgo County Regional Mobility Authority</u>	
Print Company Name	

**WORK AUTHORIZATION No. # 7
FOR ACQUISITION AND RELOCATION SERVICES
H.C.R.M.A SH365
ROW CSJ: 3627-01-001
ROW CSJ: 0921-02-368**

FEE SCHEDULE - Attached

Specific Parcel Number	ROW CSJ:	Title and Closing Service	Negotiation Service	Relocation Service						Total Cost
				units	Residential	units	Business	units	Outdoor Advertising Sign	
PID# 236793 (TE)	0921-02-368	1,500	6,000	0	0	0	0	0	0	7,500.00
PID# 584480 (TE)	0921-02-368	1,500	6,000	0	0	0	0	0	0	7,500.00
PID# 270199 (TE)	0921-02-368	1,500	6,000	0	0	0	0	0	0	7,500.00
PID# 270197 (TE)	0921-02-368	1,500	6,000	0	0	0	0	0	0	7,500.00
ID1	3627-01-001	1,500	6,000	0	0	0	0	0	0	7,500.00
HCID2-P1	3627-01-001	1,500	6,000	0	0	0	0	0	0	7,500.00
HCID2-P2	3627-01-001	1,500	6,000	0	0	0	0	0	0	7,500.00
HCID2-P3	3627-01-001	1,500	6,000	0	0	0	0	0	0	7,500.00
HCID2-37-P1, 37-P2	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-47	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-50	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-51	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-53-P1	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-53-P2	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-56-P1	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-64-P1	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-64-P2	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-67-P1	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-67-P2	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-67-P4	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-70	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-71	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-73	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-74	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-28	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00
HCID2-29	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00

Specific Parcel Number	ROW CSJ:	Title and Closing Service	Negotiation Service	Relocation Service						Total Cost	
				units	Residential	units	Business	units	Outdoor Advertising Sign		
HCID2-30	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00	
HCID2-40-P5	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00	
HCID2-43	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00	
HCID2-56-P2	3627-01-001	1,350	4,200	0	0	0	0	0	0	5,550.00	
30		41,700	140,400	0	\$0	0	\$0	0	\$0	\$0	182,100.00

Condemnation Support Service is based upon an **Estimated** 4 parcels at \$7,000 per parcel

\$28,000.00

Total Fee Schedule for Work Authorization **\$210,100.00**

COMMENTS

HCID2 Parcels 37-P1/37-P2, 47, 50, 51, 53-P1, 53-P2, 56-P1, 64-P1, 64-P2, 67-P1, 67-P2, 67-P4, 70, 71, 73, 74, 28, 29, 30, 40-P5, 43, 56-P2 included in this work authorization are for the following partial milestones only:

- Title and Closing Service = 1,500 per parcel = Service is for Milestone 2 (600), Milestone 3 (300), Milestone 4 (450) equates to \$1,350
- Fee for Negotiation Service = 6,000 per parcel = Service is for Milestone 3 (2,625), Milestone 4 (1,575) equates to \$4,200

Specific Parcel Number	ROW CSJ:	Title and Closing Service	Negotiation Service	Relocation Service					Total Cost	
				units	Residential	units	Business	units	Outdoor Advertising Sign	units

Notes regarding the above listed HCID2 parcels:

- Title and Closing Service Milestone 1 for the subject parcels were performed previously on Sendero Acquisitions, LP Work Authorization No. 5 and will not be billed under this current work authorization.

- Title and Closing Service Milestone 2 for the subject parcels were performed previously on Sendero Acquisitions, LP Work Authorization No. 5 for issuance of final offer letter; Milestone 2 for the subject parcels will be billed again under this work authorization upon submission of acceptable deed payment package.

- Negotiation Service Milestone 1 and Milestone 2 for the subject parcels were performed previously on Sendero Acquisitions, LP Work Authorization No. 5 and will not be billed under this current work authorization.

- Negotiation Service Milestone 3 for the subject parcels were performed previously on Sendero Acquisitions, LP Work Authorization No. 5 for presentation of final offer; Milestone 3 for the subject parcels will be billed under this work authorization upon submission of acceptable

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Item 3G

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS
PLANNING COMMITTEE
FINANCE COMMITTEE
TECHNICAL COMMITTEE

X

AGENDA ITEM
DATE SUBMITTED
MEETING DATE

3G
11/16/2021
11/23/2021

1. Agenda Item: RESOLUTION 2021-71 – APPROVAL OF WORK AUTHORIZATION NUMBER 10 TO THE PROFESSIONAL SERVICE AGREEMENT WITH C&M ASSOCIATES, INC. FOR TRAFFIC AND REVENUE FOR THE 365 TOLLWAY PROJECT FOR A FINANCING BRING-DOWN LETTER UPDATE AND VALUE ENGINEERING CHANGE PROPOASL (VECP) MODELING.
2. Nature of Request: (Brief Overview) Attachments: Yes No
For Traffic & Revenue Bring-Down letter update and VECP modeling for the 365 Tollway Project financing.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: Motion to approve Resolution 2021-71 Approval of Work Authorization Number 10 to the Professional Service Agreement with C&M Associates, Inc. for Traffic and Revenue for the 365 Tollway Project for a financing Bring-Down Letter Update and Value Engineering Change Proposal (VECP) Modeling, as presented.
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



- CMT Services
- Environmental
- Engineering C&M Associates, Inc
- Geo-Technical
- Surveying

WORK AUTHORIZATION SUMMARY

RESOLUTION 2021-71

Work Authorization # 10 Supplemental # _____

Amount \$ 96,952.04

Approved Amendments:

Resolution No.	Description	Amount
2017-59	WA No. 1	\$ 18,173.08
2017-88	WA No. 2	\$ 10,096.16
2017-96	SA No. 1 to WA No. 2	\$ 18,375.00
2018-03	SA No. 2 to WA No. 2	\$ 18,375.00
2018-23	WA No. 3 T&R w/ Tx DOT PP Procedures	\$ 35,019.23
Subtotal from Cont. Page		<u>\$ 526,977.83</u>
Total Approved WA		\$ 627,016.30

Proposed Work Authorization and/or Supplemental

2021-71 WA No. 10 T&R Bring-Down Ltr Update-365 Toll **\$ 96,952.04**

Goal and Options:

To provide Traffic and Revenue for the 365 Tollway Project for a Financing Bring-Down Letter Update and Value Engineering Change Proposal (VECP) modeling.

Staff is recommending approval of this request in the amount of \$ 96,952.04
Proposed total approved WA and/or Supplementals \$ 723,968.34

E. Davila, Develop Eng
Requested By:

Work Authorizations Cont...**Resolution No.**

2021-71

Resolution No.	Description	Amount
2018-64	WA No. 4 Traffic & Revenue 2018 & Bringdown	\$ 49,223.08
2018-69	WA No. 5 T&R Analysis Scenario I - 365	\$ 18,375.00
2019-08	WA No. 6 T&R Analysis Scenarios J&K - 365	\$ 17,250.00
2019-22	WA No. 7 IBTC Traffic Projection Update	\$ 15,896.71
2019-35	WA No. 8 Investment Grade T&R Study 365 Toll	\$ 390,634.80
2021-32	WA No. 9 T&R Bring-Down Ltr-365 Toll	\$ 35,598.24

Subtotal \$ 526,977.83

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-71

APPROVAL OF WORK AUTHORIZATION NUMBER 10 TO THE PROFESSIONAL SERVICE AGREEMENT WITH C&M ASSOCIATES FOR A TRAFFIC AND REVENUE BRING-DOWN LETTER UPDATE AND VALUE ENGINEERING CHANGE PROPOSAL (VECP) MODELING

THIS RESOLUTION is adopted this 23rd day of November 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; and

WHEREAS, the Authority approved Resolution 2017-59 – Approval of Work Authorization Number 1 to the Professional Services Agreement with C&M Associates, Inc. to provide updated ESALS for the Environmental Clearance Document for the International Bridge Trade Corridor Project. in the amount of \$18,173.08; and

WHEREAS, the Authority approved Resolution 2017-88 – Approval of Work Authorization Number 2 with C&M Associates to provide a scenario planning for the 365 Tollway Project in the amount of \$10,096.16; and

WHEREAS, the Authority approved Resolution 2017-96 – Approval of Supplemental Number 1 to Work Authorization Number 2 with C&M Associates to provide a scenario planning for the 365 Tollway Project in the amount of \$18,375.00; and

WHEREAS, the Authority approved Resolution 2018-03 – Approval of Supplemental Number 2 to Work Authorization Number 2 the Professional Service Agreement with C&M Associates to provide a Traffic & Revenue analysis of Scenario "G" for the 365 Tollway Project in the amount of \$18,375.00; and

WHEREAS, the Authority approved Resolution 2018-23 – Approval of Work Authorization Number 3 to the Professional Services Agreement with C&M Associates, Inc. to provide International Bridge Trade Corridor Traffic Projections utilizing Texas Department of Transportation Planning and Programming (TxDOT TPP) Procedures in the amount of \$35,019.23; and

WHEREAS, the Authority approved Resolution 2018-64 Approval of Work Authorization Number 4 with C&M Associates, Inc. to provide the 365 Tollway Project – Traffic and Revenue Update (2018) including an update to the Bringdown Letter in the amount of \$49,223.08; and

WHEREAS, the Authority approved Resolution 2018-69 Approval of Work Authorization Number 5 to the Professional Service Agreement with C&M Associates, Inc. for traffic & revenue analysis of scenario "I" for the 365 Tollway Project, in the amount of \$18,375.00; and

WHEREAS, the Authority approved Resolution 2018-70 Approval of Contract Amendment Number 6 to the Professional Service Agreement with C&M Associates to increase the maximum payable amount by \$18,375.00 for Work Authorization Number 5 for a revised maximum payable amount of \$167,363.55; and

WHEREAS, the Authority approved Resolution 2019-08 Approval of Work Authorization Number 6 to the Professional Service Agreement with C&M Associates, Inc. for traffic and revenue analysis of scenarios "J" & "K" for the 365 Tollway rescope and rebid, in the amount of \$17,250.00; and

WHEREAS, the Authority approved Resolution 2019-09 Approval of Contract Amendment Number 7 with C&M Associates to increase the maximum payable amount by \$17,250.00 for Work Authorization Number 6 for a revised maximum payable amount of \$184,886.55; and

WHEREAS, the Authority approved Resolution 2019-22 Approval of Work Authorization Number 7 to the Professional Services Agreement with C&M Associates for IBTC Traffic Projection Update using the latest update of the Lower Rio Grande (LRGV) Travel Demand Model (TDM) for 2019 in the amount of \$15,896.71; and

WHEREAS, the Authority approved Resolution 2019-23 Contract Amendment 8 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 7 in the amount of \$15,896.71 for a revised maximum payable amount of \$200,783.26; and

WHEREAS, the Authority approved Resolution 2019-35 Approval of Work Authorization Number 8 to the Professional Services Agreement with C&M Associates for the Investment Grade Traffic and Revenue Study for the 365 Tollway Project in the amount of \$390,634.80; and

WHEREAS, the Authority approved Resolution 2019-36 Contract Amendment 9 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 8 in the amount of \$390,634.80 for a revised maximum payable amount of \$591,418.06; and

WHEREAS, on August 24, 2021 the Authority approved Resolution 2021-32 Approval of Work Authorization Number 9 to the Professional Service Agreement with C&M Associates, Inc. for a Traffic and Revenue Bring-Down letter for the 365 Tollway project financing in the amount of \$35,598.24; and

WHEREAS, on August 24, 2021 the Authority approved Resolution 2021-33 Contract Amendment 10 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 9 in the amount of \$35,598.24 for a revised maximum payable amount of \$627,016.30; and

WHEREAS, the Authority finds it necessary to approve Resolution 2021-71 Approval of Work Authorization Number 10 to the Professional Service Agreement with C&M Associates, Inc. for a Traffic and Revenue Bring-Down letter update for the 365 Tollway project financing and Value Engineering Change Proposal (VECP) modeling in the amount of \$96,952.04.

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 Number 10 to the Professional Services Agreement with C&M Associates, Inc., in the amount of \$96,952.04 hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to execute Work Authorization Number 10 to the Professional Services Agreement with C&M Associates 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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Work
Authorization
Number 10
to
Professional Service Agreement
with
C&M
Associates, Inc.
for
Traffic
Engineering
Services for the
365 TOLL
Project

**WORK AUTHORIZATION NO. 10
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 C&M Associates, Inc. (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 \$96,952.04 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 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 December 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 HCRMA Systemwide Traffic and Revenue Services for HCRMA Systemwide Projects including the 0010 IBTC and 0030 365 TOLL."

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

THE ENGINEER

THE AUTHORITY

(Signature)

Carlos M. Contreras

(Printed Name)

President

(Title)

(Date)

(Signature)

Pilar Rodriguez

(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 Engineer
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 C **SERVICES TO BE PROVIDED BY THE ENGINEER – EXTENSION OF SCOPE**

In October 2021, C&M completed the 365 TOLL Road Bring Down Letter to support the HCRMA in financing of the 365 TOLL project. The Bring Down Letter was issued to review the traffic and revenue (T&R) assumptions of the 365 TOLL Investment Grade T&R Study submitted in January 2021. The scope extension to the work is related to additional requests from the HCRMA 365 TOLL financial team to revise some T&R assumptions presented in the Investment Grade Study and determine the potential impacts to the T&R forecast. C&M will update the previously submitted Bring Down Letter to reflect these changes.

As part of this extension of the scope of work, C&M will also provide support to the 365 TOLL project team with the following items:

- Support for the Value Engineering (VE) of the 365 TOLL Project
- Support to finalize the General Engineering Contract (GEC) report (T&R operations model)
- Border stakeholder outreach in Hidalgo and Cameron Counties for preliminary talks to coordinate a 365 TOLL Mexican license plate toll enforcement strategy at the U.S./Mexico border.
- Continuous support for financing.

The proposed engineering tasks are described below.

Task 1: Bring Down Letter Update

C&M will update the Bring Down Letter to the latest requests from the HCRMA financial team, including an updated 365 TOLL T&R forecast considering only two (instead of three) main lanes per direction from the year 2040 onwards to the end of the 40-year forecast period. Similar, C&M will not include the expansion of the 365 TOLL frontage roads in the future model years as previously assumed in the T&R Investment Grade Study. C&M will consider only the project alignment of the 365 TOLL project as presented in Phase 1 of the project. Since all future project expansions dependent on potential developer participation or other funding availability that is uncertain.

The update of the Bring Down Letter will include any other changes to the 365 TOLL revenue estimates that will result from changes in the 365 TOLL road alignment per the VE effort undertaken by the HCRMA. Any changes in number of lanes or ramp locations will result in T&R that differs from the forecast presented in the submitted Bring Down Letter.

Task 2: Value Engineering Support

C&M will support the HCRMA value engineering team in identifying possible changes to the design of the 365 TOLL Road that will result in construction cost savings. Changes to the 365 TOLL design that impact the capacity of the project will also impact the project's T&R. Similarly, changes that are related to the

project's access and exit ramp locations or closing/opening ramps must be run through C&M's travel demand model to identify possible changes to the T&R forecast.

There are several ideas presented by the VE team which C&M might consider as scenarios, within this scope C&M will run the scenario to reducing the number of mainlanes on 365 TOLL from two to one around FM 494 (Shary Rd). The reduction of the shoulder lanes, the change of the design of exit ramps or other changes that do not affect directly the projects capacity or the configuration of access and exit ramps to the 365 TOLL road will not affect the T&R forecast.

C&M will develop the required scenarios within its travel demand modeling process, with each scenario including the following sub-tasks:

- Modifying the road-network geometry to reflect the proposed changes for each of the project model years (project opening year 2026 and future years 2030, 2040, and 2045).
- Developing the model attributes for the network links that will have to be added or changed depending on the proposed changes.
- Performing quality assurance and quality control on the coding that was performed for the model year road networks.
- Re-running the four-step travel demand model, including the distribution and trip assignment steps.
- Obtaining and consolidating the daily modeling results and incorporating them in the post-processing model.
- Obtaining annual T&R results for the scenario.

Under this task, C&M will also provide traffic-related information as needed to support the 365 TOLL design team in its pavement design and noise analysis for environmental project clearance. The traffic data will be generated for the T&R scenario that will be presented in the updated 365 TOLL Bring Down Letter.

Task 3: GEC – Operational Model Support

C&M will support the GEC engineering team in their efforts to develop an operational model for the 365 TOLL project, particularly regarding the transaction revenue and cost related to video tolling.

New data provided to C&M from the CCRMA or CTRMA in terms of the toll recovery performance of the 365 TOLL project might change the T&R video toll recovery assumptions and, with that, the T&R results for 365 TOLL. Based on its experience, C&M will support the development of the operational model and will address possible resulting changes to the 365 TOLL T&R results in the updated Bring Down Letter.

Task 4: Stakeholder Outreach

On behalf of the HCRMA, C&M will perform border stakeholder outreach in Hidalgo and Cameron Counties to kick off coordination for a 365 TOLL Mexican license plate toll enforcement program at the U.S./Mexico border, which will enforce video license plate payments of 365 TOLL users entering and exiting the United States.

The discussions will include possible enforcement strategies and coordination. The stakeholder outreach will include cities in Hidalgo and Cameron Counties that have U.S./Mexico border crossings. C&M will contact stakeholders, schedule meeting agendas with HCRMA staff, and provide minutes of each of meeting. Meetings will be held in person or online depending on the preference of the stakeholder, schedules and other meeting logistics.

C&M will prepare a technical memorandum summarizing the findings and results of the stakeholder outreach.

Task 5: Continuous Support for Financing

C&M will continue to give support for the project financing, including the following:

- Presentations of C&M's T&R Study and Bring Down Letter to Boards of Directors, policy makers, and elected officials.
- Presentations to financial advisor, underwriters, and bond counsel.
- Responses to peer reviews of the T&R Study and Bring Down Letter by audit consultants and lender's advisors.
- Modifications and excerpts of the T&R Study and/or Bring Down Letter for inclusion in official statements.
- Preparation, due-diligence practice sessions, and coordination meetings with underwriters.
- Face-to-face presentations, teleconferences, written Q&A sessions, and stress scenario development with ratings agencies Moody's, S&P, Fitch Rating, and/or DBRS.
- Investor presentations in Hidalgo County and on-site to pension funds and other institutional investors.
- Scripting and recording of virtual roadshow presentations.
- One-on-one sessions with investors to answer questions.

EXHIBIT C
WORK SCHEDULE

This update will be finalized no later than four (4) weeks after receiving the Notice to Proceed (NTP), tentatively provided November 16, 2021 in order to expedite delivery of these critical tasks for the project finance deadlines in December.

EXHIBIT 'D'

Fee Schedule/Budget for

Hidalgo County Regional Mobility Authority (HCRMA)

Traffic and Revenue Consultant

Work Authorization No.10

Professional Engineering Services for the HCRMA

Consultant: C&M ASSOCIATES, INC.

Schedule Duration: 4 Weeks after NTP

365 T&R Bring-Down Letter / VECP Analysis / OPEX Model Support / Finance Support

PROGRAM MANAGEMENT SERVICES DESCRIPTION	Principal/Project Director	Project Manager	Senior Transportatio n Modeler	Transportatio n Modeler	Analyst	Total Labor Hrs.	Task Cost
Task 1. Bring Down Letter Update	8	28	52	96	120	304	\$ 29,893.16
Task 2. Value Engineering Support - First Scenario	8	32	48	88	120	296	\$ 29,260.64
Task 3. Operational Model Support	8	16	32			56	\$ 7,645.12
Task 4. Stakeholder Outreach	4	24	32	16	32	108	\$ 11,742.72
Task 5. Support for financing	32	32	16	16		96	\$ 15,510.40
TOTAL	60	132	180	216	272	860	\$ 94,052.04
LOADED LABOR RATE PER HOUR	\$ 254.38	\$ 130.63	\$ 110.00	\$ 89.38	\$ 82.50		
DIRECT LABOR COSTS	\$ 15,262.80	\$ 17,243.16	\$ 19,800.00	\$ 19,306.08	\$ 22,440.00		
% LABOR UTILIZATION FOR TOTAL PROJECT (BASED ON FEE)	16.23%	18.33%	21.05%	20.53%	23.86%		
% LABOR UTILIZATION FOR TOTAL PROJECT (BASED ON HOURS)	6.98%	15.35%	20.93%	25.12%	31.63%		
TOTAL LABOR COST							\$ 94,052.04
Air Ticket	Unit Round Trip/Person	Unit Price \$ 500	QTY 4				\$ 2,000.00
Transportation	Per ride	\$ 50	2				\$ 100.00
Lodging	Per Day	\$ 100	4				\$ 400.00
Food	Per day	\$ 50	8				\$ 400.00
TOTAL DIRECT COST							\$ 2,900.00
GRAND TOTAL							\$ 96,952.04

EXHIBIT 'D'

Fee Schedule/Budget for

Hidalgo County Regional Mobility Authority (HCRMA)

Traffic and Revenue Consultant

Work Authorization No.10

Professional Engineering Services for the HCRMA

Consultant: C&M ASSOCIATES, INC.

Schedule Duration: 4 Weeks after NTP

365 T&R Bring-Down Letter / VECP Analysis / OPEX Model Support / Finance Support

PROGRAM MANAGEMENT SERVICES DESCRIPTION	Principal/Project Director	Project Manager	Senior Transportatio n Modeler	Transportatio n Modeler	Analyst	Total Labor Hrs.	Task Cost

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: _____ and attach with the work authorization or supplemental work authorization.**

Contract #: 02-TR32-17-02 Assigned Goal: 12.2% Prime Provider C&M Associates, Inc.

Work Authorization (WA)#: 10 WA Amount: \$96,952.04 Date: _____

Supplemental Work Authorization (SWA) #: _____ to WA #: _____ SWA Amount: _____

Revised WA Amount: _____

Description of Work <i>(List by category of work or task description. Attach additional pages, if necessary.)</i>	Dollar Amount <i>(For each category of work or task description shown.)</i>
Investment Grade T&R Projections 365 Tollway (Bringdown/VECP)	\$96,952.04
	\$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.

Provider Name: <u>C&M Associates, Inc.</u> Address: <u>15770 Dallas Parkway,</u> VID Number: <u>20-1113510</u> PH: <u>214-245-5300 & FAX:</u> Email: <u>cmcontreras@candm-associates.com</u>	Name: <u>Carlos M. Contreras</u> <i>(Please Print)</i> Title: <u>President</u> Signature Date
DBE/HUB Sub Provider Subprovider Name: VID Number: Address: PH: Email:	Name: _____ <i>(Please Print)</i> Title: _____ Signature Date
Second Tier Sub Provider Subprovider Name: VID Number: Address: Phone #& Fax #: Email:	Name: _____ <i>(Please Print)</i> Title: _____ Signature Date

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).

Item 3H

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

AGENDA RECOMMENDATION FORM

BOARD OF DIRECTORS	<u>X</u>	AGENDA ITEM	<u>3H</u>
PLANNING COMMITTEE	_____	DATE SUBMITTED	<u>11/16/2021</u>
FINANCE COMMITTEE	_____	MEETING DATE	<u>11/23/2021</u>
TECHNICAL COMMITTEE	_____		

1. Agenda Item: RESOLUTION 2021-72 – APPROVAL OF CONTRACT AMENDMENT 11 WITH C&M ASSOCIATES, INC. TO INCREASE THE MAXIMUM PAYABLE AMOUNT FOR WORK AUTHORIZATION NUMBER 10.
2. Nature of Request: (Brief Overview) Attachments: Yes No
For the CA 11 for the 365 Toll Project Financing.
3. Policy Implication: Board Policy, Local Government Code, Texas Government Code, Texas Transportation Code, TxDOT Policy
4. Budgeted: Yes No N/A
5. Staff Recommendation: Motion to approve Resolution 2021-72 Contract Amendment 11 to the Professional Services Agreement with C&M Associates to increase the maximum payable amount for Work Authorization Number 10, as presented to the Board of Directors on November 23, 2021.
6. Program Manager's Recommendation: Approved Disapproved None
7. Planning Committee's Recommendation: Approved Disapproved None
8. Board Attorney's Recommendation: Approved Disapproved None
9. Chief Auditor's Recommendation: Approved Disapproved None
10. Chief Financial Officer's Recommendation: Approved Disapproved None
11. Chief Development Engineer's Recommendation: Approved Disapproved None
12. Chief Construction Engineer's Recommendation: Approved Disapproved None
13. Executive Director's Recommendation: Approved Disapproved None



- CMT Services
- Environmental
- Engineering C&M Associates, Inc.
- Geo-Technical
- Surveying

CONTRACT AMENDMENT SUMMARY

RESOLUTION 2021-72

Original Contract Amount **\$ 18,173**

Amendment # **11**

Amount **\$ 96,952.04**

Approved Amendments:

Resolution No.	Description	Amount
2017-58	Original Contract	\$ 18,173.08
2017-89	Contract Amendment 1	\$ 10,096.16
2017-97	Contract Amendment 2	\$ 18,375.00
2018-04	Contract Amendment 3	\$ 18,375.00
2018-24	Contract Amendment 4	\$ 35,019.23
Subtotal from Cont. Page		<u>\$ 526,977.83</u>
Contract Amount		\$ 627,016.30

Proposed Amendment

2021-72	Contract Amendment 11	\$ 96,952.04
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Goal and Options:

To increase the maximum payable amount for Work Authorization 10.

Staff is recommending approval of this request in the amount of \$ 96,952.04 for a revised Maximum Payable Amount of \$ 723,968.34

E. Davila, Develop Eng

Requested by:

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

2021-72

Resolution No.	Description	Amount
2018-65	Contract Amendment 5	\$ 49,223.08
2018-70	Contract Amendment 6	\$ 18,375.00
2019-09	Contract Amendment 7	\$ 17,250.00
2019-23	Contract Amendment 8	\$ 15,896.71
2019-36	Contract Amendment 9	\$ 390,634.80
2021-33	Contract Amendment 10	\$ 35,598.24

Subtotal \$ 526,977.83

HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY

BOARD RESOLUTION No. 2021-72

APPROVAL OF CONTRACT AMENDMENT 11 TO THE PROFESSIONAL SERVICE AGREEMENT WITH C&M ASSOCIATES, INC. TO INCREASE THE MAXIMUM PAYABLE AMOUNT FOR WORK AUTHORIZATION NUMBER 10

THIS RESOLUTION is adopted this 23rd day of November 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; and

WHEREAS, the Authority approved Resolution 2017-59 – Approval of Work Authorization Number 1 to the Professional Services Agreement with C&M Associates, Inc. to provide updated ESALS for the Environmental Clearance Document for the International Bridge Trade Corridor Project. in the amount of \$18,173.08; and

WHEREAS, the Authority approved Resolution 2017-88 – Approval of Work Authorization Number 2 with C&M Associates to provide a scenario planning for the 365 Tollway Project in the amount of \$10,096.16; and

WHEREAS, the Authority approved Resolution 2017-96 – Approval of Supplemental Number 1 to Work Authorization Number 2 with C&M Associates to provide a scenario planning for the 365 Tollway Project in the amount of \$18,375.00; and

WHEREAS, the Authority approved Resolution 2018-03 – Approval of Supplemental Number 2 to Work Authorization Number 2 the Professional Service Agreement with C&M Associates to provide a Traffic & Revenue analysis of Scenario "G" for the 365 Tollway Project in the amount of \$18,375.00; and

WHEREAS, the Authority approved Resolution 2018-23 – Approval of Work Authorization Number 3 to the Professional Services Agreement with C&M Associates, Inc. to provide International Bridge Trade Corridor Traffic Projections utilizing Texas Department of Transportation Planning and Programming (TxDOT TPP) Procedures in the amount of \$35,019.23; and

WHEREAS, the Authority approved Resolution 2018-64 Approval of Work Authorization Number 4 with C&M Associates, Inc. to provide the 365 Tollway Project – Traffic and Revenue Update (2018) including an update to the Bringdown Letter in the amount of \$49,223.08; and

WHEREAS, the Authority approved Resolution 2018-69 Approval of Work Authorization Number 5 to the Professional Service Agreement with C&M Associates, Inc. for traffic & revenue analysis of scenario "I" for the 365 Tollway Project, in the amount of \$18,375.00; and

WHEREAS, the Authority approved Resolution 2018-70 Approval of Contract Amendment Number 6 to the Professional Service Agreement with C&M Associates to increase the maximum payable amount by \$18,375.00 for Work Authorization Number 5 for a revised maximum payable amount of \$167,363.55; and

WHEREAS, the Authority approved Resolution 2019-08 Approval of Work Authorization Number 6 to the Professional Service Agreement with C&M Associates, Inc. for traffic and revenue analysis of scenarios "J" & "K" for the 365 Tollway rescope and rebid, in the amount of \$17,250.00; and

WHEREAS, the Authority approved Resolution 2019-09 Approval of Contract Amendment Number 7 with C&M Associates to increase the maximum payable amount by \$17,250.00 for Work Authorization Number 6 for a revised maximum payable amount of \$184,886.55; and

WHEREAS, the Authority approved Resolution 2019-22 Approval of Work Authorization Number 7 to the Professional Services Agreement with C&M Associates for IBTC Traffic Projection Update using the latest update of the Lower Rio Grande (LRGV) Travel Demand Model (TDM) for 2019 in the amount of \$15,896.71; and

WHEREAS, the Authority approved Resolution 2019-23 Contract Amendment 8 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 7 in the amount of \$15,896.71 for a revised maximum payable amount of \$200,783.26; and

WHEREAS, the Authority approved Resolution 2019-35 Approval of Work Authorization Number 8 to the Professional Services Agreement with C&M Associates for the Investment Grade Traffic and Revenue Study for the 365 Tollway Project in the amount of \$390,634.80; and

WHEREAS, the Authority approved Resolution 2019-36 Contract Amendment 9 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 8 in the amount of \$390,634.80 for a revised maximum payable amount of \$591,418.06; and

WHEREAS, on August 24, 2021, the Authority approved Resolution 2021-32 Approval of Work Authorization Number 9 to the Professional Services Agreement with C&M Associates for a Traffic and Revenue Bring-Down letter for the 365 Tollway Project financing in the amount of \$35,598.24; and

WHEREAS, on August 24, 2021, the Authority approved Resolution 2021-33 Contract Amendment 10 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 9 in the amount of \$35,598.24 for a revised maximum payable amount of \$627,016.30.

WHEREAS, the Authority approved Resolution 2021-71 Approval of Work Authorization Number 10 to the Professional Service Agreement with C&M Associates, Inc. for a Traffic and Revenue Bring-Down letter update for the 365 Tollway project financing and Value Engineering Change Proposal (VECP) modeling in the amount of \$96,952.04.

WHEREAS, the Authority finds it necessary to approve Resolution 2021-72 Contract Amendment 11 to the Professional Service Agreement with C&M Associates, Inc. to increase the maximum payable amount for Work Authorization Number 10 in the amount of \$96,952.04 for a revised maximum payable amount of \$723,968.34.

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 Contract Amendment Number 11 to the Professional Services Agreement with C&M Associates, Inc., for a revised maximum amount payable of \$723,968.34 hereto attached as Exhibit A.
- Section 3. The Board authorizes the Executive Director to execute Contract Amendment Number 11 to the Professional Services Agreement with C&M Associates 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 23rd day of November 2021, at which meeting a quorum was present.

S. David Deanda, Jr., Chairman

Ezequiel Reyna, Jr., Secretary/Treasurer

Exhibit A

Contract
Amendment 11
to
Professional Service Agreement
with
C&M
Associates, Inc.
for
Traffic
Engineering
Services for the
365 TOLL
Project

♦Contract♦

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

**Investment Grade Traffic
and Revenue Projections for the
365 Tollway Project**

Contract Amendment No. 11

November 23, 2021

C&M ASSOCIATES, INC.

SUPPLEMENTAL AGREEMENT NO. 11

**TO PROFESSIONAL SERVICES
AGREEMENT FOR ENGINEERING SERVICES**

THIS SUPPLEMENTAL AGREEMENT NO 11 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 C&M Associates, Inc. (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 December 31, 2022.

Article III Compensation

Article III Compensation shall be amended to increase the maximum amount payable under this contract from \$627,016.30 to \$723,968.34 for a total increase of \$96,952.04 due to additional scope and effort outlined in Work Authorization No. 9 for the "Bringdown Letter for the 365 Tollway Project T&R Report".

This Supplemental Agreement No. 11 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.

THE ENGINEER

THE AUTHORITY

(Signature)

(Printed Name)

(Title)

(Date)

(Signature)

Pilar Rodriguez, P.E.

(Printed Name)

Executive Director

(Title)

(Date)