

**GENERAL MEETING OF THE BOARD OF DIRECTORS
OF THE
CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY**

RESOLUTION NO. 09-38

**Administration of the
Highway Emergency Response Operators (HERO) Program**

WHEREAS, the Central Texas Regional Mobility Authority ("CTRMA") was created pursuant to the request of Travis and Williamson Counties and in accordance with provisions of the Transportation Code and the petition and approval process established in 43 Tex. Admin. Code § 26.01, *et seq.* (the "RMA Rules"); and

WHEREAS, the Board of Directors of the CTRMA has been constituted in accordance with the Transportation Code and the RMA Rules; and

WHEREAS, as part of the American Recovery and Reinvestment Act of 2009, \$29.1 million of transportation funds (the "ARRA Funds") were suballocated to the Capital Area Metropolitan Planning Organization ("CAMPO") region for distribution to projects selected by the CAMPO Transportation Policy Board; and

WHEREAS, CAMPO worked with local jurisdictions and transportation providers to identify projects that would be eligible to receive the ARRA Funds, including the Highway Emergency Response Operators Service Patrol Program ("HERO"); and

WHEREAS, the primary purpose of the local HERO program is to minimize traffic congestion and improve highway safety by clearing damaged or disabled vehicles from roadway lanes or shoulders and providing traffic control and scene protection at roadway incidents; and

WHEREAS, on June 8, 2009, the CAMPO Transportation Policy Board authorized the use of up to \$1,400,000 of the ARRA Funds over a period of two years to fund the HERO program along the IH-35 corridor from Round Rock to Buda, a length of approximately 34 miles; and

WHEREAS, CAMPO's action provides that the CTRMA is to administer the HERO program and the related ARRA Funds, and such administration will require various agreements with the Texas Department of Transportation and other entities involved with the expenditure of ARRA Funds; and

WHEREAS, it will be necessary for the CTRMA to undertake other actions, agreements and efforts related to the administration of the HERO program, including procuring administration and operational services; and

WHEREAS, while all costs and expenses associated with the administration of the HERO program and the related ARRA Funds will be reimbursed with the ARRA Funds, it is necessary that the Executive Director and CTRMA staff be authorized to take the actions necessary to fulfill the CTRMA's administrative duties regarding the HERO program; and

WHEREAS, the CTRMA Board desires to give such authorization to the Executive Director and CTRMA staff for the purposes set forth herein.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors hereby authorizes the Executive Director and CTRMA staff to negotiate all necessary agreements with the Texas Department of Transportation and any other governmental entities regarding the administration of the HERO program and the related ARRA Funds; and

BE IT FURTHER RESOLVED, that the Executive Director and CTRMA staff are authorized to undertake other actions, agreements and efforts related to the administration of the HERO program, including procuring administration and operational services; and


BE IT FURTHER RESOLVED, that the Executive Director is authorized to finalize and execute any agreements, contracts or other documents necessary to administer the HERO program in accordance with the provisions of this Resolution and to the extent that all related costs and expenses are anticipated to be reimbursable with the ARRA Funds.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 24th day of June, 2009.

Submitted and reviewed by:

Approved:


Tom Nielson
General Counsel for the Central
Texas Regional Mobility Authority


Ray A. Wilkerson
Chairman, Board of Directors
Resolution Number 09-38
Date Passed 6/24/09