

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

RESOLUTION NO. 20-048

**APPROVING AMENDMENT NO. 1 TO THE INTERLOCAL AGREEMENT WITH
THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE
HIGHWAY EMERGENCY RESPONSE OPERATION (HERO) PROGRAM**

WHEREAS, by Resolution No. 17-064, dated December 13, 2017, the Board of Directors approved an interlocal agreement with the Texas Department of Transportation (TxDOT) for the administration the Highway Emergency Responders Operators (HERO) program to assist first responders with traffic incidents, clear large debris from the roadway, and provide free roadside assistance to stranded motorists in Central Texas including Mobility Authority facilities; and

WHEREAS, the interlocal agreement with TxDOT for HERO services currently expires on August 31, 2020; and

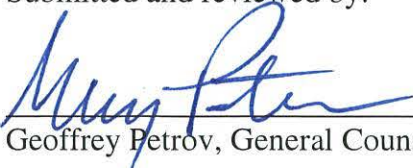
WHEREAS, the TxDOT has proposed Amendment No. 1 to the interlocal agreement in an amount not to exceed \$1,741,457.27 to cover HERO services on Mobility Authority facilities including 183A, Manor Expressway, MoPac Expressway, and 71 Express through August 31, 2023 on an as-needed basis; and

WHEREAS, the Executive Director recommends that the Board of Directors approve Amendment No. 1 to the interlocal agreement with TxDOT for HERO services on Mobility Authority facilities in an amount not to exceed \$1,741,457.27 and in the form or substantially the same form as is attached hereto as Exhibit A.

NOW THEREFORE, BE IT RESOLVED that proposed Amendment No. 1 to the interlocal agreement with TxDOT for HERO services is hereby approved in an amount to not exceed \$1,741,457.27 and the Executive Director is authorized and directed to execute the interlocal agreement in the form or substantially the same form as is attached hereto as Exhibit A.

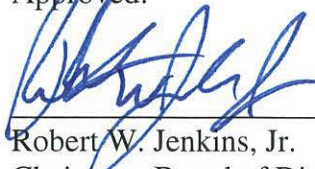
Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 26th day of August 2020.

Submitted and reviewed by:



Geoffrey Petrov, General Counsel

Approved:



Robert W. Jenkins, Jr.
Chairman, Board of Directors

Exhibit A

STATE OF TEXAS §

COUNTY OF TRAVIS §

AMENDMENT TO INTERLOCAL CONTRACT

Amendment Number 1

THIS INTERLOCAL AMENDMENT is made by and between the State of Texas acting by and through the Texas Department of Transportation, (TxDOT), and Central Texas Regional Mobility Authority (CTRMA) (Local Government) shall become effective when fully executed by both parties.

BACKGROUND

TxDOT and the Local Government executed a contract on February 4, 2018 to allow CTRMA to contribute to the costs TxDOT incurs when providing the Safety Service Patrol (SSP) services a.k.a Emergency Response Operator. (HERO)

It is mutually understood and agreed by and between the undersigned contracting parties to the above numbered Interlocal Contract to amend the contract as follows:

AGREEMENT

I. Description of Amended Items

A. Article IV. CONTRACT PAYMENT is deleted in its entirety and replaced with the following:

Article IV. Contract Payment

The total amount of this contract shall not exceed \$3,482,914.54 and shall conform to the provisions of Attachment B, Budget. Payments shall be billed monthly.

Contract Payment is increased by \$1,741,457.27 from \$1,741,457.27 to \$3,482,914.54.

B. Article V. Term of Contract: The termination date is extended from August 31, 2020 to August 31, 2023. This contract shall become effective on the date of final execution by both parties and terminates on August 31, 2023 or when otherwise terminated as provided in this Agreement.

C. Attachment A. Scope of Services is deleted in its entirety and replaced with Attachment A-1, which is attached to and made part of this amendment.

D. Attachment B. Estimated Budget is deleted in its entirety and replaced with Attachment B-1, which is attached to and made part of this amendment.

VI. LEGAL AUTHORITY:

THE PARTIES certify that the services provided under this contract are services that are properly within the legal authority of the Contracting Parties.

The governing body, by resolution or ordinance, **Attachment D-1**, dated August 26, 2020, has authorized the Local Government to obtain the services described on **Attachment A-1**.

ATTACHMENT A-1

Scope of Services

TxDOT, the Performing Agency, shall provide services for the Local Government Central Texas Regional Mobility Authority (CTRMA) for Fiscal Years Fiscal Year 2018 through Fiscal Year 2023.

Over the past several years, TxDOT Austin District and mobility partners have utilized Safety Service Patrol (SSP) services as an integral part of Traffic Incident Management (TIM). For various reasons, purchase orders for ownership and management of an SSP program called the Highway Emergency Response Operator (HERO) program have transferred to TxDOT from Central Texas Regional Mobility Authority (CTRMA), the regional mobility partner in Austin. As Traffic Management Systems (TMS) technologies and strategies have evolved, HERO has maintained its critical role in keeping roads clear. CTRMA has managed the HERO Patrol Service program since 2010, assisting law enforcement agencies and other emergency and support response agencies with incident management following accidents and facilitating roadway clean-up. This service has covered TxDOT-managed roads in the Austin area including portions of I-35 and US 183. CTRMA's HERO program is terminating on December 3, 2017 with TxDOT initiating a new HERO program as a result of Purchase Order (PO or BPO) 60132000060530. The TxDOT HERO Program for which PO is awarded includes expanded Austin-area highway portions, as specifically set forth in Attachment E – Location Map Showing Projects. The TxDOT HERO Program will continue to use the existing HERO Program phone number, updated blue truck graphics, and operate through existing facilities at the Combined Transportation and Emergency Communications Center (CTECC) in East Austin.

TxDOT shall coordinate with the Local Government to issue a written Notice to Proceed (NTP) for Segment No. 1 roadway for Tx1/Loop1/MOPAC once the Agreement has been executed. Once other roadway segments have been identified, the Local Government will issue the next NTP per each roadway prior to any services being performed by TxDOT. After the NTP is issued, TxDOT will require ramp up time of 60 days in order to get equipment in place to perform the work.

TxDOT's written progress report shall describe activities during the reporting period; and overall status, including a percent complete for the task authorized by each active roadway.

TxDOT shall submit monthly invoices in a format acceptable to the Local Government. Invoices will be paid in accordance with the rates determined on Attachment B Budget, which is attached to this agreement.

TxDOT's vendor is to provide all personnel, supervision, expertise, vehicles, equipment, materials, parts, licenses, supplies and incidentals necessary to provide Highway Emergency Response Operator (HERO) services on the Texas capital region roadways identified in Attachment E – Location Map Showing Projects. The services will minimize traffic congestion and improve highway safety by clearing damaged and disabled vehicles and debris from the Travel Lanes and providing traffic control and scene protection at incidents.

ATTACHMENT B-1

BUDGET

Annual Budget FY 2018, FY 2019, FY 2020, FY 2021, FY 2022, & FY 2023

The Local Government will reimburse TxDOT for the established share of maintenance costs calculated under Table B-1 below as a percentage of the costs incurred by TxDOT to provide HERO services on the Texas capital region roadways. Table B-2 below is the estimated cost for all roadways per year and the contract total for six years.

Table B-1: Cost Sharing Percentage Split for Routine Maintenance

Roadway	Roadways/Segments	North or West Limit	South or East Limit	Miles	Total Estimated Cost	% split	CTRMA Participation Cost
1	TX 1/Loop 1/MoPac (GP and ML)	Pamer Lane	SH 45 South	21.8	\$ 591,315.47	25%	\$ 147,828.87
2	290 East Toll Rd/Manor Expressway RMA	US 183	Joyce Turner Drive in Manor	6.2	\$ 102,981.91	67%	\$ 68,997.88
3	183-A Toll Road RMA	RR 276	Lakeline Mall Drive	10.3	\$ 295,657.73	100%	\$ 295,657.73
4	SH 71 Express Toll Road	US 183 South	SH 130	3.9	\$ 147,828.87	46%	\$ 68,001.28
				42.2	\$ 1,137,783.98		\$ 580,485.76

Table B-2 Cost per year

Roadway	Roadways/Segments	FY 18	FY 19	FY 20
		CTRMA Participation Cost	CTRMA Participation Cost	CTRMA Participation Cost
1	TX 1/Loop 1/MoPac (GP and ML)	\$ 147,828.87	\$ 147,828.87	\$ 147,828.87
2	290 East Toll Rd/Manor Expressway RMA	\$ 68,997.88	\$ 68,997.88	\$ 68,997.88
3	183-A Toll Road RMA	\$ 295,657.73	\$ 295,657.73	\$ 295,657.73
4	SH 71 Express Toll Road	\$ 68,001.28	\$ 68,001.28	\$ 68,001.28
	Total	\$ 580,485.76	\$ 580,485.76	\$ 580,485.76

Roadway	Roadways/Segments	FY 21	FY 22	FY 23	Contract Total
		CTRMA Participation Cost	CTRMA Participation Cost	CTRMA Participation Cost	
1	TX 1/Loop 1/MoPac (GP and ML)	\$ 147,828.87	\$ 147,828.87	\$ 147,828.87	\$ 886,973.21
2	290 East Toll Rd/Manor Expressway RMA	\$ 68,997.88	\$ 68,997.88	\$ 68,997.88	\$ 413,987.28
3	183-A Toll Road RMA	\$ 295,657.73	\$ 295,657.73	\$ 295,657.73	\$ 1,773,946.38
4	SH 71 Express Toll Road	\$ 68,001.28	\$ 68,001.28	\$ 68,001.28	\$ 408,007.68
	Total	\$ 580,485.76	\$ 580,485.76	\$ 580,485.76	\$ 3,482,914.54

ATTACHMENT D-1
Resolution or Ordinance