

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

**RESOLUTION NO. 09-21**

**ACM Component Sale to Harris County, Texas**

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, the CTRMA opened its initial project, the 183A Toll Project, with both cash and transponder toll collection systems; and

WHEREAS, the CTRMA has transitioned to a fully cashless toll collection system in order to provide a more efficient process for its customers and the CTRMA, resulting in the CTRMA having surplus cash collection system components, including automated coin machines and components that are no longer needed by the CTRMA; and

WHEREAS, Harris County, Texas ("Harris County") and the CTRMA are authorized to enter into an agreement to contract to perform governmental functions and services, including the purchase of goods and services pursuant to and under the provisions of Tex. Government Code Ann. §791.001 *et seq.*, also known as "The Interlocal Cooperation Act"; and

WHEREAS, in reliance on such Act, Harris County and the CTRMA desire to purchase and sell certain automated coin machine components and equipment deemed to be surplus equipment by the CTRMA and being more fully described on Attachment "A" attached hereto and incorporated herein for all purposes (the "Equipment") for the consideration reflected on Attachment "A"; and

WHEREAS, the conveyance of the Equipment to Harris County pursuant to an Interlocal Agreement is consistent with the Interlocal Cooperation Act and the CTRMA's Procurement Policies.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors finds the sale of the Equipment to Harris County to be in the best interests of the CTRMA and approves the sale of the Equipment to Harris County for the consideration reflected on Attachment "A"; and


BE IT FURTHER RESOLVED, the CTRMA Board of Directors authorizes the Executive Director to execute and deliver an Interlocal Agreement to Harris County in substantially the form as set forth in Attachment "B" hereto; and


BE IT FURTHER RESOLVED, the Interlocal Agreement does not create any further obligations on either Harris County or the CTRMA beyond the express terms thereof, and the execution of the Interlocal Agreement by the CTRMA is only for the purposes stated therein.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 25th day of March, 2009.

Submitted and reviewed by:

Approved:

  
\_\_\_\_\_  
Tom Nielson  
General Counsel for the Central  
Texas Regional Mobility Authority

  
\_\_\_\_\_  
Robert E. Tesch  
Chairman, Board of Directors  
Resolution Number 09-21  
Date Passed 3/25/09

# ATTACHMENT "A" TO RES. NO. 09-21

## CTRMA ACM EQUIPMENT

Compact ACM Box S/N 0002	Installed	Serial Number
	Coin Head:	AGCI 1238
	Touch Pad:	AGCH 0992
	TRI Board:	AGAE 1175
	BACO Board:	AFDE 1025
	Power Supplies:	AEBF 0304
	Vault Housing:	

Unit Price New

Unit price sale

51,598      18,059      18,509

Compact ACM Box S/N 0005	Installed	Serial Number
	Coin Head:	AGCI 1247
	Touch Pad:	AGCH 0993
	TRI Board:	AGAE 1174
	BACO Board:	AFDE 0854
	Power Supplies:	AFCC 0413
	Vault Housing:	

51598      18,059      18,509

Compact ACM Box S/N 0001	Installed	Serial Number
	Coin Head:	AGCI 1240
	Touch Pad:	AGCH 0990
	TRI Board:	AGAE 1194
	BACO Board:	AFDE 1026
	Power Supplies:	AFCC 0394
	Vault Housing:	

51598      18,059      18,509

Spares	S/N	Total
Coin Heads	AGCI 1243	1
Touch Pad	AGCH 0991      ACGH 0989	2
TRI Board	AGAE 1193      AGAE 1157	2
BACO Board	AFDE 1024      AFDE 1029	2
Power Supplies	AFCC 0410      AFCC 0415	2
Vault Housing		2
Vaults	#s 0001-0040	40

estimate 8k      3500      3500  
 estimate 1k      400      800  
 estimate 1k      600      1200  
 estimate 2k      1500      3000  
 estimate 800      400      800  
 estimate 2k      600      1200  
 700      250      10,000

Broken	Comments
Coin Heads      AGCI 1237	the accuator motor is broken

estimate 8k      3000      76,027

**ATTACHMENT "B"**  
**TO CTRMA RESOLUTION NO. 09-21**

**INTERLOCAL AGREEMENT**  
**FOR TOLL EQUIPMENT AND COMPONENTS**

This Agreement is made on this \_\_\_\_ day of \_\_\_\_\_, 2009 between the Central Texas Regional Mobility Authority, a body corporate and politic under the laws of the State of Texas and Harris County, Texas, a body corporate and politic under the laws of the State of Texas.

WITNESSETH

*Whereas*, Harris County and the Central Texas Regional Mobility Authority are authorized to enter into an agreement to contract with eligible entities to perform governmental functions and services, including the purchase of goods and services pursuant to and under the provisions of Tex. Gov't Code Ann. §791.001 et seq (Vernon 1994 & Supp. 2003), also known as "The Interlocal Cooperation Act"; and

*Whereas*, in reliance on such Act, Harris County and the Central Texas Regional Mobility Authority desire to purchase and sell automated coin machine components and equipment.

*Now therefore*, the parties hereto mutually agree to the following:

I.

The Central Texas Regional Mobility Authority hereby agrees to sell to Harris County and Harris County agrees to purchase certain automated coin machine components and equipment, a description of which is attached hereto as Exhibit "A" and incorporated herein for all intents and purposes (the "Equipment").

II.

The Central Texas Regional Mobility Authority, by execution of this Agreement, agrees to sell to Harris County the Equipment in its current "as-is" condition and shall deliver the Equipment to Harris County at a location within Harris County, Texas no later than thirty (30) days from the effective date of this Agreement. The Central Texas Regional Mobility Authority shall forward an invoice to Harris County for the Equipment in an amount based upon the pricing detailed in Exhibit "A". Harris County shall pay such amount as full consideration for the purchase of the Equipment.

Neither Harris County nor the Central Texas Regional Mobility Authority shall assume any responsibility or liability to the other party for the Equipment, except for the responsibilities specified in this Agreement. Harris County's payment required by this Agreement shall be made from current, available revenues, as approved by the Harris County's Commissioners Court. Furthermore, both parties agree that no payment has been, or will be made to the Central Texas Regional Mobility Authority for any services or functions required to be performed under this Agreement except for the payment of the purchase price as reflected in the above-referenced invoice. In obtaining the Equipment, Harris County has relied solely on its own inspections, investigations, and due diligence regarding the Equipment and Harris County acknowledges that the

**ATTACHMENT "B"**  
**TO CTRMA RESOLUTION NO. 09-21**

Central Texas Regional Mobility Authority has made no representations or warranties expressed or implied with respect to the Equipment.

This Agreement shall terminate and be of no further force or effect after the Equipment is delivered and full payment is received by the Central Texas Regional Mobility Authority.

III.

This Agreement shall take effect upon execution by the signatories and continue until terminated as provided herein. Furthermore this Agreement shall serve as each governmental body's commitment pertaining to Harris County's purchase of the Equipment referenced in Article I hereof. This Agreement has been properly authorized by the governing bodies of the parties hereto.

IV.

This Agreement shall be in effect from and after the \_\_\_\_ day of \_\_\_\_\_, 2009, the date of execution by Harris County.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their authorized officers the day and year specified in Article IV.

**Central Texas Regional Mobility Authority**

**Harris County**

\_\_\_\_\_  
Mike Heiligenstein, Executive Director

\_\_\_\_\_  
Ed Emmett, Harris County Judge

APPROVED AS TO FORM:  
VINCE RYAN, County Attorney

By: \_\_\_\_\_  
Portia Poindexter, Assistant County Attorney

**ATTACHMENT "B"**  
**TO CTRMA RESOLUTION NO. 09-21**

THE STATE OF TEXAS §  
  §  
COUNTY OF HARRIS §

The Commissioners Court of Harris County, Texas, convened at a meeting of said Court at the Harris County Administration Building in the City of Houston, Texas, on the \_\_\_\_ day of \_\_\_\_\_, 2009 with the following members present, to-wit:

Ed Emmett	County Judge
El Franco Lee	Commissioner, Precinct No. 1
Sylvia García	Commissioner, Precinct No. 2
Steve Radack	Commissioner, Precinct No. 3
Jerry Eversole	Commissioner, Precinct No. 4

and the following members absent, to-wit: \_\_\_\_\_, constituting a quorum, when among other business, the following was transacted:

**ORDER AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN  
HARRIS COUNTY AND THE CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY**

Commissioner \_\_\_\_\_ introduced an order and made a motion that the same be adopted. Commissioner \_\_\_\_\_ seconded the motion for adoption of the order. The motion, carrying with it the adoption of the order, prevailed by the following vote:

Vote of the Court	<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Judge Emmett	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Lee	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. García	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Radack	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Eversole	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The County Judge thereupon announced that the motion had duly and lawfully carried and that the order had been duly and law-fully adopted. The order thus adopted follows:

**IT IS ORDERED THAT** County Judge Ed Emmett be, and he is hereby, authorized to execute an Interlocal Agreement between Harris County and the Central Texas Regional Mobility Authority to permit Harris County to purchase automated coin machine components and equipment, for **\$76,027.00** and said Interlocal Agreement being incorporated herein as though fully set forth herein word for word.