



**CENTRAL TEXAS
Regional Mobility Authority**

AGENDA ITEM #7 SUMMARY

Approve an amendment to the contract with CDM Smith Inc. for traffic and revenue studies on Mobility Authority toll projects.

Strategic Plan Relevance: Regional Mobility

Department: Finance

Associated Costs: N/A

Funding Source: N/A

Board Action Required: Yes

Description of Matter:

This amendment replaces the July 31, 2014, expiration date in the current Agreement for Traffic and Revenue Engineering Services with CDM Smith Inc. to provide that the contract will continue until either party provides a 120 day notice of termination, or terminates the contract under another provision of the current contract.

Reference documentation: Draft Resolution

Contact for further information: Bill Chapman, Chief Financial Officer
Cindy Demers, Controller

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

RESOLUTION NO. 14-___

**APPROVING AN AMENDMENT TO THE CONTRACT
WITH CDM SMITH INC. FOR TRAFFIC AND REVENUE STUDIES
ON MOBILITY AUTHORITY TOLL PROJECTS.**

WHEREAS, CDM Smith Inc. provides traffic and revenue studies to the Mobility Authority under that certain “Agreement for Traffic and Revenue Engineering Services” executed to be effective August 1, 2009 (the “Agreement”); and

WHEREAS, by its terms, the Agreement will terminate on July 31, 2014; and

WHEREAS, the Executive Director recommends extending the agreement with CDM Smith Inc. to provide traffic and revenue engineering services as may be requested from time-to-time by the Mobility Authority by executing the amendment in the form or substantially in the form set forth in the attached as Exhibit 1.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves the proposed amendment and authorizes the Executive Director to execute on behalf of the Mobility Authority the amendment in the form or substantially in the form of the “2014 Amendment” attached as Exhibit 1.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 30th day of July, 2014.

Submitted and reviewed by:

Approved:

Andrew Martin
General Counsel for the Central
Texas Regional Mobility Authority

Ray A. Wilkerson
Chairman, Board of Directors
Resolution Number: 14-___
Date Passed: 7/30/14

EXHIBIT 1 TO RESOLUTION 14-

AMENDMENT TO AGREEMENT WITH CDM SMITH INC.

**2014 Amendment
to the
Traffic and Revenue Engineering Services Agreement**

This 2014 Amendment to the “Agreement for Traffic and Revenue Engineering Services” by and between the Central Texas Regional Mobility Authority (the “CTRMA” or “Authority”) and CDM Smith Inc., a Massachusetts corporation, as successor in interest to Wilbur Smith Associates Inc. (the “Consultant”) effective August 1, 2009 (the “Agreement”) is executed to be effective on the 30th day of July, 2014.

The Authority and Consultant hereby agree as follows:

Article 4 is amended to read in its entirety as follows:

ARTICLE 4. TERM OF PERFORMANCE

This Agreement shall remain in full force and effect until terminated under this Article 4 or as provided in another Article of this Agreement.

The CTRMA or the Consultant may terminate this Agreement by providing a written notice of termination no later than 120 days before the effective termination date established by that written notice.

If at any time during the contract term the Consultant cannot provide the requested Services within the time required by the CTRMA or for any other reason, the Authority reserves the unilateral right to procure the Services from any other source it deems capable of providing those Services.

The parties are signing this amendment to be effective on the date stated in the introductory clause.

CENTRAL TEXAS REGIONAL
AUTHORITY

CDM SMITH INC.

Mike Heiligenstein,
Executive Director

Sean Tenney
Vice President