



CENTRAL TEXAS REGIONAL  
**MOBILITY AUTHORITY**

October 27, 2021  
**AGENDA ITEM #7**

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Discuss and Consider approving  
Supplement No. 3 to Work  
Authorization No. 13 with Kapsch  
TrafficCom for additional software  
licenses for the 183S toll system

Strategic Plan Relevance: Regional Mobility  
Department: Operations  
Contact: Tracie Brown, Director of Operations  
Associated Costs: Amount not to exceed \$284,245.00  
Funding Source: Project Contingency  
Action Requested: Consider and act on draft resolution

**Project Description/Background:** This supplement to the work authorization compensates the Toll System Integrator for funding 26 additional Neology redundant base and axle-add-on software licenses on the 183 South Project. This is needed for the project to become licensing compliant. This additional fee will increase the not to exceed amount for Work Authorization No. 13 to \$13,621,816.

**Previous Actions & Brief History of the Program/Project:** On August 29, 2015 the Board approved Work Authorization No. 13 with Kapsch TrafficCom for Toll System Integration Services. In June 2017, Supplement No. 1 to Work Authorization No. 13 was approved. On September 6, 2017 the Board approved Supplement No. 2 to Work Authorization No. 13. This previously executed supplement increased the not to exceed amount for Work Authorization No. 13 to \$13,337,571.

**Financing:** Project Contingency

**Action requested/Staff Recommendation:** Staff recommends the Board approve this Supplement No. 3 to Work Authorization No. 13 with Kapsch TrafficCom.

**Backup provided:** Draft Resolution  
Draft Supplement No. 3 to Work Authorization No. 13

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

**RESOLUTION NO. 21-0XX**

**APPROVE SUPPLEMENT NO. 3 TO WORK AUTHORIZATION NO. 13 WITH  
KAPSCH TRAFFICCOM USA, INC. FOR ADDITIONAL SOFTWARE  
LICENSES FOR THE 183S TOLL SYSTEM**

WHEREAS, by Resolution No. 15-044, dated August 29, 2015, the Board of Directors approved Work Authorization No. 13 with Kapsch TrafficCom USA, Inc. (Kapsch) for Toll System Integration Services for the Bergstrom Expressway (183 South) Project; and

WHEREAS, by Resolution No. 17-050, dated September 6, 2017 the Board of Directors approved Supplement No. 2 to Work Authorization No. 13 in an amount not to exceed \$355,398.00 for Toll System Integration Services for the Bergstrom Expressway (183 South) Project; and

WHEREAS, the Executive Director has determined that additional funding is required to fund 26 additional Neology redundant base and axle-add-on software licenses on the 183 South Project for licensing compliance; and

WHEREAS, the Executive Director and Kapsch have negotiated draft Supplement No. 3 to Work Authorization No. 13 in an amount not to exceed \$284,245 to fund 26 additional Neology redundant base and axle-add-on software licenses on the 183 South Project for licensing compliance; and

WHEREAS, the Executive Director recommends approving Supplement No. 3 to Work Authorization No. 13 in the form or substantially the same form as attached hereto as Exhibit A.

NOW THEREFORE, BE IT RESOLVED that the Board of Directors hereby approves Supplement No. 3 to Work Authorization No. 13 in an amount not to exceed \$284,245 to fund 26 additional Neology redundant base and axle-add-on software licenses on the 183 South Project for licensing compliance in the form or substantially the same form attached hereto as Exhibit A.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 27<sup>th</sup> day of October 2021.

Submitted and reviewed by:

Approved:

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C. Brian Cassidy, Counsel for the  
Central Texas Regional Mobility Authority

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

**Exhibit A**

**SUPPLEMENTAL WORK AUTHORIZATION NO. 3**  
**TO WORK AUTHORIZATION NO. 13**  
**CONTRACT FOR TOLL COLLECTION AND INTELLIGENT TRANSPORTATION**  
**SYSTEMS IMPLEMENTATION**

**THIS SUPPLEMENTAL WORK AUTHORIZATION** is made pursuant to the terms and conditions of Article 1 of the GENERAL PROVISIONS, Attachment A to the original Contract for Toll System Implementation, dated April 27, 2005 (the Contract) entered into by and between the Central Texas Regional Mobility Authority (the “Mobility Authority”), and Kapsch TrafficCom Transportation NA, Inc. (the Contractor).

The following terms and conditions of Work Authorization No. 13 are hereby amended as follows:

**PART I.** This Contractor will purchase an additional 26 Neology redundant base and axle-add-on software licenses to make the Mobility Authority’s 183 South corridor licensing compliant.

**PART II.** Part II is modified to increase the maximum payable by **\$284,245.00**. The revised maximum payable is increased from \$13,337,571.00 to **\$13,621,816.00**. The amended increased cost is included in Attachment B, Fee, which is attached and made a part of this Supplemental Work Authorization. This Supplemental Work Authorization shall become effective on the date of final execution of the parties hereto. All other terms and conditions of Work Authorization No. 13 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 CONTRACTOR**

**CENTRAL TEXAS REGIONAL  
MOBILITY AUTHORITY**

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Printed Name)

**James Bass**  
\_\_\_\_\_  
(Printed Name)

\_\_\_\_\_  
(Title)

Executive Director  
\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Date)

# **ATTACHMENT A**

## **SCOPE**

This supplement to the work authorization compensates the Toll System Integrator for funding 26 additional Neology redundant base and axle-add-on software licenses on the 183 South Project. This is needed for the project to become licensing compliant.

**ATTACHMENT B**

**FEE**

**Purchase Order**

**Company**  
NEOLOGY INC.  
XING (SEAN) ZENG  
12760 DANIELSON CT.  
STE A  
92064 POWAY  
CA  
USA

**Delivery Address**  
Central Texas Regional Mobility Aut  
104 N. Lynnwood Trail  
78613 Cedar Park  
TX  
USA

**Purchase Order Number** 486022PO01281  
**Document Date** 07/01/21  
**Your Reference** Roger Prichard / Lisa Gauger  
**Vendor Number** V01338  
**Vendor Order Number**  
**Tax No.** 01-0734352  
**Job No.** GP0000005673-001  
**Contact Person** Staehli Sean  
**Phone** +512 596 7238  
**E-Mail** sean.staehli@kapsch.net

\*CONFIRMING ORDER ONLY - DO NOT DUPLICATE\*\*  
NOTE: Deliveries can be re-scheduled within a 30 day period

**PLEASE NOTIFY YOUR KAPSCH CONTACT 48 HOURS IN ADVANCE OF SHIPMENT.**

Line No.	Number Description	Quantity	Unit	Price / Unit	Delivery Date	Disc. %	Net Amount USD
10000	484100283000 NEOLOGY 75□0302□3366□4 LICENSE, AVC REDUNDANT VERSION SOFTWARE, PROFILE 75□0302□3366□4	26	Pieces	5,972.00	07/06/21		155,272.00
20000	484100284000 NEOLOGY 75□0302□3366□4 LICENSE, AVC REDUNDANT VERSION SOFTWARE, AXLE 75□0302□3366□4	26	Pieces	4,960.50	07/06/21		128,973.00
<b>Total USD</b>							<b>284,245.00</b>

Payment Terms                      Due in 30 days

Purchase order number and our part number must appear on all invoices,

**Purchase Order**

Purchase Order Number | 486022PO01281

shipping papers, packages and correspondence.  
Invoice each shipment separately to Accounts Payable at the above address.  
Goods must not be shipped to arrive in advance of "Requested Receipt Date"  
unless authorized by Kapsch purchasing personnel.  
Provide valid NAFTA; Certificate of Origin and Invoice including country of  
manufacture; and full description and price.  
Reimburse Kapsch for any cost associated with invalid NAFTA Certificate  
including duties and penalties levied.

Approved by:

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*Sean Staehli*  
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