

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

RESOLUTION NO. 21-066

**AUTHORIZING THE EXECUTIVE DIRECTOR TO SECURE MAINTENANCE
SERVICES NECESSARY TO ENSURE SAFE AND CONTINUED OPERATIONS OF
MOBILITY AUTHORITY FACILITIES**

WHEREAS, on April 29, 2020, in Resolution No. 20-026, the Mobility Authority Board of Directors approved a contract with DBi Services, LLC (“DBi”) for performance-based maintenance services on Mobility Authority roadways and related Texas Department of Transportation facilities (the “Contract”); and

WHEREAS, on October 23, 2021, the Mobility Authority issued a notice of default to DBi for failure to perform work in accordance with the Contract; and

WHEREAS, the Contract provides that the surety (the “Surety”) shall provide for performance of the work under the terms of the Contract in the event of a default by DBi; and

WHEREAS, until such time as the Surety can provide for performance under the Contract, the Mobility Authority requires the performance of maintenance services in order to assure continued access to, and safe operation of, Mobility Authority facilities; and

WHEREAS, the Executive Director recommends employing emergency procurement procedures pursuant to Section 401.006 of the Mobility Authority Policy Code to secure an interim contract for maintenance services in order to ensure the safe and continued operations of Mobility Authority facilities until such time as the Mobility Authority and the Surety are able to identify a permanent replacement of DBi.


NOW THEREFORE, BE IT RESOLVED that the Board hereby authorizes the Executive Director to procure, negotiate, and execute a contract (including an interlocal agreement) for the immediate provision of maintenance services, for an amount not to exceed \$750,000.00; and

BE IT FURTHER RESOLVED that subject to this resolution, the provisions of Section 401.006 of the Mobility Authority Policy Code requiring Board approval of the interim contract are waived.

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

Submitted and reviewed by:

Approved:


C. Brian Cassidy (Oct 29, 2021 09:17 CDT)
C. Brian Cassidy, Counsel for the
Central Texas Regional Mobility Authority


Robert W. Jenkins Jr (Oct 29, 2021 11:12 CDT)
Robert W. Jenkins, Jr.
Chairman, Board of Directors