

CAMINO REAL REGIONAL MOBILITY AUTHORITY BOARD RESOLUTION

WHEREAS, the County of El Paso (County) and the Camino Real Regional Mobility Authority (CRRMA) have entered into various agreements that permit the CRRMA to assist the County in its development of certain transportation projects;

WHEREAS, the parties have entered into an interlocal agreement, which was subsequently amended twice, whereby the County agreed to provide funding for the CRRMA to design and construct certain improvements at the County's Fabens Airport, including the design of hangars and the design and construction of a deceleration lane; and

WHEREAS, the parties now desire to further amend the referenced interlocal agreement for the County to provide additional funds so that the CRRMA may complete a survey for the El Paso County Fabens Airport not originally anticipated by this project.

NOW, THEREFORE, BE IT RESOLVED BY THE CAMINO REAL REGIONAL MOBILITY AUTHORITY:

THAT the Chair of the CRRMA is authorized to execute a Third Amendment to the Interlocal Agreement – Project Development Agreement for the Fabens Airport Improvements Project with the County of El Paso, Texas regarding the completion of a survey for the El Paso County Fabens Airport.

PASSED AND APPROVED THIS 11TH DAY OF MAY 2022.

**CAMINO REAL REGIONAL
MOBILITY AUTHORITY**

Joyce A. Wilson, Chair

ATTEST:

Dorothy M. (Sissy) Byrd
Board Secretary

APPROVED AS TO CONTENT:

Raymond L. Telles
Executive Director

**THIRD AMENDMENT TO THE INTERLOCAL AGREEMENT
PROJECT DEVELOPMENT AGREEMENT FOR THE
FABENS AIRPORT IMPROVEMENTS PROJECT**

THIS THIRD AMENDMENT TO THE INTERLOCAL AGREEMENT (the “Amendment”) is made and entered into effective as of the ____ day of _____, 2022, by and between EL PASO COUNTY, TEXAS (the “County”) and the CAMINO REAL REGIONAL MOBILITY AUTHORITY (“Authority”), (collectively, the “Parties”), for the purposes described herein.

WITNESSETH:

WHEREAS, the County is a political subdivision of the State of Texas; and

WHEREAS, the Authority is a regional mobility authority created pursuant to the request of the City of El Paso and operating pursuant to Chapter 370 of the Texas Transportation Code (the “RMA Act”) and 43 TEX. ADMIN. CODE §§26.1 *et seq.* and is a body politic and corporate and political subdivision of the State; and

WHEREAS, Chapter 791 of the Texas Government Code provides that any one or more public agencies may contract with each other for the performance of governmental functions or services in which the contracting parties are mutually interested; and

WHEREAS, Section 370.033 of the RMA Act permits the Authority to enter into an agreement under which the Authority may acquire, plan, design, construct, maintain, repair, or operate a transportation project on behalf of another governmental entity if the transportation project is located in the Authority's area of jurisdiction or in a county adjacent to the Authority's area of jurisdiction; and

WHEREAS, the County and CRRMA entered into an Interlocal Agreement – Project Development Agreement for the Fabens Airport Improvements Project [2019-0292] dated April 29, 2019, as revised by the First Amendment dated June 15, 2020 [2020-0395] and the Second Amendment dated October 5, 2021 [2021-0737] (collectively, the “Interlocal Agreement”), for the design and construction of certain improvements at the El Paso County Fabens Airport (the “Project”); and

WHEREAS, the Parties now desire to further amend the Interlocal Agreement to allow for the completion of a boundary survey at the El Paso County Fabens Airport.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the undersigned Parties agree as follows:

1. Addition of Scope to EXHIBIT “A”. The parties hereby agree to supplement the scope of services originally contemplated within **EXHIBIT “A”** of the Interlocal Agreement by adding the supplemental scope identified within **EXHIBIT “A-1”**, which is attached hereto.

2. Replacement of EXHIBIT “C-2”. The parties hereby agree to delete **EXHIBIT “C-2”** from the Interlocal Agreement, as amended, in its entirety and replace it with **EXHIBIT “C-3”**, which is attached hereto.

3. Ratification. Except as expressly amended by this Amendment, the Interlocal Agreement and its exhibits shall remain in full force and effect.

4. Execution in Counterparts. This Amendment may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall be considered fully executed as of the date first written above, when both Parties have executed an identical counterpart, notwithstanding that all signatures may not appear on the same counterpart.

IN WITNESS WHEREOF, the Parties have executed and attested this Amendment by their officers thereunto duly authorized.

EL PASO COUNTY, TEXAS

**CAMINO REAL REGIONAL
MOBILITY AUTHORITY**

By: _____
Ricardo A. Samaniego
County Judge

By: _____
Joyce A. Wilson
Chair

ATTEST:

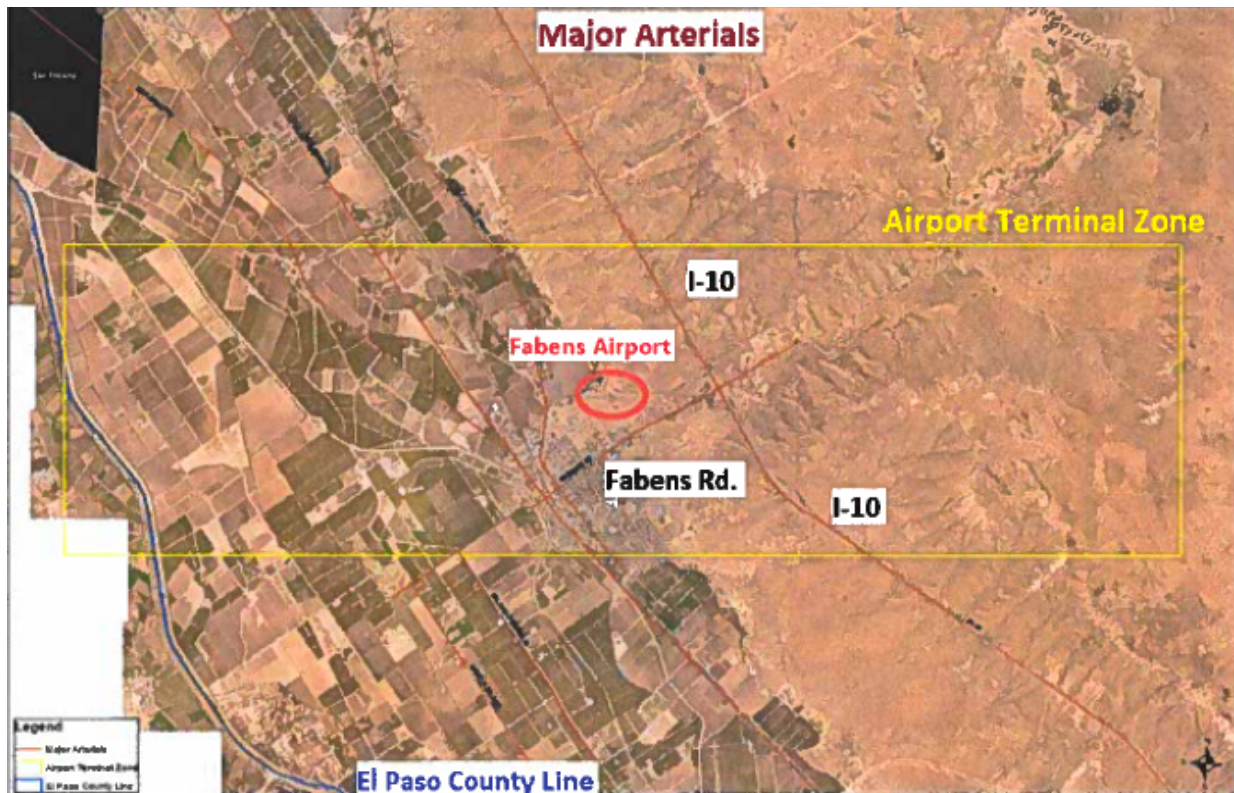
By: _____
Dorothy M. (Sissy) Byrd
Board Secretary

EXHIBIT “A-1”

FABENS AIRPORT HANGAR AND DECELERATION LANE DESIGN/CONSTRUCTION PROJECT PROJECT DESCRIPTION SUPPLEMENT

In addition to the scope of work originally identified within “EXHIBIT “A” of this Interlocal Agreement, the proposed work shall also include the completion of a full boundary, topographic, and improvement survey for the El Paso County Fabens Airport, located in Fabens, Texas.

PROJECT LIMITS – SURVEY



[END OF EXHIBIT]

EXHIBIT “C-3”

FABENS AIRPORT HANGAR AND DECELERATION LANE DESIGN/CONSTRUCTION PROJECT

PROJECT BUDGET

DESCRIPTION	TOTAL ESTIMATED PROJECT COST	CRRMA PAYS WITH COUNTY FUNDS	CRRMA PAYS WITH VRF FUNDS
LAND	\$ 0.00	\$ 0.00	\$ 0.00
UTILITY RELOCATION	\$ 0.00	\$ 0.00	\$ 0.00
PERMITS & SERVICES	\$ 0.00	\$ 0.00	\$ 0.00
ENGINEERING	\$ 970,655.82	\$ 845,486.80	\$ 125,169.02
CONSTRUCTION	\$ 410,000.00	\$ 410,000.00	\$0.00
MISCELLANEOUS	\$ 0.00	\$ 0.00	\$ 0.00
TOTAL	\$ 1,380,655.82	\$ 1,255,486.80	\$ 125,169.02

[END OF EXHIBIT]