



**RESOLUTION NO. 20190326-01**

**A RESOLUTION AUTHORIZING A MODIFICATION TO THE COOPERATIVE AGREEMENT  
FOR ENVIRONMENTAL SERVICES BETWEEN TEXAMERICAS CENTER AND THE UNITED  
STATES OF AMERICA TO EXTEND THE AGREEMENT AN ADDITIONAL ONE YEAR  
PERFORMANCE PERIOD**

**WHEREAS**, TexAmericas Center is a political subdivision of the State of Texas with the powers and authorities specified in Chapter 3503 of the Special District Local Laws Code of the State of Texas; and

**WHEREAS**, on or about August 14, 2014, the United States of Americas acting by and through the Department of the Army and TexAmericas Center entered into an Environmental Services Cooperative Agreement (ESCA) for a period of five (5) years (August 7, 2014 through August 6, 2019) providing for the characterization and remediation of certain environmental conditions upon property owned by TexAmericas Center and/or property to be owned by TexAmericas Center; and

**WHEREAS**, the ongoing services being performed pursuant to the ESCA have revealed that there is a need for additional time for characterization and remediation work of areas of the property including but not limited to the property known as the High Explosive Burning Ground; and

**WHEREAS**, the parties have come to the attached terms of modification for the said Cooperative Agreement to add an additional one year performance period from August 6, 2019 through August 6, 2020, at no cost to the Government or the Recipient.

**WHEREAS**, it is in the best interest of TexAmericas Center to enter into said modification of the Cooperative Agreement in order to complete the environmental remediation required so that the property may be used for job creation and economic development;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of TexAmericas Center that the Cooperative Agreement Modification is approved.

**BE IT FURTHER RESOLVED**, that Scott Norton, Executive Director/CEO of TexAmericas Center shall be and he is hereby authorized to execute the Cooperative Modification Agreement to the ESCA and any and all other documents necessary to complete the process of the modification.

**PASSED and APPROVED this 26<sup>th</sup> day of March, 2019.**

*Boyd W. Sartin*

**Boyd Sartin, Chairman of the Board**

ATTEST:

*Ben King*

**Ben King, Secretary**

Attached: Cooperative Agreement Modification to ESCA

**COOPERATIVE AGREEMENT MODIFICATION**  
**Lone Star ESCA**

**MODIFICATION NO: P00005**  
**EFFECTIVE DATE: 28 March 2019**

**AGREEMENT NO: W912DY-14-2-0401**

This is a bilateral modification (supplemental agreement) reflecting other agreements of the parties, modifying the terms and conditions of the Cooperative Agreement. The Recipient is required to execute and return one copy of this modification to the Grants Officer.

**DESCRIPTION OF MODIFICATION**

The purpose of this modification is to:

- a. Section B, Paragraphs 2 and 5.2.1. Revised to extend the period of performance from August 6, 2019 through August 6, 2020, at no cost to the Government or the Recipient.
- b. Section B, Paragraph 11. The Financial Report Distribution and Correspondence Table has been updated.
- c. Section B, Paragraph 15. The Government and Recipient Representatives Table has been updated.
- d. These mutually agreed upon changes to the Cooperative Agreement, is pursuant to the amendment of Title 10, United States Code §2701(d), as enacted by the National Defense Authorization Act.

— SEE CONTINUATION PAGE(S) —

**ACCOUNTING AND APPROPRIATION DATA:** Not Applicable

**EXECUTION OF MODIFICATION**

**FOR THE RECIPIENT:**

TexAmericas Center  
107 Chapel Lane  
New Boston, TX 75570



\_\_\_\_\_  
(SIGNATURE)

**SCOTT NORTON**

\_\_\_\_\_  
(NAME)

**EXECUTIVE DIRECTOR**

\_\_\_\_\_  
(TITLE)

3/28/19

\_\_\_\_\_  
(DATE)

**FOR THE UNITED STATES OF AMERICA:**

U.S. Army Corps of Engineers, Huntsville Center  
ATTN: CEHNC-CTB/Sharon Butler  
5021 Bradford Dr.  
Huntsville, AL 35806

BUTLER.SHARON.H.1  
230746970

Digitally signed by BUTLER.SHARON.H.1230746970  
DN: cn=US, o=U.S. Government, ou=DoD, ou=PKI,  
ou=USA, cn=BUTLER.SHARON.H.1230746970  
Date: 2019.03.28 17:03:57 -0500

\_\_\_\_\_  
(SIGNATURE)

**SHARON H. BUTLER**

\_\_\_\_\_  
(NAME)

**GRANTS OFFICER**

\_\_\_\_\_  
(TITLE)

28 March 2019

\_\_\_\_\_  
(DATE)

- 1) **Section B, Paragraph 2.** - Revise paragraph 2 as follows:  
**AGREEMENT TERM.** The term of this agreement shall be for a period of six (6) years (August 7, 2014 through August 6, 2020).
- 2) **Section B, Paragraph 5.2.1.**- Revise Table 1 as follows:

TABLE 1 -				
CLIN	DESCRIPTION	PERIOD OF PERFORMANCE	MAXIMUM OBLIGATION	AMOUNT FUNDED
001	Environmental Services - HEBG - Phase 1 (FFP)	2014 - 2020	\$3,722,174.98	\$3,722,174.98
002	Environmental Services - HEBG - Phase 2 Soil Excavations	2014 - 2020	\$6,399,768.37	\$6,399,768.37
002A	Environmental Services - HEBG - Phase 2 Excavation and Offsite Disposal Fixed Unit Rate Variable Cost	2014 - 2020	\$205,253.00	\$205,253.00
003	Environmental Services - WISL, LTM/LTO (including HEBG), Asbestos Management, PMP (FFP)	2014 - 2020	\$3,282,311.41	\$3,282,311.41
004	Program Management (FFP)	2014 - 2020	\$523,560.41	\$523,560.41
005	Program Management - HEBG Phase 2 only	2014 - 2020	\$295,380.44	\$295,380.44
006	TCEQ Oversight **	2014 - 2020	\$83,477.75	\$83,477.75
<b>TOTAL OBLIGATION</b>			<b>\$14,511,926.36</b>	<b>\$14,511,926.36</b>

\*Amount Funded refers to the total dollars obligated for the execution of this agreement per CLIN.

- 3) **Section B, Paragraph 11** - Revise the Financial Report Distribution and Correspondence Table as follows:

ADDRESSEE	ADDRESS	REPORTS & CORRESPONDENCE	ORIGINAL & COPIES
Sharon Butler Grants Officer	U.S. Army Engineering & Support Center ATTN: CEHNC-CTB (Sharon Butler) 527 Bradford Dr. Huntsville, AL 35806 E-mail: Sharon.H.Butler@usace.army.mil	SF 270 SF 425 (Quarterly/Final)	Original Original
		Written Correspondence affecting performance and/or proposed changes by Recipient	Original
		Quarterly Performance Reports	Original

<p><b>Hank Procter</b>  <b>Army BRAC-D</b>  <b>Program</b>  <b>Manager</b></p>	<p><b>DA, ACSIM (DAIM-ODB)</b>  <b>ATTN: Hank Procter</b>  <b>2530 Crystal Drive</b>  <b>Arlington, VA 22202</b>  <b>E-mail:</b>  <b>webster.w.procter.civ@mail.mil</b></p>	<p><b>SF 270</b>  <b>SF 425 (Quarterly/Final)</b>   <b>Written Correspondence</b>  <b>affecting performance and/or</b>  <b>proposed changes by</b>  <b>Recipient</b>   <b>Quarterly Performance</b>  <b>Reports</b></p>	<p><b>1 Copy</b>  <b>1 Copy</b>   <b>1 Copy</b>   <b>1 Copy</b></p>
<p><b>John Nebelsick</b>  <b>CEHNC</b>  <b>Program</b>  <b>Manager</b></p>	<p><b>U.S. Army Engineering &amp; Support Center</b>  <b>ATTN: CEHNC-EMM (John Nebelsick)</b>  <b>5021 Bradford Dr.</b>  <b>Huntsville, AL 35816</b>  <b>E-mail: john.d.nebelsick@usace.army.mil</b></p>	<p><b>SF 270</b>  <b>SF 425 (Quarterly/Final)</b>   <b>Written Correspondence</b>  <b>affecting performance and/or</b>  <b>proposed changes by</b>  <b>Recipient</b>   <b>Quarterly Performance</b>  <b>Reports</b></p>	<p><b>1 Copy</b>  <b>1 Copy</b>   <b>1 Copy</b>   <b>1 Copy</b></p>
<p><b>Billy Lawson,</b>  <b>Jr.</b>  <b>BRAC</b>  <b>Environmental</b>  <b>Coordinator</b></p>	<p><b>Billy Lawson, Jr.</b>  <b>BRAC Environmental Coordinator</b>  <b>Red River Army Depot, TARR-OL</b>  <b>Texarkana, TX 75507</b>  <b>E-mail: billy.j.lawson14.civ@mail.mil</b></p>	<p><b>SF 270</b>  <b>SF 425 (Quarterly/Final)</b>   <b>Written Correspondence</b>  <b>affecting performance and/or</b>  <b>proposed changes by</b>  <b>Recipient</b>   <b>Quarterly Performance</b>  <b>Reports</b></p>	<p><b>1 Copy</b>  <b>1 Copy</b>   <b>1 Copy</b>   <b>1 Copy</b></p>

## 4) Section B, Paragraph 15 – Revise the Government and Recipient Representatives Table as follows:

NAME	TITLE	OFFICE & E-MAIL	TELEPHONE/FAX
Sharon Butler	Grants Officer	U.S. Army Engineering & Support Center Attn: CEHNC-CTB (Butler) 5021 Bradford Dr. Huntsville, AL 35816 E-mail: <a href="mailto:Sharon.H.Butler@usace.army.mil">Sharon.H.Butler@usace.army.mil</a>	PH: 256-895-1440
John Nebelsick	ESCA Program Manager	U.S. Army Engineering & Support Center Attn: CEHNC-EMM (Nebelsick) 5021 Bradford Dr. Huntsville, AL 35816 E-mail: <a href="mailto:john.d.nebelsick@usace.army.mil">john.d.nebelsick@usace.army.mil</a>	PH: (256) 895-1795
Hank Procter	Army BRAC Division Program Manager	OACSIM, DIAM-ODB, Ops Branch, BRAC Division Room 5000 Taylor Bldg/NC3 2530 Crystal Drive Arlington, VA 22202 E-mail: <a href="mailto:webster.w.procter.civ@mail.mil">webster.w.procter.civ@mail.mil</a>	PH: (703) 545-2452
Billy Lawson, Jr.	BRAC Environmental Coordinator (BEC)	BRAC Environmental Coordinator Red River Army Depot, TARR-OL Texarkana, TX 75507 E-mail: <a href="mailto:billy.j.lawson14.civ@mail.mil">billy.j.lawson14.civ@mail.mil</a>	PH: (903)334-2662
Scott Norton	Executive Director	TexAmericas Center 107 Chapel Lane New Boston, TX 75570 Email: <a href="mailto:scott.norton@texamericascenter.com">scott.norton@texamericascenter.com</a>	PH: (903)233-9841

## 5) All other terms and conditions of the Agreement remain unchanged.