

Adopted: June 7, 2004

**Alamo Regional Mobility Authority
Conflict of Interest Policy for Consultants**

The Alamo Regional Mobility Authority (“AlamoRMA”) anticipates utilizing outside consultants for a significant portion of the work necessary to plan, study, and develop transportation projects. The AlamoRMA also anticipates developing projects through a variety of means, including through private sector involvement and contracts that combine various elements of the work necessary for design, construction, financing, operation and/or maintenance of projects. The AlamoRMA recognizes that many of the same individuals and firms that provide services to it may also have, or previously have had, some business relationship with individuals and firms seeking to do business with the AlamoRMA. To assure that any such relationships are fully disclosed and so as to assure that the impartiality of the AlamoRMA personnel and the individuals and firms working for the AlamoRMA (“outside consultants”) is not compromised, AlamoRMA’s personnel and outside consultants, and those individuals and firms seeking to do business with the AlamoRMA, must adhere to the following procedures:

1. The AlamoRMA shall maintain, on its website and in the records of the authority, a list of AlamoRMA’s personnel and outside consultants. Any individual or firm receiving more than \$10,000 in compensation for goods and services rendered to the AlamoRMA during the preceding 12 months, as well as any newly hired individual or firm expected to be paid more than \$10,000 in a 12 month period, shall be included on that list.

2. Any individual, firm, or team (including individual team members) submitting a proposal (including an unsolicited proposal and a response to solicited proposal) to the AlamoRMA to perform work for the authority shall disclose on its submittal the existence of any current or previous (defined as one terminating within 12 months prior to submission of the proposal) business relationship with any of the AlamoRMA’s personnel or outside consultants. The disclosure shall include information on the nature of the relationship, the current status, and the date of termination (or expected termination, if known) of the relationship. Failure to make the disclosure required in this paragraph is grounds for rejection of the proposal and disqualification from further consideration for the project or work which is the subject of the proposal.

3. Separate and apart from the disclosure required to be made by proposers under the preceding paragraph, any personnel or outside consultants of the AlamoRMA who are requested to participate in any way in the review of a proposal, the procurement of good and services leading to a proposal, or the supervision of work to be performed pursuant to a proposal, must disclose the existence of any current or previous business relationship with any individual, firm, or team (including team members) making a proposal to provide goods or services or a proposal to perform work to be supervised. Failure to make the disclosure required in this paragraph is grounds for termination of work by the key personnel failing to make the disclosure. Disclosures required under this paragraph shall be made within three business days of receipt of information concerning

the identity of a proposer to the AlamoRMA's executive director in accordance with paragraph 5 below, unless the disclosure is required of the executive director, in which case disclosure shall be made to the chairman of the AlamoRMA board of directors.

4. For any disclosures required under paragraphs 2 or 3 above, the affected personnel, outside consultant, or individual or firm submitting a proposal shall complete and submit the form attached hereto as Attachment A. (Submittal of such form shall be sufficient to constitute the disclosure required under paragraph 3 above.) Completion of the required information is necessary to provide the AlamoRMA with information to assess the nature of the prior or current business relationships, the role of individuals and firms involved, internal safeguards which may be implemented by the affected personnel or outside consultant to protect against access to, or disclosure of, information, and the potential for the prior or current business relationship to compromise the independence of the affected personnel or outside consultant.

5. The AlamoRMA's executive director shall be responsible for compiling and presenting to the Executive Committee information concerning all conflict of interest disclosures. The Executive Committee shall determine whether to permit the affected personnel or outside consultant to continue its work on the proposal or the work giving rise to the conflict, and if such work is permitted to continue, the safeguards to be implemented as a condition of the continuation. *If continuation of work is approved subject to the implementation of safeguards, failure to implement and maintain those measures is grounds for termination of that work and any further work for the authority.* If the Executive Committee does not approve of the continuation of work by the affected personnel or outside consultant, that individual or firm shall immediately cease any work and shall turn over all records concerning such work to the authority.

6. These policies and procedures may be amended or modified at any time action of the AlamoRMA board of directors. Key personnel and proposers seeking do business with the AlamoRMA are responsible for complying with these policies and procedures as amended from time to time.