

SUPPLEMENTAL AGREEMENT TO MASTER MULTIPLE USE AGREEMENT FOR
BULKHEAD REPAIR, BOAT RAMP REPAIR AND PARKING FACILITIES WITH
LIGHTING ON PARK ROAD 22

STATE OF TEXAS §

COUNTY OF TRAVIS §

This agreement supplements the previously executed Master Multiple Use Agreement for bulkhead repair, boat ramp repair and parking facilities with lighting on Texas Department of Transportation Right-of-Way within Nueces County dated the 2nd day of March, 1979, by and between the Texas Department of Transportation, hereinafter referred to as "State", and the City of Corpus Christi, Texas, hereinafter referred to as the "City". The effective date of this Supplemental Agreement is that date on which the State affixed its signature.

WITNESSETH

WHEREAS, the City has requested the State to permit the repairs to the bulkhead, boat ramp and parking facilities with lighting, located within State right-of-way of Park Road 22 on the John F. Kennedy Memorial Causeway in Nueces County, and being more particularly described in the exhibits attached hereto and made a part hereof; and

WHEREAS, the State is willing to approve the establishment of such repairs as evidenced by the State Highway Commission Minute Order Number 65169 and the City has complied with all conditions of State Highway Commission Minute Order 65169 by the execution of a Master Agreement for Construction, Maintenance, and Operation of the bulkhead repair, boat ramp repair and parking facilities with lighting on Texas Department of Transportation right-of-way; and

NOW, THEREFORE, Sidewalks, curb, ramps and other pedestrian elements to be constructed by the City shall be in accordance with the requirements of Title II of the American with Disabilities Act (ADA) and with the Texas Accessibility Standards (TAS). Elements constructed by the City and found not to comply with ADA or TAS shall be corrected at the entire expense of the City. The City shall submit the plans to the Texas Department of Licensing and Regulation (TDLR) for review and inspection. The City shall furnish TxDOT with a TDLR Certification of Substantial compliance for this project, and

NOW, THEREFORE, TxDOT has made it a policy to be a proactive participant of the environment. It is the intent of this office, along with the City, to show a "good faith effort" with regards to this construction project and the prevention of any adverse effects to the environment during construction activities and

NOW, THEREFORE, for all project-specific locations (PSL's) on or off the right of way (material sources, waste sites, parking areas, storage areas, field offices, staging areas, haul roads, etc.), signing the Agreement certifies compliance with all applicable laws, rules and regulations pertaining to the preservation of cultural resources, natural resources, and the environment as issued by the following or other agencies: Occupational Safety and Health Administration, Texas Commission on Environmental Quality (TCEQ), Texas Department of Transportation, Texas Historical Commission, Texas Parks and Wildlife Department, Texas Railroad Commission, U.S. Army Corps of Engineers, U.S. Department of Energy, U.S. Department of Transportation, U.S. Environmental Protection Agency, U.S. Federal Emergency Management Agency, and the U.S. Fish and Wildlife Service and

NOW, THEREFORE, it is understood that any uses contemplated under this Agreement is subject to the rights of the United States of America as described in that certain Spoil Disposal and Right-of-Way Easement Deed filed in the real property records of Nueces County, Texas on November 13, 1947 in Vol. 382, Page 307, Clerk's filing no. 250736.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties hereto to be by them respectively kept and performed as set forth in the Master Agreement; the City is hereby granted permission for construction, maintenance and operation of the bulkhead repair, boat ramp repair and parking facilities with lighting on State right-of-way of Park Road 22 on the John F. Kennedy Memorial Causeway in Nueces County , Texas, as more particularly described in the attached exhibits, to wit:

- a) Exhibit A - site location
- b) Exhibit B - site foundation plan
- c) Exhibit C - plans and specifications
- d) Exhibit D - TxDOT Form No. 1560, Certificate of Insurance

IN WITNESS WHEREOF, the parties have hereunto affixed their signatures, the City on the _____ day of _____, 20____, and the State on the day of _____, 20_____.

CITY OF CORPUS CHRISTI

By: _____
City Manager

STATE OF TEXAS

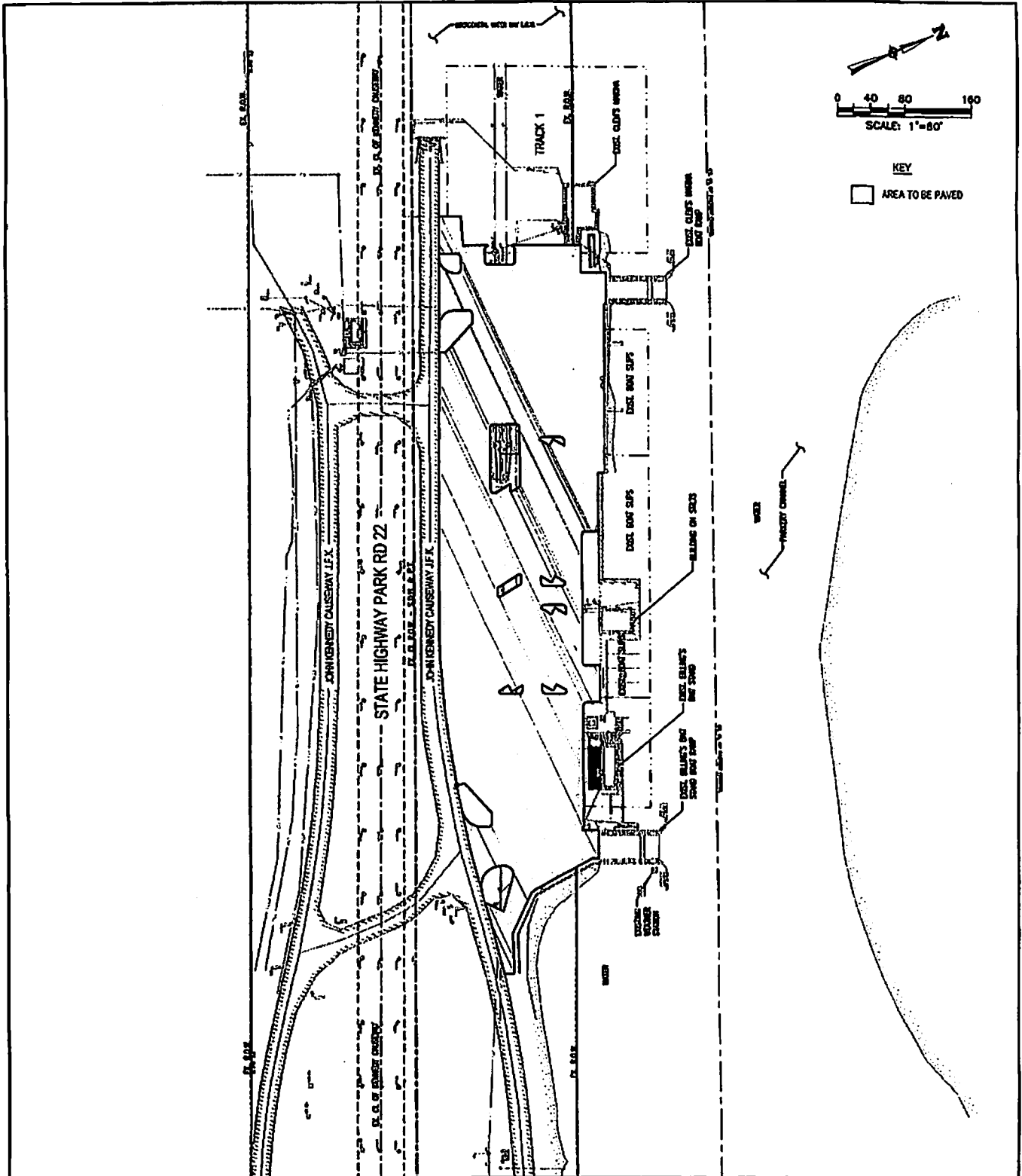
Certified as being executed for the purpose and effect of activating and/or carrying out the orders, established policies, or work programs heretofore approved by Texas Department of Transportation Commission under the authority of Minute Order No. 100002

By: _____
Director, Maintenance Division

APPROVAL RECOMMENDED:

District Engineer

Director, Design Division



PREPARED BY:

URS

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 CORPUS CHRISTI, TEXAS 78478
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 URS CORP. REG. NO. 3102



CITY of CORPUS CHRISTI
 TEXAS
 Department of Engineering Services

MARINA PARKING AREA
 REHABILITATION

SITE LAYOUT

B

EXHIBIT NO.

Exhibit D

TXDOT Form 1650 – Certificate of Insurance

To be provided pending award of construction contract.