

**AGREEMENT
BETWEEN THE CITY OF CORPUS CHRISTI,
THE CORPUS CHRISTI REGIONAL TRANSIT AUTHORITY,
AND THE CORPUS CHRISTI METROPOLITAN PLANNING ORGANIZATION
FOR TRANSPORTATION GRANT COORDINATION**

This Agreement sets forth the agreement made by and among the City of Corpus Christi (City), Corpus Christi Regional Transportation Authority (RTA), and the Corpus Christi Metropolitan Planning Organization (MPO) to provide as follows:

WHEREAS, the City, RTA and MPO have been working together on transportation issues affecting the Central Business District (CBD) and the area known as the Sports Entertainment Arts (SEA) District; and

WHEREAS, the parties have been working together on the recent development of the Bayfront Pedestrian/Transit Master Plan by the MPO; and

WHEREAS, all the parties agree that capital improvements for pedestrians and transit use in the CBD and SEA District are essential to the economic development and vitality of this area; and

WHEREAS, the Federal Transit Administration and other federal agencies provide funding for pedestrian and transit improvements from primarily discretionary programs; and

NOW, THEREFORE, in consideration of the mutual covenants herein, the City, RTA and MPO agree as follows:

1. **TERM.** The term of this Agreement is for the period beginning October 1, 2013 and continuing until September 30, 2018 or until terminated or amended by any parties that are part of this agreement.

2. **DESCRIPTION OF MUTAL GRANT SUPPORT.** The parties will mutually support the pursuit of discretionary funding from the Federal Transit Administration and other federal agencies for pedestrian and transit improvements in the CBD and SEA District. Such efforts will not be at the expense of any formula funds that the RTA or MPO are eligible to receive.

3. **PARTICIPATION** of the parties will include the coordination of planning activities to assure all projects are compatible with the Mobility Plan of the City, the Transit Coordination Plan, and Long Range Plan of the RTA, the Metropolitan Transportation Plan, and Transportation Improvement Plan of the MPO. Any federal funds must be incorporated into the MPO plans and approved by the MPO Transportation Policy Committee.

4. **FORMULA PAYMENTS TO RTA.** These efforts do not anticipate use of Federal Transit Administration 5307 formula grant funds without the express consent of the RTA Board.

5. **PUBLIC PURPOSE.** This Agreement is among the City, RTA, and MPO for the purpose of providing governmental services and not for the benefit of any third party or individual. The parties acknowledge that their respective ability to serve the needs of the general public and the users of their services within their service areas is dependent upon the coordination of transportation and development efforts in the CBD and SEA District.

6. **LIMITED OBLIGATION.** This Agreement shall be limited solely to pedestrian and transit improvements in the CBD and SEA District as described above. No obligation, whether expressed

or implied, shall exist for funding any future programs or efforts in subsequent years after Fiscal Year 2018 without prior approval.

7. **WITHDRAWAL.** If any agency determines that this agreement needs to be terminated, amended, or extended must notify all of the other parties to this agreement in writing at least ninety (90) days in advance of its intent to withdraw from this agreement and/or terminate its participation in the transportation improvement effort.

8. **ENFORCEABILITY.** This Agreement shall be governed by and construed in accordance with the laws of the State of Texas, and it shall be performable in Nueces County, Texas.

9. **NOTICES.** All notices, requests or other communications related to this Agreement shall be made in writing. The notice addresses of the parties shall, until changed as provided herein, be as follows:

CITY: Ron Olson, City Manager
City of Corpus Christi
1201 Leopard St.
Corpus Christi, Texas 78401-2825

RTA: Scott Neeley, Chief Executive Officer
Regional Transportation Authority
5658 Bear Lane
Corpus Christi, Texas 78405

MPO Tom Niskala, Transportation Planning Director
Corpus Christi Metropolitan Planning Organization
5151 Flynn Pkwy. #404
Corpus Christi, Texas 78411

10. **ENTIRE AGREEMENT.** This Agreement expressed the entire agreement between the parties. Any modification, amendment, or addition to this Agreement is not binding upon the parties unless reduced to writing and signed by persons authorized to make such agreements on behalf of the respective party.

THE CITY OF CORPUS CHRISTI

ATTEST:

Ronald L. Olson, City Manager

Armando Chapa, City Secretary

CORPUS CHRISTI REGIONAL TRANSPORTATION AUTHORITY

Scott Neeley, Chief Executive Officer

CORPUS CHRISTI METROPOLITAN PLANNING ORGANIZATION

Tom Niskala, Transportation Planning Director