Concho Valley Transit District
RESOLUTION 092116 B

WHEREAS, CVTD and City entered into an Interlocal Agreement (Original Agreement) on August 21, 2014, effective October 1, 2013; and

WHEREAS, CVTD and City executed a first amendment to the Original Agreement on February 16, 2010, extending the term through August 31, 2010, modifying the funding amount, and adding provision related to assets and employees; and

WHEREAS, CVTD and City executed a second amendment to the Original Agreement on October 1, 2013 extending the term through August 31, 2014; and

WHEREAS, CVTD and City executed a third amendment to the Original Agreement on October 21, 2014 extending the term to August 31, 2015; and

WHEREAS, CVTD and City executed a fourth amendment to the Original Agreement on December 9, 2015 extending the agreement to August 31, 2016 and amending the funding amount; and

WHEREAS, CVTD and City now desire to amend said Original Agreement to extend the term for an additional 90 days, effective beginning September 1, 2016 and ending November 30, 2016.

NOW THEREFORE BE IT RESOLVED, that the Board of Directors of the Concho Valley Transit District approve the following:

1. **The Concho Valley Board of Directors does hereby accept the (90 Day Extension) to the Interlocal Cooperation Agreement between CVTD and COSA.**

Duly adopted at a meeting of the Board of Directors of the Concho Valley Transit District this 21st day of September, 2016.

_____
Steve Floyd, Chairman

_____
Dwain Morrison, Secretary

FIFTH AMENDMENT TO THE INTERLOCAL AGREEMENT
BY AND BETWEEN CITY OF SAN ANGELO
AND CONCHO VALLEY TRANSIT DISTRICT

This Fifth Amendment to the Interlocal Agreement (Fifth Amendment) is made and entered into this _____ day of _____, 2016 (but effective as of October 1, 2016 ("Effective Date"), by and between the Concho Valley Transit District, a political subdivision of the State of Texas (CVTD) and the City of San Angelo, a Texas home-rule municipality (City).

WHEREAS, CVTD and City entered into an Interlocal Agreement (Original Agreement) on August 21, 2014, effective October 1, 2013; and

WHEREAS, CVTD and City executed a first amendment to the Original Agreement on February 16, 2010, extending the term through August 31, 2010, modifying the funding amount, and adding provision related to assets and employees; and

WHEREAS, CVTD and City executed a second amendment to the Original Agreement on October 1, 2013 extending the term through August 31, 2014; and

WHEREAS, CVTD and City executed a third amendment to the Original Agreement on October 21, 2014 extending the term to August 31, 2015; and

WHEREAS, CVTD and City executed a fourth amendment to the Original Agreement on December 9, 2015 extending the agreement to August 31, 2016 and amending the funding amount; and

WHEREAS, CVTD and City now desire to amend said Original Agreement to extend the term for an additional 90 days, effective beginning September 1, 2016 and ending November 30, 2016.

NOW THEREFORE, in consideration of the mutual promises, covenants and terms hereinafter set forth, the parties agree as follows:

FIRST. Article 2 "TERM OF AGREEMENT" Section 2.01 "Commencement and Termination Date: is hereby amended to read as follows: The term of the Agreement shall be for a period of 90 days, commencing September 1, 2016 and ending November 30, 2016.

SECOND. All remaining terms, conditions, clauses and provisions of Original Agreement and prior amendments to the extent not changed, altered or specifically amended by this instrument, shall remain in full force and effect in all respects and are hereby ratified by the parties hereto.

[Signature Page to Follow]

EXECUTED in duplicate originals on this the _____ day of _____, 2016.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed by their respective officials thereunto duly authorized, this the day and year above written.

CVTD

Board of Directors
Concho Valley Transit District

BY:_____

_____
                (Print Name)

Title:_____

Date: _____, 2016

ATTEST:

_____

Title: _____

           CITY OF SAN ANGELO, TEXAS

        By: _____
               Daniel Valenzuela, City Manager

ATTEST:

_____   Date: _____, 2016
Bryan Kendrick, City Clerk

Approved as to Form:

_____
Theresa James, City Attorney