

**AMENDMENT TO
INTERLOCAL COOPERATION AGREEMENT
BETWEEN
AUSTIN TRANSIT PARTNERSHIP AND
CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY FOR
CAPITAL REIMBURSEMENT OF THE EXPO CENTER AND PLEASANT VALLEY
METRORAPID PROJECTS OF THE PROJECT CONNECT SYSTEM PLAN**

THIS AMENDMENT AGREEMENT (“Amendment”) is entered into by and between Austin Transit Partnership, a local government corporation created under Chapter 431 of the Texas Transportation Code (“ATP”), and Capital Metro Transportation Authority, a transportation authority and political subdivision of the State of Texas organized under Chapter 451 of the Texas Transportation Code (“CapMetro”) to be effective upon approval by the governing bodies of both Parties (the “Effective Date”). Each of ATP and CapMetro are sometimes referred to herein individually as a “Party” and collectively as the “Parties”. Reference is hereby made to that certain Interlocal Cooperation Agreement for capital reimbursement of the Expo Center and Pleasant Valley MetroRapid Projects for the Project Connect System Plan entered into by the Parties and fully effective July 25, 2022 (the “Agreement”). Capitalized terms used herein and not otherwise defined shall have the meaning given in the Agreement.

BACKGROUND:

A. The Parties entered into the Agreement in accordance with the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code (the “Interlocal Cooperation Act”), for purposes of funding the MetroRapid Projects and for the limited purposes of establishing terms and conditions of payment by ATP and CapMetro in order to encourage transparency and financial accountability, and to establish the terms and conditions for the reimbursement by ATP for certain capital costs incurred by CapMetro for the planning, development, design, construction and equipping of the MetroRapid Projects.

B. The Parties previously exercised the extension option set forth in Section 6.1 of the Agreement to extend the term of the Agreement to September 30, 2025.

C. Because work on the MetroRapid Projects is still ongoing, the Parties recognize the need to extend the term of the Agreement for an additional 12 months through September 30, 2026.

D. The Parties have properly authorized this Amendment in accordance with the Interlocal Cooperation Act.

ACCORDINGLY, in consideration of the foregoing and the covenants, agreements, representations and warranties set forth in this Amendment, the Parties hereby agree as follows:

Section 1. Amendment to the Agreement. Section 6.1 of the Agreement is amended to read in its entirety as follows:

Section 6.1 Term. The term of this Agreement is from the Effective Date through September 30, 2026.

Except as expressly modified in this Section 1, the Agreement shall continue to remain in full force and effect in accordance with the provisions thereof.

Section 2. Counterparts; e-Signatures. This Amendment may be signed in as many counterparts as may be convenient or required. It shall not be necessary that the signature and acknowledgment of, or on behalf

of, each party, or that the signature and acknowledgment of all persons required to bind any party, appear on each counterpart. All counterparts shall collectively constitute a single instrument. It shall not be necessary in making proof of this Amendment to produce or account for more than a single counterpart containing the respective signatures and acknowledgment of, or on behalf of, each of the parties hereto. Any signature and acknowledgment page to any counterpart may be detached from such counterpart without impairing the legal effect of the signatures and acknowledgments thereon and thereafter attached to another counterpart identical thereto except having attached to it additional signature and acknowledgment pages. The Parties agree that digital or facsimile signatures shall be given the same legal effect as original signatures, and the Parties hereby agree to accept delivery of digital signatures by e-mail in “pdf” form, or *via* DocuSign, Adobe Sign, or any similar means of digital delivery.

The undersigned have signed and delivered this Amendment as of the last date set forth below to be effective as of the Effective Date.

AUSTIN TRANSIT PARTNERSHIP, a Texas
nonprofit local government corporation

**CAPITAL METROPOLITAN TRANSPORTATION
AUTHORITY**, a transportation authority and
political subdivision of the State of Texas

By: _____
Greg Canally, Executive Director

By: _____
Dottie Watkins, President & CEO

Date: _____, 2025

Date: _____, 2025