

RESOLUTION NO. 8-2001

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
AMENDING THE TRANSPORTATION SYSTEM MANAGEMENT SERVICES
CONTRACT AND AGREEMENT.

WHEREAS, the City entered into a Contract and Agreement with McDonald
Transit Associates, Inc., a Texas corporation, on March 30, 1981, for management and
operation of the public transportation system of the City; and,

WHEREAS, said Contract and Agreement was amended on March 8, 1984; and,

WHEREAS, McDonald Transit Associates, Inc., has proposed an additional
amendment to the Contract and Agreement as amended; and,


WHEREAS, after review it has been found to be appropriate to amend the
Contract and Agreement; now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That the City Council authorizes the Mayor to execute the attached
Amendment to the Transportation System Management Services Contract and
Agreement.

ADOPTED this 8th day of March, A.D., 2001.

ATTEST:



City Secretary



Mayor

APPROVED:



City Attorney

**AMENDMENT TO TRANSPORTATION SYSTEM MANAGEMENT SERVICES
CONTRACT AND AGREEMENT**

This amendment to that certain Transportation System Management Services Contract and Agreement dated March 30, 1981, as amended, (the "Agreement") is made by and between the City of Abilene, a municipal corporation of Taylor County, Texas ("City") and McDonald Transit Associates, Inc., ("McDT"). It is mutually agreed by City and McDT to amend the Agreement only as set forth below. City and McDT agree that, except solely as modified herein, the terms, provisions, and conditions of the Agreement, as previously amended, shall continue in full force and effect.

This document fully contains the Amendment agreed upon by both parties, and any statements, promises or other representatives concerning the Amendment, whether implied, oral or written, made by either party or agents for either party that are not contained in this written Amendment are not binding or valid.

The Amendment, effective as of March 8, 2001, is:

The contents of Section III are deleted in their entirety, and the following substituted therefore:

City agrees to pay McDT as compensation for services rendered hereunder a monthly payment as follows:

During the period from October 1, 2000, through September 30, 2001, the sum of Eight Thousand, Four Hundred and Twenty-six dollars (\$8,426) per month.

During subsequent twelve-month periods of this Agreement, a sum per month to be mutually agreed by the parties as evidenced by the annual budget approved by City.

In addition, City shall continue to pay McDT, as an automobile allowance, the sum of Two Hundred and Twenty-five dollars (\$225) per month.

IN WITNESS WHEREOF, the parties have executed this Agreement on the 8th day of March, A.D., 2001.

City of Abilene, Texas

McDonald Transit Association, Inc.

By: Grady Barr
Mayor

By: Louis L. Heil
Signature
Louis L. Heil
Printed Name

APPROVED: Sharon K. Hicks
City Attorney

President & Chairman
Title

ATTEST: [Signature]
City Secretary

ATTEST: Karen L. Heil
Secretary of Corporation