

# Appendix A

## MPO Designation Agreement

NCTCOG was designated by the Governor as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth area on July 2, 1974. The contract for the Metropolitan Planning Organization involves the North Central Texas Council of Governments, the Regional Transportation Council, and the State of Texas. The latest designation (which was approved by the Regional Transportation Council on August 8, 1988 and by the NCTCOG Executive Board on August 26, 1988) will continuously be in effect until rescinded. A copy of this agreement is provided as Appendix A.



AGREEMENT

STATE OF TEXAS  
COUNTY OF TRAVIS

THIS AGREEMENT Made this 26th day of AUGUST, A.D., 1988, by and between the Office of the Governor, State of Texas, acting by and through the Office of Budget and Planning, Party of the First Part, and the  
NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS  
\_\_\_\_\_, Party of the Second Part:

WITNESSETH

WHEREAS, the Federal-Aid Highway Act of 1973 in Section 112 allocates planning funds to Metropolitan Planning Organizations to support the urban transportation planning process; and

WHEREAS, the Federal Highway Administration (in accordance with Section 112 of the Federal-Aid Highway Act of 1973) and the Urban Mass Transportation Administration (in accordance with Section 8 of the Urban Mass Transportation Administration Act of 1964, as amended) intend to fund the same designated metropolitan planning organization in each metropolitan area; and

WHEREAS, The Federal Aviation Administration intends to consider this agency for the receipt of airport system planning funds under Section 13 of the Airport and Airway Development Act of 1970 as amended; and

WHEREAS, it is the desire of the parties that urban transportation planning be integrated to the maximum extent possible with other areawide planning in the metropolitan area; and

WHEREAS, the successful implementation of urban transportation planning requires the assistance and concurrence of all local governments in the metropolitan area.

NOW THEREFORE, it is hereby agreed that the use of funds made available under Section 112 of the Federal-Aid Highway Act of 1973 shall be governed by the organization and responsibilities as set out in the following paragraphs:

I. Organization

The NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS  
shall be the Metropolitan Planning Organization for transportation  
planning in the DALLAS-FORT WORTH  
urbanized area.

The Metropolitan Planning Organization shall:

- A. Develop or assist in the development of a multi-modal transportation planning process. Prepare a Unified Work Program which would specify the use of Section 112 funds or in those regions where a Unified Work Program is not required, prepare a plan for the use of these monies, and submit the Unified Work Program or plan for approval to the Committee established pursuant to Section 134 of Chapter 1 of Title 23 United States Code.
- B. Insure that transportation planning in the urbanized area is successful, coordinated, and integrated with other comprehensive planning in the State Planning Region.
- C. Use the Committee structure established pursuant to Section 134 of Chapter 1 of Title 23 U. S. C. as the group responsible for giving the Metropolitan Planning Organization overall transportation policy guidance.

II. Section 112 of the 1973 Federal-Aid Highway Act authorizes additional funds for the purpose of carrying out the provisions of Section 134 of Chapter 1, of Title 23 U. S. C. Therefore, first consideration for the distribution of Section 112 funds will be given to planning efforts being conducted by cities, counties, and regional councils of governments who are assigned responsibility for basic elements of the urban Transportation Study Agreements established by the State Department of Highways and Public Transportation pursuant to Section 134 of Chapter 1 of Title 23 U. S. C.

III. This agreement shall in no way establish any activity or process that would infringe upon or interfere with the statutory obligation of the State Department of Highways and Public Transportation.

- IV. The Metropolitan Planning Organization will contract with the State Department of Highways and Public Transportation for Section 112 Planning Funds. The expense involved in urban transportation planning will be assumed by the Metropolitan Planning Organization or agencies with which the Metropolitan Planning Organization has subcontracted to accomplish work identified in the approved Unified Work Program or plan for the use of Section 112 funds. Vouchers for completed work under the annual Unified Work Program or plan utilizing Section 112 funds will be audited and approved by the State Department of Highways and Public Transportation according to federal and state requirements. Reimbursement will be made on a periodic basis.
- V. This agreement may be renegotiated as necessary to meet changing conditions or terminated by either party upon 30 days notice.
- VI. This agreement will remain in full force and effect until such time as the NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS is no longer the designated Metropolitan Planning Organization or unless terminated as provided in Item V above.

IN WITNESS WHEREOF, the Parties have hereunto affixed their signatures on the dates indicated.

Party of the First Part  
OFFICE OF THE GOVERNOR  
STATE OF TEXAS

BY: H.P. Clements

Date: August 26, 1988

Party of the Second Part

BY: William J. Pistick  
William J. Pistick  
Executive Director, NCTCOG

Date: August 8, 1988

RECOMMENDATION FOR EXECUTION:

Title: Gordon A. Shunk  
Gordon A. Shunk  
Director of Transportation  
and Energy, NCTCOG