

**STATE OF TEXAS**           §  
  §       **SIXTH AMENDMENT TO INTERLOCAL**  
  §       **COOPERATION AGREEMENT**  
**COUNTY OF DENTON**   §

This Sixth Amendment to Interlocal Cooperation Agreement is made and entered into by and between Denton County Transportation Authority (“DCTA”) and City of McKinney, Texas (“McKinney”) (each a “Party” and collectively the “Parties”), acting by and through their authorized representatives.

**WHEREAS**, the Parties previously entered into that certain Interlocal Cooperation Agreement which was effective June 1, 2017 (the “Agreement”); and

**WHEREAS**, the Parties entered into the First Amendment to the Agreement dated October 26, 2017; and

**WHEREAS**, the Parties entered into the Second Amendment to the Agreement dated February 13, 2018; and

**WHEREAS**, the Parties entered into the Third Amendment to the Agreement dated May 5, 2020; and

**WHEREAS**, the Parties entered into the Fourth Amendment to the Agreement dated July 10, 2020; and

**WHEREAS**, the Parties entered into the Fifth Amendment to the Agreement dated November 12, 2020; and

**WHEREAS**, the Parties desire to enter into this Sixth Amendment to the Agreement to extend the Term of the Agreement for six (6) months through December 31, 2021, and

**WHEREAS**, the Parties are authorized to enter into this Sixth Amendment to the Agreement pursuant to the Interlocal Cooperation Act (the "Act"), Chapter 791, Texas Government Code; and

**WHEREAS**, DCTA and McKinney are units of local government that have the statutory authority under the Act to perform the services set forth in the Agreement and this Sixth Amendment; and

**WHEREAS**, pursuant to Chapter 460 of the Texas Transportation Code, McKinney is authorized to enter into this Agreement with DCTA to provide the requested transit services; and

**WHEREAS**, each Party will make any required payments for services from current revenues available to such Party; and

**WHEREAS**, the Parties agree to amend the Agreement as set forth herein;

**NOW THEREFORE**, in consideration of the mutual promises contained herein and other valuable consideration the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. That Article II, **Term**, is hereby amended to read as follows:

“2.1 The Term of the Agreement shall be extended through December 31, 2021, unless sooner terminated as provided herein.”

2. The Agreement shall continue in full force and effect except as amended herein. If any terms or conditions contained in this Sixth Amendment to the Agreement are inconsistent with the Agreement or First, Second, Third, Fourth, or Fifth Amendments, the terms and conditions contained in the Sixth Amendment will be controlling.

*(signature page to follow)*

**EXECUTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**City of McKinney, Texas**

By: \_\_\_\_\_  
Paul Grimes, City Manager

Approved as to form:

By: \_\_\_\_\_  
Mark S. Houser, City Attorney

**EXECUTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**Denton County Transportation Authority**

By: \_\_\_\_\_  
Raymond Suarez, Chief Executive Officer

Approved as to form:

By: \_\_\_\_\_  
Joseph J. Gorfida, Jr., General Counsel