

RESOLUTION NO.

WHEREAS, the Capital Metropolitan Transit Authority (“Cap Metro”) and the City of Austin (“City”) in accordance with Chapter 431 of the Texas Transportation Code, Chapter 394 of the Texas Local Government Code, and through an interlocal agreement the parties created the joint local government corporation called the Austin Transit Partnership Local Government Corporation (“ATP”) to act on their behalf to accomplish the governmental purpose of implementing the Project Connect System Plan and Locally Preferred Alternatives for the Orange, Blue, Gold, Green, and MetroRapid Lines; and

WHEREAS, ATP's Articles of Incorporation, Article XVII provides the process for amending the Articles of Incorporation, including changes to Board membership; and

WHEREAS, on April 20, 2022, the ATP Board approved a resolution requesting Council to consider amending the Articles of Incorporation of ATP to foster and promote enhanced collaboration and communication among the parties, including the addition of one new ex-officio, non-voting director position of the ATP Board, to be occupied by the Chief Executive Officer of Cap Metro, or their designee from Cap Metro, effective upon the adoption of such amendment by both the City Council and Cap Metro Board of Directors; and

WHEREAS, Council desires to amend the ATP Articles of Incorporation to add an additional ex-officio, non-voting director position and to address the residential requirement relating to a director; **NOW, THEREFORE;**

25 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN**

26 Pursuant to Article XVII of the Austin Transit Partnership Articles of
27 Incorporation, the City Council adopts the following amendments to Article VI:

28 Subject to state law, any residency requirements may be waived by a
29 majority vote of the City Council or the Capital Metro Board for their
30 respective Director appointees, or jointly for a joint appointee.

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32 The City Manager or his or her designee from the City Manager's Office and
33 the Chief Executive Officer of Capital Metro or his or her designee from
34 Capital Metro are non-voting ex-officio Directors of the Corporation.

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37 **ADOPTED:** _____, 2022 **ATTEST:** _____

38 Myrna Rios
39 City Clerk
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