



RESOLUTION NO. 23-019
STATE OF LOUISIANA
PARISH OF ORLEANS

**Amendment No. 9 to the Ferry Cooperative Endeavor Agreement
between RTA and DOTD to amend Exhibit K**

Introduced by Commissioner Walton, seconded by Commissioner
Coulon.

WHEREAS, the Cooperative Endeavor Agreement (CEA) between Regional Transit Authority (RTA) and the Department of Transportation and Development (DTOD) of the State of Louisiana, effective since February 16, 2014, regulate the ferry service therein described. Amongst the CEA's exhibits is Exhibit K, which contain the State Annual Subsidy Schedule, detailing the annual ferry subsidy, including the schedule of transfer dates and estimated funds.

WHEREAS, Exhibit K of the CEA has been amended on several occasions, amongst other reasons, to add project years and increase the maximum compensation payable to the RTA for each project year. To add project years beyond July 1, 2022, and further increase the maximum estimated compensation for transfer dates of July 1, 2023, and beyond, Exhibit K must be further amended.

WHEREAS, the latest amendment to Exhibit K, incorporated as part of Amendment No. 8 to the CEA, increased the total maximum estimated compensation to \$47,646,641.00, until Project Year 10, with a transfer date of July 1, 2022.

WHEREAS, to add project years beyond July 1, 2022, and further increase the maximum estimated compensation for transfer dates between July 1, 2023 and July 1, 2032, by adding Project Year 10 thru Project Year 20, thus increasing the maximum estimated transfer amounts from \$47,646,641.00 to \$99,046,641.00, Exhibit K must be further amended.

WHEREAS, the DOTD and RTA's respective management teams have prepared a draft of Amendment No. 9, to incorporate the revisions proposed to Exhibit k.

WHEREAS, in amending Exhibit K of the CEA to add the annual transfer amounts between Project Years 10 thru Project Year 20, the proposed Amendment No. 9 also include language in which the DOTD and the RTA recognize that this exhibit may need to be further amended to increase the annual subsidy funds once such additional funds are made available. In also amending Exhibit K, the DOTD acknowledges that, if such additional funds are not made available to the RTA, the RTA retains all termination rights afforded in the CEA.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Regional Transit Authority hereby authorizes its Chief Executive Officer to execute Amendment No. 9 to the CEA, to further revise its Exhibit K.

THE FOREGOING WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:	<u> 6 </u>
NAYS:	<u> 0 </u>
ABSTAIN:	<u> 0 </u>
ABSENT:	<u> 1 </u>

AND THE RESOLUTION WAS ADOPTED ON THE 28th DAY OF MARCH, 2023.



**MARK RAYMOND JR.
CHAIRMAN
RTA BOARD OF COMMISSIONERS**