

**MEMORANDUM OF UNDERSTANDING (MOU)**

**BETWEEN**

**THE MINNESOTA DEPARTMENT OF TRANSPORTATION (MNDOT), THE MANKATO/NORTH MANKATO  
AREA PLANNING ORGANIZATION (MPO) AND THE CITY OF MANKATO MASS TRANSIT (PUBLIC  
TRANSPORTATION PROVIDER)**

1. **PURPOSE AND SCOPE.** The purpose of this MOU is to support a performance-based approach to the metropolitan transportation planning and programming process as specified in 23 USC 134 (h)(2), 23 USC 135(d)(2), 49 USC 5303(h)(2), 49 USC 5304(d)(2), 23 CFR 450.206(c), 23 CFR 450.314(h), and 49 CFR 613.
2. **RESPONSIBILITIES.** To the extent practicable, MnDOT, the MPO and the Public Transportation Provider will work cooperatively to:
  - 2.1. Develop and share information related to transportation performance data.
  - 2.2. Select performance targets.
  - 2.3. Promptly report performance targets whenever a target is adopted or changed.
  - 2.4. Follow the specific procedures identified in the most current version of the Performance Planning Target Setting Procedures document. The document will be maintained by the MPO Coordinator within the MnDOT Office of Transportation System Management.
3. **CONTRACTUAL OBLIGATIONS.** This MOU is not a legally binding agreement and creates no legally binding obligations for any party. Any party may, upon written notice, amend, or discontinue its role outlined in the MOU. Because of this mutual desire to proceed, each party fully intends to make a good faith effort to achieve the goals described above including working together to comply with federal and state laws.
4. **GOVERNMENT DATA.** The parties acknowledge that this MOU, as well as any data created, collected, stored, or received under the terms of this MOU, are "Government Data" within the meaning of the Minnesota Government Data Practices Act (Minnesota Statutes chapter 13), and that they must comply with the provisions of the Act as it relates to such data.
5. **EFFECTIVE DATE.** This MOU shall be effective when all appropriate signatures have been obtained by MnDOT, the MPO, and the Public Transportation Provider.
6. **MODIFICATION.** Any amendments to this MOU must be mutually agreed to in writing.
7. **TERMINATION.** The terms of this MOU may be terminated by any one of the parties by giving 90 days written notice to each of the other parties. This MOU will remain in effect until terminated as provided in this clause, or until replaced by a new MOU.

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I concur with this Memorandum of Understanding

Minnesota Department of  
Transportation

By: [Signature]  
(with delegated authority)

Title: Assistant Commissioner

Date: 12/1/2017

MnDOT Contract Management  
(as to form)

By: [Signature]

Date: 12/8/2017

Mankato/North Mankato Area Planning  
Organization

By: [Signature]

Title: MADO CHAIR

Date: 11/21/17

City of Mankato/Mass Transit

By: [Signature]

Title: City Manager

Date: 11-9-2017

**RESOLUTION OF THE MANKATO /NORTH MANKATO AREA PLANNING ORGANIZATION THE MINNESOTA DEPARTMENT OF TRANSPORTATION (MNDOT) AND CITY OF MANKATO MASS TRANSIT (PUBLIC TRANSPORTATION PROVIDER) SUPPORTING THE MEMORANDUM OF UNDERSTANDING (MOU) AGREEMENT # 1029081**

WHEREAS, the Mankato / North Mankato Area Planning Organization (MAPO) was created as the MPO for the Mankato/North Mankato urbanized area through a joint powers Agreement between all local units of government located within the urbanized area; and

WHEREAS, MAPO is the metropolitan planning body responsible for performing transportation planning in conformance with State and Federal regulation for Metropolitan Planning Organizations; and

WHEREAS, The purpose of this MOU is to support a performance-based approach to the metropolitan transportation planning and programming process as specified in 23 USC 134 (h)(2), 23 USC 135(d)(2), 49 USC 5303(h)(2), 49 USC 5304(d)(2), 23 CFR 450.206(c), 23 CFR 450.314(h), and 49 CFR 613.

WHEREAS, Responsibilities. To the extent practicable, MnDOT, the MPO and the Public Transportation Provider will work cooperatively to:

- Develop and share information related to transportation performance data.
- Select performance targets.
- Promptly report performance targets whenever a target is adopted or changed.
- Follow the specific procedures identified in the most current version of the Performance Planning Target Setting Procedures document. The document will be maintained by the MPO Coordinator within the MnDOT Office of Transportation System Management.

NOW, THEREFORE BE IT RESOLVED; that the Mankato/North Mankato Area Planning Organization Policy Board Approves the Memorandum of Understanding Agreement # 1029081 With the Minnesota Department of Transportation and City of Mankato Transit Provider.

**CERTIFICATION**

State of Minnesota

I hereby certify that the foregoing Resolution is a true and correct copy of the resolution presented to and adopted by the Mankato/North Mankato Area Planning Organization at a duly authorized meeting thereof, held on the 7<sup>th</sup> day of September 2017 as shown by the minutes of said meeting in my possession.

 9/7/17  
Chair Date  
 9/7/17  
Executive Director Date

