

FIRST AMENDMENT TO  
INTERGOVERNMENTAL AGREEMENT FOR INTER-CONNECTION OF BUS  
SERVICES AND SERVICE TO EL PASO COUNTY CITIZENS SERVICE CENTER  
BETWEEN THE CITY OF FOUNTAIN, COLORADO AND THE CITY OF COLORADO  
SPRINGS, COLORADO.

This FIRST AMENDMENT to the Intergovernmental Agreement for Inter-Connection of Bus Services and Service To El Paso County Citizens Service Center Between the City of Fountain, Colorado and the City Of Colorado Springs, Colorado (this "Amendment") is entered into effective as of \_\_\_\_\_, 2020, by and between the City of Colorado Springs, a Colorado municipal corporation and home rule city ("City") and the City of Fountain, a Colorado municipal corporation and home rule city ("Fountain").

WHEREAS, the City and Fountain are parties to that certain Intergovernmental Agreement dated March 21, 2018 ("IGA"); and

WHEREAS, the parties wish to amend the IGA to include an additional point of transit service outside the Fountain City limits.

The Parties amend the Agreement as follows:

1. The recitals set forth above are incorporated herein and made a part of this Amendment to the same extent as if set forth herein.
2. Parties agree to amend Paragraph 7 to read:

"Paragraph 7. No Guarantee of Inter-connection; Designation of Route. The City of Colorado Springs does not guarantee or promise inter-connection of the Colorado Springs bus system to the Fountain bus system. This Intergovernmental Agreement only permits Fountain buses to move within the Colorado Springs and PPRTA territories to a set designated location to pick up and discharge Fountain passengers. The City of Colorado Springs has no obligation to amend, alter, provide or in any manner whatsoever change the City of Colorado Springs bus schedules or service routes to accommodate connection with the Fountain Service. The parties understand and agree that the Colorado Springs and Fountain bus services are separate operations. The designated location for discharge and pick-up of Fountain service passengers shall be at the City of Colorado Springs Pikes Peak Community College Transfer Station, located at 5675 S Academy Blvd, Colorado Springs, CO 80906 ("Transfer Point"). See **Exhibit A**, attached hereto and incorporated herein. Fountain may also enter City of Colorado Springs transit service area to provide:

- A. Non-stop, express bus service from the Fountain Valley Senior Center, located at 5745 Southmoor Drive, Fountain to the El Paso County Citizens Service Center, located at 1675 W Garden of the Gods Road, Colorado Springs, 80907 ("Citizens Center"). See **Exhibit B**, attached hereto and incorporated herein. At any time the City of Colorado Springs may unilaterally terminate all Fountain service operations within the City of Colorado Springs or Pikes Peak Rural Transportation Authority territories, or at the City's sole option, the City may designate, from time to time and in writing, an alternative location for the discharge and pick up of Fountain service passengers and/or an alternate route for service to Citizens Center.
- B. Bus service to/from the existing City of Colorado Springs bus stop located

at the intersection of Main Street and Marquette (Stop ID: 2209)(“Main/Marquette Bus Stop”), as described in **Exhibit C**, attached hereto and incorporated herein, in order to provide service to the El Paso County Public Health building.”

3. The Parties agree to include Exhibit C, Main/Marquette, as attached.
4. Parties agree to amend Paragraph 11 to read:  
“Paragraph 11. No Discharge Or Pickup Permitted Other Than At The Transfer Point, the Citizens Center, or Main/Marquette Bus Stop. The Fountain bus service shall not make stops, pick up or discharge passengers or any other person within the territory and service area of the City of Colorado Springs or the PPRTA except at the Transfer Point, the Citizens Center, or Main/Marquette Bus Stop. However, the Fountain Paratransit vehicles may deliver and pick up paratransit riders, and any caregivers authorized to accompany the paratransit rider under federal law, of any location within territory or service area of the City of Colorado Springs or the PPRTA.”
5. This Agreement may be executed in counterparts, each of which is deemed an original, but which together shall constitute one and the same instrument. If this Agreement is executed in counterparts, no signatory is bound until all of the Parties named below have duly executed or caused to be duly executed a counterpart of this Agreement. A signature on a copy of this Agreement received by any Party by facsimile or electronic mail is binding upon the other Parties as an original. All Parties agree that a photocopy of such facsimile or electronic copy may also be treated by the Parties as a duplicate original.

FOR THE CITY OF FOUNTAIN:

By: \_\_\_\_\_  
Gabriel Ortega, Mayor

Date: \_\_\_\_\_

Approved as to Form

\_\_\_\_\_  
City Attorney  
City of Fountain

FOR THE CITY OF COLORADO SPRINGS:

By: \_\_\_\_\_  
John W. Suthers, Mayor

Date: \_\_\_\_\_

Approved as to Form

\_\_\_\_\_  
Office of the City Attorney  
City of Colorado Springs

Exhibit C  
Main/Marquette Bus Stop

Section 1. Designated Bus Stop

As of the effective date of this Amendment, the City of Fountain shall be authorized to provide transit service outside the Fountain City limits to the existing Mountain Metro Transit bus stop located in Security at the intersection of Main Street and Marquette Drive.

Section 2. Route and Bus Stop

The following bus stop on MMT Route 32 shall be effective as of \_\_\_\_\_, 2020.

