

**Transportation Planning Cooperative  
Memorandum of Agreement  
By and Between  
The Michiana Area Council of Governments  
And the  
Southwest Michigan Planning Commission**

WHEREAS, this Agreement is made by and between the Michiana Area Council of Governments (hereafter referred to as MACOG) and the Southwest Michigan Planning Commission (hereafter referred to as SWMPC).

WHEREAS, the Michiana Area Council of Governments (MACOG) and the Southwest Michigan Planning Commission (SWMPC), as the designated Metropolitan Planning Organizations (MPO) for their respective areas, which border each other between the States of Indiana and Michigan, desire to provide a continuing, cooperative and comprehensive transportation planning process,

WHEREAS, MACOG has the sole responsibility for regional planning purposes within the Indiana Counties of Elkhart, Kosciusko, Marshall and St. Joseph, and is the designated MPO for the Transportation Management Area (TMA), which includes all of Elkhart and St. Joseph Counties in Indiana (See attachment A).

WHEREAS, the Southwest Michigan Planning Commission has the sole responsibility for regional planning purposes within the Michigan Counties of Berrien, Cass, and Van Buren, and is the designated MPO for the Benton Harbor-St. Joseph Urbanized Area and the Niles/Buchanan area. (See attachment B).

The MACOG and the SWMPC herein agree to cooperate and coordinate transportation planning and transportation project development along the border between the States of Indiana and Michigan in their respective jurisdictions; and

WHEREAS, the MACOG agrees to provide staff to participate in the NATS (Niles Area Transportation Study) monthly meetings and the SWMPC agrees to provide staff to participate in the TTAC monthly meetings.

WHEREAS, the MACOG and the SWMPC will conduct an annual staff meeting to discuss, review and assist each other in a continuing, cooperative, and comprehensive transportation planning process that reflects the region(s) priorities.

WHEREAS, the MACOG is the designated MPO for the Indiana portion of the South Bend Urbanized Area and Elkhart-Goshen Urbanized Area and the SWMPC is the designated MPO for the Michigan portion of the South Bend Urbanized Area and the Benton Harbor-St. Joseph Michigan Urbanized Area, both MPO's mutually agree that each MPO remains separately and solely, responsible for metropolitan area transportation planning within its regional boundaries and metropolitan planning area (MPA) boundary (see attachment A/B), including all the responsibilities of an MPO;

WHEREAS, MACOG and the SWMPC are separately responsible for establishing their metropolitan planning area boundary which incorporates the area(s) likely to become urbanized within the 20 year forecast period, and for annually self certifying that each MPO's planning process is fully adequate to meet all of the Federal Planning requirements that may attach to the UZA.

WHEREAS, MACOG and the SWMPC further agree to cooperate and, where feasible, coordinate transportation plan and programs, to include developing additional agreements to share data where feasible and prudent,

WHEREAS, the MACOG and the SWMPC herein agree to provide agendas, meeting dates and minutes of each respective agency's technical and Policy Board meetings and events.

FURTHERMORE, any conflicts that may arise between the MPOs will be resolved by the executive directors of the two agencies; in the event that conflicts remain unresolved, a temporary, four-member bi-state commission made up of two officers appointed by each of the chairs of the boards from both MPOs will resolve the conflict.

This Memorandum of Agreement shall be reviewed every three years or when a signatory requests a written change.

IN WITNESS WHEREOF, the parties hereto have caused this accord to be executed by their proper officers and representatives.



Date 7/13/11

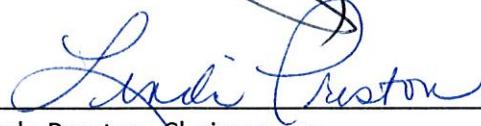
Frank Lucchese, Chairman  
Michiana Area Council of Governments

Attest:



Date 7/13/11

Sandra M. Seanor, Executive Director



Date 3/15/2011

Linda Preston, Chairperson  
Southwest Michigan Planning Commission

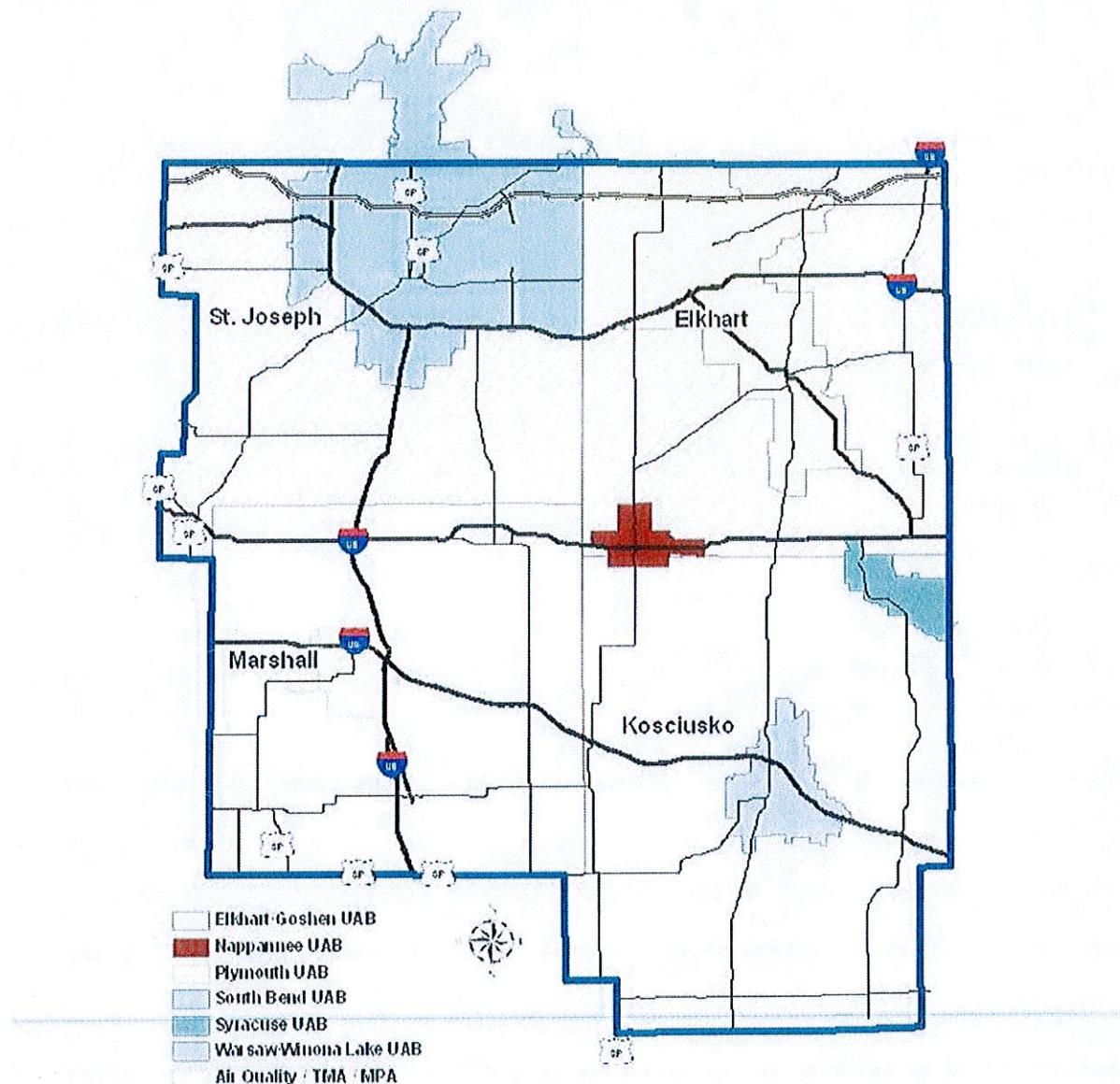
Attest:



Date 3/16/2011

K. John Egelhaaf, Executive Director  
Southwest Michigan Planning Commission

Attachment A



Attachment B

