

**MEMORANDUM OF UNDERSTANDING (MOU)
BETWEEN THE JOINT COUNCIL ON TRANSIT WIRELESS COMMUNICATIONS
(JOINT COUNCIL)
AND AMERICAN PUBLIC TRANSPORTATION ASSOCIATION (APTA)**

I. BACKGROUND

Joint Council

Established in 2009, the Joint Council on Transit Wireless Communications (Joint Council) is a non-profit, volunteer organization dedicated to helping the transit industry meet its wireless communications needs. The Joint Council is a non-advocacy group dedicated to information exchange. With a vision ~~to-of~~ being the collective voice ~~committed to addressing of~~ transit industry wireless communication needs, the Joint Council membership is open with no dues requirements to all parties interested in passenger surface transportation wireless communications. Within the first three years of its existence, the Joint Council ~~has-enrolled~~ over 200 members representing private, public and academic sectors. All members are eligible to be active in committees and task forces established to address target areas of Joint Council interest. The Joint Council is governed by elected officers, under rules established in their bylaws.

APTA

The American Public Transportation Association (APTA) is a non-profit international trade association of more than 1,500 public and private member organizations, including public transit systems; high-speed intercity passenger rail agencies; planning, design, construction and finance firms; product and service providers; academic institutions; and state associations and departments of transportation.

APTA members serve the public interest by providing safe, efficient and economical transit services, and by improving those services to meet national energy, environmental, and financial concerns. Ninety-five percent of those using public transit in the U.S. are carried by APTA members.

APTA's objectives are:

- to assist the operators of public transit in representing the public interest through the development of common policies, requirements, and purposes;
- to provide a medium for exchange of ideas and experiences;
- to promote research and investigation;
- to aid members in dealing with special issues;
- to encourage cooperation among members, their employees, and the general public;
- to collect, compile, and make data available to members; and
- to act as the members' voice in Washington.

APTA is organized to function on behalf of all parts of a diversified transit industry. It is governed by a Board of Directors in which the voting control and authority is vested in transit policy board members, transit operating officials, and business members who are elected by the membership.

The Board establishes committees which address matters of common interest and which plan and carry out APTA activities. All association committees are open for participation by all classes of members.

Mission Statements

The Joint Council's mission:

To assure that the transit industry wireless communications needs are continuously met through information sharing.

APTA's mission:

To strengthen and improve public transportation, APTA serves and leads its diverse membership through advocacy, innovation and information sharing. APTA and its members and staff work to ensure that public transportation is available and accessible for all Americans in communities across the country.

II. MUTUAL INTERESTS

APTA and the Joint Council have mutual interests in transit wireless communications and therefore can substantially benefit from a cooperative relationship. Both organizations promote efficient and effective transit communications and support information sharing. Many organizations belong to both APTA and the Joint Council. APTA and the Joint Council both create opportunities for education and information exchange through meetings, conferences, and seminars; both support standards development and provide data and information to members; and both encourage the development and implementation of wireless communications in transit.

III. PURPOSE

A memorandum of understanding (MOU) between APTA and the Joint Council is a logical step in achieving the goals of both organizations. This MOU documents the relationship and outlines some of the activities which will take place in the spirit of cooperation and mutual support. As the relationship evolves and new activities and ideas emerge, the MOU will be revised. It is intended as a baseline or foundation, and not as a limitation.

IV. SCOPE

The Joint Council and APTA have agreed to work together for the broader benefit of transit wireless communications. The Joint Council is the preeminent non-advocacy organization for addressing transit wireless communications issues and needs across the country. The Joint Council strives to bring a common voice to the transit wireless community through its open

membership with no fee requirements, while facilitating information exchange with other stakeholders such as standards bodies and government regulators.

Under this agreement, APTA will sponsor the Joint Council through support of essential services to maintain the Joint Council as an independent, volunteer organization with no fee requirements for membership. In exchange, the Joint Council will serve as an information exchange platform on transit wireless communications issues to the benefit of the transit community including both APTA members and non-members alike.

V. RESPONSIBILITIES OF THE PARTIES

The agreed upon responsibilities of each of the parties in this MOU are as follows:

A. The Joint Council will support transit wireless information sharing goals through:

- 1) Tracking of FCC notices that affect transit wireless communications and submission of responses to FCC requests for information and comments to facilitate understanding of the status, needs, and functions (i.e.g., emergency response support) of transit wireless communications.
- 2) Tracking of pending legislation and standards that affect transit wireless communications and sharing of relevant information on transit wireless communications with APTA, standards bodies, and other stakeholder groups. This information may include technical information on wireless communications, status of wireless communications in transit, etc. Information provided by the Joint Council will be developed in as objective a manner as possible to apprise others of the status of transit wireless communications, and will not be developed for the explicit intent of advocacy.
- 3) Establishment of the agenda and conduction of at least three Joint Council meetings per year.

B. APTA will support ~~the~~ transit wireless information sharing goals through:

- 1) Considering the Joint Council to be the equivalent of a subcommittee of the APTA Research and Technology Committee with respect to support, and an independent organization with respect to membership and governance. Subcommittee level support includes but is not limited to provision of meeting space at APTA conferences when requested and available, and provision of administrative support to the extent of staff availability.
- 2) Provision of storage for back-up electronic files and for booth materials belonging to the Joint Council.
- 3) Assessment of information provided by the Joint Council to determine, at their sole discretion, the need to carry forward advocacy for their membership.

IN WITNESS WHEREOF, The Joint Council and APTA agree to this MOU as executed by their authorized representatives below:

THE JOINT COUNCIL ON TRANSIT WIRELESS COMMUNICATIONS

By: _____ Date Signed: _____
Barry Einsig, Chair

THE AMERICAN PUBLIC TRANSPORTATION ASSOCIATION

By: _____ Date Signed: _____
Michael Melaniphy, President and CEO