



City of Grand Island

Tuesday, July 12, 2016

Council Session

Item G-5

#2016-163 - Approving Amendment to the Interlocal Agreement with Hall County for Public Transportation Services

Staff Contact: Jerry Janulewicz

Council Agenda Memo

From: Jerry Janulewicz, City Attorney

Meeting: July 12, 2016

Subject: Approving Amendment to the Interlocal Agreement for Public Transit Services

Presenter(s): Jerry Janulewicz, City Attorney

Background

Through an Interlocal Agreement between the County of Hall and the City, the City is providing public transit services within the Hall County and the City of Grand Island through a contract for services with Senior Citizens Industries, Inc. Funding for transit services within the City will be provided utilizing Federal Section 5307 Urban Transit Funds and the City's local matching obligation for Section 5307 Funds and utilizing Federal Section 5311 Rural Transit Funds ("5311 Funds") and the County's local matching obligation for Section 5311 Funds ("County Match"). Through an amendment to the Agreement, the City and County desire to formalize the provision 5311 Funds and County Match for operation of the Service.

Discussion

The City's Public Transit budget for the initial twelve month term of the Agreement is estimated to be \$630,000 of which approximately 5% will be funded utilizing 5311 Funds and the County Match, which is estimated to be an amount equal to approximately 25% of the 5311 Funds received. It is anticipated that 5311 Funds will be received quarterly by County or by the City's Transit Service Provider.

The proposed amendment to the Agreement would provide that, on a quarterly basis, the County will remit and pay to the City an amount equal to the County's required Federal Section 5311 match obligation together with an amount equal to the Federal 5311 Funds received by County in the calendar quarter. Additionally, in July 2017 and each year thereafter and upon termination of the Agreement the parties shall audit the amount of Federal Section 5311 Funds received by County and the City's Transit Service Provider and County's Section 5311 and 5311 match payments to the City, will be trued-up for any over-payments made or underpayments to be corrected. The amendment was approved by the Hall County Board of Supervisors.

Alternatives

The Council has the following alternatives concerning the issue at hand. The Council may:

1. Approve the resolution thereby approving the terms of the amendment.
2. Disapprove or /Deny the resolution.
3. Modify the resolution to meet the needs of the City Council.
4. Table the issue.

Recommendation

City Administration recommends that the Council approve the resolution.

Sample Motion

Move to approve the resolution approving the Amendment to the Interlocal Agreement for Public Transit Services.

**AMENDMENT TO THE INTERLOCAL AGREEMENT
BY AND BETWEEN THE COUNTY OF HALL, NEBRASKA AND THE CITY OF GRAND ISLAND,
NEBRASKA
FOR PUBLIC TRANSPORTATION SERVICES**

Whereas, the County of Hall (“County”) and the City of Grand Island (“City”) entered into an Interlocal Agreement for Public Transit Services (the “Agreement”); and

Whereas, Public Transit Services (“Service”) provided through the Agreement will be funded utilizing Federal Section 5307 Urban Transit Funds and City’s local matching obligation for Section 5307 Funds and utilizing Federal Section 5311 Rural Transit Funds (“5311 Funds”) and County’s local matching obligation for Section 5311 Funds (“County Match”); and

Whereas, through this amendment of the Agreement City and County desire to formalize the provision 5311 Funds and County Match for operation of the Service; and

Whereas, City’s Public Transit budget for the initial twelve month term of the Agreement is estimated to be \$630,000 of which approximately 5% will be funded utilizing 5311 Funds and the County Match, which is estimated to be an amount equal to approximately 25% of the 5311 Funds received; and

Whereas, it is anticipated that 5311 Funds will be received quarterly by County or by City’s Transit Service Provider.

Now, therefor, City and County do hereby amend the Agreement by adding the following:

24. Federal and County Match Funds; True-Up. On a quarterly basis as provided below, County shall remit and pay to City an amount equal to County’s required Federal Section 5311 match obligation together with an amount equal to the Federal 5311 Funds received by County in the calendar quarter.

Q#	Months	Payment Due Date
Q1	July through September	October 31
Q2	October through December	January 31
Q3	January through March	April 30
Q4	April through June	July 31

In July 2017 and each year thereafter and upon termination of the Agreement the parties shall audit the amount of Federal Section 5311 Funds received by County and City’s Transit Service Provider and County’s Section 5311 and 5311 match payments to City, and shall promptly true-up for any over-payments made or underpayments to be corrected.

Dated: _____, 2016.

City of Grand Island, Nebraska

By: _____
Mayor Jeremy L. Jensen

County of Hall, Nebraska

By: _____
Scott Arnold, Chairman
Hall County Board of Supervisors

[attest]

RaNae Edwards, City Clerk

[attest]

Marla Conley, County Clerk

Approved as to form:

Jack Zitterkopf
Hall County Attorney

Approved as to form:

Jerom E. Janulewicz
Grand Island City Attorney

RESOLUTION 2016-163

WHEREAS, the County of Hall (“County”) and the City of Grand Island (“City”) entered into an Interlocal Agreement for Public Transit Services (the “Agreement”); and

WHEREAS, Public Transit Services (“Service”) provided through the Agreement will be funded utilizing Federal Section 5307 Urban Transit Funds and City’s local matching obligation for Section 5307 Funds and utilizing Federal Section 5311 Rural Transit Funds (“5311 Funds”) and County’s local matching obligation for Section 5311 Funds (“County Match”); and

WHEREAS, through an amendment to the Agreement, City and County desire to formalize the provision 5311 Funds and County Match for operation of the Service; and

WHEREAS, City’s Public Transit budget for the initial twelve month term of the Agreement is estimated to be \$630,000 of which approximately 5% will be funded utilizing 5311 Funds and the County Match, which is estimated to be an amount equal to approximately 25% of the 5311 Funds received; and

WHEREAS, it is anticipated that 5311 Funds will be received quarterly by County or by City’s Transit Service Provider.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND that the amendment to the Interlocal Agreement for Public Transportation Services be, and the same is hereby, approved.

Adopted by the City Council of the City of Grand Island, Nebraska, July 12, 2016.

Jeremy L. Jensen, Mayor

Attest:

Nicki Stoltenberg, Assistant to the City Administrator