

**INTERLOCAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF HALL AND
THE CITY OF GRAND ISLAND FOR TRANSIT SERVICE**

WHEREAS, pursuant to the Nebraska Interlocal Cooperation Act codified at Article 8, Chapter 13 and §13-303 *et seq.* of the Nebraska Revised Statutes, the County of Hall (County) and the City of Grand Island (City) do hereby enter into an Interlocal Cooperation Agreement (Agreement) for the County to provide transit service for residents of the County and the City to provide the necessary matching funds to the County to provide that service; and

WHEREAS, in March, 2012, the United States Bureau of the Census designated Grand Island and its surrounding area as an Urbanized Area having a population in excess of fifty thousand (50,000) persons; and

WHEREAS, as a result of the aforementioned designation by the U.S. Census Bureau, residents of the Urbanized Area lost access to Section 5311 Rural Transit funds; and

WHEREAS, the State of Nebraska has unexpended Section 5311 Rural Transit funds and will allow those funds to be disbursed to benefit the residents of the Urbanized Area as it transitions to using Section 5307 Urban Transit funds to provide urban transit services; and

WHEREAS, the Parties wish to continue to provide existing transit services until the City can establish urban transit services through the use of Section 5307 funds.

NOW, THEREFORE, the Parties do hereby set forth the terms of their Interlocal Cooperation Agreement for the City to provide matching funds to the County to enable the County to continue to provide transit services as follows:

I.

The duration of this Agreement shall be for 12 months commencing on October 1, 2014 and ending on September 30, 2015.

II.

The County agrees to continue to adhere to Hall County Resolution 14-022 and the terms of its present agreement with Senior Citizens Industries, Inc. for transit services.

III.

The County agrees to pay only the cost of service to Hall County patrons outside the city limits of Grand Island.

IV.

The City agrees to pay the County matching funds in the amount of One Hundred Four Thousand Six Hundred Sixty-Five Dollars (\$104,665.00) that are necessary for the County to continue to receive Section 5311 funds. This amount is understood to include funding for cab tickets and approximately Eleven Thousand Dollars (\$11,000.00) for the annual purchase of a new bus. It is further understood that the \$104,665.00 amount represents matching funds for the fiscal year of the City commencing October 1, 2014 and ending September 30, 2015. The City agrees to provide said matching funds within thirty (30) days of receiving a written request by the County, but no sooner than October 1, 2014.

V.

The terms of this Agreement shall not be altered or amended unless done so in writing with the approval of both the governing bodies of the Parties.

VI.

This Agreement may be terminated by either Party for any reason or no reason upon the approval of such action by the governing body of either Party with a minimum of thirty (30) days notice to the other Party.

COUNTY OF HALL

8-12-2014
Date

By Bob McFarland
Bob McFarland, Chairman
Hall County Board of Supervisors

ATTEST:


Marla J. Conley
Marla J. Conley
Hall County Clerk

CITY OF GRAND ISLAND

August 27 2014
Date

By 
Jay Vavricek, Mayor
City of Grand Island


RaNae Edwards
Grand Island City Clerk


Robert Sivick
City Attorney

Prepared by:
Jack Zitterkopf
Chief Deputy Hall County Attorney

RESOLUTION 2014-259

WHEREAS, Hall County has been providing transit services to all of the citizens of Hall County through an agreement with Senior Citizens Industries, Inc. and the State of Nebraska to use Section 5311 Rural Transit Funds within Hall County for almost 40 years; and

WHEREAS, the City of Grand Island, Nebraska has been declared a Census Defined Urbanized Area with a population of more than 50,000 people; and

WHEREAS, funding for transit services in Grand Island will be impacted because of the declaration of Grand Island as a Census Defined Urbanized Area; and

WHEREAS, the City and the County wish to continue to provide transit services to the Citizens who reside within the Census Defined Urbanized Area; and

WHEREAS, the State of Nebraska has made available unallocated funding under the Section 5311 Rural Transit Program that will allow Grand Island residents to continue to avail themselves of transit services in the same manner as has previously been provided within the agreement between Hall County and Senior Citizens Industries, Inc.; and


WHEREAS, it is in the best interest of the citizens of Grand Island, and the governing bodies of both Grand Island and Hall County for the City to fund transit services in the City through the existing contract between Hall County and Senior Citizen Industries, Inc. until such time as the City is ready to authorize a separate contract for the provision of transit services within the City; and

WHEREAS, the City of Grand Island and the Hall County, Nebraska, have indicated an interest in working together to provide transit services in their respective jurisdictions.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Interlocal Agreement between the City of Grand Island and Hall County for transit services is hereby approved.


BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2014.


Jay Vavricek, Mayor

Attest:


RaNae Edwards, City Clerk

Approved as to Form
August 25, 2014  City Attorney