

STARK COUNTY ORDINANCE NO.: _____

MARSHALL COUNTY ORDINANCE NO.: 14-17

**AN INTERGOVERNMENTAL AGREEMENT TO PROVIDE FOR PUBLIC
TRANSPORTATION IN STARK AND MARSHALL COUNTIES**

This agreement is entered into by and between Stark and Marshall Counties (hereinafter referred to as "Participants") for the provision of public transportation in said counties.

WHEREAS, the provision of public transit services is essential to the transportation of persons in non-urbanized areas; and

WHEREAS, the Participants wish to provide public transportation for their citizens and become eligible for grants from the State of Illinois or any department or agency thereof, from any unit of local government, from the Federal government or any department or agency thereof; and

WHEREAS, it is the mutual desire of the Participants that Marshall County be designated as the "Primary Participant."

THEREFORE, BE IT RESOLVED BY THE PARTICIPANTS:

1. That application be made by Marshall County, the Primary Participant, to the Division of Public Transportation, State of Illinois, for the financial assistance grants under Section 5311 of the Federal Transit Act of 1991, for the purpose of off-setting a portion of the Public Transportation Program operating deficits of the participants.
2. That the Marshall County Board Chairman is hereby authorized and directed to execute and file on behalf of the Participants the grant applications named above.
3. That the Marshall County Board Chairman is hereby authorized and directed to execute and file on behalf of the Participants all required Grant Agreements with the Illinois Department of Transportation.
4. That it shall be the responsibility of the Primary Participant to receive all Section 5311 funds from the Illinois Department of Transportation and disburse them to [Public Transportation Provider], the service provider under the terms and conditions of the agreement.
5. That the delivery of services by the service provider will be made in accordance with the agreement entered into by the service provider and the Primary Participant.

6. That any revisions to this Agreement must be agreed to by the Participants as evidenced by an addendum signed by authorized representatives of each.

7. That this Agreement or any part thereof may be renegotiated where changes are required by State or Federal law, rules, regulation or court action, or when Participants agree that a new Agreement would meet their particular needs.

8. That this Agreement is binding upon the Participants, their successors and assigns.

9. That if any section, sentence, clause, phrase or portion of this Intergovernmental Agreement is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this Agreement. It is hereby declared the intent of the Participants that this Agreement shall remain valid and enforceable, notwithstanding the invalidity of any part thereof.

10. That this Agreement will be ongoing unless a Participant chooses to withdraw from the Agreement.

11. That only one original copy of this Intergovernmental Agreement shall be signed and executed by Participants and that any photocopies of the executed Intergovernmental Agreement shall be deemed to be duplicate originals.

APPROVED by the Stark County Board of Supervisors meeting in regular session on February 11, 2014.

Coleen S. Magnussen
Chairman, Stark County Board of
Supervisors

ATTEST: _____
Linda K. Pyell
Stark County Clerk &
DATE: February 11, 2014

APPROVED by the Marshall County Board of Supervisors meeting in regular session on February 13, 2014.

Gary A. Krosechen
Chairman, Marshall County Board
of Supervisors

ATTEST: Melody A. Weber
Melody A. Weber
Marshall County Clerk &
Recorder
DATE: February 13, 2014