

CITY OF OBERLIN, OHIO

ORDINANCE No. 21-78 AC CMS

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE LORAIN COUNTY BOARD OF COMMISSIONERS (D.B.A. LORAIN COUNTY TRANSIT) TO PROVIDE FOR TRANSIT-RELATED SERVICES AND AUTHORIZING THE USE OF FUNDS FROM THE AMERICAN RESCUE PLAN ACT OF 2021, AS AN EMERGENCY MEASURE

WHEREAS, the Lorain County budget suffered revenue losses that resulted in the elimination of transit services for the citizens of Oberlin and many others in Lorain County in 2010; and

WHEREAS, the City of Oberlin in collaboration with Oberlin Community Services, Lorain Metropolitan Housing Authority and others after evaluating options, including alternative providers for local transit service, concluded that contracting with Lorain County Transit (LCT) for the “Oberlin Connector” transit service was the most cost-effective way to meet the needs of Oberlin residents; and

WHEREAS, the “Oberlin Connector” service has been critically important in helping residents travel to work and to social and health services and helping those with limited mobility maintain their independence; and

WHEREAS, The Fund for Our Economic Future through the award of the Paradox Prize Grant and numerous community private and non-profit partners through the pledge of local funding to support the operating cost in the past have seen the value in providing the “Oberlin Connector” service.

WHEREAS, the City of Oberlin is in receipt of funds granted under the American Rescue Plan Act of 2021, (“ARPA”) which may be used to mitigate the negative economic impacts caused by the COVID-19 public health emergency.

WHEREAS, the “Oberlin Connector” service has and will continue to provide invaluable assistance and support to those that have been disproportionately disadvantaged by the COVID-19 Pandemic.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Oberlin, County of Lorain, State of Ohio:

SECTION 1: That this Council finds and determines that due to unique difficulties in access to employment, medical and other needs and services, the negative economic impact of the COVID-19 public health emergency has had a disproportional impact upon patrons of the Oberlin Connector.

SECTION 2: That this Council finds and determines that the expenditure of ARPA funds to support the Oberlin Connector is consistent with the purposes for which such funds have been appropriated and financial support for the “Oberlin Connector” will facilitate the mitigation of the negative economic impact upon Oberlin Connector patrons caused by the COVID-19 public health emergency.

SECTION 3: Council does hereby authorize the use of ARPA funds in the amount of One Hundred Thousand Dollars (\$100,000) for support of the Oberlin Connector in the year 2022 and One Hundred Thousand Dollars for the Year 2023.

SECTION 4. That the proposed Memorandum of Understanding between the City of Oberlin and the Lorain County Board of Commissioners (d.b.a. Lorain County Transit (“LCT”) to provide for transit-related services for 2022 and 2023, a copy being attached hereto as **Exhibit A** and incorporated herein by reference, is hereby approved, and the City Manager is hereby authorized and directed to execute same on behalf of the City.

SECTION 5. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit: to enter into an agreement to continue local public transit service, without interruption, in 2022 and 2023, and provided that it is elevated to emergency status by the affirmative vote of at least five members of Council and receives the affirmative vote of at least five members of Council upon final passage, it shall go into full force and effect from and immediately after its passage; otherwise, it shall take effect on the earliest date allowed by law.

PASSED: 1st Reading: December 6, 2021 (E)

2nd Reading: _____

3rd Reading: _____

ATTEST:


BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL


LINDA SLOCUM
PRESIDENT OF COUNCIL

POSTED: 12/07/2021

EFFECTIVE DATE: 12/06/2021

MEMORANDUM OF UNDERSTANDING

This memorandum of understanding (MOU) is an agreement entered into by the City of Oberlin (hereinafter known as “Oberlin”) located at 85 S. Main St., Oberlin, OH 44074 and the Lorain County Board of Commissioners (d.b.a. Lorain County Transit (hereinafter known as “LCT”) located at 226 Middle Avenue, Elyria, OH 44035 to provide for transit-related services.

LCT and Oberlin agree that:

- The overall objective of this MOU is to commit resources available through LCT to meet the needs identified by Oberlin in providing local transit services.
- This MOU and the FTA Master Agreement represent the whole and entire agreement as executed. The FTA Master Agreement can be viewed online at: <https://www.transit.dot.gov/sites/fta.dot.gov/files/docs/21-Master.pdf>
- The project number will be known as – 2022-2023 - Oberlin.
- Oberlin will provide Lorain County with local funds in an amount of \$26.70 per hour in 2022 and \$28.31 per hour in 2023 to be used by LCT as match to an equal amount of grant funds in order to support the service, plus a \$50.00 monthly fee to cover administrative expenses; no County General Fund dollars will be used for this service.
- Oberlin agrees to pay for 15 hours of service a day plus 2-hour travel time a day (or 17 hours a day), 5 days per week.
- LCT will invoice Oberlin on a monthly basis for the required local match.
- This MOU shall commence on Monday, January 4, 2022 and end on Thursday, December 28, 2023. No service will be provided on major federal holidays (see Holiday Service Schedule) with the exception of Veterans Day, service will be provided. The holiday schedule is subject to change, but no changes will be made with less than 45 days notice to Oberlin.

Holiday Service Schedule (No service provided on these days)


Holiday	2022	2023
New Year's Day	Monday, January 3, 2022	Monday, January 2, 2023
Martin Luther King Day	Monday, January 17, 2022	Monday, January 16, 2023
President's Day	Monday, February 21, 2022	Monday, February 20, 2023
Memorial Day	Monday, May 30, 2022	Monday, May 29, 2023
Juneteenth	Monday, June 20, 2022	Tuesday, June 20, 2023
Independence Day	Monday, July 4, 2022	Tuesday, July 4, 2023
Labor Day	Monday, September 5, 2022	Monday, September 4, 2023
Columbus Day	Monday, October 10, 2022	Monday, October 9, 2023
Thanksgiving Day	Thursday, November 24, 2022	Thursday, November 23, 2023
Day after Thanksgiving	Friday, November 25, 2022	Friday, November 24, 2023
Christmas Eve	Friday, December 23, 2022	Friday, December 22, 2023
Christmas Day	Monday, December 26, 2022	Monday, December 25, 2023
New Year's Eve	Friday, December 30, 2022	Friday, December 29, 2023

- A transit trip is defined as a one-way pick-up and drop off of a passenger. Hours of operation will be Monday thru Friday commencing at 6:00 a.m. and ending at 6:00 p.m. and 9:30 p.m. to 12:30 a.m.
- Oberlin passengers will be served with “Connector” trips that begin or end within the Oberlin vicinity.
- All scheduling and dispatching of trips are the responsibility of LCT. Passengers may schedule trips by calling the LCT/First Transit scheduling office.
- Oberlin residents will pay LCT a one-way fare based on LCT’s current fare structure.
- Oberlin residents of LMHA facilities or those declared as low-income will pay LCT a one-way fare that is one half of LCT’s current Adult fare with an ID card provided by Oberlin. Oberlin residents must provide the LCT driver with the ID card in order to pay the reduced fare. If the ID card is not provided upon entering the bus the current Adult fare will be charged.
- The low-income fare will only be in effect during the term of this agreement. The low-income fare and ID card will no longer be accepted by LCT after the term of this MOU.
- Oberlin agrees to comply with the applicable portions of the FTA Master Agreement.
- Either party may, with thirty day written notice to the other party, terminate this MOU.
- To facilitate service analysis and to provide data required by donors, LCT will provide monthly ridership data that includes, at a minimum, total trips and revenue collected, information about destinations, use of low-income fare card, and use of lift. Other data will be collected as requested unless it is not feasible to do so.
- In the event that either LCT or Oberlin secures advertising for the exterior of the Oberlin Connector bus, Oberlin and LCT agree to a 50/50 split on exterior bus advertising revenues relating to the Oberlin Connector bus only. Both parties agree that the advertisement will be produced to LCT specifications and dimensions.

Resolution Number 21-789, dated December 15, 2021 was approved by the Board of Commissioners authorizing the agreement between LCT and Oberlin for the purchase of service and preparation of a MOU.

IN WITNESS WHEREOF, the parties hereby execute this Agreement by their signatures.

Lorain County Commissioners

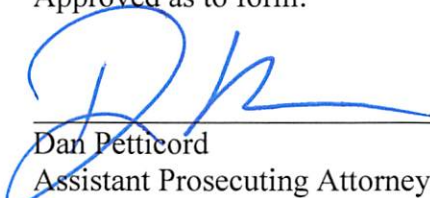


 Michelle Hung, President

12-15-21

 Date

Approved as to form:



 Dan Petticord
 Assistant Prosecuting Attorney

City of Oberlin

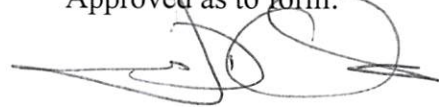


 Rob Hillard, City Manager

2-7-2022

 Date

Approved as to form:



 Jon D. Clark, Law Director

a.23

RESOLUTION NO. 21-789

In the matter of approving and entering into a 2-year)
 Agreement on behalf of Lorain County Transit)
 with the City of Oberlin to provide transportation) December 15, 2021
 Service effective January 4, 2022 – December 28, 2023)

WHEREAS, City of Oberlin provides service five (5) days per week to the residents; and

WHEREAS, The hours of service will be fifteen (15) hours of service, including deadhead time, for each of those days; the Modified Fixed Route service shall consist of trips from Oberlin to Elyria and/or Lorain. Residents of Elyria or Lorain travelling to Oberlin may schedule trips as long as there are no adverse impacts on Oberlin residents; and

WHEREAS, Said agreement specifies Oberlin service fares that are consistent with LCT fares plus a special one-way fare of \$1.00 for Oberlin residents of LMHA facilities who are declared by the City of Oberlin as low-income and provided with an Oberlin-issued ID card entitling them to receive the fare discount through the agreement period and on the Oberlin Connector only; and

WHEREAS, Said agreement may be amended by mutual agreement of both parties and is considered a part hereof to this resolution by reference thereto and can be found on file in the Commissioners/Purchasing and LCT offices

NOW, THEREFORE BE IT RESOLVED, by the Lorain County Board of Commissioners that we hereby authorize entering into a 2-year agreement for calendar years 2022 and 2023 on behalf of Lorain County Transit with the City of Oberlin for Connector and Modified Fixed Route transit service.

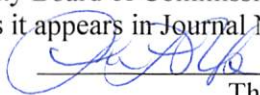
BE IT FURTHER RESOLVED, City of Oberlin will provide the County with local funds in the amount of \$26.70 per hour in 2022 and \$28.31 per hour in 2023 to be used by LCT as match to an equal amount of grant funds in order to support the service, plus a \$50.00 monthly fee to cover administrative expenses, no County general funds dollars will be used for said service.

FURTHER BE IT RESOLVED, Payments will be made to First Transit for providing operations and maintenance from Account #7200.0000.100.000.11.6200.0000, contractual/purchased services and #7200.0000.100.138.11.6380.6380, vehicle repair & maintenance per authorized operations and maintenance agreement with First Transit.

Motion by Hung, seconded by Lundy to adopt Resolution. Upon roll call the vote taken thereon, resulted as: Ayes: Hung, Lundy & Moore / Nays: None

Motion carried. _____ (discussion was held on the above)

I, Theresa L. Upton, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 21-789 is a true copy as it appears in Journal No. 2021 on date of December 15, 2021.


 Theresa L. Upton, Clerk