

# Public Transportation Applicant Ordinance

ORDINANCE NUMBER: 03232023

AN ORDINANCE TO PROVIDE PUBLIC TRANSPORTATION  
IN LEE COUNTY, ILLINOIS

WHEREAS, public transportation is an essential public purpose for which public funds may be expended under Article 13, Section 7 of the Illinois Constitution; and

WHEREAS, Lee County wishes to provide public transportation for its 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, Illinois Compiled Statutes 740/2-1 et seq., authorizes a county to provide for public transportation within the (county or counties) limits:

NOW, THEREFORE, BE IT ORDAINED by the Chairman and Lee County that:

Section 1. Lee County shall hereby provide public transportation within the county or counties limits.

Section 2. The clerk/secretary to the governing board of Lee County shall file a certified copy of this Ordinance, within sixty days after passage of this ordinance.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval, as required by law.

Section 4. That the Chairman of the Lee County Lee County Board is hereby authorized and directed to execute and file on behalf of Lee County a Grant Application to the Illinois Department of Transportation.

Section 5. That the Chairman of the Lee County Lee County Board is hereby authorized and directed to execute and file on behalf of Lee County all required Grant Agreements with the Illinois Department of Transportation.

PASSED by the Chairman and the Lee County Board on the 23rd of March 2023, and deposited and filed in the office of the clerk/secretary on that date.

Elected Board Members: 20

Members Present at Vote: \_\_\_\_\_

Members Voting "Aye": \_\_\_\_\_ Members Voting "Nay": \_\_\_\_\_ Members Abstaining: \_\_\_\_\_

Signature of

Date

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# Acceptance of the Special Warranty

WHEREAS, Section 5311 of the Federal Transit Act of 1964, as amended, makes funds available to help offset certain operating deficits of a system providing public transit service in non-urbanized areas; and

WHEREAS, 49 U.S.C. § 5333(b) requires that fair and equitable arrangements must be made to protect the interests of employees affected by such assistance as a condition of receipt of funds under Section 5311; and

WHEREAS a simplified process for assuring employee protections that accommodates the needs of participants in the Section 5311 program has been agreed upon by the U.S. Department of Labor and the U.S. Department of Transportation by allowing execution of a Special Section 5333(b) Warranty for Section 5311 projects (Special Warranty), which the Secretary of Labor certified on May 31, 1979;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF LEE COUNTY:

Section 1. That an application be made to the Office of Intermodal Project Implementation, Department of Transportation, State of Illinois, for a financial assistance grant under Section 5311 of the Federal Transit Act of 1964, as amended.

Section 2. As a condition of the receipt of Section 5311 funds, Lee County hereby agrees in writing to the terms and conditions of the Special Warranty (attached) regarding fair and equitable arrangements to protect the interests of employees affected by such assistance.

PASSED by the Lee County Board on the 23rd day of February 2023.

Signature of Authorized Official

Date

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Authorized Official's Name Typed

Robert Olson