

CONTRACT NO. 2011205-C

BETWEEN

**REGIONAL TRANSPORTATION AUTHORITY
AND
RUTHERFORD COUNTY**

FOR GRANT FUNDED TRANSPORTATION SERVICES

This Contract No. 2011205-C, (hereinafter referred to as "Contract"), by and between the Regional Transportation Authority, (hereinafter referred to as "RTA"), having its principal office located 430 Myatt Drive, Nashville, TN 37115 and Rutherford County, 303 North Church, Murfreesboro TN 3130, (hereinafter referred to as "Rutherford"), having its principal office located at 303 North Church, Murfreesboro, TN 37130. For the provision of certain Grant Funded Transportation Services, (hereinafter "services").

NOW, THEREFORE, for and in consideration of the premises, the mutual covenants and promises herein set forth and other good and valuable considerations, the receipt and legal sufficiency of which is hereby acknowledged, the parties do mutually agree as follows:

1. Scope of Services

1.0 RTA agrees to provide and Rutherford agrees to purchase services.

1.1 RTA shall provide services on a regular schedule and scheduled times. RTA shall contract with a selected RTA Service Provider to provide services to Rutherford Commuters.

1.2 RTA will collect a commuter fare. The means and mode of the RTA's collection of fares for Rutherford Commuters is at the discretion of RTA.

2. Term

2.0 The terms of this Contract is for one year. With a start date of July 1, 2013 and an end date of June 30, 2014, through the last scheduled run. At the start of the fiscal year in which sufficient funds are not appropriated by the General Assembly and/or budgeted for this Contract, Rutherford shall have the right to terminate this Contract, with (30) thirty days written notice to RTA.

3. Payment Terms

3.0 In consideration of RTA's performance of services, under this Contract, Rutherford shall pay to RTA the following amounts:

Rutherford payment from Congestion Mitigation Air Quality (CMAQ) funding share of \$17,694.00

Rutherford payment from route subsidy share of \$15,274.00

Rutherford payment from 5307 Federal Transit Administration grant funds of \$15,311

3.1 RTA shall bill Rutherford its route subsidy share plus the CMAQ portion of the service amounts as stated above and in Attachment 1A, 1B and 1C. RTA will send Rutherford a lump sum invoice in the amount of \$32,968.00 to be paid directly to RTA. This amount represents the full amount owed to RTA by Rutherford.

3.2 As stated above Rutherford shall provide RTA a lump sum payment to be utilized by RTA as funds to provide Services.

3.3 The payment(s) shall be mailed to the following address:

Regional Transportation Authority
430 Myatt Drive
Nashville TN, 37115
Attn: Accounting Department

4. Terms And Conditions

4.0 This Contract may be modified only by a written amendment and executed by both parties.

4.1 In the event the 5307 Federal Transit Administration grant funds, CMAQ funds and/or other adequate funds are no longer available to continue services then RTA may terminate this Contract immediately. In the event of termination, Rutherford shall receive a share of any of its funds that were paid to RTA for services not provided. The share will be determined by dividing the Rutherford funds amount paid to RTA by the annual term of twelve (12) months and multiplying the fund amount by the number of months service was not provided.

4.2 RTA warrants that no person shall be excluded from participation in, be denied benefits of, or be otherwise subjected to discrimination in the performance of this Contract or in the employment practices of the RTA on the grounds of handicap and/or disability, age, race, color, religion, sex, national origin, or any other classification protected by Federal, Tennessee State constitutional, or statutory law. The RTA shall, upon request, show proof of such nondiscrimination and shall post in conspicuous places, available to all employees and applicants, notices of nondiscrimination.

4.3 RTA warrants that no part of the Contract amount shall be paid directly or indirectly to an employee or official of Rutherford as wages, compensation, or gifts in exchange for acting as an officer, agent, employee, subcontractor, or consultant to the RTA in connection with any work contemplated or performed relative to this Contract.

4.4 Contract shall be governed by and construed in accordance with the laws of the State of Tennessee.

4.5 Participation by Rutherford in this Contract is contingent upon full participation by the other Contract participants which include: the Tennessee Department of Transportation, Metropolitan Government of Nashville and Davidson County, Town of Smyrna, City of Murfreesboro, City of LaVergne and Middle Tennessee State University.

4.6 As part of the RTA annual audit, a full audit of this Contract and services will be conducted by an outside auditing firm and made available to Rutherford. All financial records will be consistent with internal accounting procedures.

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed on the date and year first above written.

Regional Transportation Authority

Rutherford County

Paul J. Ballard, CEO

By: _____

Date

Title: _____

Sworn to and subscribed to before me, a Notary Public, this _____ day of _____, 2012, by _____, the _____ of Contractor and duly authorized to execute this instrument on Contractor's behalf.

Notary Public

My Commission Expires _____

Attachment 1A



Relax & Ride

Murfreesboro Express (BAX) **Relax & Ride Budget**
July 1, 2013-June 30, 2016

	2013-14 Budget	2014-15 Budget	2015-16 Budget
Number of Daily Trips	6	6	6
Days of Service [365 days - 104 days in weekends - 7 weekday holidays]	254	254	254
Riders (estimate - including additional service)	41,501	42,746	44,028
Operating Hours per Day (including deadhead) - existing continuing service	14.53	14.53	14.53
Cost per Hour	\$94.42	\$97.25	\$100.17
TOTAL Daily Cost of Service	\$1,372.24	\$1,413.37	\$1,455.80
Cost of Service			
Cost of Runs [hrs/day X Cost/hr X 254 days]	348,548	358,995	369,774
Administrative Costs not included in the above			
Total Costs	348,548	358,995	369,774
Estimated Revenues			
Estimated Cash Fares - State Easy Ride	70,222	72,329	74,499
Estimated Cash Fares - Regular Riders	70,735	72,857	75,043
ADD: JARC Funding			
ADD: Bus Seat Guarantee (100% Funding)			
ADD: CMAQ Funding for Additional Service			
Federal	114,175	106,905	27,529
TDOT Match on CMAQ	14,272	13,363	3,441
Local Match			
City of Murfreesboro 2.5%	3,568	3,341	860
MTSU 2.5%	3,568	3,341	860
Rutherford County 2.5%	3,568	3,341	860
Davidson County 2.5%	3,568	3,341	860
TDOT Operating subsidy @ 18.75% of SUB net costs 18.75%	8,821	40,089	41,294
Total Estimated Revenues	292,497	318,907	225,245
Estimated Net Cost	56,051	40,088	144,529
Route Subsidy			
Murfreesboro UZA 5307 Funding 50.00%	28,026	20,044	72,265
TDOT Match for 5307 Funding 25.00%	14,011	10,020	36,132
City of Murfreesboro 6.25%	3,503	2,506	9,033
MTSU 6.25%	3,503	2,506	9,033
Rutherford County 6.25%	3,503	2,506	9,033
Davidson County 6.25%	3,506	2,506	9,033
Total Subsidy (100%)	56,051	40,088	144,529
Balance	0	0	0

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Shelly McElhaney
4/17/2013

Attachment 1B



Smyrna Express (86X) Relax & Ride Budget
July 1, 2013-June 30, 2016

	2013-14 Budget	2014-15 Budget	2015-16 Budget
Number of Daily Trips	6	6	6
Days of Service [365 days - 104 days in weekends - 7 weekday holidays]	254	254	254
Riders (estimate - including additional service)	8,963	9,232	9,509
Operating Hours per Day (including deadhead) - existing continuing service	11.47	11.47	11.47
Cost per Hour	\$94.42	\$97.25	\$100.17
TOTAL Daily Cost of Service	\$1,083	\$1,115	\$1,149
Cost of Service			
Cost of Runs [hrs/day X Cost/hr X 254 days]	275,001	283,244	291,748
Administrative Costs not included in the above			
Total Costs	275,001	283,244	291,748
Estimated Revenues			
Estimated Cash Fares - State Easy Ride	69,995	72,095	74,258
Estimated Cash Fares - Regular Riders	59,905	61,702	63,553
ADD: JARC for MID-DAY Service [4.07 hrs/day X Cost/hr X 254 days]			
ADD: Bus Seat Guarantee (100% Funding)			
ADD: CMAQ Funding for Additional Service			
Federal	79,806	82,196	84,665
TDOT Match on CMAQ	9,976	10,275	10,583
Local Match			
Town of Smyrna	2,493	2,569	2,646
City of LaVergne	2,494	2,569	2,646
Rutherford County	2,494	2,569	2,646
Davidson County	2,494	2,569	2,646
Subtotal of Estimated Fares and Grant Funding	229,657	236,544	243,643
Estimated Net Costs (before TDOT Subsidy)	45,344	46,700	48,105
TDOT Operating Subsidy (18.75% of Estimated Net Costs) 18.75%	8,500	8,756	9,021
Estimated Net Costs to be funded by Local Municipalities	36,844	37,944	39,084
Route Subsidy			
Town of Smyrna 25.00%	9,211	9,486	9,771
City of LaVergne 25.00%	9,211	9,486	9,771
Rutherford County 25.00%	9,211	9,486	9,771
Davidson County 25.00%	9,211	9,486	9,771
Total Subsidy (100%)	36,844	37,944	39,084
Balance	0	0	0

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Shelly McElhaneey
4/17/2013

Attachment 1C



Murfreesboro (961) Relax & Ride Budget
July 1, 2013-June 30, 2016

	FY2014		FY2015		FY2016		
	Murfreesboro	Davidson	Murfreesboro	Davidson	Murfreesboro	Davidson	
Number of Daily Trips	5	19	5	19	5	19	
Days of Service [365 days - 104 days in weekends - 7 weekday holidays]	254	254	254	254	254	254	
Riders (estimate - including additional service)	11,585	35,972	11,933	37,051	12,291	38,163	
Operating Hours per Day (including deadhead) - existing continuing service	7.62	26.95	7.62	26.95	7.62	26.95	
Cost per Hour	\$94.42	\$94.42	\$97.25	\$97.25	\$100.17	\$100.17	
TOTAL Daily Cost of Service	\$719	\$2,545	\$741	\$2,621	\$763	\$2,700	
Cost of Service							
Cost of Runs [hrs/day X Cost/hr X 254 days]	182,748	646,333	188,225	665,705	193,877	685,694	
Administrative Costs not included in the above							
Total Costs	182,748	646,333	188,225	665,705	193,877	685,694	
Estimated Revenues							
Estimated Cash Fares - State Easy Ride	6,128	19,425	9,666	20,008	9,956	20,608	
Estimated Cash Fares - Regular Riders	19,607	62,127	20,195	63,991	20,801	65,911	
ADD: JARC for MID-DAY Service [4.10 hrs/day X Cost/hr X 254 days]	0	98,329	0	101,276	0	104,317	
ADD: Bus Seat Guarantee (100% Funding)		30,000		30,000		7,500	
ADD: CMAQ Funding for Additional Service							
Federal	94,208	347,507	87,100	264,237	22,429	68,043	
TDOT Match on CMAQ	11,776	43,438	10,888	33,030	2,804	8,505	
Local Match							
City of Murfreesboro	2,944		2,721		701		
Town of Smyrna		8,688		6,606		1,701	
City of LaVergne		8,688		6,606		1,701	
MTSU	2,944	8,688	2,722	6,606	701	1,701	
Rutherford County	2,944	8,688	2,722	6,606	701	1,701	
Davidson County	2,944	8,687	2,722	6,607	701	1,701	
TDOT Operating subsidy @ 18.75% of SUB net costs	18.75%	3,440	460	29,693	90,081	30,585	92,786
Total Estimated Revenues	146,935	644,725	168,429	635,654	89,379	376,175	
Estimated Net Cost	35,813	1,608	19,796	30,051	104,498	309,519	
Route Subsidy							
Murfreesboro UZA 5307 Funding	50.00%	17,907		9,899		52,250	
TDOT Match for 5307 Funding	25.00%	8,953		4,949		26,124	
City of Murfreesboro		2,238		1,237		6,531	
Town of Smyrna			322		6,010	61,904	
City of LaVergne			322		6,010	61,904	
MTSU		2,238	322	1,237	6,010	6,531	
Rutherford County		2,238	322	1,237	6,010	6,531	
Davidson County		2,239	320	1,237	6,011	6,531	
Total Subsidy (100%)		35,813	1,608	19,796	30,051	104,498	
Balance		0	0	0	0	0	

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Shelly McElhane
4/17/2013