




Interoffice Memorandum

AGENDA ITEM

July 3, 2019

TO: Mayor Jerry L. Demings
—AND—
Board of County Commissioners

FROM: Carla Bell Johnson, Acting Assistant Director 
County Administrator's Office

SUBJECT: July 16, 2019 – Consent Item
Amendment to LYNX Service Funding Agreement for
FY 2018-19

The Board approved the LYNX Service Funding Agreement for FY 2018-19 on November 13, 2018. That agreement included the County's proportionate share of funding for the State Road 436 Study, which has since been adjusted, reflecting a decrease of \$72,514 in the County's contribution. This proposed amendment reflects this reduction. All other provisions of the existing agreement, which outlines the obligations of LYNX and the County, remain in full effect as previously approved by the Board.

The County Office of Management and Budget has reviewed and approved the proposed adjustment.

ACTION REQUESTED: Approval and execution of First Amendment to Service Funding Agreement by and between Orange County, Florida and Central Florida Regional Transportation Authority. All Districts.

CBJ/lab

Attachments

c: Byron W. Brooks, AICP, County Administrator
Jeff Newton, County Attorney
Kurt Peterson, Manager, Office of Management and Budget

**First Amendment to
Service Funding Agreement
by and between
Orange County, Florida
and
Central Florida Regional Transportation Authority**

THIS FIRST AMENDMENT TO SERVICE FUNDING AGREEMENT ("Amendment" or "First Amendment") is made and entered into by and between **ORANGE COUNTY, FLORIDA**, a charter county and political subdivision of the State of Florida, whose principal address is Post Office Box 1393, Orlando, Florida 32802-1393 (hereinafter the "Funding Partner" or "County"), and the **CENTRAL FLORIDA REGIONAL TRANSPORTATION AUTHORITY**, a body politic and corporate created pursuant to Part II, Chapter 343, Florida Statutes, whose principal address is 455 North Garland Avenue, Orlando, Florida 32801 (hereinafter "LYNX").

WITNESSETH

WHEREAS, on or about November 13, 2018, the County and LYNX entered into that certain Service Funding Agreement (the "Agreement") pursuant to which LYNX provided to the County certain public transportation; and

WHEREAS, the County further agreed to provide to LYNX funds (the "Appropriated Amount") for fiscal year beginning October 1, 2018 and ending on September 30, 2019; and

WHEREAS, the Appropriated Amount set forth in the Agreement to be paid to LYNX from Orange County in the amount of \$46,431,202.00 was incorrectly calculated in the amount of \$72,514.00, and, as corrected, should be \$46,358,688.00; and

WHEREAS, the parties wish to correct said matter and reflect the correct Appropriated Amount.

NOW, THEREFORE, in and for consideration of the mutual covenants and agreements hereinafter contained and other good and valuable consideration, the Funding Partner and LYNX agree as follows:

1. **Recitals**. The Funding Partner and LYNX hereby declare that the Recitals set forth above are true and correct and are incorporated herein and made a part of this Amendment.
2. **Definitions**. Unless defined in this Amendment, capitalized terms shall have the meanings set forth in the Agreement.
3. **Amendment to Appropriated Amount**. In regard to paragraph 3(a)(i), Exhibit "B" to the Agreement is deleted and the Exhibit "B" attached to this Amendment shall be deemed to be attached to the Agreement and to set forth the Appropriated Amount.

4. **Exhibits.** **Exhibit “B”** attached to this Amendment shall be deemed to replace the **Exhibit “B”** to the Agreement. In regard to **Exhibit “C”** to the Agreement, the funding amounts for the other funding partners of LYNX is hereby amended to read as set forth in the attached **Exhibit “C”**.

5. **Ratification.** Except as set forth in this Amendment, the parties do hereby confirm and ratify the Agreement.

IN WITNESS WHEREOF, the Funding Partner and LYNX have duly and lawfully approved this Agreement and have authorized its execution and delivery by their respective officers, who have set their hands and their respective seals affixed below, all as of the date first written hereinabove.

[Signatures appear on following page]

SIGNATURE PAGE FOR FUNDING PARTNER

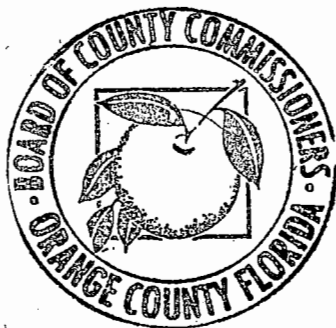
ATTEST: Phil Diamond, County Comptroller FUNDING PARTNER:
as Clerk to the Board of County
Commissioners

**BOARD OF COUNTY COMMISSIONERS
OF ORANGE COUNTY, FLORIDA**

By: Craig A. Stopyna
for Deputy Clerk


By: Bryan W. Brooks
for Jerry L. Demings, County Mayor

Date: 16 July 2017



SIGNATURE PAGE FOR LYNX


**CENTRAL FLORIDA REGIONAL
TRANSPORTATION AUTHORITY**

By: 
Edward L. Johnson
Chief Executive Officer

Date: 2/1/19

This Agreement is approved as to form for
reliance only by LYNX and for no other
person and for no other purpose.

AKERMAN LLP,
Counsel for LYNX

By: 
Patrick T. Christiansen, Esq. 1-30-19

Orange County Transit Service Costs

Exhibit B

Description of Appropriated Amount
October 1, 2018 through September 30, 2019

Fixed Route Operating Costs	Amount
Link 1	\$503,098
Link 3	\$1,095,008
Link 6	\$347,198
Link 7	\$856,777
Link 8	\$5,555,801
Link 9	\$869,881
Link 11	\$1,406,666
Link 13	\$1,247,561
Link 15	\$1,628,374
Link 18	\$794,459
Link 20	\$808,774
Link 21	\$2,599,316
Link 23	\$497,187
Link 24	\$347,981
Link 25	\$1,276,120
Link 28	\$1,267,858
Link 29	\$1,265,295
Link 36	\$1,096,361
Link 37	\$3,147,283
Link 38	\$787,052
Link 40	\$1,523,823
Link 42	\$2,900,791
Link 44	\$710,135
Link 48	\$1,285,806
Link 49	\$1,250,694
Link 50	\$2,784,061
Link 51	\$979,204
Link 54	\$578,876
Link 55	\$130,333
Link 56	\$669,254
Link 57	\$653,657
Link 102	\$1,869,810

Fixed Route Operating Costs **Amount**

Link 104	\$1,931,130
Link 105	\$1,830,283
Link 106	\$1,831,137
Link 107	\$2,072,787
Link 108	\$1,131,686
Link 111	\$1,327,754
Link 112	\$1,892,600
Link 113	\$488,783
Link 125	\$2,553,451
Link 210	\$84,111
Link 300	\$87,102
Link 301	\$182,751
Link 302	\$186,240
Link 303	\$155,188
Link 304	\$171,996
Link 305	\$58,187
Link 306	\$105,975
Link 313	\$528,310
Link 319	\$1,246,635
Link 405	\$485,792
Link 407	\$58,828
Link 418	\$725,518
Link 434	\$49,925
Link 441	\$475,109
Link 443	\$969,162

\$63,364,934

Operating Cost Recoveries **Amount**

Estimated Farebox Recovery	(\$17,501,182)
FDOT SunRail Feeder Service	(\$620,397)
Reedy Creek	(\$335,090)
City of Orlando	(\$4,003,006)
Prepaid SR436 Study - City of Orlando	(\$90,034)
Prepaid SR436 Study - Orange County	(\$210,963)

(\$22,760,672)

Net Fixed Route Cost **\$40,604,262**

NeighborLink Operating Costs	Amount
NL 611	\$85,877
NL 612	\$88,989
NL 613	\$83,447
NL 621	\$86,266
NL 641	\$84,905
NL 652	\$53,843
	\$483,327

ParaTransit Operating Costs	Amount
Americans with Disabilities (ADA) Funding	\$8,007,271
Transportation Disadvantaged (TD) Funding	\$4,256,981
	\$12,264,252

Capital Funding Cost	Amount
\$2 per Hour Capital Funding	\$1,779,414
	\$1,779,414

Total Operating Costs	\$55,131,255
Less: Lynx Fund Balance & Revenue Contribution	(\$8,772,567)
)	
Net Funding Request from County	\$46,358,688

Other County Payments to Lynx	Amount
FDOT SunRail Feeder Service	\$620,397
Reedy Creek	\$335,090
City of Orlando	\$4,003,006
City of Orlando - Lymmo	\$2,459,071
Prepaid SR436 Study - City of Orlando	\$90,034
Prepaid SR436 Study - Orange County	\$210,963
	\$7,718,561

Total County Transit Service Cost **\$54,149,763**

FY2019 Billing Schedule**Amount**

October-18	\$3,869,267
November-18	\$3,869,267
December-18	\$3,869,267
January-19	\$3,869,267
February-19	\$3,869,267
March-19	\$3,869,267
April-19	\$3,869,267
May-19	\$3,869,267
June-19	\$3,869,267
July-19	\$3,869,267
August-19	\$3,869,267
September-19	\$3,796,751

Annual Funding Request from County**\$46,358,688**

Exhibit "C"

Schedule Listing of LYNX Funding Partners

	FY2019 Funding Model Amount	FY2019 SR 436 Corridor Study	FY2019 Funding Agreement	
Operating Funding				
Orange County	\$44,741,822	(\$90,034)	\$44,651,788	
Osceola County	\$7,380,518	\$0	\$7,380,518	
Seminole County	\$7,396,179	(\$211,626)	\$7,184,553	\$7,234,385**
City of Orlando	\$4,213,969	(\$210,963)	\$4,003,006	
City of Orlando - LYMMO	\$2,459,071	\$0	\$2,459,071	
Subtotal	\$66,191,559	(\$512,623)	\$65,678,936	
FDOT (SunRail Feeder Routes)	\$1,507,449	\$0	\$1,507,449	
Altamonte Springs	\$120,900	\$0	\$120,900	
City of Sanford	\$93,000	\$0	\$93,000	
Lake County	\$273,912	\$0	\$273,912	\$248,854**
Reedy Creek	\$335,090	\$0	\$335,090	
Subtotal	\$2,330,351	\$0	\$2,330,351	
Subtotal Operating Funding	\$68,521,910	(\$512,623)	\$68,009,287	
Capital Contributions				
Orange County	\$1,779,414	\$0	\$1,779,414	
Osceola County	\$246,024	\$0	\$246,024	
Seminole County	\$218,764	\$0	\$218,764	
Subtotal	\$2,244,202	\$0	\$2,244,202	
Total Local Funds	\$70,766,112	(\$512,623)	\$70,253,489	

*The FY2019 Funding Model included the use of reserves, additional revenues, and cost savings to reduce the local funding requirements to 3.5% increase.

**These amounts have been changed to reflect corrections for those entities.