

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2008	2009	2010	200-	200-
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	\$0				
# ADDITIONAL FTE POSITIONS (Cumulative)	0				

Is Item Included In Current Budget? Yes X No _____
 Budget Account No.: Fund 1341 Dep't. 542 Unit 0464,0466 Object _____
 Program _____ Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: Suzanne McDintyre for
 John Murphy, Finance Manager

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

These amendments change the scope of work only, there is no additional fiscal impact to the County.

Shwillhite 7/29/08
 8/12/08 OFMB VO
 7/29/08 07/25

John Shwillhite
 Contract Dev. and Control
 7/29/08

B. Legal Sufficiency:

This item complies with current County policies.

 Assistant County Attorney

C. Other Department Review:

 Department Director

Palm Tran

Agenda Item Summary – FDOT JPA and FTA Grant Amendments

BCC Public Hearing of August 19, 2008

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Background and Justification: On December 18, 2007, the BCC approved a JPA for Express Service to Martin County (R-2007-2301). In May of this year, FDOT amended the JPA to include additional funding for the purchase of hybrid buses (R-2008-0892). In August 2007, FTA awarded Grant FL-90-X627, in the amount of \$3.1 million, for non-construction costs associated with the building of the West Palm Beach Intermodal Facility. The FTA grant is now being amended to allow 1.6 million of its funds to be used for the purchase of three (3) hybrid buses, and the JPA with FDOT is being amended to allow 1.5 million to be used for the construction of the WPB Intermodal Facility.

RESOLUTION NO. R -

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, APPROVING A SUPPLEMENTAL NUMBER 2 JOINT PARTICIPATION AGREEMENT (JPA-42317819401) WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), TO INCLUDE THE COST OF CONSTRUCTION FOR \$1,500,000 OF EXISTING FUNDING; ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Transportation is authorized to provide funding for a mass transportation project; and

WHEREAS, the cooperative agreement for financial assistance will impose certain obligations upon the recipient, and may include the provision by it of the local share of the project cost; and

WHEREAS, it is required by the Florida Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, as amended, that the recipient assures that it will comply with Title VI of the Civil Rights Act of 1964 and the Florida Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the recipient that disadvantaged business enterprises be utilized to the fullest extent possible in connection with this project and that specific procedures be established and administered to ensure that disadvantaged businesses have the maximum opportunity to participate in contracts for construction, supplies, equipment, or consultation and other services.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA:

1. That the Board of County Commissioners has the authority to amend the scope of this Joint Participation Agreement, (referred to herein as "JPA").
2. That the County Administrator or Executive Director of Palm Tran, Palm Beach County, Florida, is authorized to furnish such additional information as the Florida Department of Transportation may require in connection with the project.
3. That the County Administrator or Executive Director of Palm Tran, Palm Beach County, Florida, is authorized to sign, on behalf of the Board of County Commissioners, a time extension(s) to the JPA not to exceed a one (1) year period, as the County and Florida Department of Transportation may require to complete the project funded under the JPA; provided, that, all funds needed to complete the project have been

budgeted or encumbered.

4. That the Chair of the Board of County Commissioners is authorized to execute and file with the JPA any assurances or other documents required by the Florida Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

5. That Palm Beach County, through its Chair, is authorized to set forth and execute affirmative disadvantaged business enterprise policies in connection with the project's procurement needs.

6. That the Board of County Commissioners authorizes its Chair, on behalf of the Board of County Commissioners, of Palm Beach County, Florida, to execute the Supplemental JPA Number 2 with the Florida Department of Transportation amending the project description.

This resolution shall take effect immediately upon its adoption.

The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

- (District 7) Commissioner Addie L. Greene, Chairperson _____
- (District 2) Commissioner John F. Koons, Vice Chair _____
- (District 1) Commissioner Karen T. Marcus _____
- (District 3) Commissioner Robert J. Kanjian _____
- (District 4) Commissioner Mary McCarty _____
- (District 5) Commissioner Burt Aaronson _____
- (District 6) Commissioner Jess R. Santamaria _____

The Chairperson thereupon declared the resolution duly passed and adopted this _____ day of _____, 2008.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COMMISSIONERS
Sharon R. Bock, Clerk and Comptroller

By: _____ By: _____
County Attorney Deputy Clerk

PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT
Number 2

Financial Project No.: 42317819401 <small>(item-segment-phase-sequence)</small>	Fund: DS	FLAIR Approp.: 088809
Contract No.: AP159	Function: 683	FLAIR Obj.: 750098
Catalog of Federal Domestic Assistance Number: N/A	Federal No.: N/A	Org. Code: 55042010429
	DUNS No.: N/A	Vendor No.: VF 650627036001
		Catalog of State Financial Assistance Number: 55.014

THIS AGREEMENT, made and entered into this _____ day of _____
 by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida,
 hereinafter referred to as the Department, and Palm Beach County Board of County Commissioners
3210 Electronics Way West Palm Beach, Florida 33407
 hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 28th day of January, 2008
 entered into a Joint Participation Agreement, and

WHEREAS, the Agency desires to accomplish certain project items as outlined in the Attachment "A" appended
 hereto; and

WHEREAS, the Department desires to participate in all eligible items for this project as outlined in Attachment
 "A" for a total Department Share of \$2,946,292.00

NOW, THEREFORE THIS INDENTURE WITNESSETH: that for and in consideration of the mutual benefits to flow
 from each to the other, the parties hereto agree that the above described Joint Participation Agreement is to be amended
 and supplemented as follows.

1.00 Project Description: The project description is amended
 To allow \$1,500,000.00 of existing funding for use on all costs associated with construction of the Downtown Intermodal
 Center.

2.00 Project Cost:

Paragraph 3.00 of said Agreement is increased/decreased by \$0.00
bringing the revised total cost of the project to \$ 2,946,292.00

Paragraph 4.00 of said Agreement is increased/decreased by \$0.00
bringing the Department's revised total cost of the project to \$ 2,946,292.00

3.00 Amended Exhibits:

Exhibit(s) B of said Agreement is amended by Attachment "A"

4.00 Contract Time:

Paragraph 18.00 of said Agreement N/A

Financial Project No. 42317819401

Contract No. AP159

Agreement Date

Except as hereby modified, amended or changed, all other terms of said Agreement dated January 28th 2008 and any subsequent supplements shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the day and year first above written

AGENCY

FDOT

Palm Beach County Board of County Commissioners
AGENCY NAME

See attached Encumbrance Form for date of Funding Approval by Comptroller

SIGNATORY (PRINTED OR TYPED)

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

SIGNATURE

DEPARTMENT OF TRANSPORTATION

TITLE

Director of Transportation Development
TITLE

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS

Palm Beach County Attorney


Executive Director
PALM TRAN

Financial Project No. 42317819401

Contract No. AP159

Agreement Date _____

ATTACHMENT "A"
 SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT

This Attachment forms an integral part of that certain Supplemental Joint Participation Agreement between the State of Florida, Department of Transportation and Palm Beach County Board of County Commissioners
3210 Electronics Way West Palm Beach, Florida 33407

dated _____

DESCRIPTION OF SUPPLEMENT (include justification for cost change):

To allow \$1,500,000.00 of existing funding for use on all costs associated with construction of the Downtown Intermodal Center:

A. Project Cost:	As Approved	As Amended	Net
	\$2,946,292.00	\$2,946,292.00	\$0.00
Total Project Cost	\$2,946,292.00	\$2,946,292.00	\$0.00
B. Fund	As Approved	As Amended	Net
Department:	\$2,946,292.00	\$2,946,292.00	\$0.00
Agency:	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
Total Project Cost	\$2,946,292.00	\$2,946,292.00	\$0.00

Comments:

In accordance with the requirements of Section 190.07, F.S., the Agency's approval of this Agreement, its performance, and obligations thereunder, and the Agreement's duration are subject to and contingent upon an annual budgetary appropriation by the Agency's Board of County Commissioners for the purposes of this Agreement.



Application

Recipient ID:	1098
Recipient Name:	PALM BEACH CO BD OF COMMISSIONERS - PALM BEACH CO TRANSIT AUTHORITY
Project ID:	FL-90-X627-01
Budget Number:	2 - Budget Pending Approval
Project Information:	FY06 CMAQ Palm Beach County Intermodal

Part 1: Recipient Information

Project Number:	FL-90-X627-01
Recipient ID:	1098
Recipient Name:	PALM BEACH CO BD OF COMMISSIONERS - PALM BEACH CO TRANSIT AUTHORITY
Address:	3201 ELECTRONICS WAY , WEST PALM BEACH, FL 33407 0000
Telephone:	(561) 841-4200
Facsimile:	(561) 841-4291

Union Information

Recipient ID:	1098
Union Name:	AMALGAMATED TRANSIT UNION LOCAL 1577
Address 1:	Legal Department
Address 2:	5025 Wisconsin Avenue, NW
City:	Washington, DC 20016
Contact Name:	Leo Wetzel
Telephone:	(202) 537-1645
Facsimile:	(202) 244-7824
E-mail:	lw@atu.org
Website:	

Part 2: Project Information

Project Type:	Grant	Gross Project Cost:	\$0
Project Number:	FL-90-X627-01	Adjustment Amt:	\$0
Project Description:	FY06 CMAQ Palm Beach County Intermodal	Total Eligible Cost:	\$0
		Total FTA Amt:	\$0

Recipient Type:	County Agency	Total State Amt:	\$0
FTA Project Mgr:	James Garland	Total Local Amt:	\$0
Recipient Contact:	Claudia Salazar	Other Federal Amt:	\$0
New/Amendment:	None Specified	Special Cond Amt:	\$0
Amend Reason:	Initial Application		
		Special Condition:	None Specified
Fed Dom Asst. #:	20507	S.C. Tgt. Date:	None Specified
Sec. of Statute:	5307-2	S.C. Eff. Date:	None Specified
State Appl. ID:	None Specified	Est. Oblig Date:	None Specified
Start/End Date:	Jul. 31, 2008 - Jul. 30, 2010	Pre-Award Authority?:	Yes
Recvd. By State:		Fed. Debt Authority?:	No
EO 12372 Rev:	Not Applicable	Final Budget?:	No
Review Date:	None Specified		
Planning Grant?:	NO		
Program Date (STIP/UPWP/FTA Prm Plan) :	Jul. 01, 2007		
Program Page:	1321		
Application Type:	Electronic		
Supp. Agreement?:	No		
Debt. Delinq. Details:			

Urbanized Areas

UZA ID	UZA Name
120180	MIAMI, FL

Congressional Districts

State ID	District Code	District Official
12	16	Tim Mahoney
12	19	Robert I Wexler
12	22	Ron Klein
12	23	Alcee L Hastings

Project Details

Amendment - July 2008

Amendment - July 2008

The Florida Department of Transportation is increasing the State funding for the construction of the Intermodal Center by \$1,500,000.

This amendment is created to delete three line items of the current approved Budget: Items 11.33.10 Construct