Agenda Item No.

PALM BEACH COUNTY **BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

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Meeting Date:	April 21, 2009	[]	Consent Ordinance	[]	Regular Public Hearing	
Department:	Palm Tran		Or annuno c	[7]	r abile ricaring	
Submitted By:	Palm Tran					
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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

(A) Approve the electronic filing of Grant Application for funds available under the American Recovery and Reinvestment Act (ARRA) of 2009 under the program Clean Cities FY 09 Petroleum Reduction Technologies for the Transportation sector in the amount of \$3,302,500; and

(B) Approve the electronic filing of Grant Application for funds available under the American Recovery and Reinvestment Act (ARRA) of 2009 under the program Transit Investments for Greenhouse Gas and Energy Reduction "TIGGER" in the amount of \$3,302,500; and

(C) Authorize the Palm Tran Executive Director or Assistant Executive Director through the County Administrator to execute, on behalf of the Board, and to transmit electronically the Board's approval of the ARRA grant awards; and

(D) Approve budget amendment of \$6,605,000 in the Palm Tran Grants Fund contingent upon actual grant awards.

Summary: Palm Tran will submit on behalf of Palm Beach County electronic applications for funds available on a competitive basis for projects that will reduce gas emissions. The Programs under TIGGER and Clean Cities, specifically identify as eligible activities, the incremental cost between a diesel bus and a hybrid bus. The applications will request the funds needed to change the current orders for bus replacements from regular diesel buses to hybrid. Fifty (50) buses from Palm Tran's bus fleet are projected to reach their useful life between 2009 and 2010. Overall, these two grant applications will allow thirty (30) replacements to be hybrid buses. The applications will also seek funding to purchase an additional twenty (20) electrical fans that will replace existing hydraulic fan systems in Palm Tran's buses with EMP's mini-HYBRID thermal systems that will lead to an increase in average miles per gallon achieved by transit buses, and result in a decrease in company fuel costs and gas emissions. The applications need to be submitted on-line through the Grants.gov system. Should grants be awarded, the funds need to be obligated by activities that can be initiated no later than June 17, 2009. (Continued on page 3)

Attachments:

1. Notice of Public Hearing 2. Budget Amendment

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Recommended By:	Q D	Apr: 18,2009
.•	Department Director	Date
Approved By:	Buldhenn	4/18/09
	Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

	Fiscal Years	2009	2010	2011	2012	2013
Gran	t Expenditures	\$6,605,000				
Oper	ating Costs		······································	<u></u>		
Exte	rnal Revenues	<\$6,605,000	>			
Prog (Cou	ram Income nty)		<u> </u>		·	
In-Ki	nd Match (County)					~
NET	FISCAL IMPACT	0				
POSI	DITIONAL FTE TIONS nulative)	0				
Is Iter	m Included In Curre	ent Budget?	/esNo	X		
Budg	et Account No.:					
Fund	<u>1341</u> Dep't. <u>542</u>	Unit <u>5535-58</u>	536 Object 54	144 Pro	gram <u>Variou</u>	IS
B.	Recommended Sc					
	FTA – American F 100% Federal Fun	Recovery and Re	einvestment Act (ARRA) of 20		
C.	Departmental Fisc	al Review: _	<u>A WURALME</u> John Murpl) <u>Azima</u> ny, Finance M) <i>Gw</i> Nanager	
		III. <u>F</u>	REVIEW COMME	NTS		
Α.	OFMB Fiscal and/	or Contract De	v. and Control C	comments:		
-ð	MAN 410	CAN 2/09		And Cor	J. Jewel tract Dev. an	d Control
В.	Legal Sufficiency:		· .			
	Assistant County	Attorney R B	the FTA should impose or r lentified in the 2008 Certif IA(15) or other Special Co egister Vol. 74, No. 42 (Mar CC for approval.	ications and Assuran Inditions identified b	ces, the FTA Master A by FTA for ARRA grant	greement (FTA s (See Federal
C.	Other Department	Review:	ения сталия. По сталия с сталия с С сталия с с			

Department Director

Agenda Item Summary – ARRA Federal Grant Clean Cities and TIGGER FTA Application BCC Public Hearing of April 21, 2009 Page -3-

(Continued)

Background and Policy Issues: Special Conditions of Grant Award-In the interest of time, the Federal Transit Administration (FTA) is not issuing a separate grant contract for ARRA funds. However, because different requirements flow with the ARRA funds, these additional requirements will be added by FTA regional staff as conditions of grant approval. Recipients applying for grants that contain ARRA funds must agree to the following grant conditions that will be included in the grant application. 1. Recipient of ARRA funds agrees to comply with reporting requirements and deadlines set out in section 1201(c) of Public Law 111-5. 2. Recipient of ARRA funds agrees to comply with reporting requirements and deadlines set out in section 1512 of Public Law 111-5. 3. Recipient of ARRA funds agrees that all data submitted to FTA in compliance with the requirements of Public Law 111-5 is accurate, objective, and of the highest integrity. 4. Recipient of ARRA funds acknowledges that receipt of ARRA funds is a "one-time" disbursement that does not create any future obligation by the FTA to advance similar funding amounts. 5. Recipient of ARRA funds agrees that it or its sub-recipients will report any credible evidence that a principal, employee, agent, contractor, subrecipient, subcontractor, or other person has submitted a false claim under the False Claims Act or has committed a criminal or civil violation of law pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving ARRA funds.

In addition to the Special Conditions noted above, the County, by accepting and approving a grant awarded by FTA under the ARRA, will be subject to the terms and conditions of the Federal Transit Administration Master Agreement, FTA MA(15), October 1, 2008, and the Federal Fiscal Year 2008 Certifications and Assurances approved by the Board on December 16, 2008. The Board also authorized the Executive Director and Assistant Executive Director of Palm Tran to electronically execute the Master Agreement and the 2008 Certifications and Assurances, on its behalf, and the found at ttp://www.fta.dot.gov/documents/15-Master.pdf, and the terms and conditions of the Master Agreement can be found at ttp://www.fta.dot.gov/documents/15-Master.pdf, and the terms and conditions of the beginning on page 65010 (No 212/Friday, October 31, 2008).

The authority delegated to the Executive Director and Assistant Executive Director of Palm Tran to execute grant(s) awarded under the ARRA, on behalf of the Board, as set forth in the Motion and Title above, will also bind the Board to the terms and conditions made applicable to grants awarded under the ARRA as described in the American Recovery and Reinvestment Act of 2009 Public Transportation Apportionments, Allocations and Grant Program Information Notice published by the Department of Transportation, Federal Transit Administration, in Vol. 74, beginning on page 9656, of the Federal Register (No 42/Thursday, March 5, 2009).

Palm Tran is in the process of registering with Grants.gov and the Central Contractor Registration (CCR), a process that takes around 21 days. All data for the grant applications is electronically entered in the Grants.gov system and no paper application is available.

The grant applications will be submitted for:

Clean Cities Application: 1) Incremental cost to purchase fifteen (15) hybrid replacements \$3,142,500; 2) Purchase ten (10) thermal systems \$160,000. (Total \$3,302,500).

TIGGER Application: 1) Incremental cost to purchase fifteen (15) hybrid replacements \$3,142,500; 2) Purchase ten (10) thermal systems \$160,000. (Total \$3,302,500).

NOTICE OF PUBLIC HEARING

RE: APPLICATION FOR FEDERAL CAPITAL ASSISTANCE GRANTS

Notice is hereby given that the Palm Beach County Transportation Agency (Palm Tran) intends to apply for Federal Transit Administration (FTA) Grant Public Transportation Capital Assistance funds allocated to Palm Beach County under the American Recovery and Reinvestment Act (ARRA) of 2009 under the programs Clean Cities FY 2009 Petroleum Reduction Technologies for the Transportation sector and the Transit Investments for Greenhouse Gas and Energy Reduction "TIGGER" as generally described below. A Public Hearing has been scheduled for the purpose of receiving comments regarding these projects. The Public Hearing will be held as follows:

DATE: Tuesday, April 21, 2009. TIME: 10:00 a.m. LOCATION: Jane Thompson Memorial Chambers 6th Floor, Palm Beach County Governmental Center 301 North Olive Avenue West Palm Beach, FL 33401

A. DESCRIPTION OF PROJECTS

CAPITAL PROJECTS

FEDERAL SHARE

Clean Cities Application: 1) Incremental cost to purchase 15 hybrid replacements 2) Purchase 10 thermal systems (Total \$3,302,500)	\$3,142,500 \$160,000
TIGGER Application: 1) Incremental cost to purchase 15 hybrid replacements 2) Purchase 10 thermal systems (Total \$3,302,500)	\$3,142,500 \$160,000

Total ARRA Clean Cities and TIGGER

\$6,605,000

B. RELOCATION

No persons, families or businesses will be displaced by the projects.

C. ENVIRONMENT

The projects allow the continuation of public transportation services within Palm Beach County that will continue to reduce exhaust emissions from automobiles and reduce air pollution, traffic congestion and conserve energy.

D. COMPREHENSIVE PLANNING

The projects are in conformance with comprehensive land use and transportation planning in the area. The projects are included in the Five Year Transportation Improvement Program (TIP) adopted by the Palm Beach County Metropolitan Planning Organization (MPO).

E. ELDERLY AND HANDICAPPED

Reduced fares for the elderly and handicapped will continue to be in effect at all times of operation.

At the hearing, the Palm Beach County Board of County Commissioners will afford the opportunity for interested parties or agencies to be heard with respect to the social, economic and environmental aspects of the projects including requirements under the Clear Air Act, the Federal Water Pollution Control Act, and other applicable Federal Environmental Statues and consistency with the goals of local urban planning. Interested persons may submit orally, or in writing, evidence and recommendations with respect to said projects.

Written comments will be received at Palm Tran, 3201 Electronics Way, West Palm Beach, FL 33407 until 5:00 p.m., Friday April 17, 2009. Voice comments will be accepted at 561-841-4360 until 5:00 p.m., April 17, 2009.

A draft copy of the Project Application will be available for public inspection at the Palm Tran offices, located at 3201 Electronics Way, West Palm Beach, Florida 33407.

(To be published in the Palm Beach Post on April 12, 2009)

09- 0966

BOARD OF COUNTY COMMISSIONERS PALM BEACH COUNTY BUDGET AMENDMENT

BGRV 540 040609*378 BGEX 540 040609*1329

FUND 1341 PALM TRAN GRANTS

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TTO ODANT							
IVES GRANT							
ral Grant Indirect/Transportation	0	0	3,302,500	0	3,302,500		
INVESTMENTS FOR GREENHOUS	E GAS AND ENERGY	REDUCTION (TIGO	GER) GRANT				
	0	0	3,302,500	0	3,302,500		
Receipts & Balances	50,156,379	55,575,428	6,605,000	0	62,180,428	·	·
ITES GRANT							
ir/Maintenance-Parts	0	0	160,000	0	160,000	0	160,000
iinery & Equipment	0	0	3,142,500	0	3,142,500	· • 0	3,142,500
INVESTMENTS FOR GREENHOUS	E GAS AND ENERGY	REDUCTION (TIGO	GRANT				
	0	0	160,000	0	160,000	0	160,000
	0	0	3,142,500	0	3,142,500	0	3,142,500
	50,156,379	55,575,428	6,605,000	0	62,180,428		
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PALM TRAN

Initiating Department/Division Administration/Budget Department Approval OFMB Department - Posted

Date 12/18,2009 Signatures 4410-09

By Board of County Commissioners At Meeting of April 21, 2009

Deputy Clerk to the Board of County Commissioners