

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**AGENDA ITEM SUMMARY**

=====

<b>Meeting Date:</b>	January 12, 2010	<input checked="" type="checkbox"/>	<b>Consent</b>	<input type="checkbox"/>	<b>Regular</b>
		<input type="checkbox"/>	<b>Ordinance</b>	<input type="checkbox"/>	<b>Public Hearing</b>
<b>Department:</b>	Palm Tran				
<b>Submitted By:</b>	Palm Tran				
<b>Submitted for:</b>	Palm Tran				

=====

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to adopt: Resolution approving a grant application with the Florida Department of Transportation (FDOT) to provide operating funding for mass transit in the amount of \$252,687 of Federal funds passed through the State for the Lakes Region of Palm Beach County for the period of July 1, 2010 to June 30, 2011.

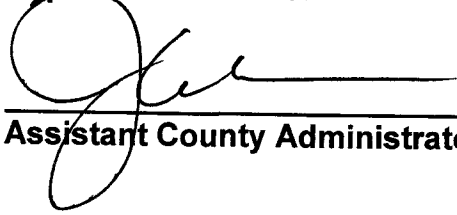
**Summary:** FDOT has notified Palm Tran that the tentative allocation of Section 5311 funds for Palm Beach County is \$252,687 for non-urbanized areas for mass transit operating assistance. This is used to partially offset the operating costs of mass transit in the Lakes Region of Palm Beach County. The operating costs of mass transit to the Lakes Region include operating, maintenance, and administrative costs. This is the maximum amount of FDOT operating assistance available to Palm Beach County for FY 2011 for mass transit services. The grant application for \$505,374 requires 50% local match (\$252,687 State, \$252,687 Local Funds) and execution of a section 49 USC§ 5333 (b) assurance. Palm Beach County provides the local funding from the local option gas tax. Grant and match are included in the FY 2010 budget. Countywide (DR)

**Background and Justification:** The FDOT grant will provide funding of \$252,687 for the non-urbanized areas of Palm Beach County to partially offset the operating costs of mass transit services. Operating assistance for mass transit is provided by FDOT and the FTA, with a 50/50 match on local funding provided by Palm Beach County, primarily through the local option gas tax. The total cost of mass transit services includes operating, maintenance, and administrative costs.

- Attachments:**
1. Resolution
  2. Section 5311 Grant Application – Standard Form 424
  3. Exhibit I

=====

<b>Recommended By:</b>		<u>Dec 16, 2009</u>
	Department Director	Date

<b>Approved By:</b>		<u>12/23/09</u>
	Assistant County Administrator	Date

## II. FISCAL IMPACT ANALYSIS

### A. Five Year Summary of Fiscal Impact:

Fiscal Years	2010	2011	2012	2013		
Capital Expenditures						
Operating Costs	\$505,374					
External Revenues	<\$252,687>					
Program Income (County)						
In-Kind Match (County)						
NET FISCAL IMPACT	\$252,687					
# ADDITIONAL FTE POSITIONS (Cumulative)	0					

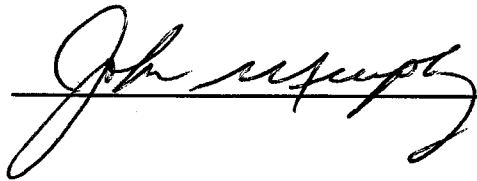
Is Item Included In Current Budget? Yes X No     

Budget Account No.: Fund 1341 Department 542 Unit. 5101 Object Various

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

FDOT (pass through from Federal) \$252,687

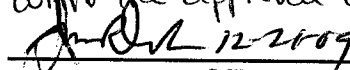
### C. Departmental Fiscal Review:

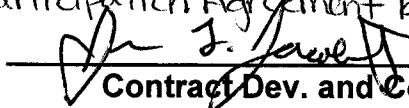
\_\_\_\_\_

## III. REVIEW COMMENTS

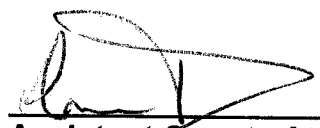
### A. OFMB Fiscal and/or Contract Dev. and Control Comments:

Grant and match included in the FY2010 budget. Palm Tran will amend the budget to reconcile the budget to the actual grant award along with the approval of the Joint Participation Agreement by the Board.

 12/2/09  
 28 12/21/09 OFMB  
 12/21/09 PM 12/28/09

 12/22/09  
 Contract Dev. and Control

### B. Legal Sufficiency:

 12/23/09  
 Assistant County Attorney

### C. Other Department Review:

\_\_\_\_\_  
 Department Director

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, APPROVING THE SUBMISSION OF A SECTION 5311 GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE SUBMITTAL OF A NON-URBANIZED AREA PROGRAM ASSURANCE; ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, the Palm Beach County Board of Commissioners has the authority to apply for and accept grants, and to make purchases and/or expend funds pursuant to grant awards made by FDOT, as authorized by state and federal law;

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

1. FDOT requires that grant applicants submit a resolution showing the applicant's intention to apply for a federally funded grant under 49 U.S.C. Section 5311.
2. The Board of County Commissioners does hereby approve the submission of a grant application, in the amount of \$252,687 of Federal funds to be passed through FDOT for non-urbanized (rural) Palm Beach County, and other related supporting documents and assurance(s) to FDOT, and acknowledges that the grant will require a match by Palm Beach County in the amount of \$252,687.
3. The Chairman is authorized to sign the application, and to execute and file with such application 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.
4. That Palm Beach County, through its Chairman, is authorized to set forth and execute disadvantaged business enterprise policies in connection with the project's procurement needs.

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:

Commissioner Burt Aaronson, Chair	_____
Commissioner Karen T. Marcus, Vice Chair	_____
Commissioner John F. Koons	_____
Commissioner Shelley Vana	_____
Commissioner Steven L. Abrams	_____
Commissioner Jess R. Santamaria	_____
Commissioner Priscilla A. Taylor	_____

The Chair thereupon declared the resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA,  
by its BOARD OF COMMISSIONERS  
Sharon R. Bock, Clerk and Comptroller

By: \_\_\_\_\_  
County Attorney

By: \_\_\_\_\_  
Deputy Clerk

APPLICATION FOR  
FEDERAL ASSISTANCE

<b>1. TYPE OF SUBMISSION</b> Application <input type="checkbox"/> Construction <input checked="" type="checkbox"/> Non-Construction		<b>2. DATE SUBMITTED</b> December 2009	<b>Applicant Identifier</b>	
<b>Pre-application</b> <input type="checkbox"/> Construction <input type="checkbox"/> Non-Construction		<b>3. DATE RECEIVED BY STATE</b>	<b>State Application Identifier</b>	
		<b>4. DATE RECEIVED BY FEDERAL AGENCY</b>	<b>Federal Identifier</b>	
<b>5. APPLICANT INFORMATION</b>				
<b>Legal Name:</b> Palm Beach County Board of Commissioners			<b>Organizational Unit</b>	
<b>Organizational DUNS:</b> 078470481			<b>Department:</b> Palm Tran	
<b>Address:</b>			<b>Division:</b>	
<b>Street:</b> 3201 Electronics Way			<b>Name and telephone number of person to be contacted on matters involving this application (give area code)</b>	
<b>City:</b> West Palm Beach			<b>Prefix:</b> First Name: Claudia	
<b>County:</b> Palm Beach			<b>Middle Name:</b>	
<b>State:</b> Florida			<b>Last Name:</b> Salazar	
<b>Zip Code:</b> 33407			<b>Suffix:</b>	
<b>Country:</b> USA			<b>Email:</b> csalazar@pbcgov.org	
<b>6. EMPLOYER IDENTIFICATION NUMBER (EIN)</b> 5 9 - 1 3 5 6 4 0 8			<b>Phone Number (give area code)</b> 561-841-4241	
			<b>Fax Number (give area code)</b> 561-656-7443	
<b>8. TYPE OF APPLICATION:</b> <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision  If Revision, enter appropriate letter(s) in box(es) (See back of form for description of letters.)  Other (specify)			<b>7. TYPE OF APPLICANT:</b> (See back of form for Application Types) B. County  Other (specify)	
<b>10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER</b> 2 0 5 0 9 <b>TITLE (Name of Program):</b>			<b>9. NAME OF FEDERAL AGENCY:</b> Federal Transit Administration	
<b>12. AREAS AFFECTED BY PROJECT (Cities, Counties, States, etc.):</b> Palm Beach County, Florida			<b>11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT:</b> FDOT 2011 Section 5311 Operating Assistance for Rural Areas	
<b>13. PROPOSED PROJECT</b>			<b>14. CONGRESSIONAL DISTRICTS OF:</b>	
<b>Start Date:</b> 10/1/2010			<b>a. Applicant</b> 16, 19, 22 and 23	
<b>Ending Date:</b> 9/30/2011			<b>b. Project</b> 16, 19, 22 and 23	
<b>15. ESTIMATED FUNDING:</b>			<b>16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?</b>	
<b>a. Federal</b> \$252,687.00			<b>a. Yes</b> <input type="checkbox"/> THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON DATE:	
<b>b. Applicant</b> \$252,687.00			<b>b. No</b> <input type="checkbox"/> PROGRAM IS NOT COVERED BY E. O. 12372 OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW	
<b>c. State</b> \$			<input checked="" type="checkbox"/>	
<b>d. Local</b> \$				
<b>e. Other</b> \$				
<b>f. Program Income</b> \$			<b>17. IS THE APPLICANT DELINQUENT ON FEDERAL DEBT?</b>	
<b>g. TOTAL</b> \$505,374			<input type="checkbox"/> Yes If "Yes" attach an explanation. <input checked="" type="checkbox"/> No	
<b>18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.</b>				
<b>a. Authorized Representative</b>				
<b>Prefix</b>		<b>First Name</b> Burt		<b>Middle Name</b>
<b>Last Name</b> Aaronson			<b>Suffix</b>	
<b>b. Title</b> Chair, Palm Beach County Board of Commissioners		<b>c. Telephone Number (give area code)</b> 561-355-2205		
<b>d. Signature of Authorized Representative</b>				<b>e. Date Signed</b>

PALM BEACH COUNTY BOARD OF COMMISSIONERS

PALM TRAN

5311

Grant Application

ATTACHMENT 3  
Page 1 of 1

EXHIBIT I  
FTA Section 5333 (b) Assurance

Single Audit Act

(Note By signing the following assurance, the recipient of Section 5311 and/or 5311(f) assistance assures it will comply with the labor protection provisions of 49 U.S.C. 5333(b) by one of the following actions: (1) signing the Special Warranty for the Non-Urbanized Area Program; (2) agreeing to alternative comparable arrangements approved by the Department of Labor (DOL); or (3) obtaining a waiver from the DOL.)

The Palm Beach County Board Of County Commissioners (hereinafter referred to as the "Recipient") HEREBY ASSURES that the "Special Section 5333 (b) Warranty for Application to the Small Urban and Rural Program" has been reviewed and certified to the Florida Department of Transportation that it will comply with its provisions and all its provisions will be incorporated into any contract between the recipient and any sub-recipient which will expend funds received as a result of an application to the Florida Department of Transportation under the FTA Section 5311 Program.

Dated \_\_\_\_\_  
(Name of Title of Authorized Representative)  
  
\_\_\_\_\_  
(Signature of Authorized Representative)

Note: All applicants must complete the following form and submit it with the above Assurance.

LISTING OF RECIPIENTS, OTHER ELIGIBLE SURFACE TRANSPORTATION PROVIDERS, AND LABOR ORGANIZATIONS REPRESENTATIVES EMPLOYEES OF SUCH PROVIDERS, IF ANY  
(See Appendix for Example)

1 Identify Recipients of Transportation Assistance under this Grant.	2 Site Project by Name, Description, and Provider (e.g. Recipient, other Agency, or Contractor)	3 Identify Other Eligible Surface Transportation Providers (Type of Service)	4 Identify Unions (and Providers) Representing Employees of Providers in Columns 1, 2, and 3.
Palm Tran	5311 Operating Funds Non-Urbanized Palm Beach County	None	ATU Local 1577 And SEIU