

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

Agenda Item #: 4D

AGENDA ITEM SUMMARY

Meeting Date: June 21, 2016 [] Consent [] Regular
[] Ordinance [X] Public Hearing
Department: Palm Tran

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to :

(A) **Approve** the filing of the FY 2015 Section 5307 Federal Transit Administration (FTA) Grant Application (FL-90-X881-01) for capital funds allocated to Palm Beach County Board of County Commissioners (BCC) in the amount of \$5,241,131;

(B) **Approve** the filing of Standard Form LLL - Disclosure of Lobbying Activities; and


(C) **Authorize** Palm Tran's Executive Director or Assistant Executive Director through the County Administrator to execute, on behalf of the BCC, and to transmit electronically the BCC's approval of the Grant Application, award, and the resulting grant agreement.

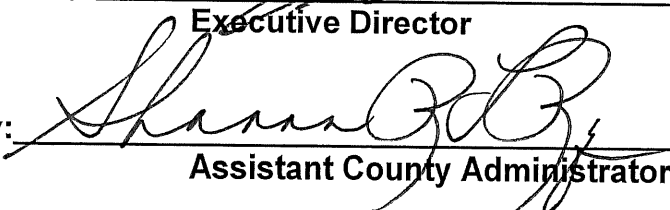
Summary: In FY 2015, Palm Beach County was allocated \$15,680,434 in Section 5307 grant funds for capital projects. On August 18, 2015 (R2015-1069), the BCC approved grant application FL-90-X881 for \$10,439,303, which represented the available Section 5307 Grant funds appropriated at the time for FY 2015. The remaining funding is now available and this Amendment will allocate the remaining \$5,241,131 as follows: Replacement of vehicles that have reached their useful life \$1,218,287, Palm Tran's South County facility expansion \$3,022,844, and bus shelters \$1,000,000. Execution of the FTA award represents the County's legal affirmation to abide by FTA and other federal requirements as described in the Master Agreement FTA MA (22) dated October 1, 2015 and approved by the BCC on June 7, 2016. The grant requires a 20% local match and execution of a Standard Form LLL - Disclosure of Lobbying Activities. The Florida Department of Transportation (FDOT) approved the use of toll revenue credits as the required local 20% match; therefore, the projects budget lists the capital projects at 100% cost for the federal share, **no county funds are required.** Countywide (DR)

Background and Policy Issues: The Master Agreement is incorporated by reference and made part of each FTA grant award, and amendment thereto. The Master Agreement encompasses all FTA awards issued until a subsequent Master Agreement is enacted or issued. The Standard form LLL is an FTA requirement when lobbying services are procured with non-federal funds.

Attachments:

1. FY 2015 Section 5307 Amendment Program of Projects
2. FY 2015 Section 5307 FTA Grant Application FL-90-X881-01
3. Standard Form LLL – Disclosure of Lobbying Activities
4. Notice of Public Hearing

Recommended By:  6/7/16
Executive Director Date

Approved By:  6/16/16
Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital	\$5,241,131				
Expenditures					
Operating Costs					
External Revenues	(\$5,241,131)				
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	\$0				
No. ADDITIONAL FTE POSITIONS (Cumulative)	0				

Is Item Included In Proposed Budget? Yes X No
 Budget Account No.: Fund 1341 Dept. 542 Unit 5546
 Object Various Reporting Category

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

FTA – FY 2015 Section 5307 Grant Amendment – Requires 20% local match

Florida Department of Transportation (FDOT) toll revenue credits are used as the local 20% match of the federal dollars for the capital funds. No county funds are required.

C. Departmental Fiscal Review:  For
Finance Manager

III. REVIEW COMMENTS

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


 6/15/16
 6/14 OFMB ET 6/08 JB
 4/14

A. S. Jantzen 6/16/16
Contract Dev. and Control

B. Legal Sufficiency:

 6/30/18
Assistant County Attorney

Proof of publication was not available at the time of legal review. Palm Tran advises that the notice of public hearing was published on the 12th and 19th of June 2016 and a notarized copy of the notice will be filed with the Minutes Department.

C. Other Department Review:

Department Director

Palm Tran – 5307 FY 2015 Grant Amendment Summary

- Grantor: Federal Transit Administration (FTA)
- Amount: \$5,241,131

Program of Projects (POP)

The POP is a summary of the intended use of funding that will be programmed into the application and subsequently approved by the BCC. Changes to the POP require approval by the BCC and FTA.

1) Replace Buses that have reached their useful life	\$1,218,287
2) Palm Tran South County Expansion	\$3,022,844
3) Bus Shelters	\$1,000,000

DOT



FTA

U.S. Department of Transportation

Federal Transit Administration

Application

Recipient ID:	1098
Recipient Name:	PALM BEACH CO BD OF COMMISSIONERS - PALM BEACH CO TRANSIT AUTHORITY
Project ID:	FL-90-X881-01
Budget Number:	1 - Budget Pending Approval
Project Information:	FY2015 SECTION 5307 Amendment 1

Part 1: Recipient Information

Project Number:	FL-90-X881-01
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 4618
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:	\$5,241,131
Project Number:	FL-90-X881-01	Adjustment Amt:	\$0
Project Description:	FY2015 SECTION 5307 Capital Assist.	Total Eligible Cost:	\$5,241,131
Recipient Type:	County Agency	Total FTA Amt:	\$5,241,131
FTA Project Mgr:	Richelle Gosman (404) 865-5478	Total State Amt:	\$0
Recipient Contact:	Claudia Salazar (561) 841-4200	Total Local Amt:	\$0
New/Amendment:	New	Other Federal Amt:	\$0
Amend Reason:	Initial Application	Special Cond Amt:	\$0
Fed Dom Asst. #:	20507	Special Condition:	None Specified
Sec. of Statute:	5307-2A	S.C. Tgt. Date:	None Specified
State Appl. ID:	None Needed	S.C. Eff. Date:	None Specified
Start/End Date:	Oct. 01, 2016 - Sep. 30, 2020	Est. Oblig Date:	None Specified
Recvd. By State:		Pre-Award Authority?:	Yes
EO 12372 Rev:	NO	Fed. Debt Authority?:	No

Review Date:	None Specified	Final Budget?:	No
Planning Grant?:	NO		
Program Date (STIP/UPWP/FTA Prm Plan) :	Aug. 1, 2015		
Program Page:	875		
Application Type:	Electronic		
Supp. Agreement?:	Yes		
Debt. Delinq. Details:			

Urbanized Areas

UZA ID	UZA Name
120740	WEST PALM BCH-BOCA RATON-DELRAY BCH, FL

Congressional Districts

State ID	District Code	District Official
12	18	Patrick Murphy
12	20	Alcee L Hastings
12	21	Theodore E Deutch
12	22	Lois Frankel

Project Details

This application is for FL-90-X881-01 \$5,241,131 in Fiscal Year 2015 Section 5307 funds.

In FY 2015, Palm Beach County was allocated \$15,680,434 in Section 5307 grant funds for capital projects. On September 11, 2015 the County Executed the award FL-90-X881 for \$10,439,303, which represented the available Section 5307 Grant funds appropriated at the time for FY 2015. This application will obligate the remaining funding and this Amendment will allocate the remaining \$5,241,131

The funds awarded under this grant will be spent as follows:

1) Replace Buses that have reached their useful life
2) Palm Tran South County Expansion
3) Bus Shelters

The Grantee certifies that for every procurement action to be funded with this grant, independent cost estimates will be prepared and available on file along with the corresponding cost/price analysis for the scope of work of the projects.

Florida Department of Transportation (FDOT) toll revenue credits in the amount of \$1,310,283; will be used in lieu of local match for the projects covered under the FL-90-X881-01 application for Palm Beach County, as listed on the STIP page 875 under project number 235749-1.

Earmarks

No information found.

Security

Yes – We will expend 1% or more of the 5307 funds in this grant application for security purposes.

Part 3: Budget

Project Budget

	Quantity	FTA Amount	Tot. Elig. Cost
SCOPE			
111-00 BUS - ROLLING STOCK	12	\$1,218,287	\$1,218,287
ACTIVITY			
11.12.01 BUY REPLACEMENT 40-FT. BUS	12	\$1,218,287	\$1,218,287
SCOPE			
114-00 BUS: SUPPORT EQUIP AND FACILITIES	1	\$3,022,844	\$3,022,844
ACTIVITY			
11.43.03 CONSTRUCT - ADMIN/MAINT FACILITY	1	\$3,022,844	\$3,022,844
SCOPE			
119-00 TRANSIT ENHANCEMENTS (BUS)	1	\$1,000,000	\$1,000,000
ACTIVITY			
11.93.02 CONSTRUCTION - BUS SHELTERS	1	\$1,000,000	\$1,000,000
Estimated Total Eligible Cost:			\$5,241,131
Federal Share:			\$5,241,131
Local Share:			\$0.00

Alternative Fuel Codes

11.12.01	BUY REPLACEMENT 40-FT BUS	Diesel Fuel
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Extended Budget Descriptions

11.12.01	BUY REPLACEMENT 40-FT BUS	12	\$1,218,287	\$1,218,287
Purchase of 12 Diesel Buses. 12 40` Buses due for replacement in FY2016. The specified useful life for these Large Heavy-Duty Transit Buses is 12 years of service or an accumulation of at least 500,000 miles. These buses will meet the American with Disabilities Act (ADA) requirements.				
11.44.03	CONSTRUCT - ADMIN/MAINT FACILITY	1	\$3,022,844	\$3,022,844
Expansion and renovation activities include: addition of approximately 28,000 square feet of building space consisting of offices, locker rooms, training center for bus operators and ancillary support space, addition of a new 135 vehicle parking lot for employees on the south side, and addition of a bus lift at the existing maintenance building.				
11.93.02	CONSTRUCTION - BUS SHELTERS	2	\$1,000,000	\$1,000,000
Contract for purchase and installation of Bus Shelters. Contract for the concrete pads to install Bus Shelters.				

Changes since the Prior Budget

No information found.

Part 4. Milestones

11.12.01 BUY REPLACEMENT 40-FT BUS 12 \$1,218,287 \$1,218,287

	Milestone Description	Est. Comp. Date
1.	RFP/IFB OUT FOR BID	Jun. 24, 2013
	Palm Tran is using an existing 5 year contract for bus procurement awarded on 6/24/2013. The Grantee certifies that for every procurement action to be funded with this grant, independent cost estimates will be prepared and available on file along with the corresponding cost/price analysis for the scope of work of the projects.	
2.	CONTRACT AWARDED	Dec. 12, 2013
3.	FIRST VEHICLE DELIVERED	Apr. 30, 2015
4.	ALL VEHICLES DELIVERED	Sep. 30, 2018
5.	CONTRACT COMPLETE	Dec. 11, 2018

11.43.03 CONSTRUCT - ADMIN/MAINT FACILITY 0 \$3,022,844 \$3,022,844

	Milestone Description	Est. Comp. Date
1.	RFP/IFB Issued	Jan. 17, 2018
2.	Contract Award	Jun. 22, 2018
3.	Contract Complete	Nov. 30, 2019

11.93.02 CONSTRUCTION - BUS SHELTERS 2 \$1,000,000 \$1,000,000

	Milestone Description	Est. Comp. Date
1.	RFP/IFB Issued	May 01, 2017
2.	Contract Award	Aug. 01, 2017
3.	Contract Complete	Sep. 30, 2020

Part 5. Environmental Findings

111201 BUY REPLACEMENT 40-FT BUS 12 \$1,218,287 \$1,218,287

Finding No. 1 - Class II(c)

C07 - Acquisition, maintenance of vehicles / equipment
Acquisition, installation, rehabilitation, replacement, and maintenance of vehicles or equipment, within or accommodated by existing facilities, that does not result in a change in functional use of the facilities, such as: equipment to be located within existing facilities and with no substantial off-site impacts; and vehicles, including buses, rail cars, trolley cars, ferry boats and people movers that can be accommodated by existing facilities or by new facilities that qualify for a categorical exclusion.

114303 CONSTRUCT - ADMIN/MAINT FACILITY 0 \$147,624 \$147,624

Finding No. 1 - Class II(c)

Part 6: Fleet Status

Fixed Route

		<u>Before</u>	<u>Change</u>	<u>After</u>
I.	Active Fleet			
	A. Peak Requirement	130	0	130
	B. Spares	26	0	26
	C. Total (A+B)	156	0	156
	D. Spare Ratio (B/A)	20.00%	0.00%	20.00%
II.	Inactive Fleet			
	A. Other	10	0	10
	B. Pending Disposal	0	0	0
	C. Total (A+B)	10	0	10
III.	Total (I.C and II.C)	166	0	166

A fleet replacement schedule has been uploaded to TEAM, it lists the vehicles Model year, VIN Number and projected time when they will reach 500,000 miles in service.

The replacement schedule shows for FY2016 12 buses that will need to be replaced.

Part 8: Results of Reviews

The reviewer did not find any errors

Approved by OMB
0348-0046**Disclosure of Lobbying Activities**Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352
(See reverse for public burden disclosure)

1. Type of Federal Action: a. contract b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance	2. Status of Federal Action: a. a. bid/offer/application b. initial award c. post-award	3. Report Type: a. initial filing b. material change For material change only: Year _____ quarter _____ Date of last report _____
4. Name and Address of Reporting Entity: <input checked="" type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if Known: Palm Beach County Board of County Commissioners 301 N. Olive Ave West Palm Beach, FL 33401 Congressional District, if known: 18, 20, 21, 22.		5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime: N/A Congressional District, if known:
6. Federal Department/Agency: U.S. Department of Transportation Federal Transit Administration		7. Federal Program Name/Description: CFDA Number, if applicable: <u>20.507</u>
7. Federal Action Number, if known: FL-90-X881-01		8. Award Amount, if known: \$5,241,131
10. a. Name and Address of Lobbying Registrant (if individual, last name, first name, MI): <u>Two Companies, see Attachment A for this information.</u>		b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI): <u>See Attachment A</u>
11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty or not more than \$10,000 and not more than \$100,000 for each such failure.		Signature: _____ Print Name: _____ Authorized Representative Title: _____ of Authorized Representative Telephone No.: _____ Date: <u>6/21/2016</u>
Federal Use Only		Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)



Palm Tran

Administrative Offices

3201 Electronics Way
West Palm Beach, FL 33407-4618
(561) 841-4200
FAX: (561) 841-4291

Palm Tran Connection

50 South Military Trail
Suite 101
West Palm Beach, FL 33415-3132
(561) 649-9838
FAX: (561) 514-8365
www.palmtran.org



**Palm Beach County
Board of County
Commissioners**

Mary Lou Berger, Mayor
Hal R. Valeche, Vice Mayor
Paulette Burdick
Shelley Vana
Steven L. Abrams
Melissa McKinlay
Priscilla A. Taylor

County Administrator

Verdenia C. Baker

*"An Equal Opportunity
Affirmative Action Employer"*

Official Electronic Letterhead

June 21, 2016

Standard Form LLL

Attachment A

**Palm Beach County Board of County Commissioners
FTA Recipient ID 1098**

Federal Action Number: FL-90-X881-01

**10.a. Name and Address of Lobbying Registrant:
(2 Companies have been selected)**

1. Becker & Poliakoff, P.A.
- **Omar Franco**
1275 K Street, N.W., Suite 850
Washington, DC 20005
2. Alcalde & Fay
- **James Davenport**
2111 Wilson Boulevard, 8th Floor
Arlington, VA 22201

NOTICE OF PUBLIC HEARING

RE: APPLICATION FOR FEDERAL CAPITAL ASSISTANCE GRANTS

Notice is hereby given that the Palm Beach County Board of Commissioners (BCC) intends to apply for the remainder of FY2015 Section 5307 Capital Assistance Grant from the Federal Transit Administration (FTA) 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, June 21, 2016
 TIME: 9:30 a.m.
 LOCATION: Jane Thompson Memorial Chambers
 6th Floor, Robert Weisman Governmental Center
 301 North Olive Avenue
 West Palm Beach, FL 33401

A. DESCRIPTION OF PROPOSED PROJECTS

Please Note: The following Proposed Program of Projects for the application amendment of Section 5307 funds will be the final application for this program unless amended by the BCC on June 21, 2016.

CAPITAL ASSISTANCE**FEDERAL SHARE****Amendment Fiscal Year 2015 Section 5307, Palm Tran:**

1) Replace Buses that have reached their useful life	\$1,218,287
2) Palm Tran South County Expansion	\$3,022,844
3) Bus Shelters	\$1,000,000
Total FY2015-5307 Amendment	\$5,241,131

B. RELOCATION

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

C. ENVIRONMENT

The projects will allow Palm Tran to continue providing 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 BCC 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 and at Palm-Comments@pbcgov.org until 5:00 p.m. Friday, June 17, 2016. Voice comments will be accepted at 561-841-4360 until 5:00 p.m. Friday, June 17, 2016.

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

(To be published in the Palm Beach Post on June 12 and June 19, 2016)