

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20050601

1. ACTION REQUESTED/PURPOSE:

Approve the electronic submission of a Section 5309 Special Funding Allocation grant application to the Federal Transit Administration and the accompanying resolution. Upon approval of the application by the Federal Transit Administration, authorize the Chairman to execute the grant agreement.

2. WHAT ACTION ACCOMPLISHES:

Allows LeeTran to submit the application necessary to receive the Funding Earmark awarded. This will enable LeeTran to receive \$1,524,702 in grant funds which will be soft - matched with \$381,176 in toll revenue credits and a \$54,000 cash match.

3. MANAGEMENT RECOMMENDATION: Recommend approval of the grant application and authorizing resolution.

4. Departmental Category: C6D		5. Meeting Date: 05-17-2005
6. Agenda: <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	7. Requirement/Purpose: (specify)	
	<input type="checkbox"/> Statute	
	<input type="checkbox"/> Ordinance	
	<input checked="" type="checkbox"/> Admin. Code 3-17	
	<input type="checkbox"/> Other	
		8. Request Initiated:
		Commissioner All
		Department Independent
		Division Transit
		By: Steven L. Myers

9. Background:

In FY 2003 LeeTran received two (2) allocations under the FTA Section 5309 Bus and Bus-Related Allocations for LeeTran projects. The allocation awards are \$737,759 for the Lee County Bus Facility and \$786,943 for replacement buses as part of the West Coast Florida Bus Coalition. These awards total \$1,524,702 and are soft-matched with \$381,716 in State of Florida Toll Revenue Credits and \$54,000 cash match for a total project cost of \$1,959,878.

The grant will fund replacement of two (2) 35-foot buses; allow for the transfer of federal interest held on four trolley buses previously purchased from Sarasota and provide for professional planning services for the development of a new transit facility for LeeTran.

Revenue Code
KI5440148640.331420.9007 Independent Division, Fixed Route, Transit Capital, FTA USC 5309

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
<i>Steven L. Myers</i> 4/29/05	<i>N/A</i>	<i>[Signature]</i>			<i>AMM 5/5</i>				<i>[Signature]</i>
					Analyst <i>P. 3/4/05</i>	Risk <i>JG 5/4/05</i>	Grants <i>[Signature]</i>	Mgr. <i>[Signature]</i>	

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

Rec. by CoAtty
Date: *5/3/05*
Time: *8:15*

Forwarded To:
Co. Admin
5/3/05

RECEIVED BY
COUNTY ADMIN: *[Signature]*
5-3-05 4:14P.
9:10 am
COUNTY ADMIN
FORWARDED TO: *[Signature]*
5/5/05
3pm.

AUTHORIZING RESOLUTION

Resolution authorizing the submittal of a grant application with the Department of Transportation, United States of America, for a grant under **Section 5309** of the Federal Transit Act, as amended.

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation program of project:

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program.

WHEREAS, it is required by the U.S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, than in connection with the filing of an application for assistance under the Federal Transit Act, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements hereunder; and

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized to the fullest extent possible in connection with these projects, and that define procedures shall be established and administered to ensure that minority business shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, be it resolved by the Lee County Board of County Commissioners:

6. That the Chair or Vice-Chair is authorized to execute this grant agreement on behalf of Lee County, Florida with the US Department of Transportation to aid in the financing of capital and or operation assistance projects pursuant to **Section 5309** of the Federal Transit Act, as amended.

7. That the Chair or the Vice-Chair is authorized to execute or file with such grant application an assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

8. That the Transit Director is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the grant agreement for the program of projects.

9. That the Chair or Vice-Chair is authorized to set forth and execute affirmative minority business policies in connection with the program of projects' procurement needs.

10. That the Chair or Vice-Chair is authorized to execute grant agreements on behalf of Lee County, Florida with the U.S. Department of Transportation for aid in financing of the capital and or operating assistance program of projects.

THE FOREGOING RESOLUTION was duly passed and adopted this _____, 2005.

Attest: Charlie Green
Clerk of the Courts

**BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA**

By: _____
Deputy Clerk

By: _____

Title: _____

Approved as to form:

By: _____
Office of the County Attorney

FORWARD WITH AGREEMENT AND BLUE SHEET

ALL INFORMATION IS REQUIRED - **DO NOT LEAVE ANY BLANKS** - USE N/A WHEN NOT APPLICABLE

GRANT AT A GLANCE

GRANT AWARD INFORMATION

- 1. County Grant ID (project #): _____
- 2. Title of Grant: FTA SECTION 5309 CAPITAL GRANT FL-03-0280
- 3. Amount of Award: \$1,985,985
- 4. Amount of Match Required: \$54,000 cash and \$381,176 in Toll Revenue Credits
- 5. Type of Match: CASH and State of Florida Toll Revenue Credits
(cash, in-kind etc)

6. SOURCE OF GRANT FUNDS & CATALOG NUMBER:

FEDERAL <input checked="" type="checkbox"/> CFDA #	STATE <input type="checkbox"/> CSFA #
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7. Agency Contract Number: FL-03-0280

8. Contract Period:	Begin Date: <u>10/01/2004</u>	End Date:
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9. Name of Subrecipient(s) _____

10. Business Unit(s): _____

11. Scope of Grant: (describe project). The project transfers the federal interest in 4 35-foot bus trolleys from Sarasota County to Lee County. The project will use \$54,000 as a cash match for the purchase of the 4 vehicles. The project purchases rolling stock including 2 replacement buses, 4 vehicles from Sarasota and 7 specialized vans to be used for paratransit service. The balance of the grant funding will be used for professional planning assistance for the pre-development of a transit facility, including the development of space utilization and needs assessment, evaluation of operational and fleet needs and other required pre-development activities.

12. Has this Grant been Funded Before? YES NO If YES When? _____

13. Is Grant Funding Anticipated in Subsequent Years? YES NO

14. If Grant Funding Ends Will This Program Be Continued at County Expense? YES NO

If YES What is the Lee County Budget Impact:

1st Year	2 nd Year	3 rd Year
4 th Year	5 th Year	

Check Box if Additional Information on Program and Budget Impact is provided in *Comment Section* on page 2

ADMINISTERING DEPARTMENT INFORMATION

1. Department: LeeTran

2. Contacts:

Program Mgr. Steve Myers	Phone #: 533-0322
Fiscal Mgr. Susan Riley	Phone #: 533-0331

GRANTOR AGENCY INFORMATION

(The agency you signed this agreement with)

- 1. Grantor Agency: US Department of Transportation
- 2. Program Title/Division: Federal Transit Administration
- 3. Agency Contact: Myra Immings
- 4. Phone Number: 404-562-3508
- 5. Mailing Address: Sam Nunn Atlanta Federal Center, 61 Forsyth Street, SW, Suite 17T50
Atlanta, Georgia 30303-8917

SOURCE OF FUNDS

- 1. Original Funding
Source: USDOT - FTA
(name of agency where funding originated from)
- 2. Pass Through Agency:
(middleman if any? Example: federal \$\$ from US DOT given to STATE of FL DOT---then from STATE DOT to Lee County DOT --- STATE of FL DOT is the pass-through agency).
- 3. Additional Information for Other Agencies Involved:

3a. Is the County a Grantee or Subrecipient in #3 above: _____

REPORTING REQUIREMENTS

1. Does this grant require a separate subfund? YES NO
(Example: you need to return interest earnings)

Please Explain: _____

2. Is funding received in advance? YES NO
(If YES, please indicate conditions for returning residual proceeds, or interest and the address to return it to, if different from the Grantor Agency Information)

COMMENTS--INSTRUCTIONS:

Empty box for comments and instructions.

DOT**FTA**

U.S. Department of Transportation

Federal Transit Administration

Application for Federal Assistance

Recipient ID:	1083
Recipient Name:	LEE COUNTY TRANSIT
Project ID:	FL-03-0280-00
Budget Number:	1 - Budget Pending Approval
Project Information:	FY 2004 Section 5309 Capital Grant

Part 1: Recipient Information

Project Number:	FL-03-0280-00
Recipient ID:	1083
Recipient Name:	LEE COUNTY TRANSIT
Address:	6035 Landing View Road , Fort Myers, FL 33907 0000
Telephone:	(239) 533-8726
Facsimile:	(239) 277-5064

Part 2: Project Information

Project Type:	Grant	Gross Project Cost:	\$1,578,702
Project Number:	FL-03-0280-00	Adjustment Amt:	\$0
Project Description:	FY 2004 Section 5309 Capital Grant	Total Eligible Cost:	\$1,578,702
Recipient Type:	County Agency	Total FTA Amt:	\$1,524,702
FTA Project Mgr:	Chris White	Total State Amt:	\$0
Recipient Contact:	Carmen Monroy	Total Local Amt:	\$54,000
New/Amendment:	None Specified	Other Federal Amt:	\$0
Amend Reason:	Initial Application	Special Cond Amt:	\$0
Fed Dom Asst. #:	20500	Special Condition:	None Specified
Sec. of Statute:	5309	S.C. Tgt. Date:	None Specified
State Appl. ID:	None Specified	S.C. Eff. Date:	None Specified
Start/End Date:	Oct. 01, 2004 - Sep. 30, 2006	Est. Oblig Date:	None Specified
Recvd. By State:	Apr. 28, 2005		

EO 12372 Rev:	YES	Pre-Award Authority?:	No
Review Date:	Mar. 28, 2005	Fed. Debt Authority?:	No
Planning Grant?:	NO	Final Budget?:	No
Program Date (STIP/UPWP/FTA Prm Plan):	Sep. 30, 2004		
Program Page:	171		
Application Type:	Electronic		
Supp. Agreement?:	No		
Debt. Delinq. Details:			

Urbanized Areas

UZA ID	UZA Name
122430	CAPE CORAL, FL

Congressional Districts

State ID	District Code	District Official
12	14	Connie Mack

Part 3: Budget

Project Budget

	Quantity	FTA Amount	Tot. Elig. Cost
SCOPE			
117-00 OTHER CAPITAL ITEMS (BUS)	0	\$786,943	\$786,943
ACTIVITY			
11.71.01 PRELIMINARY ENGINEERING - 3RD PARTY	0	\$786,943	\$786,943
SCOPE			
111-00 BUS - ROLLING STOCK	6	\$737,759	\$791,759
ACTIVITY			
11.12.02 BUY REPLACEMENT 35-FT BUS	2	\$737,759	\$737,759
11.12.39 REPL TRANSFERRED VEHICLES	4	\$0	\$54,000
		Estimated Total Eligible Cost:	\$1,578,702
		Federal Share:	\$1,524,702

Local Share:	\$54,000
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OTHER (Scopes and Activities not included in Project Budget Totals)

None

No Amendment Funding Source information is available for the selected project

Alternative Fuel Codes

11.11.00	BUS - ROLLING STOCK	Diesel Fuel
11.12.02	BUY REPLACEMENT 35-FT BUS	Diesel Fuel
11.12.39	REPL TRANSFERRED VEHICLES	Diesel Fuel

Extended Budget Descriptions

11.71.01	PRELIMINARY ENGINEERING - 3RD PARTY	0	\$786,943	\$786,943
Provides for 3rd party contracting of professional services related to the development of a new transit facility including site investigation and selection, appraisals, assessments, and land acquisition.				
111-00	BUS - ROLLING STOCK	6	\$737,759	\$791,759
purchase of replacement buses, transfer of federal interest in 4 trolley buses purchased from Sarasota County, Florida and purchase of 2 paratransit vans for service expansion and 5 replacement vehicles				
11.12.02	BUY REPLACEMENT 35-FT BUS	2	\$737,759	\$737,759
Purchase of two 35 foot buses to replace existing buses in service that have reached end of useful life				
11.12.39	REPL TRANSFERRED VEHICLES	4	\$0	\$54,000
In April 2004 Sarasota county agreed to sell 4 trolley buses to Lee County and transfer the federal interest held in each. June 18, 2004 Lee County purchased the vehicles for \$54,000 for service expansion. The vehicles were titled to Lee County on 9/15/2004.				

Changes since the Prior Budget

Unable to find change amount information.

Part 4. Milestones

11.71.01 PRELIMINARY ENGINEERING - 3RD PARTY 0 \$786,943 \$786,943

	Milestone Description	Est. Comp. Date
1.	RFP/IFB Issued	May. 01, 2004
2.	Contract Award	May. 01, 2005
3.	Contract Complete	Sep. 30, 2007

11.12.02 BUY REPLACEMENT 35-FT BUS 2 \$737,759 \$737,759

	Milestone Description	Est. Comp. Date
1.	RFP/IFB OUT FOR BID	Jul. 01, 2005
2.	CONTRACT AWARDED	Dec. 01, 2005
3.	FIRST VEHICLE DELIVERED	Mar. 01, 2006
4.	ALL VEHICLES DELIVERED	Sep. 30, 2006
5.	CONTRACT COMPLETE	Oct. 01, 2006

11.12.39 REPL TRANSFERRED VEHICLES 4 \$0 \$54,000

	Milestone Description	Est. Comp. Date
1.	RFP/IFB OUT FOR BID	Aug. 01, 2004
2.	CONTRACT AWARDED	Aug. 26, 2004
3.	FIRST VEHICLE DELIVERED	Sep. 15, 2004
4.	ALL VEHICLES DELIVERED	Sep. 15, 2004
5.	CONTRACT COMPLETE	Oct. 01, 2004

Part 5. Environmental Findings

11100 BUS - ROLLING STOCK 6 \$737,759 \$791,759

Finding No. 1 - Class II(c)

C17 - Purchase of vehicles

The purchase of vehicles by the applicant where the use of these vehicles can be accommodated by existing facilities or by new facilities which themselves are within a CE.

111202 BUY REPLACEMENT 35-FT BUS 2 \$737,759 \$737,759

Finding No. 1 - Class II(c)**C17 - Purchase of vehicles**

The purchase of vehicles by the applicant where the use of these vehicles can be accommodated by existing facilities or by new facilities which themselves are within a CE.

111239 REPL TRANSFERRED VEHICLES	4	\$0	\$54,000
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Finding No. 1 - Class II(c)**C17 - Purchase of vehicles**

The purchase of vehicles by the applicant where the use of these vehicles can be accommodated by existing facilities or by new facilities which themselves are within a CE.

117101 PRELIMINARY ENGINEERING - 3RD PARTY	0	\$786,943	\$786,943
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Finding No. 1 - Class II(c)**C01 - Engineering/Design/Planning/Tech.Studies**

Activities which do not involve or lead directly to construction, such as planning and technical studies; projects for training and research programs; planning activities eligible for assistance listed in 23 U.S.C. 134, 135, and 307(c); planning activities related to approval of a unified work program and any findings required in the planning process pursuant to 23 C.F.R. Part 450, activities for state planning and research programs pursuant to 23 C.F.R. Part 420; engineering to define the elements of a proposed action or alternatives so that social, economic, and environmental effects can be assessed.\n\n

Part 6: Fleet Status**Fixed Route**

		Before	Change	After
I.	Active Fleet			
	A. Peak Requirement	44	4	48
	B. Spares	7	2	9
	C. Total (A+B)	51	6	57
	D. Spare Ratio (B/A)	15.91%	50.00%	18.75%
II.	Inactive Fleet			
	A. Other	0	0	0
	B. Pending Disposal	0	0	0

	C. Total (A+B)	0	0	0
III.	Total (I.C and II.C)	51	6	57

Paratransit

		Before	Change	After
I.	Active Fleet			
	A. Peak Requirement	32	7	39
	B. Spares	0	0	0
	C. Total (A+B)	32	7	39
	D. Spare Ratio (B/A)	0.00%	0.00%	0.00%
II.	Inactive Fleet			
	A. Other	0	0	0
	B. Pending Disposal	0	0	0
	C. Total (A+B)	0	0	0
III.	Total (I.C and II.C)	32	7	39

Part 9: Agreement

**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION**

**GRANT AGREEMENT
(FTA G-11, October 1, 2004)**

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official's electronic signature is entered for this Grant Agreement, FTA has Awarded Federal assistance in support of the Project described below. Upon Execution of this Grant Agreement by the Grantee named below, the Grantee affirms this FTA Award, and enters into this Grant Agreement with FTA. The following documents are incorporated by reference and made part of this Grant Agreement:

- (1) "Federal Transit Administration Master Agreement," FTA MA(11), October 1, 2004, http://www.fta.dot.gov/16000_16002_ENG_HTML.htm; and
- (2) Any Award notification containing special conditions or requirements, if issued.

FTA OR THE FEDERAL GOVERNMENT MAY WITHDRAW ITS OBLIGATION TO PROVIDE FEDERAL ASSISTANCE IF THE GRANTEE DOES NOT EXECUTE THIS GRANT AGREEMENT WITHIN 90 DAYS FOLLOWING THE DATE OF THIS FTA AWARD SET FORTH HEREIN.

FTA AWARD

FTA hereby awards a Federal grant as follows:

Project No: FL-03-0280-00

Grantee: LEE COUNTY TRANSIT

Citation of Statute(s) Authorizing Project: 49 USC 5309 - Capital Program Grant and Loans

Estimated Total Eligible Cost (in U.S. Dollars): \$1,578,702

Maximum FTA Amount Awarded [Including All Amendments] (in U.S. Dollars): \$1,524,702

Amount of This FTA Award (in U.S. Dollars): \$1,524,702

Maximum Percentage(s) of FTA Participation:

Percentages of Federal participation are based on amounts included in the Approved Project Budget, modified as set forth in the text following the Project Description.

Date of U.S. Department of Labor Certification of Transit Employee Protective Arrangements:

Original Project Certification Date: 4/29/2005

The Project Description includes information describing the Project within the Project Application submitted to FTA, and the Approved Project Budget, modified by any additional statements displayed in this Grant Agreement, and, to the extent FTA concurs, statements in other documents including Attachments entered into TEAM-Web.

Project Description:

FY 2004 Section 5309 Capital Grant