

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

Blue Sheet No. 10060359

**1. ACTION REQUESTED/PURPOSE:**

Approve the electronic submission of a Section 5309 Special Funding Allocation request to the Federal Transit Administration and the accompanying resolution. Upon approval of the funding request by the Federal Transit Administration, authorize the Chairwoman to execute the necessary grant agreements.

**2. WHAT ACTION ACCOMPLISHES:**

Allows LeeTran to complete the necessary application and processing to receive \$409,846 in USC 5309 Special Appropriations award for the purchase of replacement vehicles.

**3. MANAGEMENT RECOMMENDATION:**

Recommend approval of the grant application process and authorizing resolution.

**4. Departmental Category:** CLF **5. Meeting Date:** 04-04-2006

<b>6. Agenda:</b> <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	<b>7. Requirement/Purpose: (specify)</b>	<b>8. Request Initiated:</b>
	<input type="checkbox"/> Statute	<b>Commissioner</b>
	<input type="checkbox"/> Ordinance	<b>Department</b> <u>Independent</u>
	<input type="checkbox"/> Admin. Code	<b>Division</b> <u>Transit</u>
	<input type="checkbox"/> Other	<b>By:</b> <u>Steve Myers, Director</u>

**9. Background:**

In fiscal year 2003/2004 LeeTran received an earmark of \$147,500 for the purchase of replacement buses and as part of the West Coast and North Florida Bus Coalition earmarks in the amount of \$193,689 for fiscal year 2003/2004 and \$68,657 for fiscal year 2004/2005. These three earmarks total \$409,846.00 which are being soft-matched with Florida Toll Revenue Credits in the amount of \$102,461.00. An application and authorizing resolution has been prepared so that LeeTran can access this award through the Federal Transit Administration. This funding will be used to replace one full size bus and one ADA paratransit vehicle in the LeeTran fleet in conjunction with other 5309 grant funds previously approved for this purpose under FTA project FL-03-0280.

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
					Analyst	Risk	Grants	
<i>A. Myers</i> 3/17/06				<i>S. Myers</i> 3/22/06	<i>R. Myers</i> 3/22/06	<i>M. Myers</i> 3/22/06	<i>W. Myers</i> 3/22/06	<i>[Signature]</i>

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: *[Signature]*  
3-21-06  
4:30  
COUNTY ADMIN FORWARDED TO: *[Signature]*  
3/21/06  
4:31

Rec. by CoAtty  
Date: *3/21/06*  
Time: *1:00pm*  
Forwarded To:  
*Co. Admin*  
3/21 4pm

**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:** \$409,846
- 4. **Amount of Match Required:** \$102,461 soft match
- 5. **Type of Match:** State of Florida Toll Revenue Credits  
(cash, in-kind etc)

**6. SOURCE OF GRANT FUNDS & CATALOG NUMBER:**

FEDERAL  CFDA # \_\_\_\_\_ STATE  CSFA # \_\_\_\_\_

7. **Agency Contract Number:** FL-03-0280

8. **Contract Period:** **Begin Date:** 10/01/2004 **End Date:** \_\_\_\_\_

9. **Name of Subrecipient(s)** \_\_\_\_\_

10. **Business Unit(s):** \_\_\_\_\_

**11. Scope of Grant: (describe project).**

In fiscal year 2003/2004 LeeTran received an earmark of \$147,500 for the purchase of replacement buses and as part of the West Coast and North Florida Bus Coalition, earmarks in the amount of \$193,689 for fiseal year 2003/2004 and \$68,657 for fiscal year 2004/2005. These three earmarks total \$409,846.00 which are being soft-matched with Florida Toll Revenue Credits in the amount of \$102,461.00. This funding will be used to replace one full size bus and one ADA paratransit vehicle in the LeeTran fleet in conjunction with other 5309 grant funds previously approved for this purpose under FTA project FL-03-0280

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	2nd Year	3rd Year
4th Year	5th 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, Transit Director	Phone #: 533-0322
Fiscal Mgr. Susan Riley, Fiscal Manager	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:** Elizabeth Martin
- 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:**

## 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 purposed 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 \_\_\_\_\_, 2006.

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

**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-03-0280-01
Budget Number:	3 - Budget Pending Approval
Project Information:	FY 2004 Section 5309 Capital Grant

### Part 1: Recipient Information

Project Number:	FL-03-0280-01
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

### Union Information

Recipient ID:	1083
Union Name:	NONE
Address 1:	
Address 2:	
City:	, 00000 0000
Contact Name:	
Telephone:	( ) -
Facsimile:	( ) 0-0000
E-mail:	
Website:	

### Part 2: Project Information

Project Type:	Grant	Gross Project Cost:	\$819,692
Project Number:	FL-03-0280-01	Adjustment Amt:	\$409,846
Project Description:	FY 2004 Section 5309 Capital Grant	Total Eligible Cost:	\$409,846

Recipient Type:	County Agency	Total FTA Amt:	\$409,846
FTA Project Mgr:	Chris White	Total State Amt:	\$0
Recipient Contact:	Carmen Monroy	Total Local Amt:	\$0
New/Amendment:	Amendment	Other Federal Amt:	\$0
Amend Reason:	Increase Award	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:	-	Est. Oblig Date:	None Specified
Recvd. By State:		Pre-Award Authority?:	Yes
EO 12372 Rev:	YES	Fed. Debt Authority?:	No
Review Date:	None Specified	Final Budget?:	No
Planning Grant?:	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

### Project Details

This project commits FY 2003 Federal Transit Administration Section 5309 funding allocations. The funding consists of \$737,759 allocated for the Lee County, Bus Facility project and \$786,943 which represents a portion of the total allocation earmarked to the West Coast Florida Bus Coalition for bus purchases. The total amount of the FTA 5309 funding is \$1,524,702 which will be matched with toll revenue credits in the amount of \$381,176 and a local cash match of \$54,000. FDOT authorized the use of \$1,349,054 in its letter of 20/24/05.

The project will provide for the purchase of two replacement buses and acquisition of four 35-foot replacement buses from Sarasota County. This grant documents transfer of the federal interest in the four 35-foot buses from Sarasota County, Florida to Lee County, Florida.

The transit facility earmark will be used for preliminary planning/engineering including preliminary environmental investigation of candidate sites, site selection activities, appraisals and environmental documentation required by NEPA (such as ASTM-E-1527 Phase II and/or Phase I investigation, and/or compilation of an Environmental Assessment (EA) or Environmental Impact Statement (EIS) tbd.) Planning/preliminary engineering activities will be accomplished through

planning and /or AE consultant contract.

Budget Amendment No. 1 - supplements current project with FY 2004 Section 5309 Bus and Bus Related Allocation for Lee County LeeTran Bus Replacement of \$147,500 and Lee County's portion of FY 2004 5309 Allocation to North Florida and West Coast Bus Procurement of \$193,689 and FY 2005 Section 5309 Bus and Bus Related Allocation of \$68,657. Revised project total \$1,934,548 to be matched with toll revenue credits of \$483,637 and local cash match of \$54,000. Revised project total \$2,472,185.

Project Amendment adding \$409,846 provides for the replacement of 1 additional bus and one paratransit vehicle.

## Part 3: Budget

### Project Budget

	Quantity	FTA Amount	Tot. Elig. Cost
<b>SCOPE</b>			
117-00 OTHER CAPITAL ITEMS (BUS)	0	\$737,759.00	\$737,759.00
<b>ACTIVITY</b>			
11.71.01 PRELIMINARY ENGINEERING - 3RD PARTY	0	\$737,759.00	\$737,759.00
<b>SCOPE</b>			
111-00 BUS - ROLLING STOCK	11	\$1,196,789.00	\$1,250,789.00
<b>ACTIVITY</b>			
11.12.02 BUY REPLACEMENT 35-FT BUS	2	\$1,000,789.00	\$1,000,789.00
11.12.39 REPL TRANSFERRED VEHICLES	4	\$0.00	\$54,000.00
11.12.15 BUY REPLACEMENT VAN	5	\$196,000.00	\$196,000.00
<b>Estimated Total Eligible Cost:</b>			<b>\$1,988,548.00</b>
<b>Federal Share:</b>			<b>\$1,934,548.00</b>
<b>Local Share:</b>			<b>\$54,000.00</b>

OTHER (Scopes and Activities not included in Project Budget Totals)

None

### SOURCES OF FEDERAL FINANCIAL ASSISTANCE

UZA ID	Accounting Classification	FPC	FY	SEC	Previously Approved	Amendment Amount	Total
120000	2003.47.03.31.1	00	2006	03	\$786,943.00	\$0.00	\$786,943.00
122430	2003.47.03.31.1	00	2006	03	\$737,759.00	\$0.00	\$737,759.00
<b>Total Previously Approved:</b>						<b>\$1,524,702.00</b>	



<b>Total Amendment Amount:</b>		<b>\$0.00</b>
<b>Total from all Funding Sources:</b>		<b>\$1,524,702.00</b>

### 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
11.12.15	BUY REPLACEMENT VAN	Diesel Fuel

### Extended Budget Descriptions

<b>117-00</b>	OTHER CAPITAL ITEMS (BUS)	0	\$737,759.00	\$737,759.00
Provides for development of facility				
<b>11.71.01</b>	PRELIMINARY ENGINEERING - 3RD PARTY	0	\$737,759.00	\$737,759.00
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.				
<b>111-00</b>	BUS - ROLLING STOCK	11	\$1,196,789.00	\$1,250,789.00
purchase of replacement buses, transfer of federal interest in 4 trolley buses purchased from Sarasota County, Florida and purchase of paratransit vehicles				
<b>11.12.02</b>	BUY REPLACEMENT 35-FT BUS	2	\$1,000,789.00	\$1,000,789.00
Purchase of four (4) 35 foot buses to replace existing buses in service that have reached end of useful life				
<b>11.12.39</b>	REPL TRANSFERRED VEHICLES	4	\$0.00	\$54,000.00
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.				
<b>11.12.15</b>	BUY REPLACEMENT VAN	5	\$196,000.00	\$196,000.00
Purchase of paratransit vehicles to replace vehicles operating beyond useful life				

### Changes since the Prior Budget

**FTA Change Amounts**

Code	Description	Previous FTA Total	Change in FTA Total	Current FTA Total
117-00	OTHER CAPITAL ITEMS (BUS)	\$737,759	\$0	\$737,759
11.71.01	PRELIMINARY ENGINEERING - 3RD PARTY	\$737,759	\$0	\$737,759
111-00	BUS - ROLLING STOCK	\$786,943	\$409,846	\$1,196,789
11.12.02	BUY REPLACEMENT 35-FT BUS	\$786,943	\$213,846	\$1,000,789
11.12.39	REPL TRANSFERRED VEHICLES	\$0	\$0	\$0
11.12.15	BUY REPLACEMENT VAN	\$0	\$196,000	\$196,000

**Eligible Change Amounts**

Code	Description	Previous Eligible	Change in Eligible	Current Eligible
117-00	OTHER CAPITAL ITEMS (BUS)	\$737,759	\$0	\$737,759
11.71.01	PRELIMINARY ENGINEERING - 3RD PARTY	\$737,759	\$0	\$737,759
111-00	BUS - ROLLING STOCK	\$840,943	\$409,846	\$1,250,789
11.12.02	BUY REPLACEMENT 35-FT BUS	\$786,943	\$213,846	\$1,000,789
11.12.39	REPL TRANSFERRED VEHICLES	\$54,000	\$0	\$54,000
11.12.15	BUY REPLACEMENT VAN	\$0	\$196,000	\$196,000

**Change in Quantity**

Code	Description	Previous Quantity	Change in Quantity	Current Quantity
117-00	OTHER CAPITAL ITEMS (BUS)	0	0	0
11.71.01	PRELIMINARY ENGINEERING - 3RD PARTY	0	0	0
111-00	BUS - ROLLING STOCK	6	5	11
11.12.02	BUY REPLACEMENT 35-FT BUS	2	0	2
11.12.39	REPL TRANSFERRED VEHICLES	4	0	4
11.12.15	BUY REPLACEMENT VAN	0	5	5

**Change in Project Control Totals**

Description	Previous Amount	Change in Amount	Current Amount
<b>Gross Project Cost:</b>	\$1,578,702	\$819,692	\$2,398,394
<b>Adjustment Amount:</b>	\$0	\$409,846	\$409,846
<b>Total Eligible Cost:</b>	\$1,578,702	\$409,846	\$1,988,548
<b>Total FTA Amount:</b>	\$1,524,702	\$409,846	\$1,934,548
<b>Total State Amount:</b>	\$0	\$0	\$0
<b>Total Local Amount:</b>	\$54,000	\$0	\$54,000
<b>Other Federal Amount:</b>	\$0	\$0	\$0

Special Condition Amount:	\$0	\$0	\$0
---------------------------	-----	-----	-----

## Part 5. Environmental Findings

<b>11100 BUS - ROLLING STOCK</b>	11	\$1,196,789	\$1,250,789
----------------------------------	----	-------------	-------------

### 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.

<b>111202 BUY REPLACEMENT 35-FT BUS</b>	2	\$1,000,789	\$1,000,789
-----------------------------------------	---	-------------	-------------

### 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.

<b>111239 REPL TRANSFERRED VEHICLES</b>	4	\$0	\$54,000
-----------------------------------------	---	-----	----------

### 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.

<b>117101 PRELIMINARY ENGINEERING - 3RD PARTY</b>	0	\$737,759	\$737,759
---------------------------------------------------	---	-----------	-----------

### 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

<b>111215 BUY REPLACEMENT VAN</b>	5	\$196,000	\$196,000
-----------------------------------	---	-----------	-----------

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.