

Memorandum

MIAMI-DADE
COUNTY

Date: April 10, 2018

To: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Agenda Item No. 8(N)(4)

Subject: Resolution Approving Terms of and Authorizing the County Mayor or County Mayor's Designee to Execute and File Three Grant Applications with the United States Department of Transportation, Federal Transit Administration for Up to \$90,000,000 in Fiscal Year 2018 Section 5307 Urbanized Area Formula, Section 5337 State of Good Repair Formula, and Section 5339 Bus and Bus Facilities Formula Program Funding

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) approve the terms of and authorize the County Mayor or County Mayor's designee to execute and file three grant applications on behalf of the County with the United States Department of Transportation (USDOT), Federal Transit Administration (FTA) for up to \$90 million in Fiscal Year (FY) 2018, Section 5307 Urbanized Area Formula, Section 5337 State of Good Repair Formula, and Section 5339 Bus and Bus Facilities Formula grants program funding. The total estimated amount includes up to \$55 million in Section 5307, \$29 million in Section 5337 and \$6 million in Section 5339 formula programs funding. It is further recommended that the Board authorize these grant applications pursuant to the agreements, as well as the receipt and expenditure of funds as specified in the agreements.

A public hearing is required in accordance with Federal regulations.

SCOPE

These funds will provide support for multiple bus and rail projects, vanpool and paratransit services and planning activities. Therefore, the impact of these grants is countywide.

FISCAL IMPACT/FUNDING SOURCE

This item represents a positive fiscal impact to the County since it provides funding to the Department of Transportation and Public Works (DTPW), and the required local match up to \$22.5 million will be provided in full by the Florida Department of Transportation through the use of State Transportation Development Credits as a "soft match" for these grants.

The Fixing America's Surface Transportation ACT (FAST Act) authorizes state transportation departments to make available to public transit agencies the use of transportation development credits on selected federally assisted public transit capital projects. By using the credits to substitute the required non-federal share on a new federal-aid project, the federal share can effectively be increased to 100 percent.

TRACK RECORD/MONITOR

The Grant Manager for these grant applications is Ed Carson of DTPW, Financial Services.

BACKGROUND

On December 4, 2015, President Obama signed into law the FAST Act, which provides long-term funding for the 21st Century transportation system. There were no major changes to the current FTA formula grant programs, which include the Section 5307 Urbanized Area Formula, Section 5337 State of Good Repair and Section 5339 Bus and Bus Facilities.

The FTA annually publishes the apportioning funds appropriated by law for these formula grant programs. The Miami Urbanized Metropolitan Area anticipates receiving up to \$180 million in federal FY 2018 formula funds to be divided among the Miami Urbanized Metropolitan Area (Miami-Dade, Broward, Palm Beach Counties, and the South Florida Regional Transportation Authority). The amount of funding each agency receives is based upon the apportioned funds, information from the National Transit Database, and the appropriate formula established by the FTA. The agency directors within the Urbanized Metropolitan Area mutually agree on the final apportionment to each agency.

The Section 5307 Formula program makes federal funding available to urbanized areas for public transportation capital, planning, job access, and reverse commute projects; as well as use of certain expenditures by vanpool operators and operating assistance in areas with populations greater than 200,000, operating a maximum of 100 buses in fixed-route service during peak hours (rail fixed guideway excluded). For urbanized areas with populations of 200,000 and more, the formula is based on a combination of bus revenue vehicle miles, bus passenger miles, fixed guideway revenue miles, and fixed guideway route miles, as well as population, population density, and number of low-income individuals. The proposed projects expected to be funded up to \$55 million under the FY 2018 Section 5307 program for DTPW include:

- Preventive Maintenance Bus
- Metrorail - Train Control Equipment
- Paratransit (Special Transportation Services) using capital cost of contracting
- South Florida Vanpool Program Services using capital cost of contracting
- Metromover Cable Replacement Equipment
- Camera Project (use of 1 percent program allocation required by FTA for security)
- Capital Planning
 - General Development/Comprehensive Planning
 - Short-range Transportation Planning

Projects funded under the Section 5337 State of Good Repair Formula program are limited to replacement and rehabilitation of existing fixed guideway systems or capital projects required to maintain public transportation systems in a state of good repair. Funds are apportioned to urbanized areas with fixed guideway systems in operation for at least seven years and a new modified formula. The proposed DTPW project expected to be funded up to \$29 million under the FY 2018 Section 5337 program includes:

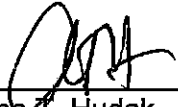
- Preventive Maintenance Rail

The Section 5339 Bus and Bus Facilities Formula program provides funding to replace, rehabilitate, and purchase buses and related equipment, construct bus-related facilities, and use of certain expenditures by vanpool operators. The formula is based upon population, vehicle revenue miles, and passenger miles. The proposed DTPW projects expected to be funded up to \$6 million under the FY 2018 Section 5339 program includes:

- 40-foot Buses
- South Florida Vanpool Services using capital cost of contracting

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and Members, Board of County Commissioners
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The total formula grant funding (\$90 million) reflects an estimated amount that the County will receive from the FY 2018 appropriation. Upon approval by the Board, DTPW as an eligible designated recipient of federal funding will submit separate grant applications to the FTA for each formula program.



Alina T. Hudak
Deputy Mayor

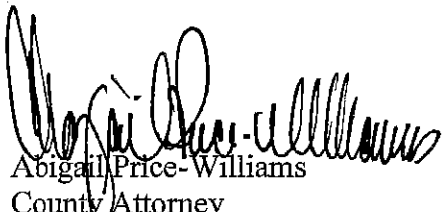


MEMORANDUM

(Revised)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: April 10, 2018

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(N)(4)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(N)(4)
4-10-18

RESOLUTION NO. _____

RESOLUTION APPROVING TERMS OF AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AND FILE THREE GRANT APPLICATIONS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION FEDERAL TRANSIT ADMINISTRATION FOR UP TO \$90,000,000.00 OF FISCAL YEAR 2018 SECTION 5307 URBANIZED AREA FORMULA, SECTION 5337 STATE OF GOOD REPAIR FORMULA, AND SECTION 5339 BUS AND BUS FACILITIES FORMULA PROGRAM FUNDING AND AUTHORIZING RECEIPT AND EXPENDITURE OF FUNDS PURSUANT TO SUCH APPLICATIONS AND AGREEMENTS AND OF ANY ADDITIONAL FUNDS AS SPECIFIED IN THE AGREEMENTS SHOULD SUCH FUNDS BECOME AVAILABLE

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, a public hearing has been conducted on Miami-Dade County's Section 5307 Urbanized Area Formula, Section 5337 State of Good Repair Formula, and Section 5339 Bus and Bus Facilities Formula grant program applications as described in the County Mayor's accompanying memorandum,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board approves the terms of and authorizes the County Mayor or County Mayor's designee to execute and file three grant applications and agreements with the United States Department of Transportation Federal Transit Administration for up to

\$90,000,000.00 of Fiscal Year 2018 Section 5307 Urbanized Area Formula, Section 5337 State of Good Repair Formula, and Section 5339 Bus and Bus Facilities Formula program funding and provide all necessary supporting documentation.

Section 2. This Board authorizes receipt and expenditure of funds received pursuant to such applications and agreements and further authorizes receipt and expenditure of any additional funds as specified in the agreements in substantially the form of the template attached to this resolution should they become available.

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:

Esteban L. Bovo, Jr., Chairman	
Audrey M. Edmonson, Vice Chairwoman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 10th day of April, 2018. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Annery Pulgar Alfonso

DOT

FTA

U.S. Department of Transportation

Federal Transit Administration

Application

Federal Award Identification Number (FAIN)	
Temporary Application Number	
Application Name	
Application Status	Template
Application Budget Number	0

Part 1: Recipient Information

Name:

Recipient ID	Recipient OST Type	Recipient Alias	Recipient DUNS
1089	County Agency	Miami Dade Department of Transportation and Public Works	135722747

Location Type	Address	City	State	Zip
Headquarters	111 NW FIRST ST STE 2550	MIAMI	FL	331281933
Physical Address	111 NW 1ST ST STE 910	MIAMI	FL	33128
Mailing Address	111 NW 1ST	MIAMI	FL	33128

Union Information

Union Name	TRANSPORT WORKERS UNION Local 291
Address 1	6355 NW 36th Street
Address 2	Suite # 502
City	Virginia Gardens
State	Florida
Zip code	33166
Contact Name	Clarence Washington
Telephone	305.526.8077
Fax	
E-mail	cwashington@twulocal291.org

Website	
Union Name	Government Supervisors Association of Florida(GSAF), Supervisory & Professional, Local 100
Address 1	3600 Red Road, Ste. 405
Address 2	
City	Miramar
State	Florida
Zip code	33025
Contact Name	Greg Blackman
Telephone	305-477-9644
Fax	
E-mail	gsaifreg@bellsouth.net
Website	
Union Name	American Federation of State, County and Municipal Employees (AFSCME), Local 199
Address 1	6405 NW 36th Street
Address 2	Ste. 113
City	Miami
State	Florida
Zip code	33166
Contact Name	SeAdorela Brown
Telephone	305-805-1075
Fax	
E-mail	seadorela@gmail.com
Website	

Part 2: Application Information

Title:

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
		Grant			

Application Start Date

Application End Date

Application Executive Summary

Frequency of Milestone Progress Reports (MPR)

Frequency of Federal Financial Reports (FFR)

Does this application include funds for research and/or development activities?

Pre-Award Authority

Does this application include sub-allocation funds?

Will this Grant be using Lapsing Funds?

Will indirect costs be applied to this application?

Requires E.O. 12372 Review

No, this application does not require E.O. 12372 Review.

Delinquent Federal Debt

No, my organization does not have delinquent federal debt.

Application Point of Contact Information

First Name	Last Name	Title	E-mail Address	Phone

Application Budget Control Totals

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity

Earmark and Discretionary Allocations

This application does not contain earmarks or discretionary allocations.

Part 3: Project Information

Part 4: Fleet Details

No fleet data exists for this application.

Part 5: FTA Review Comments

There are no review comments to display at this time.

Part 6: Agreement

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

**GRANT AGREEMENT
(FTA G-23, October 1, 2016)**

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official signs this Grant Agreement, FTA has obligated and awarded federal assistance as provided below. Upon execution of this Grant Agreement by the Recipient named below, the Recipient affirms this FTA Award, enters into this Grant Agreement with FTA, and binds its compliance with the terms of this Grant Agreement.

The following documents are incorporated by reference and made part of this Grant Agreement:

- (1) "Federal Transit Administration Master Agreement," FTA MA(23), October 1, 2016, <http://www.fta.dot.gov>,
- (2) The Certifications and Assurances applicable to the FTA Award that the Recipient has selected and provided to FTA, and
- (3) Any Award notification containing special conditions or requirements, if issued.

WHEN THE TERM "FTA AWARD" OR "AWARD" IS USED, EITHER IN THIS GRANT AGREEMENT OR THE APPLICABLE MASTER AGREEMENT, "AWARD" ALSO INCLUDES ALL TERMS AND CONDITIONS SET FORTH IN THIS GRANT AGREEMENT.

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

FTA AWARD

Federal Transit Administration (FTA) hereby awards a Federal grant as follows:

Recipient Information

Recipient Name: Miami-Dade, County Of

Recipient ID: 1089

DUNS No: 135722747

Application Information

Federal Award Identification Number:

Application Name:

Application Start Date:

Application End Date:

Application Executive Summary:

Research and Development:

Indirect Costs:

Suballocation Funds:

Pre-Award Authority:

Application Budget

Total Application Budget:

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars):

Amount of Non-Federal Funds Committed to This FTA Action (in U.S. Dollars):

Total FTA Amount Awarded and Obligated (in U.S. Dollars):

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars):

Application Budget Control Totals

(The Budget includes the individual Project Budgets (Scopes and Activity Line Items) or as attached)

(The Transportation Development Credits are not added to the amount of the Total Award Budget.)

U.S. Department of Labor Certification of Public Transportation Employee Protective Arrangements:

Original Certification Date:

Special Conditions

FTA APPLICATION OF THE GRANT AGREEMENT

Awarded By:

FEDERAL TRANSIT ADMINISTRATION
U.S. DEPARTMENT OF TRANSPORTATION
Contact Info:
Award Date:

EXECUTION OF THE GRANT AGREEMENT

Upon full execution of this Grant Agreement by the Recipient, the Effective Date will be the date FTA or the Federal Government awarded Federal assistance for this Grant Agreement.

By executing this Grant Agreement, the Recipient intends to enter into a legally binding agreement in which the Recipient:

- (1) Affirms this FTA Award,
- (2) Adopts and ratifies all of the following information it has submitted to FTA:
 - (a) Statements,
 - (b) Representations,
 - (c) Warranties,
 - (d) Covenants, and
 - (e) Materials,
- (3) Consents to comply with the requirements of this FTA Award, and
- (4) Agrees to all terms and conditions set forth in this Grant Agreement.

Executed By: