OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM Agenda Item No. 8(H)(1)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: May 1, 2012

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Resolution authorizing execution of a cooperative agreement between Miami-Dade County and the National Park Service for managing the development of the River of Grass Greenway in an initial amount not to exceed $1,000,000 in funds from the National Park Service

Resolution No. R-366-12

The accompanying resolution was prepared by the Parks, Recreation and Open Spaces and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

Memorandum

MIAMI-DADE COUNTY

Date: May 1, 2012

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Cooperative Agreement with the National Park Service for the Development of the River of Grass Greenway

---

Recommendation

It is recommended that the Board approve the attached resolution authorizing execution of a Cooperative Agreement (Agreement) with the National Park Service (NPS) Rivers, Trails and Conservation Assistance Program (RTCA) authorizing staff to cooperate in the development of the River of Grass Greenway. The initial phase will be for a feasibility study and master plan with subsequent phases to follow contingent upon federal appropriations made in each fiscal year of the agreement. The proposed facility will serve both Miami-Dade County (County) and Collier County.

Scope

The River of Grass Greenway County portion is located on the borderline of Commission Districts 11 and 12; however, County greenways are a regional asset.

Fiscal Impact/Funding Source

There will be no fiscal impact to the County. The NPS will pay 100% of the full costs associated with this project including costs for staff time. The initial phase of the project will include a feasibility study and master plan not to exceed $1,000,000, funded through the Paul S. Sarbanes Transit in Parks (TRIP) program #P12AC30137.

Track Record/Monitor

The Miami-Dade Parks, Recreation and Open Spaces Department's (PROS) Planning and Research Division will monitor the Agreement and manage the project.

Background

The Board of County Commissioners passed resolution R-615-09 (Exhibit 1) endorsing the River of Grass Greenway along the Tamiami Trail on May 5, 2009. The Miami-Dade Metropolitan Planning Organization (MPO) Bicycle Pedestrian Advisory Committee (BPAC) passed resolution 5-2008 (Exhibit 2) in support of the concept of the River of Grass Greenway on June 18, 2008.

The River of Grass Greenway is envisioned as an 80 mile multi-purpose greenway along U.S. 41 (Tamiami Trail/SW 8 Street) corridor from Krome Avenue in Miami to Highway 92 in Naples connecting multiple State and National parks and preserves. The RTCA program has asked PROS to manage the project for the entire corridor via a Cooperative Agreement (Exhibit 3, with Attachments A-J) over the next five year period due to its considerable experience in trail planning and development and working with multiple agencies and stakeholders.

The agreement will remain in force five years from the effective date. In 2010, RTCA was awarded a TRIP grant from the Federal Transit Administration (FTA) to conduct a feasibility study for the River of Grass Greenway project (Exhibit 3, Attachment A). The Agreement is for the purpose of conducting the feasibility study and master plan in the initial phase with subsequent phases to follow contingent upon federal appropriations in each fiscal year of the agreement.

The TRIP program was established to address the challenge of increasing vehicle congestion in and around National Parks and other federal lands. Eligible funding recipients include federal land management agencies (FLMAs) that manage eligible areas and include state, tribal or local governmental authorities with jurisdiction over land in the vicinity of an eligible area acting with consent of the FLMA. Program funds support capital and planning expenses for new or existing alternative transportation systems in the vicinity of an eligible area. PROS has successfully worked with RTCA on other trail projects in the County in the past such as the 2008 Biscayne-Everglades Greenway preferred corridor conceptual master plan.

Approval of this Agreement will accomplish mutual goals of the local, state and federal government and support the PROS Open Space System Master Plan goals to promote an interconnected seamless system of trails that provides transportation alternatives and reduces traffic congestion; creates new recreational opportunities; increases property values; protects natural resources; and encourages tourism and business development

Attachments

Lisa M. Martinez, Senior Advisor
Office of the Mayor

MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: May 1, 2012

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 8(H)(1)

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**

_____ **Ordinance creating a new board requires detailed County Manager'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(H)(1)
5-1-12

RESOLUTION NO. R-366-12

RESOLUTION AUTHORIZING EXECUTION OF A COOPERATIVE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE NATIONAL PARK SERVICE FOR MANAGING THE DEVELOPMENT OF THE RIVER OF GRASS GREENWAY IN AN INITIAL AMOUNT NOT TO EXCEED $1,000,000 IN FUNDS FROM THE NATIONAL PARK SERVICE

WHEREAS, the Commission believes that the River of Grass Greenway provides opportunities for education, stewardship and preservation of the environmental, historic and cultural assets of this unique areas, and is in the best interest of the citizens of Miami-Dade county; and

WHEREAS, the National Park Service desires that the County formalize an arrangement to manage the development of the River of Grass Greenway Feasibility and Master Plan Study through a Cooperative Agreement; and

WHEREAS, the County, through its Parks, Recreation and Open Spaces Department, has considerable experience in all phases trail planning and development and working with multiple agencies and stakeholders; and

WHEREAS, a cooperative agreement will allow the County to manage the initial phase consisting of a feasibility study and master plan for the entire corridor and subsequent phases contingent upon federal appropriations made in each fiscal year of the agreement; and

WHEREAS, the County, through its Parks, Recreation and Open Spaces Department, desires to promote an interconnected seamless system of trails throughout the County; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board finds it in the best interest of the County to approve the Agreement with the National Park Service Rivers, Trails and Conservation Assistance Program not to exceed $1,000,000.

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of May, 2012. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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

HARVEY RUVIN, CLERK

By: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Monica Rizo

EXHIBIT 1

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Amended
Agenda Item No. 11(A)(1)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: May 19, 2009

FROM: R. A. Cuevas, County Attorn

SUBJECT: Resolution endorsing River of Grass Greenway along the Tamiami Trail
Resolution No. R-615-09

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice-Chairman Jose "Pepe" Diaz.

R. A. Cuevas, Jr.
County Attorney

RAC/jls

RESO:2078

MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: May 19, 2009

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Amended Agenda Item No. 11(A)(1)

Please note any items checked.

_____ "4-Day Rule" ("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

_____ Bid waiver requiring County Mayor's written recommendation

_____ Ordinance creating a new board requires detailed County Manager's report for public hearing

_____ Housekeeping item (no policy decision required)

_____ No committee review

Approved _____ Mayor
Veto _____
Override _____

Amended
Agenda Item No. 11(A)(1)
5-5-09

RESOLUTION NO. R-615-09

RESOLUTION ENDORSING RIVER OF GRASS GREENWAY ALONG THE TAMIAMI TRAIL

WHEREAS, the Naples Pathways Coalition is proposing the River of Grass Greenway ("ROGG"), which would be a multi-use pathway across the Florida Everglades along the Tamiami Trail (U.S. 41); and

WHEREAS, the ROGG will be a hard-surfaced 12-14 foot wide corridor (separated from the highway) suitable for a range of non-motorized recreational activities such as bicycling, walking, bird-watching, photography, fishing, and general enjoyment of the greater Everglades natural area; and

WHEREAS, a steering committee comprised of individuals from greenway advocates, environmental groups, local communities, and government agencies is presently planning the corridor which will extend from Krome Avenue to the outskirts of Naples/Marco Island, with a three mile spur in the middle to Everglades City; and

WHEREAS, the River of Grass Greenway will be designed and built for sustainability, with acute awareness of the potential environmental impact; and

WHEREAS, the Commission believes that the River of Grass Greenway provides opportunities for education, stewardship and preservation of the environmental, historic and cultural assets of this unique area, and is in the best interest of the citizens of Miami-Dade County,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board endorses the River of Grass Greenway so long as the River of Grass Greenway does not prohibit preexisting uses of U.S. 41 and public access to public lands adjacent to U.S. 41. Further, the River of Grass Greenway shall be developed and constructed in consultation with the Miccosukee Indian Tribe of Florida.

The Prime Sponsor of the foregoing resolution is Vice-Chairman Jose "Pepe" Diaz. It was offered by Commissioner **Jose "Pepe" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Audrey M. Edmonson** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman **aye**
Jose "Pepe" Diaz, Vice-Chairman **aye**

Bruno A. Barreiro	**aye**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Barbara J. Jordan	**aye**	Joe A. Martinez	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**absent**
Katy Sorenson	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 19th day of May, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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

HARVEY RUVIN, CLERK

By: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. GKS

Gerald K. Sanchez

EXHIBIT 2

BPAC RESOLUTION #5-2008

A RESOLUTION SUPPORTING THE RIVER OF GRASS GREENWAY PROJECT

WHEREAS, the Miami-Dade Metropolitan Planning Organization Governing Board has established the Bicycle/Pedestrian Advisory Committee (BPAC) to advise it on bicycle/pedestrian matters;

WHEREAS, the River of Grass Greenway is a proposed non-motorized transportation connection between Collier and Miami-Dade Counties in the US-41 corridor;

WHEREAS, the North Dade Greenways Master Plan includes the "Miccosukee Trail" along the US-41 corridor from Krome Ave to the Collier County line;

WHEREAS, the River of Grass Greenway could be a major transportation, recreation and economic development facility connecting destinations such as the Miccosukee Resort, the Miccosukee Cultural Center, Everglades National Park Shark Valley Visitor Center, Big Cypress National Preserve Visitor Center, Loop Road, and Collier-Seminole State Park;

WHEREAS, the Comprehensive Everglades Restoration Plan is a coordinated effort by water management and transportation agencies to improve water flow within the Everglades which will include significant roadway, bridge, levee and control structure projects;

WHEREAS, the design of improvements within the US-41 corridor should allow for the safe movement of pedestrians and bicyclists;

NOW, THEREFORE, BE IT RESOLVED BY THE BICYCLE/PEDESTRIAN ADVISORY COMMITTEE OF THE METROPOLITAN PLANNING ORGANIZATION FOR THE MIAMI URBANIZED AREA:

THAT the Bicycle/Pedestrian Advisory Committee supports the concept of the River of Grass Greenway and encourages the appropriate agencies to include features for bicycle and pedestrian movement within the roadway and water control features in the US-41 corridor.

The foregoing resolution was offered by Steve Greenberg, who moved its adoption. The motion was seconded by Eric Tullberg, and being put to a vote, the vote was as follows:

Brett Bibeau – absent	John O'Brien – aye
Steve Greenberg – aye	Robert Rodriguez – absent
Susan Kairalla – absent	Larry Thorson – aye
Theo Karantsalis – aye	Betty Trueba – absent
Lee Marks – absent	Eric Tullberg – aye

The Chair thereupon declared the resolution duly passed and adopted this 18th day of June, 2008.

BICYCLE/PEDESTRIAN ADVISORY COMMITTEE (BPAC)

BY David Henderson

David Henderson, BPAC Secretariat

EXHIBIT 3

COOPERATIVE AGREEMENT BETWEEN UNITED STATES DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE AND MIAMI-DADE COUNTY

(Parks, Recreation and Open Spaces Department)

This Cooperative Agreement (Agreement) is entered into by and between the United States Department of the Interior, National Park Service (NPS) and Miami-Dade County (MDC) to conduct a Feasibility Study for the River of Grass Greenway (ROGG). The ROGG is a non-motorized transportation corridor in South Florida, linking Collier and Miami-Dade Counties. The primary purpose of developing the Greenway and its associated shared-use trail is to enhance resource protection and visitor enjoyment to the adjacent Big Cypress and Everglades National Parks, and additional adjacent federal land units.

ARTICLE I - BACKGROUND AND OBJECTIVES

A. Background

1. In 2010, the National Park Service Rivers, Trails, and Conservation Assistance (RTCA) Program was awarded a grant from the Paul Sarbanes Transit in Parks Program (TRIP) to conduct a Feasibility Study for the River of Grass Greenway Project. This Cooperative Agreement is for the purpose of conducting the Feasibility Study for the River of Grass Greenway from funding awarded through the Paul Sarbanes TRIP grant award.

2. The Paul S. Sarbanes Transit in Parks Program (Transit in Parks Program) was established through Section 3021 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (49 U.S.C. *5* 5320). The purpose of the Program is to provide for alternative transportation in the national parks and other Federal lands. The U.S. Department of Transportation's (DOT) Federal Transit Administration (FTA) administers the program in partnership with the U.S. Department of the Interior (DOI) and the U.S. Department of Agriculture (USDA). The program funds capital and planning expenses for alternative transportation systems in, and in the vicinity of, federally managed parks and public lands. The goals of the program are to conserve natural, historical, and cultural resources; reduce congestion and pollution; improve visitor mobility and accessibility; enhance visitor experience; and ensure access to all, including persons with disabilities. Attachment "A" (Inter-Agency Agreement Between the Federal Transit Administration and the U.S. National Park Service For the Paul S. Sarbanes Transit in Parks Program Receiving Fiscal Year 2009 Funds.)

3. The River of Grass Greenway (ROGG) is a proposed non-motorized transportation, education and recreation corridor across the Everglades, interconnecting these unique natural and cultural resources with the densely populated east and west coasts of southern Florida, which include Collier and Miami-Dade Counties. The greenway will allow for non-motorized mobility and accessibility along an 80-mile pathway that generally parallels U.S. 41 ("Tamiami Trail") in South Florida. The ROGG will provide a pathway between and within the following parks: Everglades National Park (ENP), Big Cypress National Preserve (BICY), Ten Thousand Islands National Wildlife Refuge, Fakahatchee Strand Preserve State Park, Collier-Seminole State Park, Picayune Strand State Forest, and possibly the Rookery Bay National Estuarine Research Reserve. The ROGG will provide a non-motorized multi-use educational and recreational path between and within these natural resource gems. Attachment "B" (ROGG Map).

4. Miami-Dade County (MDC) has considerable experience with all phases of planning, design and construction of alternative transportation and multi-use trail projects. MDC is an experienced leader in trail planning and development throughout the County with numerous multi-purpose trail projects in development or completed, totaling over 54-miles to date. MDC projects include trail master plans, trail project development and environment (PD&E) studies, trail design guidelines and standards studies, trail benefits studies, trail design and construction, trail bridge design and construction, and trail way-finding signs design and construction. MDC has the ability to work at the local level on this project, because the River of Grass Greenway project area is within the County's municipal jurisdictional boundaries. This local level support, dedication and oversight will help save on travel costs to the project site. MDC also brings to the project, the benefit of staff support with experience in Grants Administration, Planning and Engineering. MDC also brings the unique benefit of professional interpersonal relations and contacts to the project because of past and current trail work with various state and local agencies such as the South Florida Water Management District (SFWMD), the Florida Department of Transportation (FDOT), other County Departments such as Miami-Dade County Public Works Waste Management Department (MDPWWM), Miami-Dade Metropolitan Planning Organization (MPO), tribal governments and local user groups. The project will benefit from MDC's knowledge and experience in coordinating with the various partners and permitting agencies required to move through the planning and implementation process. Attachment "C" (Sole Source Justification).

5. The Rivers, Trails, and Conservation Assistance (RTCA) Program, of the National Park Service, is the community assistance arm of the NPS. RTCA staff provides technical assistance to community groups and local, state, and federal government agencies so they can conserve rivers, preserve open space, and develop trails and greenways. The RTCA program implements the natural

resource conservation and outdoor recreation mission of the National Park Service in communities across America. On behalf of the National Park Service, the RTCA Florida Field Office representative serves as the Project Manager on the River of Grass Greenway project and is responsible for administering the Paul Sarbanes TRIP grant award for the River of Grass Greenway project.

B. Objectives

This Agreement documents the roles and responsibilities of the parties in carrying out the purposes of the Transit in Parks Program for River of Grass Greenway Feasibility Study. Attachment "D" (ROGG Statement of Work and Budget). The Study will address resource protection, visitor enhancement strategies, development of lands and facilities, user capacities, and other management practices necessary or desirable to achieve the purposes of the Paul Sarbanes Transit in Parks Program (TRIP).

ARTICLE II – AUTHORITY

1. 16 U.S.C. §1g authorizes the NPS to enter into Cooperative Agreements that involve the transfer of NPS-appropriated funds to State, local and tribal governments, other public entities, educational institutions, and private non-profit organizations for the public purpose of carrying out National Park Service programs.

2. As a Federal Land Management Agency (FLMA) receiving funding through the Transit in Parks Program, the U.S. National Park Service (NPS) is authorized and required to implement the River of Grass Greenway project as described in the Attachment "A" (Inter-Agency Agreement Between the Federal Transit Administration and the U.S. National Park Service For the Paul S. Sarbanes Transit in Parks Program Receiving Fiscal Year 2009 Funds.)

ARTICLE III - STATEMENT OF WORK

The NPS and Miami-Dade County agree to perform the functions specified below in accordance with the provisions of this Agreement.

A. Miami-Dade County agrees to:

1. Perform the tasks and project identified in the attached 2011 Statement of Work (SOW) and Budget for Fiscal Year (FY) 2011, Attachment "D,".

2. Comply with all applicable State and Federal laws including, but not limited to, the provisions noted in Attachment "A" (Inter-Agency Agreement Between the Federal Transit Administration and the U.S. National Park Service For the Paul S. Sarbanes Transit in Parks Program Receiving Fiscal Year 2009 Funds) and the National

Environmental Policy Act (NEPA), Attachment "E," and prepare any compliance documents necessary for the NPS and/or State to comply with these laws.

3. Within thirty (30) days of request by the NPS Agreement Technical Representative (ATR) submit to the ATR a draft annual statement of work and budget (Annual SOW and Budget) which the NPS will use to prepare annual Task Agreements under the Agreement.

4. Submit annually, along with the draft Annual SOW and Budget, a Standard Form 424, *Request for Federal Assistance*, and Standard Form 424-A, *Budget Information*.

5. Submit in a timely manner, all reports referenced in Article VIII, below.

B. NPS agrees to:

1. Provide technical assistance to MDC and the River of Grass Greenway Steering Committee to assist in the development of the Feasibility Study. Technical assistance may include, for example:

   a. resolving cooperative agreement related and other administrative issues;
   b. consulting on resource conservation and interpretation matters; and,
   c. interpreting National Environmental Policy Act (NEPA) requirements, or other federal requirements relative to this Cooperative Agreement.

2. Modify the Agreement as needed based on MDC's draft Annual SOW and Budget.

3. Participate in planning meetings, subject to availability of personnel and funding, such as:

   a. priority River of Grass Steering Committee Meetings organized by MDC and NPS;
   b. public workshops for the planning of the River of Grass Greenway; and
   c. priority permitting planning meetings organized by MDC and NPS.

4. Upon request of MDC, and subject to availability of funding and NPS personnel, visit and conduct field study of the River of Grass Greenway at least once each fiscal year to view project milestones, discuss needs and concerns, and assist MDC with developing the following year's Annual SOW and Budget.

5. Provide timely review and comments on all River of Grass Greenway planning documents, marketing and outreach materials, studies, and grants for future phases of the project.

6. Assist with implementation of the Feasibility Study.

C. NPS and the MDC agree to:

1. Cooperate toward the successful protection and promotion of the River of Grass Greenway through the development and implementation of the Feasibility Study in accordance with this Agreement.

2. Develop annual Task Agreements specifying the Annual SOW and Budget to modify the Agreement based in accordance with allocation of future funding for the River of Grass Greenway.

ARTICLE IV – TERM OF AGREEMENT

The Agreement will become effective upon the date of signature by the NPS Contracting Officer (Effective Date), which will occur after MDC signs the Agreement. The Agreement will remain in force five years from the Effective Date, unless terminated earlier in accordance with Article XII, below.

ARTICLE V - KEY OFFICIALS

Key officials are essential to ensure maximum coordination and communications between the parties and the work being performed.

A. For the National Park Service:

Signatory Administrative Authority

Gentry Sharpe
Contracting Officer
National Park Service – SERO
Contracting & Property Mgt. Div.
100 Alabama Street, 5th Floor
Atlanta, GA 30303
(Office) 404-507-5748
(Fax) 404-562-3256
e-mail: Gentry_Sharpe@nps.gov

Agreement Technical Representative

Jaime Doubek-Racine, Community Planner
National Park Service, RTCA Program
Florida Field Office
5342 Clark Road, PMB#123
Sarasota, Florida 34233-3227
Phone: (941) 685-5912
e-mail: Jaime_Doubek-Racine@nps.gov

B. For the Miami-Dade County

Signatory Authority

Jack Kardys, Director
Miami-Dade County (Parks, Recreation and Open Spaces Department)
275 NW 2nd Street,
Miami, FL 33128
Phone: (305) 755-7800
e-mail: kardys@miamidade.gov

C. Communications – MDC will address any communication regarding this Agreement to the ATR with a copy to the Contracting Officer. However, communications related solely to routine operational matters described in the SOW may be sent to the ATR. The ATR will retain all communications for the local file.

D. Changes in Key Officials – MDC will not make any permanent changes in key officials without written notice to NPS reasonably in advance of the proposed change. Any notice will include a justification with sufficient detail to permit evaluation of the impact of such a change on the SOW. Any permanent change in key officials will be made only by modification to this Agreement.

ARTICLE VI – AWARD AND PAYMENT

A. 2011 Award

This Agreement obligates FY12 funds in an amount not to exceed $1,000,000. The chargeable account is Account 5041-FTA-1-454. (Budget) Attachment "D". Nothing in this Agreement shall be construed as binding the National Park Service to expend in any fiscal year any sum in excess of the appropriation made by Congress for purposes of this Agreement in that fiscal year.

B. Payment

1. The NPS will administer and process payments in accordance with the regulations under 43 C.F.R. § 12.61, Payment, in conjunction with MDC adherence to the standards set forth in § 12.60, Standards for financial management systems.

2. MDC will submit all reimbursable funding requests electronically (suggest email) to the ATR using Standard Form 270, *Request for Advance or Reimbursement*, and provide an electronic copy to the Contracting Officer.

3. NPS will pay MDC in accordance with 43 C.F.R. § 12.61 (c), Advances, 43 C.F.R. § 12.61 (d), Reimbursement, or 43 C.F.R. § 12.61 (e), Working Capital Advances, using the method the Contracting Officer determines appropriate under the circumstances.

The NPS will specify the method of payment for future years in the annual Task Agreements.

4. Central Contractor Registration - In order to ensure proper processing and receipt of payment, the Commission must update its mandatory registration with the Central Contractor Registration (CCR), accessed at http://www.ccr.gov, when any changes in their financial, banking, or contact information occur. Failure to provide updated information can impact payments under this Agreement and/or any other financial assistance or procurements documents the FOWRI may have with the Federal government.

ARTICLE VII – LIABILITY

A. MDC agrees to:

1. Indemnify, save and hold harmless, and defend the United States against all fines, claims, damages, losses, judgments, and expenses arising out of, or from, any act or omission of its employees, agents, contractors and subcontractors under or connected with the performance of the Agreement. This obligation shall survive the termination of the Agreement.

2. Purchase public and employees' liability insurance from a responsible company or companies with a minimum limitation of One Million Dollars ($1,000,000) per person for any one claim, and an aggregate limitation of Two Million Dollars ($2,000,000) for any number of claims arising from any one incident. The policy(ies) shall name the United States as an additional insured, shall specify that the insured shall have no right of subrogation against the United States for payments of any premiums or deductibles due there under, and shall specify that the insurance shall be assumed by, be for the account of, and be at the insured's sole risk. Prior to beginning the work authorized herein, MDC shall provide the NPS Contracting Officer with confirmation of such insurance coverage.

3. Pay the United States the full value for all damage to the lands or other property of the United States caused by MDC, its officers, representatives, employees, agents, contractors and subcontractors acting under or connected with the Agreement.

4. Provide workers' compensation protection to MDC employees in accordance with State law.

B. Defense of Claims

1. The parties will cooperate in the investigation and defense of any claims that may be filed with the NPS or MDC arising out of actions or omissions of the NPS, MDC, its officers, representatives, employees, agents, contractors and subcontractors with respect to the Agreement.

2. The NPS's liability will be governed by the Federal Tort Claims Act, 28 U.S.C. 2671 *et seq.*

ARTICLE VIII – REPORTS AND/OR DELIVERABLES

A. Generally

1. With the exception of Paragraph 3, below, MDC will comply with the financial and programmatic reporting requirements of OMB Circular A-102, as codified in 43 C.F.R. 12.80-81.

2. MDC will submit all reports to the ATR electronically and provide an electronic copy to the Contracting Officer.

B. Performance Reports

1. When submitting the Standard Form 270, *Request for Advance or Reimbursement*, MDC will report the status of projects and tasks specified in the Annual SOW and Budget for the prior reporting period. This reporting method is subject to the Contracting Officer's determination that the performance information provided on the standard form is sufficient to meet the NPS's monitoring responsibilities under 43 C.F.R. 12.80. Otherwise programmatic reporting will meet the requirements of 43 C.F.R. 12.80 (b) (2) and reports will be submitted for reporting periods established by the Contracting Officer in consultation with the DFO and MDC. In such event, summaries of the results accomplished would be organized under the categories identified in subparagraphs III, A. 3. a.-e., above.

2. In accordance with § 402(h) of the Act, MDC shall prepare an annual progress report for the Secretary identifying its expenses and any income; the entities to which MDC made any grants or technical assistance, and accomplishments for this fiscal year. MDC will submit the report annually to the ATR by October 15, unless more frequent and detailed reports are requested by the ATR. This provision shall survive the termination or expiration of the Agreement. The annual progress reports will comply with 43 C.F.R. § 12.80 (b) (2). Summaries of the results accomplished during the reporting period will be organized under the categories identified in subparagraphs III, A. 3. a.-e., above.

C. Financial Reporting

1. MDC will submit Standard Form 425, *Financial Financial Report*, quarterly, within 90 calendar days following the end of the prior reporting period when reporting annually, and within 30 calendar days following the end of the prior reporting period when reporting quarterly.

2. MDC will report program outlays and program income on a cash basis.

3. During the term of the Agreement, program income, if any, earned by MDC and its subawardees will be reported where indicated on the financial reporting form(s) referenced above. The NPS authorizes, and MDC agrees on behalf of itself and subawardees that program income, if any, will be added to the funds committed to this Agreement, or to the subaward under which it was earned, for use in accordance with the Agreement or subaward under which it was earned.

4. Upon expiration or termination of the Agreement, MDC will report on program income earned by the Commission and its subawardees after the term of the Agreement, if any, in the annual report due to the Secretary under § 402(h) of the Act, referenced above in Paragraph A. 3. All such funds will continue to be expended in perpetuity for the purposes of the Agreement or the subaward under which the funds were earned.

D. Audits

1. Under 43 C.F.R. § 12.66, recipients of federal assistance are responsible for obtaining annual audits in accordance with the Single Audit Act Amendments of 1996, as amended, (31 U.S.C. 7501-7507) and revised Office of Management and Budget (OMB) Circular A-133, "Audits of States, Local Governments and Non-Profit Organizations."

2. During any year MDC expends $500,000 or more of federal assistance (e.g., grants, contracts, loans, and cooperative agreements) MDC will have an audit performed by an independent auditor in accordance with generally accepted government auditing standards covering financial audits. OMB Circular A-133 contains guidance for performing the audits.

E. Records Retention

The Secretary and Comptroller General of the United States, or their duly authorized representatives, shall have access to any books, documents, papers, and records that are pertinent to the Agreement at all reasonable times during the retention period, as explained in 43 C.F.R. §12.82 (b) and (c).

ARTICLE IX – SCHEDULE

1. Feasibility Study: The Feasibility Study for the River of Grass Greenway shall begin June 1, 2012 and be completed by May 31, 2014. Attachment "D" (The Statement of Work and budget for the Feasibility Study.)

2. Project Development and Environment Scope (PD&E): The work on the PD&E will begin by June 2014 and be completed by June 2015. The Statement of Work and Budget for the PD&E will be developed at a later date.

3. Construction: Construction of the River of Grass Greenway is anticipated following the PD&E phase and securing permits for the work. Construction, if funding becomes available, will begin by September 2016 and be completed by September 2017. If required, a submission package will be submitted to the NPS Development Advisory Board.

ARTICLE X – PROPERTY UTILIZATION

MDC shall utilize, manage and dispose of any property that may be funded under the Agreement as specified in 43 C.F.R. §12.72

ARTICLE XI – MODIFICATIONS

This Agreement may be modified only by a written instrument executed by the parties.

ARTICLE XII – TERMINATION

The Agreement may be terminated in whole or in part solely in accordance with 43 C.F.R. 12.83.

ARTICLE XIII – GENERAL AND SPECIAL PROVISIONS

A. General Provisions

1. OMB Circulars and Applicable Federal Regulations – The following OMB Circulars and other regulations are incorporated by reference into the Agreement:

a. OMB Circular A-102, as codified in 43 C.F.R. Part 12, Subpart C, "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments";
b. OMB Circular A-97, "Provisions for Specialized and Technical Services"; OMB Circular A-87, "Cost Principles for State and Local Governments";
c. OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations";
d. 2 C.F.R. Subtitle B, Section 1400, "Government-Wide Debarment and Suspension (Non-Procurement)";
e. 43 C.F.R Part 43, "Government-Wide Requirements for Drug-Free Workplace (Grants)"; and
f. 43 C.F.R. Part 12, Subpart E, "Buy American Requirements for Assistance Programs".

2. Non-discrimination – All activities pursuant to this Agreement shall be in compliance with the requirements of Executive Order 11246; as amended, Title VI of the *Civil Rights Act of 1964* (78 Stat. 252; 42 U.S.C.§2000d *et seq.*); Title V, Section 504 of the *Rehabilitation Act of 1973* (87 Stat. 394; 29 U.S.C. §794); the *Age Discrimination Act of 1975* (89 Stat. 728; 42 U.S.C. §6101 *et seq.*); and with all other Federal laws and regulations prohibiting discrimination on the grounds of race, color, sexual orientation, national origin, disabilities, religion, age, or sex.

3. Lobbying Prohibition – 18 U.S.C. §1913, Lobbying with Appropriated Moneys, as amended by Public Law 107-273, November 2, 2002 - No part of the money appropriated by any enactment of Congress shall, in the absence of express authorization by Congress, be used directly or indirectly to pay for any personal service, advertisement, telegram, telephone, letter, printed or written matter, or other device, intended or designed to influence in any manner a Member of Congress, a jurisdiction, or an official of any government, to favor, adopt, or oppose, by vote or otherwise, any legislation, law, ratification, policy, or appropriation, whether before or after the introduction of any bill, measure, or resolution proposing such legislation, law, ratification, policy, or appropriation; but this shall not prevent officers or employees of the United States or of its departments or agencies from communicating to any such Members or official, at his request, or to Congress or such official, through the proper official channels, requests for legislation, law, ratification, policy, or appropriations which they deem necessary for the efficient conduct of the public business, or from making any communication whose prohibition by this section might, in the opinion of the Attorney General, violate the Constitution or interfere with the conduct of foreign policy, counter-intelligence, intelligence, or national security activities. Violations of this section shall constitute violations of section 1352(a) of Title 31.

4. Anti-Deficiency Act – 31 U.S.C. §1341— Nothing contained in this Agreement shall be construed as binding the NPS to expend in any one fiscal year any sum in excess of appropriations made by Congress, or administratively allocated, for the purposes of this Agreement for that fiscal year, or other obligations for the further expenditure of money in excess of such appropriations or allocations.

5. Minority Business Enterprise Development – The national policy established under Executive Order 12432 is to award a fair share of contracts to small and minority firms. The NPS is strongly committed to the objectives of this policy and encourages all recipients of its cooperative agreements to take affirmative steps to ensure such fairness by ensuring procurement procedures are carried out in accordance with 43 CFR §12.944 for Institutions of Higher Education, Hospitals and Other Non-Profit Organizations, and 43 CFR §12.76 for State and Local Governments.

B. Special Provisions

1. Public Information

a. MDC shall not publicize, or otherwise circulate, promotional material (such as advertisements, sales brochures, press releases, speeches, still and motion pictures, articles, manuscripts or other publications) which states or implies governmental, departmental, bureau, or government employee endorsement of a product, service, or position which the Commission represents. No release of information relating to this award may state or imply that the Government approves of the MDC's work products, or considers MDC work product to be superior to other products or services.

b. MDC will ensure that all information submitted for publication or other public releases of information regarding this project shall carry the following disclaimer:

> *The views and conclusions contained in this document are those of the authors and should not be interpreted as representing the opinions or policies of the U.S. Government. Mention of trade names or commercial products does not constitute their endorsement by the U.S. Government.*

c. MDC will obtain prior NPS approval from the regional Public Affairs Office for any public information which refers to the Department of the Interior, any bureau or employee (by name or title) to this agreement. The specific text, layout, photographs, etc., of the proposed release must be submitted to the ATR along with the request for approval.

d. MDC agrees to include the above provisions of this Article in any sub-award to any subrecipient, except for a sub-award to a State government, a local government, or a Federally-recognized tribal government.

2. Publications of Results of Studies -- No party shall unilaterally publish a joint publication without consulting the other party. This restriction does not apply to popular publication of previously published technical matter. Publications pursuant to this Agreement may be produced independently or in collaboration with others, however, in all cases proper credit will be given to the efforts of those parties contributing to the publication. In the event no Agreement is reached concerning the manner of publication or interpretation of results, either party may publish data after due notice and submission of the proposed manuscripts to the other. In such instances, the party publishing the data will give due credit to the cooperation but assume full responsibility for any statements on which there is a difference of opinion.

ARTICLE XIV – <u>ATTACHMENTS</u>

The following documents are attached to and made a part of this Agreement:

A. Interagency Agreement between FTA and U.S. Park Service
B. River of Grass Greenway (ROGG) Map

C. Miami-Dade County Sole Source Justification
D. River of Grass Greenway (ROGG) Statement of Work (SOW) and Budget
E. National Environmental Policy Act of 1969; P. L. 91-190; 42 U.S.C. 4321-4347 *et seq.*;
F. Standard Form 424, *Application for Federal Assistance*;
G. Standard Form 424A, *Budget Information*;
H. Standard Form 424B, *Assurances – Non-Construction Program*;
I. Standard Form 425, *Federal Cash Transactions Report (Blank);*
J. Standard Form 270, *Request for Advance or Reimbursement;*

ARTICLE XV – SIGNATURES

IN WITNESS HERETO, the parties have executed this Agreement of the date(s) shown below.

MIAMI-DADE COUNTY:

_____

Jack Kardys, Director Date
Miami-Dade County (Parks, Recreation and Open Spaces Department)

THE NATIONAL PARK SERVICE:

_____

Gentry Sharpe, Contracting Officer Date
National Park Service
Southeast Region

ATTACHMENTS

ATTACHMENT A - INTERAGENCY AGREEMENT BETWEEN FTA and NPS

Interagency/Intra-agency Agreement

Parties to the Agreement

REQUESTING AGENCY/BUYER		SERVICING AGENCY/SELLER	
1A. Department	US Department of Transportation	1B. Department	U.S. Department of the Interior
2A. Agency	Federal Transit Administration	2B. Agency	National Park Service
3A. Office	Office of Planning	3B. Office	
4A. OBLIGATION NUMBER	DTFT60-10-X-00019	4B. AGREEMENT NUMBER	F2420-010-001
5A. Agency Location Code (ALC)	69-08-0001	5B. Agency Location Code (ALC)	14100099
6A. Data Universal Numbering Sys. # (DUNS)	178506333 cog	6B. Data Universal Numbering Sys. # (DUNS)	926180977
7A. Tax Identification # (TIN)	52-0869666-10-44445	7B. Tax Identification # (TIN)	530197094
8A. Treasury Approp. Fund Symbol (TAFS)	69X8350	8B. Treasury Approp. Fund Symbol (TAFS)	14X1049
9A. Trading Partner Code	693600	9A. Trading Partner Code	1400
10A. Accounting Classification Code	2009.25.20.PK.2	10A. Accounting Classification Code	
	2009.25.20.PK.2 VA-20-5003		See Addendum

Points of Contact for the Agreement

REQUESTING AGENCY/BUYER		SERVICING AGENCY/SELLER	
11A. Finance Point of Contact		11B. Finance Point of Contact	
Name	DOT/FAA MMAC FTA Payments (AMZ 150), PO Box 269041,	Name	Angela M. Watkins
Address	Oklahoma City, OK 73126-9041	Address	13461 Sunrise Valley Drive Herndon, VA 20171
Phone		Phone	703-487-9307
E-mail		E-mail	
12A. Program Point of Contact		12B. Program Point of Contact	
Name	Kimberly Sledge	Name	James Evans
Address	1201 4th Street, SE Washington, DC 20590	Address	1849 C Street, NW, (M.S. 2420) Washington, DC 20240-0001
Phone	202-366-0204	Phone	202-513-7021
E-mail	Kimberly.Sledge@DOT.Gov	E-mail	jim_evans@nps.gov
13. Period of Performance From (mm/dd/yy)	To (mm/dd/yy)	14. Legal Authority	
Upon execution of this agreement	6/1/2013	Public Law 104-205,	49 USC 40113 Note,
15. Total Agreement Amount (estimate) $ $11,838,311.00		16. Payment Terms and Schedule Advance	

17. This agreement between the Federal Transit Administration (FTA) and the Department of Interior, National Park Service is to provide funding to DOI for alternative transporation improvements and other Federal lands through the Paul S. Sarbanes Transit in Parks Program.

Advances will be taken in accordance with continuing resolution guidelines. Upon approval of the applicable appropriation, advances will be taken according to the cost annex.

Authorized Approvals

REQUESTING AGENCY/BUYER	SERVICING AGENCY/SELLER
18. Name and Title of Authorized Official: Carlene Jackson, Contracting Officer	20. Name and Title of Authorized Official: James H. Evans, CO Rep/ATRep PROGMER.
Signature: Carlene R Jackson Date: 7/7/10	Signature: James Evans Date: July 6, 2010
19. Name and Title of Fund Certification Officer	
Signature: Kimberly Sledge Date: 6/6/2010	

Form DOT F2300.1a (Rev. 3-2006)

Compliance Addendum to FTA - NPS Interagency Reimbursable Services Agreement

The U.S. Department of Transportation's Federal Transit Administration is the Federal Agency with administrative oversight and compliance authority of the funds allocated each year to the Paul S. Sarbanes Transit in the Parks (TRIP) Program under Section 3021 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU - Public Law 109-59) (49 U.S.C. § 5320);

Accordingly, five (5) Regional Offices of the National Park Service will have the responsibility of ensuring that each of the 17 national park units receiving TRIP funds in Fiscal Year 2010 for 22 projects shall comply with the Federal Acquisition Regulation and all appropriate Federal, State and local laws. By accepting TRIP funds, each park unit and respective Regional Office certifies that it will comply with all Federal government-wide laws and Federal transit laws delineated as applicable in the *Statement of Work*. Furthermore, each park unit and respective Regional Office agrees that, in compliance with 49 U.S.C. § 5327(d), it will provide the Secretary of Transportation (FTA) and a contractor the Secretary has selected in accordance with 49 U.S.C. § 5327(c) with access to its construction sites and records pertaining to its participation in the TRIP program when reasonably necessary.

Therefore, the Regional Offices *shall agree* to accept responsibility for meeting TRIP program requirements, quarterly and annual reporting, performance measures, auditing, anti-deficiency and liability to the extent permitted by law. The Washington Headquarters Office (WASO) shall facilitate the execution of the Interagency Reimbursable Agreement.

Alaska Region		
9832-FTA1-454	Denali National Park and Preserve, Hybrid Bus Project	$435,000
9835-FTA1-454	Sitka National Historical Park, Pedestrian/Vehicle Traffic Improvements Study	$80,000
Intermountain Region		
8219-FTA3-454	Grand Canyon National Park, Bus Shelters and Amenities at Tusayan Bus stop	$495,000
Midwest Region		
6160-FTA6-454	Cuyahoga Valley National Park, Rehab/Replace Railway Bridges #454, #437-1/4 and #443	$970,000

Northeast Region		
1730-FTA8-454	Cape Cod National Seashore, Purchase Passenger Vans and Bicycle Trailers	$250,000
1780-FTA5-454	Lowell National Historic Park, Multi-modal Transportation Infrastructure Improvement	$800,000
1700-FTA3-454	Acadia National Park, Design and Construct Improvements at Bus Stops	$236,000
1700-FTA4-454	Acadia National Park, Update Island Explorer Electronic Departure Signs	$270,000
4860-FTA3-454	Valley Forge National Historic Park, Continuation of Partnership Prototype to test Feasibility of an Alternative Transportation System Shuttle Bus Prior to Capital Improvements	$237,000
4860-FTA4-454	Valley Forge National Historic Park, Construction of "Missing Link" for Multi-use Trail	$966,741
4320-FTA1-454	Delaware Water Gap National Recreation Area, Regional Visitor Shuttle Alternative Transportation System Study	$350,000
4290-FTA2-454	Colonial National Historical Park, Jamestown and Yorktown Pilot Bus Service	$104,270
Pacific West Region		
8140-FTA6-454	Golden Gate National Recreation Area, Bus Stops and Multi-Use Path to Transit at Muir Beach	$ 460,000
8140-FTA7-454	Golden Gate National Recreation Area, Pilot Marin Headlands Shuttle	$405,000
8140-FTA8-454	Golden Gate National Recreation Area, Bus Stop Amenities in Marin Headlands and Fort Baker	$145,000

8530-FTA2-454	Point Reyes National Seashore, Headlands Shuttle Lease Buses	$47,000
8530-FTA3-454	Point Reyes National Seashore, Stops, Wayfinding and Shelters	$296,400
8800-FTA5-454	Yosemite National Park, Implement Integrated Parkwide Traffic Management System	$1,280,000
9450-FTA1-454	Mount Rainier National Park, Park Visitor Shuttle Bus Lease	$110,900
Southeast Region		
5320-FTA2-454	Gulf Island National Seashore, Construct Passenger Ferry Dock Facilities at Fort Pickens	$2,800,000
5041-FTA-454	National Park Service Rivers, Trails and Conservation Assistance Program, River of Grass Greenway Feasibility Study	$1,000,000
5170-FTA-454	Guilford Courthouse national Military Park, Planning Study to Evaluate a Pilot Partnership Transit System	$100,000
	Total NPS	**$11,838,311**

National Park Service Regional Contacts:

Alaska Region
Paul Schrooten 907/644-3388
National Park Service
240 West 5th A
Anchorage, AK 99501

Intermountain Region
Debra Frye 303/969-2626
National Park Service
12795 W. Alameda Parkway
P.O. Box 25287
Denver, CO 80225-0287

Midwest Region
Wayne Vander Tuin 402/661-1740
National Park Service
601 Riverfront Drive
Omaha, NE 68102

Northeast Region
Peter Steele 617/223-5130
National Park Service
15 State Street
Boston, MA 02109

Pacific West Region
Dianne Croal 206/220-4272
National Park Service
909 First Avenue
Seattle, WA 98104

Southeast Region
Lee Edwards 404/507-5717
National Park Service
Atlanta Federal Center
1924 Building
100 Alabama Street, SW
Atlanta, GA 30303

Statement of Work

Inter-Agency Agreement
Between the Federal Transit Administration and the U.S. National Park Service
For the Paul S. Sarbanes Transit in Parks Program
Receiving Fiscal Year 2009 Funds

A. BACKGROUND

Section 3021 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (49 U.S.C. § 5320) established the Paul S. Sarbanes Transit in Parks Program (Transit in Parks Program) to provide for alternative transportation in the national parks and other Federal lands. The U.S. Department of Transportation's (DOT) Federal Transit Administration (FTA) administers the program in partnership with the U.S. Department of the Interior (DOI) and the U.S. Department of Agriculture (USDA).

The program funds capital and planning expenses for alternative transportation systems in, and in the vicinity of, Federally managed parks and public lands. The goals of the program are to conserve natural, historical, and cultural resources; reduce congestion and pollution; improve visitor mobility and accessibility; enhance visitor experience; and ensure access to all, including persons with disabilities. Federal Land Management Agencies (FLMA) and State, local, and tribal governments acting with the consent of an FLMA are eligible to participate (*i.e.*, are "qualified participants" or financial assistance "recipients") in the program. As an FLMA receiving funding through the Transit in Parks Program, the U.S. National Park Service (NPS) agrees to implement the following projects and to abide by the requirements applicable to FLMAs as described in this statement of work.

Projects

The NPS agrees to carry out the following projects:

Land Unit	Project Name	State	Allocation
Denali National Park and Preserve	Denali Hybrid Bus Project	AK	$435,000
Sitka National Historic Park	Pedestrian/Vehicle Traffic Improvements Study	AK	$80,000
Grand Canyon National Park	Bus Shelters and Amenities at Tusayan Bus stop	AZ	$495,000
Golden Gate National Recreation Area	Bus Stops and Multi-Use Path to Transit at Muir Beach	CA	$460,000
Golden Gate National Recreation Area	Pilot Marin Headlands Shuttle	CA	$405,000
Golden Gate National Recreation Area	Bus Stop Amenities in Marin Headlands and Fort Baker	CA	$145,000
Point Reyes National Seashore	Point Reyes Headlands Shuttle Lease Buses	CA	$47,000
Point Reyes National Seashore	Stops, Wayfinding and Shelters	CA	$296,400
Yosemite National Park	Implement Integrated Parkwide Traffic Management System	CA	$1,280,000
Gulf Island National Seashore	Construct Passenger Ferry Dock Facilities at Fort Pickens	FL	$2,800,000
Rivers, Trails and Conservation Assistance Program	River of Grass Greenway Feasibility Study	FL	$1,000,000
Cuyahoga Valley National Park	Rehab/Replace Railway Bridges #454, #437 and #443	OH	$970,000
Cape Cod National Seashore	Purchase Passenger Vans and Bicycle Trailers	MA	$250,000
Lowell National Historic Park	Multi-modal Transportation Infrastructure Improvement	MA	$800,000
Acadia National Park	Design and Construct Improvements at Bus Stops	ME	$236,000

Acadia National Park	Update Island Explorer Electronic Departure Signs	ME	$270,000
Guilford Courthouse National Military Park	Planning Study to Evaluate a Pilot Partnership Transit System	NC	$100,000
Valley Forge National Historic Park	Continuation of Partnership Prototype to test Feasibility of an Alternative Transportation System Shuttle Bus Prior to Capital Improvements	PA	$237,000
Valley Forge National Historic Park	Construction of "Missing Link" for Multi-use Trail	PA	$966,741
Delaware Water Gap National Recreation Area	Regional Visitor Shuttle Alternative Transportation System Study	PA	$350,000
Colonial National Historical Park	Jamestown and Yorktown Pilot Bus Service	VA	$104,270
Mount Rainier National Park	Park Visitor Shuttle Bus Lease	WA	$110,900
	TOTAL		**$11,838,311**

The NPS will implement these projects as described in the project proposals. NPS will provide quarterly milestone reports and annual data reports as described in the reporting requirements section below.

B: REQUIREMENTS

As a condition of receiving funds through the Transit in Parks Program, the NPS will comply with the Federal Acquisition Regulation and all appropriate Federal, State and local laws. In addition, NPS will comply with all Federal government-wide laws and Federal transit laws and regulations delineated as applicable in this section. Below, FTA explains the requirements that will apply to NPS as an FLMA recipient of Transit in Parks Program funds.

The Transit in Parks Program is codified in 49 U.S.C. § 5320. Section 5320 contains a number of specific requirements for recipients of program funds. In addition to the requirements included within Section 5320, Section 5320(i)(1) provides that qualified participants "shall be subject to the requirements of [49 U.S.C.] Sections 5307 and 5333(a) to the extent the Secretary

determines to be appropriate." Also, qualified participants are "subject to any other requirements that the Secretary determines to be appropriate to carry out this section, including requirements for the distribution of proceeds on disposition of real property and equipment resulting from a qualified project assisted under this section." 49 U.S.C. § 5320(i)(2). The term "Secretary" in these provisions refers to the Secretary of Transportation.

The requirements for FLMA recipients of the Transit in Parks Program funding are explained in the following order:

A. Government-wide Federal requirements that are most notable for this program;
B. Requirements contained within Section 5320;
C. Requirements contained within Section 5307;
D. Other Requirements referenced by Section 5307;
E. Reporting requirements in lieu of the FTA's National Transit Database reporting requirements; and,
F. Oversight.

Additionally, web links to the full language on each provision noted below is included in an appendix to this document.

B1. Government-wide Federal Requirements

The Secretary of Transportation possesses the authority to limit the applicability of certain substantive and procedural requirements that are set forth in Title 49 (Transportation) of the United States Code. This includes the Federal transit assistance provisions in Chapter 53 (Public Transportation) of Title 49, which are administered by FTA. The Secretary of Transportation, however, does not possess the authority to limit the applicability of government-wide grant requirements (commonly referred to as cross-cutting requirements) that apply to all Federal grants. Recipients of Federal assistance are subject to many requirements regardless of which agency administers the grant. In addition, some Federal requirements are applicable regardless of whether an entity receives Federal assistance; for example, drivers of vehicles over a certain size must hold a Commercial Driver's License. All Federal government-wide requirements will apply to recipients of the Transit in Parks Program funding.

To ease the administrative burden of implementing these government-wide provisions in , for those requirements that apply across the Federal government, FLMAs may use their own established rules to comply with the requirement. This eases administration as it allows FLMAs to follow the implementation of Federal requirements with which they are most familiar.

The following government-wide Federal requirements are most notable:

1. The Common Grant Rule. Each Federal agency has adopted the "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments" and "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations" (Common Grant Rule). DOT's rules are codified in 49 CFR parts 18 and 19; DOI's rules are codified in 43 CFR part 12, subparts C and F; and USDA's rules are codified in 7 CFR parts 3016 and 3019. Because FLMAs are not expected to award grants directly, their common grant rules will generally not be applicable. If, however, an FLMA does award a Federal grant directly, its department's rule will apply.
2. Civil Rights Act of 1964 (42 U.S.C. §§ 2000d and 2000e). Compliance with civil rights statutes will be required, including nondiscrimination on basis of race, color, or national origin and equity in service (Title VI) and general Equal Employment Opportunity (EEO) (Title VII) provisions. FLMAs must follow their own guidance for compliance with the Civil Rights Act of 1964, as amended.
3. The Americans with Disabilities Act (ADA). Title 49 CFR Part 37 is DOT's regulation implementing the ADA, and part 38 provides minimum guidelines and requirements for accessibility of transportation vehicles. All recipients must comply with DOT's minimum guidelines and requirements for accessibility of transportation vehicles found in Title 49 CFR parts 37 and 38.
4. Section 504 of the Rehabilitation Act of 1973, as amended. FLMAs must comply with their own rules implementing Section 504 of the Rehabilitation Act of 1973, which requires nondiscrimination on the basis of disability in programs and activities receiving or benefiting from Federal financial assistance.
5. National Environmental Policy Act (NEPA) This statute applies government-wide to projects funded with Federal financial assistance. Each Federal department has its own regulations addressing National Environmental Policy Act (NEPA). In general, a Federal agency that receives funding under the Transit in Parks Program may comply with NEPA using its own regulations.[1] Under that scenario, FTA, in its discretion, would normally

[1] FTA may require compliance with the joint FTA/FHWA NEPA regulations in certain limited circumstances such as when a large, capital-intensive project is funded under the Transit in Parks Program.

be a cooperating agency to facilitate FTA's adoption of the other agency's NEPA review.[2]

6. Disadvantaged Business Enterprise (DBE). FLMAs should follow the Small Disadvantaged Business Participation provisions of the Federal Acquisition Regulation (FAR), codified in 48 CFR subpart 1, which govern the procurement activities undertaken by all Federal agencies.
7. Buy American Act. Vehicles acquired by FLMAs through the General Services Administration are subject to Buy American requirements found in the FAR.
8. Drug and Alcohol Testing. Every person who operates a commercial motor vehicle in interstate, foreign, or intrastate commerce is subject to the Federal Motor Carrier Safety Administration's (FMCSA) rules governing commercial driver's licenses and drug and alcohol testing (49 CFR parts 382 and 383). A commercial motor vehicle includes vehicles designed to transport 16 or more passengers, including the driver. FMCSA's Controlled Substances and Alcohol Use and Testing regulation (49 CFR part 382) does not apply to employers and their drivers that are required to comply with FTA's alcohol and controlled substances testing regulations, at 49 CFR part 655. Therefore, FLMAs may follow either FMCSA's or FTA's alcohol and controlled substances testing requirements.
9. Drug-Free Workplace Act. In conducting direct procurements, all Federal agencies must require their direct procurement contractors to comply with Federal Drug Free Workplace laws, 41 U.S.C. § 701 *et seq.*, and implementing FAR regulations to the extent applicable. State, local, and tribal government entities must comply with U.S. DOT regulations, "Government-wide Requirements for Drug-Free Workplace (Financial Assistance)," 49 CFR part 32, to the extent applicable.

B2. Requirements Contained Within Section 5320

Section 5320 identifies specific requirements for recipients of funding under the Transit in Parks Program. These items are highlighted below:

1) Project Management Plan. Subsection 5320(i)(3) provides that if a project is $25 million or more, the qualified project "shall, to the extent the Secretary considers appropriate, be carried out through a full funding grant agreement … ; and the qualified participant shall prepare a

[2] If the FLMA has already completed its NEPA review, making it too late for FTA to be a cooperating agency, FTA might choose to adopt the NEPA document through a "recirculation" procedure.

project management plan in accordance with subsection 5327(a)." As SAFETEA-LU authorizes a total of $98 million in funding for the Transit in Parks Program for fiscal years 2006 through 2009, and no one project may use more than 25% of the available funding in any given year (49 U.S.C. § 5320(d)(3)), it is unlikely that this program requirement will apply during the SAFETEA-LU authorization period. Therefore, FTA does not propose any requirements to address this provision.

2) Planning Requirements. Subsection 5320(e)(1) states that when the recipient is an FLMA, the Secretary of Transportation, in cooperation with the Secretary of the Interior, is required to develop transportation planning procedures that are consistent with the metropolitan planning provisions of 49 U.S.C. § 5303; the statewide planning provisions of 49 U.S.C. § 5304; and the public participation requirements of 49 U.S.C. § 5307(d). Recipients should be knowledgeable of and adhere to the requirements found in the final rule on Statewide and Metropolitan Planning, dated February 14, 2007. The rule can be found at http://www.fta.dot.gov/planning/metro/planning_environment_2977.html. In response, FTA will require adherence with the following planning principles and procedures for FLMAs receiving funds.

   i) Planning Principles for FLMAs:

      1. Public Involvement and Consultation - there must be full disclosure and involvement of the public, stakeholders, and other decision-makers whose activities are either affected by, or affect, transportation;
      2. Financial Feasibility - proposed transportation investments must be consistent with reasonable expectations of financial resources to build, operate, and maintain the project, along with other infrastructure and services for which the recipient is responsible;
      3. Safeguard Environmental Quality - all efforts must be made to preserve, maintain, mitigate, and/or prevent impacts to human and natural environment associated with the proposed project; and,
      4. Consistent with National Scope of Transportation Decision-making - the proposed project, as well as the underlying decision-making process, must take into consideration, to the extent appropriate, the eight planning factors identified in SAFETEA-LU as a context-setting scope of the decision-making process.

   Each of the four above principles is discussed below.

Principle 1: Public Involvement and Consultation - Federal lands planners should make provisions for information dissemination and involvement in decision-making by interested parties, consistent with the public participation requirements of metropolitan and statewide transportation planning (See 49 U.S.C. § 5303(i)(5), 49 U.S.C. § 5304(f)(3), and 49 U.S.C. § 5304(g)(3)). Those laws identify interested parties as citizens, affected public agencies, representatives of public transportation employees, freight shippers, providers of freight transportation services, private providers of transportation, representatives of users of public transportation, representatives of users of pedestrian walkways and bicycle transportation facilities, and representatives of individuals with disabilities. Additional stakeholder groups to be considered in Transit in Parks Program development should include, as appropriate, State, local, and tribal governments responsible for land use management, natural resources, environmental protection, conservation, and historic preservation activities on Federal lands. Specifically, FTA encourages recipients to develop Transit in Parks Program projects in full consideration of stakeholder and citizen comment before, during, and after project implementation. That is, project planners should make a continuous, on-going, good-faith effort to solicit input from the general public and stakeholder groups during Transit in Parks Program planning and project development. This calls for the involvement of representatives of neighboring localities, as well as visitors. FTA recommends that public involvement initiatives document feedback from service providers and organized stakeholder groups such as the local transit operator and environmental advocates.

Public involvement is important at both the early "systems planning" and subsequent "project planning" stages. Systems planning involves needs identification at the corridor-level before decisions are made on the improvements that may be needed and concludes with a general determination of design concept and scope. Project-level planning begins at this point - after the decision to make an improvement - and involves project design and operational characteristics. This would typically be where detailed environmental reviews in accordance with the NEPA process would take place. After the project has been implemented, public involvement consists of ongoing monitoring of the performance of the entire system for the purpose of identifying emerging new areas of need.

The extensiveness of the public involvement process should be commensurate with the scope of the project. For example, an appropriate public involvement process for the replacement of a bus may be an announcement in the local media on how to provide public comment. An appropriate public involvement strategy for a new bus system, operating several routes in a public land, may involve speaking to civic groups, neighborhood associations, and tourist bureaus about their mobility needs and engaging them in the study of alternative services approaches to address their needs. This could involve publication of plans in the local media and conducting informational workshops to solicit feedback.

Principle 2: Financial Feasibility – To be considered for funding, recipients should ensure that the projects they propose are financially feasible with consideration of existing and expected funding sources. That is, funding to build, operate, and maintain Transit in Parks Program projects should be available, or reasonably expected to be available. In addition, consideration should be taken to ensure that adequate funding is, or will be, on hand to operate and maintain all existing facilities and services, as well as the proposed new or expanded components, in both the near and long term. Ensuring that Transit in Parks Program projects are fiscally realistic and consistent with financial resources expected to be available to operate and maintain all facilities under the project sponsor's control is intended to ensure the continued safe operation and function over the useful life of the project and the system as a whole. Projects sponsored by the FLMAs are encouraged but not required to be listed in the transportation plans and programs of metropolitan areas and States. Inclusion of projects in those documents for information purposes will inform the public and transportation decision-makers in State and local government, enabling the latter to ensure that their plans support and do not conflict with projects proposed by FLMAs. Simple documentation should be provided indicating the availability of uncommitted funding to build, operate, and maintain the proposed improvement, while operating and maintaining the entire system.

Principle 3: Safeguard Environmental Quality - Environmental considerations are especially pertinent to Transit in Parks Program projects. The abundance of wildlife and vegetation indigenous to the lands of the FLMAs makes environmental planning a top priority for all Transit in Parks Program projects. Each Federal department has its own

regulations addressing NEPA. In general, if another Federal agency is the recipient of funding under the Transit in Parks Program, that agency may comply with NEPA using its own regulations. Under that scenario, FTA, in its discretion, would normally be a cooperating agency to facilitate FTA's adoption of the other agency's NEPA review.

Principle 4: Consistent with National Scope of Transportation Decision-Making - SAFETEA-LU identifies eight (8) core factors that transportation decision-makers should consider, to the extent applicable, in developing their plans and programs. These factors frame the scope of topics that both influence and are influenced by transportation investments of all types. These "planning factors" should be considered by FLMAs, as appropriate, in their transportation investment decisions.

(1) Support the economic vitality of the United States, the States, metropolitan areas, and non-metropolitan areas, especially by enabling global competitiveness, productivity, and efficiency;

(2) Increase the safety of the transportation system for all motorized and non-motorized users;

(3) Increase the ability of the transportation system to support homeland security and to safeguard the personal security of all motorized and non-motorized users;

(4) Increase accessibility and mobility of people and freight;

(5) Protect and enhance the environment, promote energy conservation, improve the quality of life, and promote consistency between transportation improvements and State and local planned growth and economic development patterns;

(6) Enhance the integration and connectivity of the transportation system, across and between modes throughout the State, for people and freight;

(7) Promote efficient system management and operation; and

(8) Emphasize the preservation of the existing transportation system, as consistent with FLMA policy.

B3. Requirements Contained Within Section 5307

As noted above, 49 U.S.C. Section 5320(i)(1) specifies that recipients are subject to the requirements of Section 5307, to the extent the Secretary determines to be appropriate. Many of those requirements are set forth in subsection 5307(d) "Grant Recipient Requirements." Below, FTA lists the subparagraphs and explanations for those 5307(d) requirements that will and will

not apply to FLMAs receiving FY 2009 funds. In sum, all but Section 5307(d)(1)(D), (G), and (K) will apply. Web links to the text of all requirements listed can be found in the appendix to this document.

- 5307(d)(1)(A) requires that the recipient have the legal, financial and technical capacity to carry out the program. This provision will apply.
- 5307(d)(1)(B) requires that the recipient have satisfactory continuing control over the use of equipment and facilities. This provision will apply. Satisfactory continuing control means that the recipient maintains control over Federally-funded property, ensures that it is used for the intended purpose, and disposes of it in accordance with Federal requirements. FTA requirements are for adequate property control as shown, for example, through an inventory system; for proper use and disposition of property as shown, for example, by conforming with FTA procedures described in FTA's grants management circular (FTA C 5010.1D) for disposing of property; and for safeguards against loss, theft, or damage. If the recipient leases Federally-funded property to another party, the lease must provide the recipient satisfactory continuing control over the use of that property.
- 5307(d)(1)(C) requires that the recipient maintain equipment and facilities. This provision will apply.
- 5307(d)(1)(D) requires that recipients of FTA funds charge elderly customers and customers with disabilities during off peak hours no more than 50 percent of the peak period fare. For FTA's typical recipients this means that elderly customers and customers with disabilities receive a significantly discounted fare except during the morning and evening rush hours when systems are operating at highest usage. Parks and public lands have very different peak periods than FTA's typical grantees. As such, this requirement will not apply. Instead, the recipient will follow the policies of the park or public land being served by the project. Many parks and public lands have a policy of charging discounted user fees for elderly visitors and visitors with disabilities. As noted later in this document, subsection 5323(c), which is referenced by Section 5307, states that, "fares are not required (but may be charged) to elderly individuals and individuals with disabilities."
- 5307(d)(1)(E) requires that in carrying out a procurement, the recipient will use competitive procurement, will not use a procurement that uses exclusionary or discriminatory specifications, will comply with applicable Buy America laws (see above

under government-wide requirements), and will comply with Sections 5323 and 5325 (see below). This provision will apply.

- 5307(d)(1)(F) requires compliance with subsection 5307(c) public participation requirements. This is addressed under the planning requirements part of this notice. In sum, FLMAs must follow the provisions set forth in the Planning section above.
- 5307(d)(1)(G) requires that the recipient has available and will provide the local matching funds required under Section 5307. This provision will not apply since subsection 5320(f) authorizes the Secretary of Transportation to determine the amount of local share for the Transit in Parks Program project.
- 5307(d)(1)(H) requires compliance with subsections 5301(a) and (d) (Policies, findings, and purposes) which contain general policy statements that apply to all FTA programs. This provision of the subsection will apply. 5307(d)(1)(H) also requires compliance with Sections 5303 through 5306 regarding planning requirements. The planning requirements that will apply to Transit in Parks Program are described above under the planning requirements portion of this agreement.
- 5307(d)(1)(I) requires a recipient to have a locally developed process to solicit and consider public comment before raising a fare or carrying out a major reduction of transportation. This provision will apply.
- 5307(d)(1)(J) requires a recipient to certify that it will either spend one percent of funds on security projects (such as lighting or camera surveillance) or determine that the expenditure is not necessary. This provision will not apply to recipients of funding.
- 5307(d)(1)(K) requires a recipient to spend one percent of funds on transit enhancements. This provision will not apply.

In addition to the bulk of the Section 5307 requirements within subsection 5307(d), other subsections of Section 5307 also contain requirements. Summarized below are the other subsections of Section 5307. Each subsection states FTA requirements for funding recipients.

- 5307(a) contains definitions that are not relevant to the Transit in Parks Program and therefore will not apply.
- 5307(b) contains the general authority for FTA to make grants under FTA's Urbanized Area Formula Program and thus will not apply.
- 5307(c) is covered above under the planning requirements portion of this notice.
- 5307(d) is covered above.

- 5307(e) contains local matching requirements and will not apply, as section 5320(f) provides that the Transit in Parks Program share of the net project cost is determined by the Secretary.
- 5307(f) regarding statewide operating assistance will not apply.
- 5307(g) regarding undertaking projects in advance of receiving program funds will not apply as Section 5320 has its own subsection on this topic, 5320(h), which permits recipients to undertake projects in advance of receiving program funds under certain circumstances.
- 5307(h) specifying reviews, audits, and evaluations will not apply as FTA has proposed an oversight program tailored to the Transit in Parks Program and described below under the oversight section.
- 5307(i) allows a recipient to request that the Secretary approve its procurement system. Nearly all of FTA's State and local governmental grantees have certified procurement systems through this mechanism, which eases oversight. This subsection does not apply to other Federal agencies.
- 5307(j) only applies to ferries funded under Section 5336 and thus will not apply.
- 5307(k), which references other sections, is discussed below.

B4. Other Requirements Referenced by Section 5307

In addition to those requirements that are described within Section 5307, the section also references other sections of Federal public transportation law and requires those requirements to be met. Subsection 5307(k) provides that Sections 5301, 5302, 5303, 5304, 5306, 5315(c), 5318, 5319, 5323, 5325, 5327, 5329, 5330, 5331, 5332, 5333, and 5335 apply to any grant made under section 5307. As noted previously, Section 5307 requirements apply to the extent the Secretary of Transportation determines to be appropriate. FTA will require the following provisions to apply for FY 2009 Transit in Parks Program funding recipients:

- Section 5301 contains general policy statements applicable to all FTA programs, including Transit in Parks Program. This provision will apply.
- Section 5302 contains definitions applicable to FTA programs, including Transit in Parks Program. It applies with the exception that part of the definition of "capital project" is superseded by language in Section 5320. Specifically, in defining a "qualified project," subsection 5320(b)(5)(a) references only subsection (A) of the definition of "capital project" in subsection 5302(a)(1) along with eligible capital investments as defined under

subsection 5309(b) and eligible planning activities described under Sections 5303, 5304, and 5306. For a full description of "qualified projects," see FTA's Transit in Parks Program eligibility guidance.

- Sections 5303 and 5304 deal with metropolitan and statewide planning processes, respectively. Applicability of these sections is addressed above under "Planning Requirements."
- Section 5306 encourages the participation of private entities in the planning process and will apply.
- Section 5315(a) and (b) regarding the National Transit Institute (NTI) will not apply. Nevertheless, Government, State, and local transportation employees are eligible for training at NTI as permitted under subsection 5315(c).
- Section 5318, requiring that new bus models be tested at a central facility, will apply.
- Section 5319, allowing a lower local match for construction of bicycle facilities will not apply as Transit in Parks Program gives the Secretary discretion to set local match requirements which may be lower than that specified in Section 5319.
- Section 5323 sets forth general provisions on assistance.

  Most of the provisions of this section will apply. Whether or not certain subsections apply is explained below:

  (a) Subsection 5323(a). Interests in property. This provision will apply but is unlikely to come into play as it relates to public acquisitions of private transit operations.

  (b) Subsection 5323(b). Notice and public hearing. This provision will apply. It requires notice and a public hearing for those capital projects that will substantially affect a community.

  (c) Subsection 5323(c). Fares not required. This provision will apply. It states that fares are not required (but may be charged) for elderly individuals and individuals with disabilities.

  (d) Subsection 5323(d). Charter service limitation. FTA regulations maintain a separation between public transportation services and charter service. The rules in 49 CFR part 604, 73 Fed. Reg. 2326, January 14, 2008, Charter Service, will apply to the Transit in Parks Program. "Alternative transportation" in the Transit in Parks Program " is defined, in relevant part, as "transportation by bus, rail, or any other publicly or privately owned conveyance that provides to the public general or special service on a regular basis, including sightseeing service," 49 U.S.C. Section

5320(b)(3). "Sightseeing service is distinct from "charter" service in that passengers using vehicles or activities funded by Transit in Parks Program are unlikely to purchase sightseeing service "at the request of a third party for the exclusive use of a bus or van for a negotiated price. . . .or transportation provided by a recipient to the public for events or functions that occur on an irregular basis or for a limited duration and : (i) A premium fare is charged that is greater than the usual or customary fixed route fare; or (ii) The service is paid for in whole or in part by a third party." [49CFR section604.3(c) from the definition of Charter Service.] Passengers may follow a fixed sightseeing route, but the routes will be at fixed times according to a posted schedule, similar to fixed route service, and the route will be chosen by the manager of the public land, not by the passengers on the bus. In the event all the passengers happen to be from the same group, they will still not be considered a charter trip, since the hours and route are set by the manager of the public land. In the event the recipient wishes to provide charter service as it is defined in 49 CFR 604, it would be required to follow the requirements of 49 CFR part 604.

(e) Subsection 5323(e). Bond proceeds eligible for local share. This provision will apply. It allows recipients to use bond proceeds as part of local matching funds.

(f) Subsection 5323(f). School bus transportation limitation. This provision will apply. Vehicles funded through the Transit in Parks Program may not provide school bus transportation except as permitted in 49 CFR part 605.

(g) Subsection 5323(g). Buying buses under other laws. This provision will not apply as it relates to purchases under Title 23, United States Code.

(h) Subsection 5323(h). Grant and loan prohibitions. This provision will apply. It prohibits FTA funds from being used to pay for non-project operating expenses or to support a procurement that uses an exclusionary or discriminatory specification.

(i) Subsection 5323(i). Government 90% share for ADA and Clean Air Act. This provision will not apply as Section 5320 gives the Secretary authority to determine the local match on a project by project basis, which may be lower than that specified in 5323(i).

(j) Subsection 5323(j). Buy America. FTA's Buy America regulation will apply to State, local, and tribal government entities, while the Buy American Act requirements will apply to FLMAs. See above under the government-wide Federal requirements section.

(k) Subsection 5323(k). Participation of governmental agencies and nonprofit organizations receiving funding for transportation services. This provision will apply. It requires recipients of Federal funds from sources other than DOT, to the extent feasible, to participate and coordinate with recipients of FTA assistance in the design and delivery of transportation services. It also requires them to be included in planning for those services, to the extent feasible.

(l) Subsection 5323(l). Authority to terminate assistance. This provision will apply. It allows FTA to terminate funding if it determines that a recipient has made false or fraudulent statements in connection with a Federal transit program.

(m) Subsection 5323(m). Pre-award and post-delivery review of rolling stock purchases. This requirement for recipients to undergo a pre-award and post-delivery review of rolling stock purchases will apply, as specified in 49 CFR part 633, only when the thresholds have been met as defined in SAFETEA-LU. The threshold is 20 vehicles for other than urbanized areas and for urbanized areas with populations of 200,000 or fewer (as defined by the census bureau). The threshold is 10 vehicles for urbanized areas with populations above 200,000.

(n) Subsection 5323(n). Certifications required. Much of this provision applies primarily to Sections 5307 and 5309 projects. However, in order to receive funding through the Transit in Parks Program, FLMAs are required to certify that they will comply with the requirements listed as applicable to the Transit in Parks Program in this inter-agency agreement by signing this agreement.

(o) Subsection 5323(o). Grant requirements (chapter 6 funds). This does not apply to Federal agencies.

(p) Subsection 5323(p). Alternative fueling facilities. This provision will apply. It allows recipients to allow other entities to use Federally-funded alternative fueling facilities under certain circumstances.

- Section 5325 imposes contract requirements. FLMAs should follow their own agency's established implementation of the Federal Acquisition Regulation (FAR) in lieu of FTA's Section 5323 requirements. The Secretary of Transportation and the Comptroller General, or any of their representatives, shall have access to and the right to examine and inspect all records, documents, and papers, including contracts, related to a project for which an award is made under the Transit in Parks Program.
- Section 5327 Project Management Oversight.

FTA proposes that only two provisions of this section will apply:

- Subsection 5327(c)(1)(F), which allocates 0.5% of Transit in Parks Program funding to carry out oversight activities; and
- Subsection 5327(d), which requires recipients of assistance to allow the U.S. DOT and its contractors' access to construction sites and records.

The following provisions will not apply:

- Subsection 5327(a) (project management plan requirements) and subsection 5327(b) (plan approval) will only apply in the unlikely circumstance that the $25 million project threshold is met. Subsection 5320(i)(3) states that any project that receives $25 million or more in Transit in Parks Program funding must prepare a project management plan in accordance with subsection 5327(a). However, since subsection 5320(d)(3) states that no single project can receive more than 25 percent of funds made available under the program in any given fiscal year, and the authorized program funding level is less than $100 million, this threshold will not be met.
- Subsection 5327(e) requires DOT to issue regulations on project management oversight. This provision is not applicable, as it is internal direction to DOT.
- Subsection 5327(f) requires an annual financial plan for projects with total costs of over $1 billion. This provision will not apply.

- Section 5329 gives the Secretary of Transportation the authority to conduct investigations into safety hazards and security risks and withhold financial assistance until a corrective plan is approved or carried out. This provision will apply.
- Section 5330 (State Safety Oversight). This does not apply to FLMAs.
- Section 5331 (Alcohol and controlled substances testing) will apply. See above under the Federal government-wide requirements section.
- Section 5332 (Non-discrimination) will apply. This section prohibits discrimination on the basis of race, color, creed, national origin, sex, and age.
- Section 5333 (Labor standards). Specific language in Section 5320 under subsection 5320(i) states that recipients are subject to the requirements of subsection 5333(a) (Prevailing wages) to the extent the Secretary of Transportation deems appropriate. FTA will require recipients to comply with subsection 5333(a), requiring that laborers and mechanics employed to carry out projects be paid wages not less than those prevailing on similar construction in the locality, as determined by the Secretary of Labor. Subsection 5333(b) (Employee protective

arrangements) does not apply as the Transit in Parks Program is not cited as covered by this provision.

- Section 5335 (National Transit Database). This provision requires most recipients of FTA funds to report through the National Transit Database. This provision will not apply. Instead, FTA requests recipients meet the reporting requirements stated below.

C. REPORTING REQUIREMENTS

Reporting Requirements.

All recipients must submit quarterly reports to FTA containing the following information:

(1) narrative description of project(s); and,

(2) discussion of all budget and schedule changes.

The regional offices for each FLMA should collect a quarterly report for each of the projects delineated in the interagency agreement and then send these reports (preferably by email) to Tawanna Glover, FTA, Tawanna.Glover@DOT.Gov; 202-493-0229; 1200 New Jersey Avenue, SE; E44-430; Washington, DC 20590. Examples can be found on the program website at http://www.fta.dot.gov/Parks Program. State and local governments will send this information to FTA for projects that are funded through grants to State and local governments rather than through the interagency agreement. The quarterly reports are due to FTA on the dates noted below:

Quarter	Covering	Due Date
1st Quarter Report	October 1 – December 31	January 31
2nd Quarter Report	January 1 – March 31	April 30
3rd Quarter Report	April 1 – June 30	July 31
4th Quarter Report	July 1 – September 30	October 31

In order to allow FTA to compute aggregate program performance measures as required by the President's Management Agenda, FTA requests that all recipients of funding for capital projects under the Transit in Parks Program submit the following information annually:

- annual visitation to the land unit;
- annual number of persons who use the alternative transportation system (ridership/usage);
- an estimate of the number of vehicle trips mitigated based on alternative transportation system usage and the typical number of passengers per vehicle;
- cost per passenger; and,

- a note of any special services offered for those systems with higher costs per passenger but more amenities.

FLMAs should send this information as part of their fourth quarter report. Examples can be found on the program website at http://www.fta.dot.gov/Parks Program.

All planning documents that result from the Transit in Parks Program funding must be submitted to FTA within thirty days. These should also be submitted to Kimberly Sledge at Kimberly.Sledge@DOT.Gov.

D. OVERSIGHT

Certification and review. By signing this inter-agency agreement, the recipient is certifying that it will comply with all applicable Federal and FTA programmatic requirements. FLMA recipients will complete the certification by signing the inter-agency agreement. This certification is the basis for oversight reviews conducted by FTA.

The Secretary of Transportation and FTA have elected not to apply the triennial review requirements of 49 U.S.C. § 5307(h)(2) to FLMAs. Instead, working with the existing oversight systems at the FLMAs, FTA will perform periodic reviews of specific projects funded by the Transit in Parks Program as authorized by 49 U.S.C. § 5327. These reviews will ensure that projects meet the basic statutory, administrative, and regulatory requirements as stipulated by this interagency agreement. To the extent possible, these reviews will be coordinated with other reviews of the project.

E. BILLING INSTRUCTIONS/SUPPORT DOCUMENTATION FOR EXPENDITURES

The servicing agency, NPS, shall receive monies through the Intra-governmental Payment and Collection (IPAC) process and shall provide documentation supporting all charges to the Federal Transit Administration's (FTA) COTR/POC and the FTA accounting office on or before the IPAC is processed, but not later than three (3) business days following the IPAC. IPACs will be charged back if supporting documentation is not promptly received.

Required Treasury Fields: **Please refer to Form DOT F2300.1a**

ALC Transaction Contact (Technical COTR/POC)
Contact Phone
Purchase Order Number
Invoice Number

Sender's Treasury Account Symbol
Receiver's Department Code
Obligating Document Number (FTA's)
Sender's SGL Transaction
Transcription Description field should identify if advance or disbursement.

Along with the documentation, NPS will also submit updated information in the attached reimbursable agreement billing format.

New IPAC transactions will not be initiated or accepted during the last five business days of the month. Only adjustments entered or charged will be accepted. Additionally, the receiving agency has the right to reverse any transaction that does not contain the required information referenced above or exceeds authorized funding.

Both agencies agree to promptly discuss and resolve issues and questions regarding payments. The servicing agency will promptly initiate yearend and closeout adjustments.

NPS shall provide FTA quarterly reports of the work performed to the FTA COTR/POC, as described above under Section C "Reporting Requirements". NPS shall also maintain records relating to the performance in sufficient level to allow identification of the nature of the expenditures made, and FTA representatives shall make these records available for inspection.

This reporting obligation will extend until all funds under this agreement have been expended.

Land Unit	Project Name	State	Allocation
Denali National Park and Preserve	Denali Hybrid Bus Project	AK	$435,000
Sitka National Historic Park	Pedestrian/Vehicle Traffic Improvements Study	AK	$80,000
Grand Canyon National Park	Bus Shelters and Amenities at Tusayan Bus stop	AZ	$495,000
Golden Gate National Recreation Area	Bus Stops and Multi-Use Path to Transit at Muir Beach	CA	$460,000

Golden Gate National Recreation Area	Pilot Marin Headlands Shuttle	CA	$405,000
Golden Gate National Recreation Area	Bus Stop Amenities in Marin Headlands and Fort Baker	CA	$145,000
Point Reyes National Seashore	Point Reyes Headlands Shuttle Lease Buses	CA	$47,000
Point Reyes National Seashore	Stops, Wayfinding and Shelters	CA	$296,400
Yosemite National Park	Implement Integrated Parkwide Traffic Management System	CA	$1,280,000
Gulf Island National Seashore	Construct Passenger Ferry Dock Facilities at Fort Pickens	FL	$2,800,000
Rivers, Trails and Conservation Assistance Program	River of Grass Greenway Feasibility Study	FL	$1,000,000
Cuyahoga Valley National Park	Rehab/Replace Railway Bridges #454, #437 and #443	OH	$970,000
Cape Cod National Seashore	Purchase Passenger Vans and Bicycle Trailers	MA	$250,000
Lowell National Historic Park	Multi-modal Transportation Infrastructure Improvement	MA	$800,000
Acadia National Park	Design and Construct Improvements at Bus Stops	ME	$236,000
Acadia National Park	Update Island Explorer Electronic Departure Signs	ME	$270,000
Guilford Courthouse National Military Park	Planning Study to Evaluate a Pilot Partnership Transit System	NC	$100,000
Valley Forge National Historic Park	Continuation of Partnership Prototype to test Feasibility of an Alternative Transportation System Shuttle Bus Prior to Capital Improvements	PA	$237,000
Valley Forge National Historic Park	Construction of "Missing Link" for Multi-use Trail	PA	$966,741
Delaware Water Gap National Recreation Area	Regional Visitor Shuttle Alternative Transportation System Study	PA	$350,000
Colonial National Historical	Jamestown and Yorktown Pilot Bus Service	VA	$104,270

Park			
Mount Rainier National Park	Park Visitor Shuttle Bus Lease	WA	$110,900
	TOTAL		**$11,838,311**

DTFT60-10-X-00018
F2420-010-001
July 6, 2010

Appendix

Please find below web links to sections of statutes, regulations, and guidance referenced in this document.

Federal Transit Law, 49 U.S.C. Chapter 53 (including Sections 5320, 5307, and other sections referenced above)
http://www.apta.com/government_affairs/safetea_lu/documents/safetea_lu_clean.pdf

DOT Common Rule, 49 CFR parts 18 and 19
http://www.access.gpo.gov/nara/cfr/waisidx_01/49cfr18_01.html and
http://www.access.gpo.gov/nara/cfr/waisidx_03/49cfr19_03.html

DOI Common Rule, 43 CFR part 12
http://www.access.gpo.gov/nara/cfr/waisidx_03/43cfr12_03.html

USDA Common Rule, 7 CFR part 3016
http://www.access.gpo.gov/nara/cfr/waisidx_01/7cfr3016_01.html

ADA, 49 CFR parts 27, 37, and 38
http://www.access.gpo.gov/nara/cfr/waisidx_00/49cfr27_00.html and
http://www.access.gpo.gov/nara/cfr/waisidx_03/49cfr37_03.html and
http://www.access.gpo.gov/nara/cfr/waisidx_01/49cfr38_01.html

DOT NEPA requirements, 23 CFR part 771
http://www.access.gpo.gov/nara/cfr/waisidx_02/23cfr771_02.html

FTA DBE requirements, 49 CFR part 26
http://www.access.gpo.gov/nara/cfr/waisidx_02/49cfr26_02.html

Charter Bus rule, 49 CFR part 604
http://www.access.gpo.gov/nara/cfr/waisidx_01/49cfr604_01.html

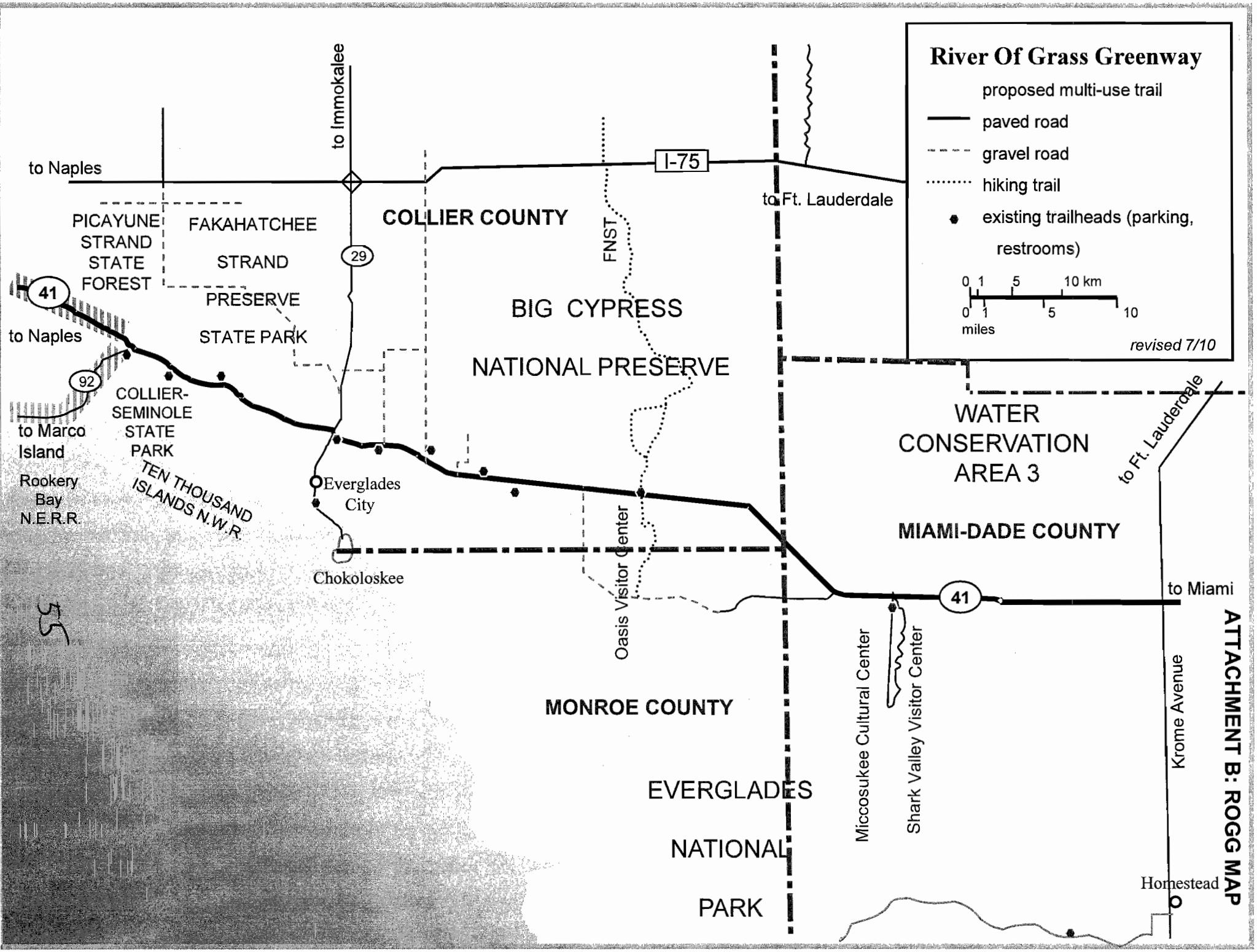
School Transportation rule, 49 CFR part 605
http://www.access.gpo.gov/nara/cfr/waisidx_01/49cfr605_01.html

DOT Buy America rule, 49 CFR part 661
http://www.access.gpo.gov/nara/cfr/waisidx_01/49cfr661_01.html

Pre-award and post-delivery review rule, 49 CFR part 633
http://www.access.gpo.gov/nara/cfr/waisidx_01/49cfr633_01.html

Alcohol and controlled substances testing rule, 49 CFR part 655
http://www.access.gpo.gov/nara/cfr/waisidx_01/49cfr655_01.html

FTA Guidance Circulars can be found at:
http://www.fta.dot.gov Click on "Circulars."



ATTACHMENT B: ROGG MAP

ATTACHMENT C: MIAMI-DADE COUNTY SOLE SOURCE JUSTIFICATION

SOLE SOURCE JUSTIFCATION

River of Grass Greenway – Feasibility Master Plan
Cooperative Agreement with Miami-Dade County Park and Recreation Department

National Park Service, Rivers, Trails and Conservation Assistance Program
August 18, 2011

Summary

The National Park Service, Rivers, Trails and Conservation Assistance Program (RTCA) is initiating a development program for the River of Grass Greenway (ROGG). The program will consist of two coordinated elements, a Feasibility Study and Master Plan. This planning effort is budgeted at $1 million dollars.

The River of Grass Greenway is conceived as a 12-14 foot wide multi-purpose trail (shared use path) in the vicinity of U.S. 41 (the Tamiami Trail) in Florida. The Greenway trail will be suitable for a wide range of non-motorized recreation activities such as bicycling, walking, bird watching, photography, fishing, and general enjoyment of the Everglades natural area. The Greenway, 80 miles in length, will extend from Rt. 92 at Collier-Seminole State Park (in Collier County) to Krome Avenue at the eastern edge of the Everglades National Park (in Miami-Dade County).

The RTCA Program, of the National Park Service, is the community assistance arm of the NPS. RTCA staff provides technical assistance to community groups and local, state, and federal government agencies so they can conserve rivers, preserve open space, and develop trails and greenways. The RTCA program implements the natural resource conservation and outdoor recreation mission of the National Park Service in communities across America. On behalf of the National Park Service, the RTCA Florida Field Office representative serves as the Project Manager on the River of Grass Greenway project and is responsible for administering the Paul Sarbanes Transit in Parks (TRIP) grant award for the River of Grass Greenway project.

The initial elements of the ROGG development program will require an administrative effort of significant magnitude including general management, financial, budget, and procurement management and community participation tasks. Professional and technical activities required will include landscape design, engineering, and environmental analysis. The RTCA has very limited in-house resources to accomplish these varied and substantial tasks.

In response to this challenge, RTCA proposes to acquire these multiple services through a cooperative agreement with the Miami-Dade County Park and Recreation Department of Miami -Dade County (MDPR), Florida through a sole source procurement. MDPR shall provide management of professional consultant and planning services to develop and refine, through an iterative process, a feasibility study and master plan to design, develop and engineer the ROGG Trail.

The Miami-Dade County Park & Recreation (MDPR) Department has outstanding experience with all phases of planning, design and construction of alternative transportation and multi-use trail projects. The Department is an experienced leader in trail planning and development throughout the County with numerous multi-purpose trail projects in development or completed, totaling over 54-miles to date. MDPR projects include trail master plans, trail project development and environment (PD&E) studies, trail design guidelines and standards studies, trail benefits studies, trail design and construction, trail bridge design and construction, and trail wayfinding signs design and construction. The Department has the ability to work at the local level on this project, because the River of Grass Greenway project area is within the County's municipal jurisdictional boundaries. This local level support, dedication and oversight will help save on travel costs to the project site. In addition, the MDPR also brings to the project, the benefit of staff support with experience in Grants Administration, Planning and Engineering. The MDPR Department also brings the unique benefit of professional interpersonal relations and contacts to the project because of past and current trail work with various state and local agencies, tribal governments and local user groups. The project will benefit from the MDPR Department's knowledge and experience in coordinating with the various partners and permitting agencies required to move through the planning and implementation process.

Sole-Source Justification

In more particular terms, MDPR is singularly capable to assist RTCA in the following areas of performance that are critical to the success of the ROGG development program:

Public Interests and values
Established Relationships
Administrative Flexibility
Partnership Skills
Trail Integration Orientation
Direct Trail Related Experience
Outstanding Staff Skills and Abilities
Superior Procurement Procedures
Cost Efficiencies

Public Interest and Values – RTCA staffing limitations require that no more than the part-time services of one professional in its Florida Field Office is available to manage this multi-million program. This requires that RTCA acquire program management assistance involving many higher level functions that are sensitive public interest issues. The management and staff of MDPR are inimitably familiar with public interest in general and trail related public issues in the program area. They are acquainted with the citizens in the county which encompasses over half of the trail length and all of the organized groups that represent various citizen interests. They are also conversant with the interests of virtually all of the agencies, institutions and tribes that own property in the ROGG corridor and represent cultural preservation, natural conservation, recreation and other trail user groups. MDPR is exceptionally capable to provide to RTCA management services singularly aware of the public interests involved.

Established Relationship -- RTCA staffing limitations require that it obtain services involving a high level of management leverage. The extent of this leverage requires an arms-length responsibility and accountability. Conventional contract management procedures are cumbersome in the face of the limited oversight capabilities of RTCA. MDPR and RTCA have a proven record of familiarity and mutual confidence. This experience has led to a level of trust that is unmatched by any other potential source.

Administrative Flexibility – The ROGG development program involves multiple tasks on a complex timeline. Many series and parallel events with predecessor and successor tasks require a level of flexibility that does not lend itself to the usual cost plus contract. Such contracts work best when the cost and timing of deliverables can be anticipated. The ROGG program involves substantial uncertainties over time, uncertainties that are best dealt with through the flexible mechanisms of a cooperative agreement. As cooperative partners in the ROGG endeavor, RTCA and MDPR will not face conflicts of interest as they cooperatively administer their joint purposes.

The need for flexibility also favors the use of a Cooperative Agreement. Other instruments such as a procurement contract (fixed price, cost plus, etc.) require a level of specificity in terms of tasks and deliverables that are not feasible in this case. RTCA acknowledges the very dynamic nature of the ROGG development plan process that compels the use of the Cooperative Agreement procurement instrument. Federal agencies may enter in to cooperative agreements with only certain public agencies, of which the MDPR is one.

Partnership Skills – The development of the ROGG will require the NPS/RTCA to establish a multiple set of partnerships. Many organizations and agencies own, control or otherwise have jurisdiction or approval over portions of the ROGG right of way. Others have an interest in the trail and will participate voluntarily in the design of the Trail. MDPR has an unmatched history of working with many of these agencies and/or is engaged in partnerships with them currently. MDPR has a good reputation with Florida Department of Transportation (FDOT) and is "Local Agency Program (LAP) Certified" meaning that it is qualified for full administration of all FDOT project types. MDPR also has extensive experience working with various municipalities on multiple projects throughout the County including the Miami-Dade County Public Works Department (PWD), Miami-Dade Metropolitan Planning Organization (MPO), and South Florida Water Management District (SFWMD)

In addition, the MDPR played a central role in the development of the Miami-Dade County Parks and Open Space System Master Plan (POSSMP). Throughout its 18-month development public participation was extensive. The plan was built on input from more than 100 public meetings and stakeholder interviews, with more than 2,000 total participants. Public meetings ranged from large workshops to smaller meetings across Miami-Dade led by MDPR staff.

A unique aspect of the process is that the public meetings conducted by the MDPR eventually evolved into a grassroots movement that built support and consensus for the plan. Furthermore, since the establishment of the POSSMP, the MDPR has conducted over 75 presentations of the

plan to community interest groups, stakeholder organizations, professional associations, Community Council meetings and at special events throughout the County. As a result of MDPR efforts, the South Florida Parks Coalition was established to meet, collaborate, coordinate and share knowledge and professional expertise regarding park, recreation, and conservation open spaces, Through the Coalition, 13 municipalities, 4 public agencies, and 3 universities have adopted the Charter resolution supporting the principles of POSSMP to date.

The close working relationships established by the MDPR during the development and subsequent implementation of the POSSMP remain of unparalleled value to the NPS/RTCA and the ROGG as it seeks to become an integral part of the South Florida community and gain support and strength through partnerships.

Trail Integration Orientation – It is vital that the ROGG is integrated physically and operationally with the other trail and greenway systems in South Florida. No other organization, public or private, has the background in the regions trail and open space infrastructure that is possessed by the MDPR. The POSSMP mentioned above is a public declaration of principles and goals for a seamless, sustainable system of great parks, public spaces, natural areas, cultural areas, greenways, trails, water trails and streets. The MDPR played a central role in the development of that plan and in the development of related trails throughout the region including the following:

Direct Trail-Related Experience – The prompt execution of this program will be greatly facilitated by the singular and unique experience of MDPR in trail development projects in the region. MDPR has considerable experience with all phases of planning, design and construction of shared-use trails. MDPR is an experienced leader in trail planning and development throughout the County with 16 projects on 6 different shared-use trails totaling over 54 miles budgeted at a total of over $24 million. MDPR projects include trail project development and environment (PD&E) studies, trail design guidelines and standards studies, trail benefits studies, trail design and construction, trail bridge design and construction: Significant trail projects involving MDPR and providing special expertise directly related to the ROGG development plan include:

> **Master Planning -- Biscayne-Everglades Greenway Conceptual Master Plan –** MDPR was the project manager and planner responsible for coordinating consultant work and public involvement on the proposed 43 mile world class greenway loop connecting Biscayne National Park to Everglades National Park. The MDPR formed collaborative partnerships with City of Homestead, two Miami-Dade County Commissioners, the National Park Service, including the RTCA Program, State of Florida Department of Environmental Protection Office of Greenways and Trails, Florida Power & Light (FPL), SFWMD and FDOT and numerous public stakeholders. Coordinated two successful community workshops and one all day design workshop to draft plans and visual renderings of amenities, signage and other features along the propose route. The Design workshop was in conjunction with American Institute of

Architects AIA 150 Blueprint for America which was a local community project to honor the sesquicentennial of the national professional organization.

Master Planning -- Snake Creek Bike Trail Study – MDPR was project manager and planner responsible for the management of consultants, public involvement, interagency coordination, and the preparation of a grant application. The scope of work included planning of 6.3 miles of shared-use trail along the Snake Creek (C-9) Canal. The study determined the feasibility and potential for implementing a non-motorized trail within the Snake Creek Canal right-of-way between NE Miami Gardens Dr. and Florida's Turnpike. The final report established a planning program and route alignment, developed schematic conceptual plans, determined feasibility, and established probable costs and priorities to implement the project.

Project Development and Environment -- Biscayne Trail Segments C and D
The MDPR was project manager and planner responsible for managing the consultants work, public involvement, and interagency coordination including LAP coordination with FDOT on a proposed 12 mile shared-use trail connecting Black Point Park and Marina to Biscayne National Park/Homstead Bayfront Park to SW 137 Avenue. Scope of work encompassed determining, social, economic and environmental impacts associated with proposed 12 mile shared-use trail and involved data collection, development of alternatives, analysis of viable alternatives, selection of recommended alternatives, public and agency involvement. MDPR successfully obtained a determination of the project as a Programmatic Categorical Exclusion from FHWA and FDOT.

Partnership Coordination and Development – Biscayne Trail Segments C and D
During the course of this effort, MDPR successfully coordinated two advisory public meetings and two interagency meetings for the project. Stakeholders at the interagency meetings included representatives from Miami-Dade County PWD, SFWMD, Miami-Dade County Solid Waste Management, Miami-Dade County Environmentally Endangered Lands Program, Biscayne National Park, Everglades National Park, Big Cypress National Preserve, and National Parks Conservation Association.

Grant Funding Procedures -- Miami-Dade County Bicycle Boulevard Planning Study – MDPR was project manager and planner responsible for the management of the consultants and the pilot study, public involvement, interagency coordination and preparation of grant application. Scope of work encompassed ways to improve bicycling in an urban area that has an extensive grid network of streets and established ways to improve bicycle safety and circulation in an area that lacks opportunities for the development of traditional greenways and off-street trails. Extensive coordination was held with Miami-Dade County PWD and Miami-Dade MPO due to the proposed bicycle facilities being within local streets. Three advertised public meetings were held.

Planning and Feasibility -- Snapper Creek Trail Segment A – MDPR was project manager and planner responsible for the management of the consultants and the study, public involvement, interagency coordination, and the preparation of grant application. The scope of work included planning of 5.6 miles of shared-use trail along the Snapper Creek (C-2) Canal. The study looked at park connections, existing trail connections, future bicycle facility connections, school connections, constraints and other considerations. A preferred plan concept and phasing implementation plan was developed. The study established a planning program and route alignment, developed schematic conceptual plans, determined feasibility, and established probable costs and priorities to implement the project. Presentations were made to the BPAC and to two steering committee meetings along with two advertised public meetings.

Outstanding Staff Skills and Abilities – The skills and abilities required to perform the tasks in this cooperative agreement are many. They include administrative (procurement, finance, human resource management, etc.) and professional/technical (planners, engineers, scientists, information technology, data processing, graphic arts, etc.) The MDPR is a large organization with broad set of skills and abilities available for assignment to this project. MDPR employees display the highest level of professional experience and educational qualifications. The successful completion of the projects listed above is testament to the outstanding staff resources possessed by the MDPR.

Superior Procurement Procedures – The ROGG development program will involve a host of organizations and individuals. Many will participate on a volunteer basis through carefully nurtured partnerships. Others will require contractual relationships and compensation. It is anticipated that a wide variety of procurements will be involved including services such as architectural, engineering, public participation, etc. From time to time, other technical services including individual personal services (technical, environmental, geological, hydrological, archeological, etc.) may be needed. These procurements will require prompt and proficient attention. The MDPR has an established procurement program that promises to be quick and efficient in responding to the needs of NPS/RTCA and the ROGG development program.

MDPR has three methods of procurement to obtain professional consultant services for trail projects:

1) The Trails Professional Service Agreement (TPSA) which include three MDPR contracts with outstanding consulting engineering companies: URS Corp., Kimely-Horn and Associates, and Marlin Engineering, Inc. These contracts can be flexibly accessed for design, permitting and construction administration for shared-use trail projects throughout the County. The three consultants are retained under a non-exclusive professional services agreement.

2) The Request for Quotes (RFQ) process provides access to three Planning Professional Service Agreement (PPSA) firms. The County awards up to three non-

exclusive agreements (one per category) for services within the following categories issued through the County's Expedited Purchasing Program:

1. Market Research and Business Planning
2. Park, Recreation, and Open Space Planning
3. Environmental Planning

The County awards contracts for a one (1) year period, with four (4) one-year options to renew. The third year option recently ended and the fourth year option has started with Lambert Advisory LLC doing the Market Research and Business Planning, AECOM Technical Services, Inc. doing the park, recreation and open space planning and Milian, Swain and Associates, Inc., doing the environmental planning.

3) The Miami-Dade County Equitable Distribution Program (EDP) is a process adopted by the County to distribute professional services on a rotational basis to architectural, engineering and landscape architectural firms. It provides a process to equitably distribute architectural, engineering and landscape architectural (A&E) assignments for projects with an estimated construction cost less than $2 million and $200,000 for study activities. All A & E firms with a local Miami-Dade County office that meet the program eligibility requirements may participate in the program once they have successfully completed the EDP application process. The EDP is not a Minority and/or Small Business Program.

The NPS/RTCA is confident that these procurement procedures individually or in combination promise to result in the timely acquisition of the best services needed for the timely, professional and successful accomplishment of the ROGG development program.

Cost Efficiency – A cooperative agreement between NPS/RTCA and MDPR is inherently superior to other procurement approaches for several reasons. As a result of previous work on similar projects in the region, the MDPR will have data (demographic, ecological, infrastructure, etc.) needed in the study immediately available and at no cost to the project. Additionally, this data is available in GIS formats for analysis and display. MDPR procurements will be executed only when the specifics necessary to an efficient statement of work are available, thus avoiding inefficiencies in tasking that could be potentially costly. As a public agency, the MDPR does not make a profit and therefore is able to provide services comparable to those offered by the private sector but at a lower cost (direct plus overhead, no fee).

Conclusion

After full review of the alternatives and consideration of the nine critical areas of performance discussed above, the NPS/RTCA has determined that a cooperative agreement is the best procurement procedure to be followed in administering the ROGG development program. Further, the NPS/RTCA has concluded that the Miami-Dade Parks and Recreations Department is the sole source for the unique requirements of this procurement. The MDPR is in most cases unique in its qualifications. In all others it is superior. In the all-important combination of all nine critical areas, the singular and exceptional combined capabilities of the MDPR make it an

exclusive and "sole" partner with the NPS/RTCA in implementing the ROGG development program.

ATTACHMENT D: ROGG STATEMENT OF WORK and BUDGET

River of Grass Greenway
Feasibility Study / Master Plan
Statement of Work
February 10, 2012

1.0 PROJECT DESCRIPTION

1.1 The River of Grass Greenway (ROGG) is a proposed non-motorized transportation, educational and recreation corridor, extending east approximately from 6L-Farm Rd (near Naples) to Krome Avenue at the eastern edge of the Everglades National Park (near Miami). The Greenway is envisioned as a 12-14 foot wide pathway, running roughly parallel to and in the vicinity of U.S. 41 (Tamiami Trail), suitable for a wide range of non-motorized transportation and recreation activities such as bicycling, walking, bird watching, photography, fishing, and general enjoyment of the Everglades natural area. The route feasibility study and master plan shall be consistent with FDOT and FHWA standards, as well as meet the requirements for bike routes set out in the American Association of State Highway and Transportation Officials (AASHTO) Guide for the Development of Bicycle Facilities.

1.2 The U.S. Department of Transportation Federal Transit Administration (FTA) through an interagency agreement with the National Park Service (NPS) Rivers Trails Conservation Assistance (RTCA) program has funded a Feasibility Study and Master Plan for the project to accomplish the following objectives:

- Identify and map pre-existing work related to the corridor
- Identify potential alignment, routes, links, and connections
- Determine intersections and access points alignment
- Identify and analyze necessary considerations for the proposed corridor area
- Determine legal feasibility and compatibility with surrounding land parcels
- Identify environmental constraints and needed mitigation
- Public participation
- Further analyze the demand, use and benefits
- Other necessary tasks and assessments to determine the feasibility of the Greenway and the most efficient and ecologically sensitive design to meet the viable goals of communities, multi-agencies, multi-jurisdictions and various organizations

1.3 The Miami-Dade County Parks, Recreation and Open Spaces Department (MDPROS), in cooperation with the Rivers Trails Conservation Assistance (RTCA), shall prepare the ROGG Feasibility Study and Master Plan with the assistance of its planning consultant. Other sponsors of the project are the National Park Service, Naples Pathway Coalition, Collier County, Miami-Dade County, the Florida Department of Transportation, and the South Florida Water Management District.

1.4 The NPS-RTCA will assist MDPROS in the coordination, planning and creation of a Steering Committee and Advisory Board, schedule Advisory Board events to ensure broad based input and public participation from a diverse cross representation of stakeholder groups, organize and facilitate local citizen's advisory board meetings, participate in the project as a member of the Advisory Board and Steering Committee, help organize public participation framework and assist MDPROS at public workshops and meetings, and assist in the master plan effort and review the master plan document.

2.0 SCOPE OF SERVICES

PART I – Pre-Planning

2.1 **Project Coordination** – In addition to the specific services detailed in this section (2.0 Scope of Services) MDPROS will serve as contract manager for a consulting contract and will oversee the consultant's performance, monitor the project schedule and deliverables, and provide timely invoicing and reporting of project progress to NPS-RTCA. In addition to these formal tasks, MDPROS Project Manager (PM) will establish a close informal working relationship with the RTCA Project Director (PD). The PM will keep the PD regularly apprised of upcoming meetings, conference calls, and other operational events and documents. The PD may choose to participate in these actions and events by notifying the PM. It is anticipated that this relationship will establish the PM and PD as informal co-directors for project management.

2.2 **Steering Committee** – MDPROS will form a project Steering Committee (SC) for the project. The SC will include up to twelve (12) representatives from Miami-Dade County MPO, Collier County MPO, Naples Pathway Coalition, Everglades National Park, Big Cypress National Preserve, Ten Thousands Islands National Wildlife Refuge, Miccosukee Indian Tribe, Florida Department of Environmental Protection, Everglades City, South Florida Water Management District, Florida Department of Transportation District 1 and 6, and other key decision-makers. MDPROS, Consultant and Steering Committee will meet via one (1) conference call to discuss the project prior to kick-off workshop and tour; information transfer will be the primary goal of the conference call.

2.3 **Public Involvement Plan** – The Consultant shall prepare a comprehensive Public Involvement Plan for the project. The SC will review and comment on the Public Involvement Plan prepared by the Consultant including:

- Schedule of SC, Agency, and Public meetings/presentations/workshops
- Create and update a project webpage within an existing Website like miamidade.gov
- Notification process for public meetings

MDPROS will create a webpage for the ROGG within the existing miamidade.gov website. The Consultant will prepare a schedule of updates for website content and provide project content at the agreed upon deliverable date. MDPROS will prepare one consolidated set of written review comments and requested edits for the draft Public Involvement Plan and Consultant will revise accordingly one time. Consultant will be responsible for recording all comments, taking pictures at each meeting, providing draft and final meeting summaries, and providing meeting review materials. MDPROS will be responsible for all meeting logistics, including inviting participants, advertising meetings, and reserving meeting space.

2.4 **Advisory Board Coordination** – NPS-RTCA with assistance from MDPROS will coordinate the planning and creation of an Advisory Board. NPS-RTCA, with assistance from MDPROS, will schedule meetings to ensure input and public participation from a diverse cross representation of stakeholder groups. A summary of findings for each meeting will be prepared by NPS-RTCA for consideration by the project team and steering committee prior to the Kick-off Workshop and Corridor Tour.

2.5 **Kick-off Workshop and Corridor Tour** – MDPROS, Consultant and SC will meet for a two (2) day kick-off workshop and corridor tour. MDPROS shall be responsible for all workshop logistics, including invitations to participants. Consultant will arrange bus transportation, meeting space, catering, program content and review materials. The agenda for the first half of the workshop will include:

- Review and discuss the Project Scope, Schedule, Expectations and Responsibilities

- Review and discuss Project Goals and Objectives
- Review and discuss available data
- Review and discuss boundaries of the proposed 4 planning areas
- Discuss Base Map needs
- Define project boundaries
- Define preliminary focus areas and specific issue areas (e.g., pathway within wetland ROW; pathway on levee; pathway on separated bridge over canal; pathway retrofit on existing highway bridge, etc.)

Immediately following the kick-off meeting, the attendees shall take a bus tour of the project corridor to develop a common understanding of existing conditions, to discuss opportunities and constraints for the development (trails, trailheads, etc) and management of the corridor. The Consultant shall prepare notes from the kick-off meeting, and a memorandum summarizing the proceedings of the meeting and the findings from the corridor tour with photo log. The Consultant will provide for MDPROS review a draft proceedings memorandum including a copy of meeting notes and outcomes and the findings memo from tour with photo log. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft proceedings and Consultant and will revise accordingly one time.

2.6 **Comparables Review –** The Consultant will identify five (5) comparable existing greenway corridors for review and comparison with the ROGG and MDPROS approval. The Consultant will obtain information in a variety of formats to illustrate various components of the project vision as identified in Task 2.5.

2.7 **Best Practices and Lessons Learned** – The Consultant will spend up to five (5) days researching the best practices of five (5) comparable existing regional greenway corridors and trail components for specific issues identified during the Kick-off Workshop and Corridor Tour. The Consultant will incorporate the findings of the research into a draft summary of Best Practices and Lessons Learned PowerPoint presentation for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft PowerPoint presentation and Consultant will revise accordingly one time.

2.8 **Steering Committee Review Meeting** – The Consultant will give a half-day (1/2 day) presentation to the SC to review the results and findings from the kick-off workshop, tour, comparable review, and best practices and lessons learned. All review material will be distributed to SC members by MDPROS one (1) week in advance of SC Review Meeting. The Consultant will record comments made during the presentation, take pictures during the meeting. The presentation and discussion will conclude with an agreement of changes to be incorporated into material presented based on the SC's comments. The Consultant will provide a draft memorandum recording the highlights of the meeting presentation and discussion and summarizing the findings and recommendations of the SC for MDPROS review. MDPROS will provide Consultant with one consolidated set of written review comments and requested edits of the memorandum of record and Consultant will revise accordingly one time and submit to MDPROS. MDPROS will be responsible for all meeting logistics, including inviting participants, reserving meeting space, and providing review materials. The Consultant will provide presentation and review materials.

2.9 **Steering Committee Revisions** – The Consultant will revise the draft material presented in Task 2.8 based on committee comments and submit to MDPROS for review. MDPROS will provide Consultant with one set of written review comments and requested edits on revised draft material and Consultant will revise accordingly one time.

Part I Deliverables. As a result of these tasks, the Consultant shall produce:

- *One (1) digital copy each of draft and final Public Involvement Plan (2.3)*

- *One (1) digital copy each of draft and final Kick-Off Workshop and Tour proceedings and photo log (2.5)*
- *One (1) digital copy each of draft and revised final Best Practices and Lessons Learned memorandum and PowerPoint (2.7)*
- *One (1) digital copy each of draft and final SC's Review Meeting proceedings (2.8)*
- *One (1) digital copy of revised material presented to SC (2.9)*

PART II – Existing Conditions Analysis

2.10 **Existing Data** – The Consultant conduct one (1) conference call with MDPROS, NPS-RTCA, and other SC members in order to coordinate existing conditions analysis efforts. The Consultant shall collect existing data from sources as a result to the conference call and other sources identified through Consultant research efforts. The Consultant shall provide MDPROS with a list of the data needed. MDPROS will provide the Consultant with digital and hard copies of available data for the corridor, including any previous studies, GIS maps and/or other available data. Data may include, but not be limited to:

Natural, Cultural, Utilities and Ownership Data:

a) ETDM Summary Reports Planning Screen ROGG Collier County
b) ETDM Summary Reports Programming Screen ROGG Collier County
c) Floodplain and Coastal High Hazards Maps
d) Soils
e) Land cover
f) Threatened and Endangered Species including Areas of Critical Habitat
g) Management/ Resource Conservation Plans for adjacent public lands
h) Archaeological and Cultural Resources
i) Ownership of lands along corridor, public and private
j) Wetlands boundaries
k) National Wetlands Inventory data
l) Proposed projects which may affect greenway
m) Roadways and Right-of-Ways
n) Aerial photography, current and historic
o) Utility corridors
p) Modified Water Deliveries Project
q) Public parks and natural lands boundaries
r) Previously prepared EIS's and EA's for public lands
s) Natural Resource Pollution data
t) Tamiami Trail Scenic Highway Study
u) Tamiami Trail Modification Final EIS/Draft EIS
v) Comprehensive Everglades Restoration Plan (CERP) data
w) Everglades National Park open space inventory data
x) Florida Keys Overseas Heritage Trail Conceptual Plan
y) Maps of significant points of interest

Traffic Data:

a) Traffic volume, safety and accident data
b) Parking and visitation data
c) Existing studies regarding traffic on state and federal lands

The Consultant shall rely on all information supplied by MDPROS as accurate and correct. Additional work required due to inaccurate or incorrect data shall be discussed with MDPROS and gathered as an additional service to this scope of work.

2.11 **Data Review and Summary** – The Consultant will review the data provided by MDPROS and advise MDPROS if additional data is needed to complete the Master Plan. Should the data not be

readily available, MDPROS may request that the Consultant secure the data as an additional service to this scope of work.

2.12 **Literature Review and Summary** – The Consultant will review up to twelve (12) relevant planning studies and capital projects provided by MDPROS. The review of existing studies and projects may include but not be limited to the following:

- Past trail planning efforts
- Federal, State and County Transportation Plans, Park and Recreation Master Plans and Management Plans
- Existing or planned non-motorized facilities within the corridor
- Existing ROGG PD&E study in Collier County
- Existing ROGG Planning Screen reports and Programming Screen reports for Collier County
- Modified Water Deliveries to Everglades National Park
- Tamiami Trail Modification project
- Other regional documents including transportation and environmental plans

The Consultant will identify gaps of information for further study and prepare a draft and final Literature Review and Summary memorandum of engineering, design, legislation, policy, jurisdictional and political challenges associated with the planning, design and construction of the ROGG for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft Literature Review and Summary memorandum and Consultant will revise accordingly one time.

2.13 **Base Map** – The Consultant will prepare a draft Base Map for the project using the information/data provided by MDPROS. The Consultant will prepare the Base Map for two levels of information; one for evaluation of potential alignments, and the second for detailed analysis of existing conditions. The Base Map will be prepared using digital geospatial data in a single compatible electronic format. The Consultant will provide a draft Base Map for MDPROS review.

2.14 **Existing Conditions Assessment** – The Consultant will spend up to ten (10) days assessing and documenting in a preliminary PowerPoint presentation and preliminary Existing Conditions and Opportunities and Constraints (ECOC) Summary existing conditions along the corridor, including identification and evaluation of both natural and cultural resource impacts, opportunities and constraints that are relevant to the planning, design, permitting, and construction of the greenway. Specifically the Consultant will:

- Tour the proposed alignment of the corridor
- Interview stakeholders
- Review and validate maps of existing conditions
- Prepare field conditions notes of existing conditions at a 'landscape' level including natural, cultural, historical and scenic resources
- Document the results of the review of previous EISs, Biological Opinions and EAs
- Document the relevance of other environmental initiatives (e.g. CERP, Panther management and protection)
- Document field notes with photographs where appropriate
- Document obvious impacts of motorized transportation to existing park resources (scientific environmental impact studies are not part of this scope)
- Prepare a summary of opportunities and constraints for development of the greenway, including potential permitting requirements
- Identification of significant points of interest
- Identify potential trail head locations and include potential facility recommendations including parking, rest stops, restrooms, drinking water, concessions and bike rental/service.

An archaeological survey may be managed by MDPROS and prepared for an additional service to the Consultant. The Consultant will prepare a draft Existing Conditions and Opportunities and Constraints Summary Report and PowerPoint presentation for MDPROS review.

2.15 **Staff Review and Revisions** – MDPROS will review the preliminary Base Map, preliminary Existing Conditions and Opportunities and Constraints (ECOC) Summary, and preliminary Exiting Conditions and Opportunities and Constraints PowerPoint prepared by the Consultant. MDPROS will provide Consultant one consolidated set of written review comments and requested edits and the Consultant will revise into a final format accordingly one time.

2.16 **Steering Committee Review Meeting and Revisions** – The Consultant will give a half-day (1/2 day) presentation to the project SC to review finding of the final Existing Conditions and Opportunities and Constraints (ECOC) Summary. All review material will be distributed to SC members by MDPROS one (1) week in advance of SC Review Meeting. Consultant will record comments made during the presentation, take pictures during the meeting and provide a meeting summary. Based on comments during the meeting, the meeting will conclude with an agreement of changes to be incorporated into Existing Conditions and Opportunities and Constraints (ECOC) Summary and PowerPoint. The Consultant will revise the ECOC based on the SC's review comments and requested edits one time. The Consultant will provide revised draft and final meeting notes for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on revised draft ECOC and meeting summary. The Consultant will revise accordingly one time and submit to MDPROS. MDPROS will be responsible for all meeting logistics, including inviting participants and reserving meeting space.

2.17 **Primary Stakeholders and Agency Review Meeting** – The Consultant will give a half-day (1/2 day) presentation to the Primary Stakeholders and Agencies to review findings of the final Existing Conditions and Opportunities and Constraints (ECOC) Summary. Consultant will record comments made during the presentation, take pictures during the meeting and provide a meeting summary. The presentation and discussion will conclude with an agreement of changes to be incorporated into final Existing Conditions and Opportunities and Constraints (ECOC) Summary and PowerPoint based on the stakeholders and Agencies comments. The Consultant will provide a draft and final meeting summary for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft meeting summary and Consultant will revise accordingly one time. MDPROS will be responsible for all meeting logistics, including inviting participants and reserving meeting space. Consultant will provide a final ECOC report as a final deliverable of this task.

Part II Deliverables. As a result of these tasks, the Consultant shall produce:

- *One (1) digital copy of draft Data Needed and Format Required List (2.10)*
- *One (1) digital copy of draft Additional Data Needed List (2.11)*
- *One (1) digital copy of draft and final Data Review Summary (2.11)*
- *One (1) digital copy of preliminary Literature Review Summary (2.12)*
- *One (1) printed and one (1) digital copy each of preliminary Base Map (2.13)*
- *One (1) digital copy of preliminary Existing Conditions and Opportunities and Constraints Summary and PowerPoint (2.14)*
- *One (1) digital copy each of final Existing Conditions and Opportunities and Constraints Summary and PowerPoint (2.15)*
- *One (1) digital copy each of draft and final SC's Review Meeting summary (2.16)*
- *One (1) digital copy each of draft and final Primary Stakeholder and Agencies Review Meeting summary (2.17)*

PART III – Conceptual Corridor Vision

2.18 **Planning Area Work Sessions** – The Consultant will plan and facilitate a three to five day (3-5

day) work session in each of the following four areas of the corridor:

Planning Area 1. - Marco Island/ Naples Area
Planning Area 2. - Everglades City
Planning Area 3. - Miccosukee Indian Reservation / Shark Valley
Planning Area 4. - Miami-Dade County

NPS-RTCA will be responsible for coordinating participation of Advisory Board Members during each planning area work session. MDPROS will be responsible for all meeting logistics, including inviting participants, advertising meetings, and reserving meeting space. The Consultant will record comments made during the public workshop and take pictures. The Consultant will prepare for MDPROS review in advance all work session presentation materials.

A preliminary typical agenda for each of the four planning area work sessions includes:

a) Public Workshop, including presentation of findings from the final Existing Conditions and Opportunities and Constraints (ECOC) Summary regarding demand for recreation and transportation amenities and activities and/or other desires, concerns, opportunities and issues along with conducting stakeholder interviews in correlation to the specific planning area location.

b) Planning Team Work Session to develop planning concepts and alternatives for the corridor, including:

- Proposed route(s) for the Greenway
- Location(s) of current and potential trailheads and gateway opportunities
- Typical trailhead and trip-end program and plan(s), including one trailhead east of Krome Ave.
- Potential connections to other trails, transit, multi-modal transportation, public facilities and community destinations
- 'Hot Spots' (areas of concern to be resolved in a future design stage) such as environmental concerns and potential conflicts due to proximity of private property i.e. U.S. 41 at Shark Valley roadway crossing and typical Army Corps water control structures.
- Typical trail cross sections or sketches (up to 12 rendered plan/section sketches per each of the four areas of the greenway)
- Intersection and access points
- Opportunities for interpretive signage at significant resources
- Identification of trail destinations, trailside features and other facilities for observation, interpretation, education and refreshment

The Consultant will record comments made during the workshop presentations, take pictures during the meeting and provide meeting summaries for each presentation. The Consultant will provide draft meeting summaries and Planning Session presentation material for MDPROS review. MDPROS will provide Consultant one consolidated set of written comments and requested edits on meeting summaries and Planning Session presentation material for Consultant to revise accordingly one time.

2.19 **Refinement of Draft Conceptual Master Plans** – The Consultant will prepare a preliminary Conceptual Master Plan PowerPoint presentation summarizing the results of each of the planning area work session as outlined above. Where alternatives are proposed, the Consultant will prepare an evaluation matrix for MDPROS review and recommend a preferred alternative based on the following minimum criteria:

- Effective transportation alternatives

- Safety
- Connectivity, including multi-modal
- Multi-modal opportunities to reduce impacts to federal lands
- Environmental impacts
- Quality of experience (educational and culturally)
- Aesthetics
- Costs
- Permitting requirements
- Potential partnerships
- Land Agency priorities

A Refined Conceptual Master Plan, based on task 2.18, will be prepared by the Consultant for review by MDPROS.

2.20 **Conceptual Master Plan Cost Estimate** – The Consultant will prepare preliminary budget level cost estimates based on refined conceptual plans prepared for Task 2.19 for MDPROS review. The budget level cost estimates will include all defined alternatives ranked according to the criteria outlined in Task 2.19.

2.21 **Summary of Alternative Transportation Capacity, Use and Reduction of Impacts** – Based on the refined conceptual plans, the Consultant will prepare a preliminary summary of projected reduction of vehicle traffic count and accidents, and parking lot and visitor site entrance congestion due to constraints of ROGG as provided by data from Task 2.10 for MDPROS review. The Consultant will also summarize any projected reductions in vehicle-based environmental damage, based on observations during the existing conditions assessment and the review of previous studies.

2.22 **Benefits Analysis** – The Consultant will prepare a preliminary summary of other projected benefits from the proposed corridor vision, including improved access to communities, transit, employment and community facilities; reduced pollution; reduced environmental impacts; improved and newly created access to cultural and natural resources; health / wellness improvement and benefits data for MDPROS review.

2.23 **Conceptual Master Plan and Summary of Benefits PowerPoint** – The Consultant will prepare a preliminary PowerPoint summarizing the preliminary Refined Conceptual Master Plan, preliminary Conceptual Master Plan Cost Estimate, preliminary Summary of Alternative Transportation Capacity and Use, and preliminary Summary of Benefits for MDPROS review.

2.24 **Staff Review and Revisions** – MDPROS will review the preliminary Refined Conceptual Master Plan, preliminary Conceptual Master Plan Cost Estimate, preliminary Summary of Alternative Transportation Capacity and Use, and preliminary Summary of Benefits, and preliminary Conceptual Master Plan and Summary of Benefits PowerPoint presentation prepared by the Consultant. MDPROS will provide Consultant one consolidated set of written review comments and requested edits from MDPROS on preliminary items and Consultant will revise material for draft format accordingly one time.

2.25 **Steering Committee Review Meeting** – The Consultant will give a half-day (1/2 day) presentation to the SC to review draft Refined Conceptual Master Plan, draft Conceptual Master Plan Cost Estimate, draft Summary of Alternative Transportation Capacity and Use, and draft Summary of Benefits, and draft Conceptual Master Plan and Summary of Benefits PowerPoint presentation prepared by the Consultant. All review material will be distributed to SC members by MDPROS one (1) week in advance of SC Review Meeting. Consultant will record comments made during the presentation, take pictures during the meeting and provide a meeting summary. The presentation and discussion will conclude with an agreement of changes to be incorporated into final material based on the SC's comments. The Consultant will provide draft and final

meeting summaries for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on meeting summary and Consultant will revise accordingly one time. MDPROS will be responsible for all meeting logistics, including inviting participants and reserving meeting space.

2.26 **Steering Committee Presentation Revisions** – The Consultant will revise the draft Refined Conceptual Master Plan, draft Conceptual Master Plan Cost Estimate, draft Summary of Alternative Transportation Capacity and Use, and draft Summary of Benefits, and draft Conceptual Master Plan and Summary of Benefits PowerPoint presentation per comments agreed to in Task 2.25 and provide MDPROS with a final format of material one time.

2.27 **Public Presentations** – The Consultant will present the final Conceptual Master Plan and Summary of Benefits PowerPoint presentation up to four (4) times at various meetings and take pictures during the meetings. The purpose of the presentations is to educate and inform public, professionals and elected officials of the ROGG conceptual plans and benefits. MDPROS will be responsible for determining participants, inviting attendees, coordinating the venues and scheduling the presentations. The Consultant will record comments made during the presentation, take pictures during the meetings and provide meeting summaries for each presentation. The Consultant will provide one (1) digital copy of draft and final meeting summaries for MDPROS review for each presentation and will maintain a list of contact information and sign-in sheets. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft meeting summaries and Consultant will revise accordingly one time for each presentation.

Part III Deliverables. As a result of these tasks, the Consultant shall produce:

- *One (1) digital copy of draft and final meeting summaries and planning session presentation material from each work sessions (2.18)*
- *One (1) digital copy of preliminary Conceptual Master Plan PowerPoint and Evaluation Matrix (2.19)*
- *One (1) digital copy of preliminary Conceptual Master Plan Cost Estimate in Excel (2.20)*
- *One (1) digital copy of preliminary Summary of Alternative Transportation Capacity and Use (2.21)*
- *One (1) digital copy of preliminary Summary of Benefits (2.22)*
- *One (1) digital copy of preliminary Conceptual Master Plan and Benefits PowerPoint (2.23)*
- *One (1) digital copy draft Concept Master Plan, draft Conceptual Master Plan Cost Estimate, draft Summary of Alternative Transportation Capacity and Use, draft Summary of Benefits, and draft Conceptual Master Plan and Benefits PowerPoint (2.24)*
- *One (1) digital copy each of draft and final SC's Review Meeting summary (2.25)*
- *One (1) digital copy final Concept Master Plan, final Conceptual Master Plan Cost Estimate, final Summary of Alternative Transportation Capacity and Use, final Summary of Benefits, and final Conceptual Master Plan and Benefits PowerPoint (2.26)*
- *One (1) digital copy of draft and final Public Presentation summaries for each meeting, Contact List in Excel format, and Sign-In Sheets (2.27)*

Part IV – Implementation Plan

2.28 **Identification of Funding** – The Consultant will research and summarize potential funding sources. The Consultant will compile available funding information into a draft memorandum and submit to MDPROS for review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits, and Consultant will revise accordingly one time.

2.29 **Implementation Workshop** – The Consultant will conduct a one-half (1/2) day Implementation

Workshop with the SC to review the estimate of costs, and to discuss various Implementation Strategies for the ROGG, including both public and private initiatives. A preliminary agenda for the workshop includes:

- Review of the final Conceptual Master Plan and final Conceptual Master Plan Cost Estimate
- Development of a list of potential partnerships
- Development of a needs and priorities summary
- Review and recommend priorities for current 5-year MPO TIP (Miami-Dade County and Collier County MPOs)
- Determination of top spending priorities
- Development of funding, phasing plans and implementation strategies for 5, 10, 25 year periods

The Consultant will record comments made during the workshop, take pictures during the workshop and provide workshop summary. The Consultant will provide draft and final workshop summaries for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on meeting notes and Consultant will revise accordingly one time.

MDPROS will be responsible for determining participants, inviting attendees and coordinating the venues.

2.30 **Project Management Plan** – The Consultant will develop a preliminary summary of project partnerships and sponsors; short and long term maintenance and upkeep initiatives; and create a preliminary Financial Management Plan identifying operating and maintenance needs for MDPROS review.

2.31 **Cost Benefits Analysis** – The Consultant will develop a preliminary summary of cost benefits based on potential greenway alternative routes identified in Task 2.19, costs from Task 2.20 and benefits from Task 2.22 for MDPROS review.

2.32 **Implementation Plan** – The Consultant will develop a preliminary Implementation Plan which will include summaries from Tasks 2.28 – 2.31 and potential permitting needs. The Consultant will provide five (5) printed color copies and one (1) digital copy of the Draft Implementation Plan for MDPROS review.

2.33 **Staff Review and Revisions** – MDPROS will review the preliminary Implementation Plan prepared by the Consultant. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft Implementation Plan and Consultant will revise review material to a draft format accordingly one time and provide twelve (12) printed copies and one (1) digital copy to MDPROS for distribution to SC for review.

2.34 **Steering Committee Review Meeting** – The Consultant will attend a half-day (1/2 day) meeting with the SC to review and discuss the draft Implementation Plan and agree upon changes to be incorporated into the final Implementation Plan based on the SC comments. All review material will be distributed to SC members by MDPROS one (1) week in advance of SC Review Meeting. Consultant will record comments made during the presentation, take pictures during the meeting and provide meeting summary. The Consultant will provide draft and final meeting summary for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on meeting summary and Consultant will revise accordingly one time. MDPROS will be responsible for all meeting logistics, including inviting participants and reserving meeting space.

2.35 **Steering Committee Presentation Revisions** – The Consultant will revise the draft

Implementation Plan per comments agreed to in Task 2.34 into a final format. The Consultant will submit twelve (12) printed final Implementation Plans and one (1) digital copy to MDPROS.

Part IV Deliverables. As a result of these tasks, the Consultant shall produce:

- *One (1) digital copy of draft funding memorandum (2.28)*
- *One (1) digital copy each of draft and final Implementation Workshop summaries (2.29)*
- *One (1) digital copy each of preliminary Project Management Plan (2.30)*
- *One (1) digital copy each of preliminary Cost Benefits Analysis (2.31)*
- *Five (5) printed and one (1) digital copy of the preliminary Implementation Plan (2.32)*
- *One (1) digital copy of draft Implementation Plan (2.33)*
- *One (1) digital copy each of draft and final of SC's Review Meeting summaries (2.34)*
- *Twelve (12) printed and one (1) digital copy of final Implementation Plan based on SC comments (2.35)*

Part V – Feasibility Study and Master Plan Report

2.36 **Feasibility Study and Master Plan Report** – The Consultant will prepare a preliminary Feasibility Study and Master Plan report which will include work completed as Part I-IV of this scope. The Consultant will provide five (5) printed color copies of draft report and one (1) digital copy of report for MDPROS review.

2.37 **Staff Review and Revisions** – MDPROS will review preliminary Feasibility Study and Master Plan report prepared by the Consultant. MDPROS will provide Consultant one consolidated set of written comments and requested edits and Consultant will revise accordingly one time. The Consultant will produce up to twelve (12) printed copies and one (1) digital copy of draft Feasibility Study and Master Plan to MDPROS for distribution to SC.

2.38 **Steering Committee Review Meeting** – The Consultant will attend a half-day (1/2 day) meeting with the SC to review and discuss the draft Feasibility Study and Master Plan report and agree upon changes to be incorporated into a final Feasibility Study and Master Plan report based on the SC's review comments. All review material will be distributed to SC members by MDPROS one (1) week in advance of SC Review Meeting. The Consultant shall record comments made during the meeting and take pictures and provide meeting summary for MDPROS review. MDPR will provide one consolidated set of written review comments and requested edits on summaries and Consultant will revise accordingly one time. MDPROS will be responsible for all meeting logistics, including inviting participants and reserving meeting space.

2.39 **Final Feasibility Study and Master Plan Report - SC Revisions** – The Consultant will revise the draft Feasibility Study and Master Plan report per comments agreed to in Task 2.38 and produce a final Feasibility Study and Master Plan.

2.40 **Presentation Materials** – The Consultant will provide a draft Executive Summary 11x17" glossy finish graphic booklet, a one-page graphic 'Sales Brochure,' and up to eight (8) sample 24x26" graphic display boards highlighting the significant elements of the final Feasibility Study and Master Plan for MDPROS review.

2.41 **Final Report Web Content** – The Consultant will prepare draft Web Content of the final Feasibility Study and Master Plan report that includes text prepared in Microsoft Word and corresponding images for MDPROS review. MDPROS will be responsible for posting all web content to ROGG.

2.42 **Project PowerPoint Presentation** – The Consultant will prepare a draft Project PowerPoint presentation of the project highlighting significant principles of the final Feasibility Study and

Master Plan report for MDPROS review.

2.43 **Revisions of Presentation Materials and Project Presentation** – MDPROS will review the draft Executive Summary booklet, draft Sales Brochure, draft Display Boards, draft Web Content, and draft Project PowerPoint. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on printed material and presentation and the Consultant will revise accordingly one time. Consultant will meet with MDPROS staff for a half (1/2) day meeting to review written comments and requested edits. The Consultant will incorporate agreed upon written comments and edits and produce one hundred fifty (150) color copies each of final Executive Summary booklet and final Sales Brochure; eight (8) printed and mounted final Display Boards; one (1) digital copy of final Web Content; twenty-five (25) printed copies of final Feasibility Study and Master Plan report; one (1) digital (PDF) copy of all material produced; one (1) digital copy of final Project PowerPoint; three (3) DVD record sets of all research, graphics, report, and presentation material produced during the project.

2.44 **Final Presentations –** The Consultant will present the final Project PowerPoint presentation up to six (6) times at various public presentations, commission, council, or coalition meetings. The purpose of the final presentations is to educate and inform residents, professionals and elected officials of the ROGG Feasibility Study and Master Plan report. The Consultant will record comments made during each presentation, take pictures during each meeting and provide meeting notes for each presentation. The Consultant will provide draft and final meeting summaries for MDPROS review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft meeting summaries for each presentation and Consultant will revise accordingly one time.

MDPROS, with assistance from NPS-RTCA, will be responsible for determining participants, advertising the presentations, inviting attendees, coordinating the venues and scheduling the presentations.

Part V Deliverables. As a result of these tasks, the Consultant shall produce:

- *Five (5) printed and one (1) digital copy of the preliminary Feasibility Study and Master Plan (2.36)*
- *Twelve (12) printed and one (1) digital copy of draft Feasibility Study and Master Plan (2.37)*
- *One (1) digital copy each of draft and final of SC's Review Meeting summaries (2.38)*
- *One (1) digital copy each of draft Executive Summary booklet, draft Sales Brochure, draft Display Boards (2.40)*
- *One (1) digital copy of draft Web Content (2.41)*
- *One (1) digital copy of draft Project PowerPoint presentation (2.42)*
- *One (1) digital copy each of final Executive Summary booklet, final Sales Brochure, final Display Boards, final Web Content, and final Project PowerPoint presentation (2.43)*
- *One Hundred Fifty (150) printed and one (1) digital copies of final Executive Summary and Sales Brochure (2.43)*
- *Eight (8) printed 24x36" mounted final Display Boards (2.43)*
- *Twenty-Five (25) printed and one (1) digital copy of final Feasibility Study and Master Plan (2.43)*
- *Three (3) DVD record sets of all research, graphics, report, and presentation material produced during the project (2.43)*
- *One (1) digital copy of draft and final presentations meeting summaries for each meeting (2.44)*

Part VI – Efficient Transportation Decision Making (ETDM)

2.45 **ETDM Planning Screen Upload** – The Consultant will prepare draft Project Description statement and draft Purpose and Need statement only for portion of project in Miami-Dade

County for the Florida Department of Transportation's (FDOT) ETDM website for review by MDPROS. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft upload ETDM documents and Consultant will revise accordingly one time.

2.46 **ETDM Planning Screen Summary Report Review** – The Consultant will review two ETDM Planning Screen summary reports only for portion of project in Miami-Dade County and provide a Condensed Summary of Planning Screen memorandum to MDPROS for review. MDPROS will provide Consultant one written set of consolidated comments and requested edits on summary of Planning Screen Summary Reports and Consultant will revise accordingly one time.

2.47 **ETDM Programming Screen Upload** – The Consultant will prepare revised draft Project Description statement and draft Purpose and Need statement only for portion of project in Miami-Dade County for the FDOT ETDM website for review by MDPROS. The Consultant will review two ETDM Programming Screen summary reports only for portion of project in Miami-Dade County and provide written summary of summary report to MDPROS for review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on draft upload ETDM documents and Consultant will revise accordingly one time.

2.48 **ETDM Programming Screen Summary Report Review** – The Consultant will review the ETDM Programming Screen summary reports only for portion of project in Miami-Dade County and provide a Condensed Summary of Programming Screen memorandum to MDPROS for review. MDPROS will provide Consultant one consolidated set of written review comments and requested edits on summary of Programming Screen Summary Reports and Consultant will revise accordingly one time.

2.49 **PD&E Scope Development** – The Consultant will prepare a draft Project Development & Environment (PD&E) scope based on the final results and recommendations of the ETDM Programming Screen and meet with FDOT ETDM Coordinator for a half (1/2) day meeting. MDPROS will provide Consultant one consolidated set of written review comments and requested edits. The Consultant will revise accordingly one time and provide MDPROS with a final Project Development & Environment (PD&E) scope.

Part VI Deliverables. As a result of these tasks, the Consultant shall produce:

- *One (1) digital copy each of draft and final Project Description and Purpose and Need Statement (2.45)*
- *One (1) digital copy each of draft and final Condensed Summary of Planning Screen memorandum for each ETDM Planning Screen Summary Report (2.46)*
- *One (1) digital copy each of draft and final Project Description and Purpose and Need Statement (2.47)*
- *One (1) digital copy of draft and final Condensed Summary of Programming Screen memorandum for each ETDM Planning Screen Summary Report (2.48)*
- *One (1) digital copy of meeting summary for coordination meeting with FDOT ETDM Coordinator (2.49)*
- *One (1) digital copy each of draft and final PD&E Scope (2.49)*

Consultant Responsibilities
MDPROS Responsibilities
Coordinated Meetings

ATTACHMENT D: ROGG STATEMENT OF WORK BUDGET

1. **Pre-planning** (Project Coord., Comp Review, Best Practices & Lessons Learned)	$57,712
2. **Existing Conditions Analysis** (Data Review, Literature Review, Base Map, Exist. Cond. Assess.)	$131,121
3. **Conceptual Corridor Vision** (Conceptual Plans and Cost Est., PPT, etc...	$77,781
4. **Summary of Alt. Trans. Capacity and Use**	$29,392
5. **Benefits Analysis**	$28,424
6. **Implementation Plan** (Funding, PM, Cost Benefits Analysis, etc...)	$44,897
7. **Feasibility Study and Master Plan** (Report, Web Content, PPT, Etc..)	$120,830
8. **Efficient Transportation Decision Making (ETDM)** (Screenings Upload and PD&E Scope)	$28,601
9. **Public Involvement** (SC, AB, Stakeholder Agency, Work Sessions, Presentations, etc...)	$281,221
10. **Project Management**	$200,021
TOTAL	**$1,000,000**

ATTACHMENT E - NEPA

NATIONAL ENVIRONMENTAL POLICY ACT OF 1969, as amended

(Pub. L. 91-190, 42 U.S.C. 4321-4347, January 1, 1970, as amended by Pub. L. 94-52, July 3, 1975, Pub. L. 94-83, August 9, 1975, and Pub. L. 97-258, § 4(b), Sept. 13, 1982)

An Act to establish a national policy for the environment, to provide for the establishment of a Council on Environmental Quality, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "National Environmental Policy Act of 1969."

Purpose

Sec. 2 [42 USC § 4321].

The purposes of this Act are: To declare a national policy which will encourage productive and enjoyable harmony between man and his environment; to promote efforts which will prevent or eliminate damage to the environment and biosphere and stimulate the health and welfare of man; to enrich the understanding of the ecological systems and natural resources important to the Nation; and to establish a Council on Environmental Quality.

TITLE I

CONGRESSIONAL DECLARATION OF NATIONAL ENVIRONMENTAL POLICY

Sec. 101 [42 USC § 4331].

(a) The Congress, recognizing the profound impact of man's activity on the interrelations of all components of the natural environment, particularly the profound influences of population growth, high-density urbanization, industrial expansion, resource exploitation, and new and expanding technological advances and recognizing further the critical importance of restoring and maintaining environmental quality to the overall welfare and development of man, declares that it is the continuing policy of the Federal Government, in cooperation with State and local governments, and other concerned public and private organizations, to use all practicable means and measures, including financial and technical assistance, in a manner calculated to foster and promote the general welfare, to create and maintain conditions under which man and nature can exist in productive harmony, and fulfill the social, economic, and other requirements of present and future generations of Americans.

(b) In order to carry out the policy set forth in this Act, it is the continuing responsibility of the Federal Government to use all practicable means, consistent with other essential considerations of national policy, to improve and coordinate Federal plans, functions, programs, and resources to the end that the Nation may --

1. fulfill the responsibilities of each generation as trustee of the environment for succeeding generations;
2. assure for all Americans safe, healthful, productive, and aesthetically and culturally pleasing surroundings;
3. attain the widest range of beneficial uses of the environment without degradation, risk to health or safety, or other undesirable and unintended consequences;
4. preserve important historic, cultural, and natural aspects of our national heritage, and maintain, wherever possible, an environment which supports diversity, and variety of individual choice;
5. achieve a balance between population and resource use which will permit high standards of living and a wide sharing of life's amenities; and
6. enhance the quality of renewable resources and approach the maximum attainable recycling of depletable resources.

(c) The Congress recognizes that each person should enjoy a healthful environment and that each person has a responsibility to contribute to the preservation and enhancement of the environment.

Sec. 102 [42 USC § 4332].

The Congress authorizes and directs that, to the fullest extent possible: (1) the policies, regulations, and public laws of the United States shall be interpreted and administered in accordance with the policies set forth in this Act, and (2) all agencies of the Federal Government shall --

(A) utilize a systematic, interdisciplinary approach which will insure the integrated use of the natural and social sciences and the environmental design arts in planning and in decisionmaking which may have an impact on man's environment;

(B) identify and develop methods and procedures, in consultation with the Council on Environmental Quality established by title II of this Act, which will insure that presently unquantified environmental amenities and values may be given appropriate consideration in decisionmaking along with economic and technical considerations;

(C) include in every recommendation or report on proposals for legislation and other major Federal actions significantly affecting the quality of the human environment, a detailed statement by the responsible official on --

(i) the environmental impact of the proposed action,

(ii) any adverse environmental effects which cannot be avoided should the proposal be implemented,

(iii) alternatives to the proposed action,

(iv) the relationship between local short-term uses of man's environment and the maintenance and enhancement of long-term productivity, and

(v) any irreversible and irretrievable commitments of resources which would be involved in the proposed action should it be implemented.

Prior to making any detailed statement, the responsible Federal official shall consult with and obtain the comments of any Federal agency which has jurisdiction by law or special expertise with respect to any environmental impact involved. Copies of such statement and the comments and views of the appropriate Federal, State, and local agencies, which are authorized to develop and enforce environmental standards, shall be made available to the President, the Council on Environmental Quality and to the public as provided by section 552 of title 5, United States Code, and shall accompany the proposal through the existing agency review processes;

(D) Any detailed statement required under subparagraph (C) after January 1, 1970, for any major Federal action funded under a program of grants to States shall not be deemed to be legally insufficient solely by reason of having been prepared by a State agency or official, if:

(i) the State agency or official has statewide jurisdiction and has the responsibility for such action,

(ii) the responsible Federal official furnishes guidance and participates in such preparation,

(iii) the responsible Federal official independently evaluates such statement prior to its approval and adoption, and

(iv) after January 1, 1976, the responsible Federal official provides early notification to, and solicits the views of, any other State or any Federal land management entity of any action or any alternative thereto which may have significant impacts upon such State or affected Federal land management entity and, if there is any disagreement on such impacts, prepares a written assessment of such impacts and views for incorporation into such detailed statement.

The procedures in this subparagraph shall not relieve the Federal official of his responsibilities for the scope, objectivity, and content of the entire statement or of any other responsibility under this Act; and further, this subparagraph does not affect the legal sufficiency of statements prepared by State agencies with less than statewide jurisdiction.

(E) study, develop, and describe appropriate alternatives to recommended courses of action in any proposal which involves unresolved conflicts concerning alternative uses of available resources;

(F) recognize the worldwide and long-range character of environmental problems and, where consistent with the foreign policy of the United States, lend appropriate support to initiatives, resolutions, and programs designed to maximize international cooperation in anticipating and preventing a decline in the quality of mankind's world environment;

(G) make available to States, counties, municipalities, institutions, and individuals, advice and information useful in restoring, maintaining, and enhancing the quality of the environment;

(H) initiate and utilize ecological information in the planning and development of resource-oriented projects; and

(I) assist the Council on Environmental Quality established by title II of this Act.

Sec. 103 [42 USC § 4333].

All agencies of the Federal Government shall review their present statutory authority, administrative regulations, and current policies and procedures for the purpose of determining whether there are any deficiencies or inconsistencies therein which prohibit full compliance with the purposes and provisions of this Act and shall propose to the President not later than July 1, 1971, such measures as may be necessary to bring their authority and policies into conformity with the intent, purposes, and procedures set forth in this Act.

Sec. 104 [42 USC § 4334].

Nothing in section 102 [42 USC § 4332] or 103 [42 USC § 4333] shall in any way affect the specific statutory obligations of any Federal agency (1) to comply with criteria or standards of environmental quality, (2) to coordinate or consult with any other Federal or State agency, or (3) to act, or refrain from acting contingent upon the recommendations or certification of any other Federal or State agency.

Sec. 105 [42 USC § 4335].

The policies and goals set forth in this Act are supplementary to those set forth in existing authorizations of Federal agencies.

TITLE II

COUNCIL ON ENVIRONMENTAL QUALITY

Sec. 201 [42 USC § 4341].

The President shall transmit to the Congress annually beginning July 1, 1970, an Environmental Quality Report (hereinafter referred to as the "report") which shall set forth (1) the status and condition of the major natural, manmade, or altered environmental classes of the Nation, including, but not limited to, the air, the aquatic,

including marine, estuarine, and fresh water, and the terrestrial environment, including, but not limited to, the forest, dryland, wetland, range, urban, suburban an rural environment; (2) current and foreseeable trends in the quality, management and utilization of such environments and the effects of those trends on the social, economic, and other requirements of the Nation; (3) the adequacy of available natural resources for fulfilling human and economic requirements of the Nation in the light of expected population pressures; (4) a review of the programs and activities (including regulatory activities) of the Federal Government, the State and local governments, and nongovernmental entities or individuals with particular reference to their effect on the environment and on the conservation, development and utilization of natural resources; and (5) a program for remedying the deficiencies of existing programs and activities, together with recommendations for legislation.

Sec. 202 [42 USC § 4342].

There is created in the Executive Office of the President a Council on Environmental Quality (hereinafter referred to as the "Council"). The Council shall be composed of three members who shall be appointed by the President to serve at his pleasure, by and with the advice and consent of the Senate. The President shall designate one of the members of the Council to serve as Chairman. Each member shall be a person who, as a result of his training, experience, and attainments, is exceptionally well qualified to analyze and interpret environmental trends and information of all kinds; to appraise programs and activities of the Federal Government in the light of the policy set forth in title I of this Act; to be conscious of and responsive to the scientific, economic, social, aesthetic, and cultural needs and interests of the Nation; and to formulate and recommend national policies to promote the improvement of the quality of the environment.

Sec. 203 [42 USC § 4343].

(a) The Council may employ such officers and employees as may be necessary to carry out its functions under this Act. In addition, the Council may employ and fix the compensation of such experts and consultants as may be necessary for the carrying out of its functions under this Act, in accordance with section 3109 of title 5, United States Code (but without regard to the last sentence thereof).

(b) Notwithstanding section 1342 of Title 31, the Council may accept and employ voluntary and uncompensated services in furtherance of the purposes of the Council.

Sec. 204 [42 USC § 4344].

It shall be the duty and function of the Council --

1. to assist and advise the President in the preparation of the Environmental Quality Report required by section 201 [42 USC § 4341] of this title;
2. to gather timely and authoritative information concerning the conditions and trends in the quality of the environment both current and prospective, to analyze and interpret such information for the purpose of determining whether such conditions and trends are interfering, or are likely to interfere, with the achievement of the policy set forth in title I of this Act, and to compile and submit to the President studies relating to such conditions and trends;
3. to review and appraise the various programs and activities of the Federal Government in the light of the policy set forth in title I of this Act for the purpose of determining the extent to which such programs and activities are contributing to the achievement of such policy, and to make recommendations to the President with respect thereto;
4. to develop and recommend to the President national policies to foster and promote the improvement of environmental quality to meet the conservation, social, economic, health, and other requirements and goals of the Nation;
5. to conduct investigations, studies, surveys, research, and analyses relating to ecological systems and environmental quality;
6. to document and define changes in the natural environment, including the plant and animal systems, and to accumulate necessary data and other information for a continuing analysis of these changes or trends and an interpretation of their underlying causes;
7. to report at least once each year to the President on the state and condition of the environment; and
8. to make and furnish such studies, reports thereon, and recommendations with respect to matters of policy and legislation as the President may request.

Sec. 205 [42 USC § 4345].

In exercising its powers, functions, and duties under this Act, the Council shall --

1. consult with the Citizens' Advisory Committee on Environmental Quality established by Executive Order No. 11472, dated May 29, 1969, and with such representatives of science, industry, agriculture, labor, conservation organizations, State and local governments and other groups, as it deems advisable; and
2. utilize, to the fullest extent possible, the services, facilities and information (including statistical information) of public and private agencies and organizations, and individuals, in order that duplication of effort and expense may be avoided, thus assuring that the Council's activities will not unnecessarily overlap or conflict with similar activities authorized by law and performed by established agencies.

Sec. 206 [42 USC § 4346].

Members of the Council shall serve full time and the Chairman of the Council shall be compensated at the rate provided for Level II of the Executive Schedule Pay Rates [5 USC § 5313]. The other members of the Council shall be compensated at the rate provided for Level IV of the Executive Schedule Pay Rates [5 USC § 5315].

Sec. 207 [42 USC § 4346a].

The Council may accept reimbursements from any private nonprofit organization or from any department, agency, or instrumentality of the Federal Government, any State, or local government, for the reasonable travel expenses incurred by an officer or employee of the Council in connection with his attendance at any conference, seminar, or similar meeting conducted for the benefit of the Council.

Sec. 208 [42 USC § 4346b].

The Council may make expenditures in support of its international activities, including expenditures for: (1) international travel; (2) activities in implementation of international agreements; and (3) the support of international exchange programs in the United States and in foreign countries.

Sec. 209 [42 USC § 4347].

There are authorized to be appropriated to carry out the provisions of this chapter not to exceed $300,000 for fiscal year 1970, $700,000 for fiscal year 1971, and $1,000,000 for each fiscal year thereafter.

The Environmental Quality Improvement Act, as amended (Pub. L. No. 91- 224, Title II, April 3, 1970; Pub. L. No. 97-258, September 13, 1982; and Pub. L. No. 98-581, October 30, 1984.

42 USC § 4372.

(a) There is established in the Executive Office of the President an office to be known as the Office of Environmental Quality (hereafter in this chapter referred to as the "Office"). The Chairman of the Council on Environmental Quality established by Public Law 91-190 shall be the Director of the Office. There shall be in the Office a Deputy Director who shall be appointed by the President, by and with the advice and consent of the Senate.

(b) The compensation of the Deputy Director shall be fixed by the President at a rate not in excess of the annual rate of compensation payable to the Deputy Director of the Office of Management and Budget.

(c) The Director is authorized to employ such officers and employees (including experts and consultants) as may be necessary to enable the Office to carry out its functions ;under this chapter and Public Law 91-190, except that he may employ no more than ten specialists and other experts without regard to the provisions of Title 5, governing appointments in the competitive service, and pay such specialists and experts without regard to the provisions of chapter 51 and subchapter III of chapter 53 of

such title relating to classification and General Schedule pay rates, but no such specialist or expert shall be paid at a rate in excess of the maximum rate for GS-18 of the General Schedule under section 5332 of Title 5.

(d) In carrying out his functions the Director shall assist and advise the President on policies and programs of the Federal Government affecting environmental quality by --

1. providing the professional and administrative staff and support for the Council on Environmental Quality established by Public Law 91- 190;
2. assisting the Federal agencies and departments in appraising the effectiveness of existing and proposed facilities, programs, policies, and activities of the Federal Government, and those specific major projects designated by the President which do not require individual project authorization by Congress, which affect environmental quality;
3. reviewing the adequacy of existing systems for monitoring and predicting environmental changes in order to achieve effective coverage and efficient use of research facilities and other resources;
4. promoting the advancement of scientific knowledge of the effects of actions and technology on the environment and encouraging the development of the means to prevent or reduce adverse effects that endanger the health and well-being of man;
5. assisting in coordinating among the Federal departments and agencies those programs and activities which affect, protect, and improve environmental quality;
6. assisting the Federal departments and agencies in the development and interrelationship of environmental quality criteria and standards established throughout the Federal Government;
7. collecting, collating, analyzing, and interpreting data and information on environmental quality, ecological research, and evaluation.

(e) The Director is authorized to contract with public or private agencies, institutions, and organizations and with individuals without regard to section 3324(a) and (b) of Title 31 and section 5 of Title 41 in carrying out his functions.

42 USC § 4373. Each Environmental Quality Report required by Public Law 91-190 shall, upon transmittal to Congress, be referred to each standing committee having jurisdiction over any part of the subject matter of the Report.

42 USC § 4374. There are hereby authorized to be appropriated for the operations of the Office of Environmental Quality and the Council on Environmental Quality not to exceed the following sums for the following fiscal years which sums are in addition to those contained in Public Law 91- 190:

(a) $2,126,000 for the fiscal year ending September 30, 1979.

(b) $3,000,000 for the fiscal years ending September 30, 1980, and September 30, 1981.

(c) $44,000 for the fiscal years ending September 30, 1982, 1983, and 1984.

(d) $480,000 for each of the fiscal years ending September 30, 1985 and 1986.

42 USC § 4375.

(a) There is established an Office of Environmental Quality Management Fund (hereinafter referred to as the "Fund") to receive advance payments from other agencies or accounts that may be used solely to finance --

1. study contracts that are jointly sponsored by the Office and one or more other Federal agencies; and
2. Federal interagency environmental projects (including task forces) in which the Office participates.

(b) Any study contract or project that is to be financed under subsection (a) of this section may be initiated only with the approval of the Director.

(c) The Director shall promulgate regulations setting forth policies and procedures for operation of the Fund.

ATTACHMENT F: STANDARD FORM 424 - APPLICATION for FEDERAL ASSISTANCE

APPLICATION FOR FEDERAL ASSISTANCE — Version 7/03

2. DATE SUBMITTED 12-13-2011	Applicant Identifier	
3. DATE RECEIVED BY STATE	State Application Identifier	
4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier	

1. TYPE OF SUBMISSION:

Application	Pre-application
☐ Construction	☐ Construction
☑ Non-Construction	☐ Non-Construction

5. APPLICANT INFORMATION

Legal Name: Miami Dade County Parks, Recreation and Open Spaces Department	**Organizational Unit:** Department: Department of the Interior
Organizational DUNS: 11-427-6590	Division: SERO - National Park Service
Address: Street: 275 NW 2nd St	**Name and telephone number of person to be contacted on matters involving this application (give area code)** Prefix: Mr. / First Name: Mark
City: Miami	Middle Name: Andrew
County: Miami-Dade	Last Name: Heinicke
State: Florida / Zip Code: 33128	Suffix:
Country: USA	Email: mheinic@miamidade.gov
6. EMPLOYER IDENTIFICATION NUMBER *(EIN)*: 59-6000573	Phone Number (give area code): 305-755-7811 / Fax Number (give area code): 305-755-7864

8. TYPE OF APPLICATION:
☑ New ☐ Continuation ☐ Revision
If Revision, enter appropriate letter(s) in box(es) (See back of form for description of letters.) N A
Other (specify)

7. TYPE OF APPLICANT: (See back of form for Application Types)
County
Other (specify)

9. NAME OF FEDERAL AGENCY: National Park Service

10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: ☐☐-☐☐☐
TITLE (Name of Program):

11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT:
River of Grass Greenway Feasibility Study and Master Plan

12. AREAS AFFECTED BY PROJECT *(Cities, Counties, States, etc.)*:
Miami-Dade County, Collier County, Florida City, Everglades City, Florida

13. PROPOSED PROJECT
Start Date: 10/01/11 / Ending Date: 09/30/12

14. CONGRESSIONAL DISTRICTS OF:
a. Applicant: 25, 18, 21, 17 / b. Project: 25

15. ESTIMATED FUNDING:

a. Federal	$ 1,000,000 .00
b. Applicant	$ .00
c. State	$ .00
d. Local	$ .00
e. Other	$ .00
f. Program Income	$ .00
g. TOTAL	$ 1,000,000 .00

16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?
a. Yes. ☐ THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON
DATE:
b. No. ☑ PROGRAM IS NOT COVERED BY E. O. 12372
☐ OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW

17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?
☐ Yes If "Yes" attach an explanation. ☑ No

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.

a. Authorized Representative

Prefix: Mr.	First Name: Mark	Middle Name: Andrew
Last Name: Heinicke		Suffix
b. Title: Project Manager, River of Grass Greenway		c. Telephone Number (give area code): 305-755-7811
d. Signature of Authorized Representative: Mark A. Heinicke		e. Date Signed: 12/14/11

Previous Edition Usable
Authorized for Local Reproduction

Standard Form 424 (Rev.9-2003)
Prescribed by OMB Circular A-102

ATTACHMENT G: STANDARD FORM 424A - BUDGET INFORMATION

BUDGET INFORMATION - Non-Construction Programs

OMB Approval No. 4040-0006
Expiration Date 04/30/2008

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1.		$	$	$ 1,000,000	$	$ 1,000,000
2.						
3.						
4.						
5. Totals		$	$	$ 1,000,000	$	$ 1,000,000

SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY (1)	(2)	(3)	(4)	Total (5)
a. Personnel	$	$	$	$	$
b. Fringe Benefits					
c. Travel					
d. Equipment					
e. Supplies					
f. Contractual	1,000,000				1,000,000
g. Construction					
h. Other					
i. Total Direct Charges (sum of 6a-6h)					$
j. Indirect Charges					$
k. TOTALS (sum of 6i and 6j)	$ 1,000,000	$	$	$	$ 1,000,000
7. Program Income	$ 1,000,000	$	$	$	$ 1,000,000

Authorized for Local Reproduction

Standard Form 424A (Rev. 7-97)
Prescribed by OMB (Circular A-102)

SECTION C - NON-FEDERAL RESOURCES				
(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8.	$	$	$	$
9.				
10.				
11.				
12. TOTAL (sum of lines 8-11)	$	$	$	$

SECTION D - FORECASTED CASH NEEDS					
	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	$ 1,000,000	$	$	$	$
14. Non-Federal	$				
15. TOTAL (sum of lines 13 and 14)	$ 1,000,000	$	$	$	$

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT				
(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First	(c) Second	(d) Third	(e) Fourth
16.	$	$	$	$
17.				
18.				
19.				
20. TOTAL (sum of lines 16 - 19)	$	$	$	$

SECTION F - OTHER BUDGET INFORMATION	
21. Direct Charges:	22. Indirect Charges:
23. Remarks:	

Authorized for Local Reproduction

Standard Form 424A (Rev. 7-97) Page 2

ATTACHMENT H: FORM 424B - ASSURANCES - NON-CONTRUCTION PROGRAMS

OMB Approval No. 4040-0007
Expiration Date 04/30/2008

ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.

2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.

3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.

4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.

5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).

6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.

8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.

10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is $10,000 or more.

11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).

12 Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.

13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).

14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.

15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.

16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.

17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."

18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

* SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	* TITLE
Completed on submission to Grants.gov Mark A. Heinicke	Park Planner III
* APPLICANT ORGANIZATION	* DATE SUBMITTED 12/14/11
Miami-Dade County Parks Recreation and Open Spaces Department	Completed on submission to Grants.gov

Standard Form 424B (Rev. 7-97) Back

ATTACHMENT I: STANDARD FORM 425 - FEDERAL CASH TRANSACTIONS REPORT (Blank)

FEDERAL FINANCIAL REPORT

(Follow form instructions)

1. Federal Agency and Organizational Element to Which Report is Submitted	2. Federal Grant or Other Identifying Number Assigned by Federal Agency (To report multiple grants, use FFR Attachment)	Page 1	of pages
3. Recipient Organization (Name and complete address including Zip code)			

4a. DUNS Number	4b. EIN	5. Recipient Account Number or Identifying Number (To report multiple grants, use FFR Attachment)	6. Report Type ☐ Quarterly ☐ Semi-Annual ☐ Annual ☐ Final	7. Basis of Accounting ☐ Cash ☐ Accrual

8. Project/Grant Period From: (Month, Day, Year)	To: (Month, Day, Year)	9. Reporting Period End Date (Month, Day, Year)

10. **Transactions**	Cumulative
(Use lines a-c for single or multiple grant reporting)	
Federal Cash (To report multiple grants, also use FFR Attachment):	
a. Cash Receipts	
b. Cash Disbursements	
c. Cash on Hand (line a minus b)	
(Use lines d-o for single grant reporting)	
Federal Expenditures and Unobligated Balance:	
d. Total Federal funds authorized	
e. Federal share of expenditures	
f. Federal share of unliquidated obligations	
g. Total Federal share (sum of lines e and f)	
h. Unobligated balance of Federal funds (line d minus g)	
Recipient Share:	
i. Total recipient share required	
j. Recipient share of expenditures	
k. Remaining recipient share to be provided (line i minus j)	
Program Income:	
l. Total Federal program income earned	
m. Program income expended in accordance with the deduction alternative	
n. Program income expended in accordance with the addition alternative	
o. Unexpended program income (line l minus line m or line n)	

	a. Type	b. Rate	c. Period From	Period To	d. Base	e. Amount Charged	f. Federal Share
11. Indirect Expense							
				g. Totals:			

12. *Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation:*

13. **Certification: By signing this report, I certify to the best of my knowledge and belief that the report is true, complete, and accurate, and the expenditures, disbursements and cash receipts are for the purposes and intent set forth in the award documents. I am aware that any false, fictitious, or fraudulent information may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 18, Section 1001)**

a. Typed or Printed Name and Title of Authorized Certifying Official	c. Telephone (Area code, number and extension)
	d. Email address
b. Signature of Authorized Certifying Official	e. Date Report Submitted (Month, Day, Year)
	14. Agency use only:

Standard Form 425 - Revised 6/28/2010
OMB Approval Number: 0348-0061
Expiration Date: 10/31/2011

Paperwork Burden Statement
According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is 0348-0061. Public reporting burden for this collection of information is estimated to average 1.5 hours per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0061), Washington, DC 20503.

ATTACHMENT J: STANDARD FORM 270 - REQUEST for ADVANCE or REIMBURSEMENT

REQUEST FOR ADVANCE OR REIMBURSEMENT (See instructions on back)	OMB APPROVAL NO. 0348-0004	PAGE OF PAGES
	1. TYPE OF PAYMENT REQUESTED — a. "X" one or both boxes: ☐ ADVANCE ☐ REIMBURSEMENT; b. "X" the applicable box: ☐ FINAL ☐ PARTIAL	2. BASIS OF REQUEST: ☐ CASH ☐ ACCRUAL
3. FEDERAL SPONSORING AGENCY AND ORGANIZATIONAL ELEMENT TO WHICH THIS REPORT IS SUBMITTED	4. FEDERAL GRANT OR OTHER IDENTIFYING NUMBER ASSIGNED BY FEDERAL AGENCY	5. PARTIAL PAYMENT REQUEST NUMBER FOR THIS REQUEST
6. EMPLOYER IDENTIFICATION NUMBER / 7. RECIPIENT'S ACCOUNT NUMBER OR IDENTIFYING NUMBER	8. PERIOD COVERED BY THIS REQUEST: FROM *(month, day, year)*	TO *(month, day, year)*
9. RECIPIENT ORGANIZATION *Name:* *Number and Street:* *City, State and ZIP Code:*	10. PAYEE *(Where check is to be sent if different than item 9)* *Name:* *Number and Street:* *City, State and ZIP Code:*	

11. COMPUTATION OF AMOUNT OF REIMBURSEMENTS/ADVANCES REQUESTED

PROGRAMS/FUNCTIONS/ACTIVITIES ►	(a)	(b)	(c)	TOTAL
a. Total program outlays to date *(As of date)*	$	$	$	$ 0.00
b. *Less:* Cumulative program income				0.00
c. Net program outlays *(Line a minus line b)*	0.00	0.00	0.00	0.00
d. Estimated net cash outlays for advance period				0.00
e. Total *(Sum of lines c & d)*	0.00	0.00	0.00	0.00
f. Non-Federal share of amount on line e				0.00
g. Federal share of amount on line e				0.00
h. Federal payments previously requested				0.00
i. Federal share now requested *(Line g minus line h)*	0.00	0.00	0.00	0.00
j. Advances required by month, when requested by Federal grantor agency for use in making prescheduled advances — 1st month				0.00
2nd month				0.00
3rd month				0.00

12. ALTERNATE COMPUTATION FOR ADVANCES ONLY

a. Estimated Federal cash outlays that will be made during period covered by the advance	$
b. *Less:* Estimated balance of Federal cash on hand as of beginning of advance period	
c. Amount requested *(Line a minus line b)*	$ 0.00

AUTHORIZED FOR LOCAL REPRODUCTION

(Continued on Reverse)

STANDARD FORM 270 (Rev. 7-97)
Prescribed by OMB Circulars A-102 and A-110

13.	CERTIFICATION	
I certify that to the best of my knowledge and belief the data on the reverse are correct and that all outlays were made in accordance with the grant conditions or other agreement and that payment is due and has not been previously requested.	SIGNATURE OR AUTHORIZED CERTIFYING OFFICIAL	DATE REQUEST SUBMITTED February 16, 2012
	TYPED OR PRINTED NAME AND TITLE	TELEPHONE (AREA CODE, NUMBER, EXTENSION)

This space for agency use

Public reporting burden for this collection of information is estimated to average 60 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0004), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

INSTRUCTIONS

Please type or print legibly. Items 1, 3, 5, 9, 10, 11e, 11f, 11g, 11i, 12 and 13 are self-explanatory; specific instructions for other items are as follows:

Item	*Entry*
2	Indicate whether request is prepared on cash or accrued expenditure basis. All requests for advances shall be prepared on a cash basis.
4	Enter the Federal grant number, or other identifying number assigned by the Federal sponsoring agency. If the advance or reimbursement is for more than one grant or other agreement, insert N/A; then, show the aggregate amounts. On a separate sheet, list each grant or agreement number and the Federal share of outlays made against the grant or agreement.
6	Enter the employer identification number assigned by the U.S. Internal Revenue Service, or the FICE (institution) code if requested by the Federal agency.
7	This space is reserved for an account number or other identifying number that may be assigned by the recipient.
8	Enter the month, day, and year for the beginning and ending of the period covered in this request. If the request is for an advance or for both an advance and reimbursement, show the period that the advance will cover. If the request is for reimbursement, show the period for which the reimbursement is requested.
Note:	The Federal sponsoring agencies have the option of requiring recipients to complete items 11 or 12, but not both. Item 12 should be used when only a minimum amount of information is needed to make an advance and outlay information contained in item 11 can be obtained in a timely manner from other reports.
11	The purpose of the vertical columns (a), (b), and (c) is to provide space for separate cost breakdowns when a project has been planned and budgeted by program, function, or activity. If additional columns are needed, use as many additional forms as needed and indicate page number in space provided in upper right; however, the summary totals of all programs, functions, or activities should be shown in the "total" column on the first page.
11a	Enter in "as of date," the month, day, and year of the ending of the accounting period to which this amount applies. Enter program outlays to date (net of refunds, rebates, and discounts), in the appropriate columns. For requests prepared on a cash basis, outlays are the sum of actual cash disbursements for goods and services, the amount of indirect expenses charged, the value of in-kind contributions applied, and the amount of cash advances and payments made to subcontractors and subrecipients. For requests prepared on an accrued expenditure basis, outlays are the sum of the actual cash disbursements, the amount of indirect expenses incurred, and the net increase (or decrease) in the amounts owed by the recipient for goods and other property received and for services performed by employees, contracts, subgrantees and other payees.
11b	Enter the cumulative cash income received to date, if requests are prepared on a cash basis. For requests prepared on an accrued expenditure basis, enter the cumulative income earned to date. Under either basis, enter only the amount applicable to program income that was required to be used for the project or program by the terms of the grant or other agreement.
11d	Only when making requests for advance payments, enter the total estimated amount of cash outlays that will be made during the period covered by the advance.
13	Complete the certification before submitting this request.