

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 10, 2024 [] Consent [] Regular
Department: Palm Tran [] Ordinance [x] Public Hearing

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

- (A) The filing of an electronic grant application #1098-2025-1, with the Federal Transit Administration (FTA) for Flex Funds (CFDA 20.507) programmed by the Palm Beach Transportation Agency (TPA) and the Florida Department of Transportation (FDOT) for capital funds allocated to the Palm Beach County Board of County Commissioners (BCC) in the amount of \$10,938,876. This is a cost-reimbursable agreement that will become effective upon FTA Award and has an anticipated end date of March 30, 2036;
(B) The Program of Projects (POP) for Flex Funds Grant allocations as programmed by the TPA and FDOT, in the amount of \$10,938,876;
(C) The filing of Standard Form LLL - Disclosure of Lobbying Activities;
(D) Authorization for the County Administrator or designee to execute on behalf of the BCC, and to transmit electronically, the BCC's approval of the Grant Application, award, and the resulting grant agreement; and
(E) An upward Budget Amendment of \$10,938,876 in Palm Tran's Grant Fund 1341 to recognize the actual grant allocation as detailed in grant application 1098-2025-1.

Summary: Federal Flex Funds are programmed by the TPA and FDOT. The Long Range Transportation Plan (LRTP) is the 25-year vision for transportation in Palm Beach County. It evaluates the existing transportation network and identifies projects that will serve our needs in the future. The LRTP allocates millions of Federal Surface Transportation Program funds annually to advance lower-cost, non-regionally significant transportation projects identified by the TPA through the Local Initiatives (LI) program, an annual competitive application process where projects are submitted to the TPA and prioritized for funding. Funded projects are either implemented by the applicant or funded through a fund transfer to FTA.

This application includes the following: \$7,858,221 for the purchase of seven (7) Electric Buses to replace diesel buses that have reached their useful life; \$1,000,000 to acquire the necessary charging equipment; \$1,000,000 for Transit Signal Priority; \$800,000 for Bus Shelter construction; and \$280,655 for Enhanced Americans with Disabilities (ADA) Access to Bus Shelters. (Continued on page 3.)

- Attachment(s): 1. Grant Application 1098-2025-1
2. FLEX Program of Projects (POP)
3. Standard Form LLL - Disclosure of Lobbying Activities
4. Notice of Public Hearing
5. Budget Amendment (1)

Recommended By: [Signature] Executive Director Date: 11/14/24

Approved By: [Signature] Assistant County Administrator Date: 12/10/24

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2025	2026	2027	2028	2029
Capital Expenditures	\$10,938,876				
Operating Costs					
External Revenues	(\$10,938,876)				
Program Income(County)					
In-Kind Match(County)					
NET FISCAL IMPACT	0				
#ADDITIONAL FTE					
POSITIONS (CUMULATIVE)					

- Is Item Included in the Current Budget? Yes No
 Does this item include the use of federal funds? Yes No
 Does this item include the use of state funds? Yes No

Budget Account No:

Fund	Department	Units	Object	RSRC
1341	542	5570	various	3142

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

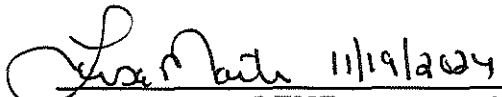
C. Departmental Fiscal Review:




 Lynn Johnson, Director of Admin Services

III. REVIEW COMMENTS:

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



 Lisa M. White 11/19/2024
 OFMB ABF 11/18
 VS 11/19



 Contract Dev. & Control
 20 11.19.24

B. Legal Sufficiency



 Assistant County Attorney

C. Other Department Review

_____ Department Director

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

The Flex Grant applications have a match requirement of \$2,187,775 or 20% of the total project cost. The source of the matching funds comes from Toll Revenue Credits provided by FDOT. No County funds are required. The grant application also requires execution of the Disclosure of Lobbying Activities, Form LLL. Countywide (MM)

Background and Policy Issues: Execution of the FTA award represents the County's legal affirmation to abide by FTA and other federal requirements as described in The Master Agreement FTA MA (31) dated May 2, 2024, approved by the BCC on July 2, 2024 under item 3-AA1, R2024-0807. The Master Agreement is incorporated by reference and made part of each FTA grant award, and amendments thereto. The Standard Form LLL is an FTA requirement when lobbying services are procured with non-federal funds.

Application

Federal Award Identification Number (FAIN)	1098-2025-1
Temporary Application Number	1098-2025-1
Award Name	Palm Beach County FHWA Flex Capital Assistance_UZA 120180
Application Status	In-Progress
Application Budget Number	0

Period of Performance Start Date	N/A		
Original Period of Performance End Date	3/30/2036		
Current Period of Performance End Date	3/30/2036	Revision #: 0	Approved?: No

Part 1: Recipient Information

Name: COUNTY OF PALM BEACH

Recipient ID	Recipient OST Type	Recipient Alias	UEI	DUNS
1098	County Agency	PALM BEACH CO BD OF COMMISSIONERS - PALM BEACH CO TRANSIT AUTHORITY	XL2DNFMPCR44	078470481

Location Type	Address	City	State	Zip
Mailing Address	301 N OLIVE AVE	WEST PALM BEACH	FL	33401
Physical Address	301 N OLIVE AVE	WEST PALM BEACH	FL	33401

Union Information

Union Name	AMALGAMATED TRANSIT UNION
Address 1	10000 New Hampshire Avenue
Address 2	Legal Department
City	Silver Spring
State	MD
Zipcode	20903
Contact Name	Katherine Andrews
Telephone	(301) 431-7100
Fax	(301) 431-7116
E-mail	13c@atu.org
Website	

Part 2: Application Information

Title: Palm Beach County FHWA Flex Capital Assistance _UZA 120180

FAIN	Application Status	Award Type	Application Cost Center	Date Created	Last Updated Date	From TEAM?
1098-2025-1	In-Progress	Grant	Region 4	10/25/2024	10/25/2024	No

Application Executive Summary

Palm Beach County is applying for FHWA Flex funds.
Total Federal Share Cost for this application: \$10,938,876

Non-Federal Share: Transportation Development Credits (TDC) have been approved by the Florida Department of Transportation (FDOT), allocated to this application are \$2,187,775.

Note: A portion of the TDCs are referenced in the application. The match for \$800,000 (bus shelters) \$200k allocated to support flex funds was submitted for FEIN FL-2024-060. Both TDC documents are attached to this application.

The projects listed in this application are listed in the current Statewide Transportation Improvement Program (STIP).

446098-1 94-01 Page Electric Buses \$2,168,194
446098-1 94-02 Page Electric Buses \$1,690,027
448295-1 Page Electric Buses \$5,000,000
441758-2 Page Transit Signal Priority \$1,000,000
441571 1 Page Bus Shelters \$800,000
448304-1 Page Enhanced ADA Access \$280,655

The main outcome of these projects is maintaining the public transportation system in a state of good repair, all activities update or replace vital elements of the system. The intended beneficiaries are the residents and visitors of Palm Beach County. There are no subrecipient activities included in this application.

Palm Beach County will ensure that all vehicles purchased are accessible, purchased from an FTA approved Transit Vehicle Manufacturers (TVM), and reported to FTA within 30 days after contract is signed.

Palm Beach County will check the current listing of Transit Vehicle Manufacturers (TVM) (<https://www.transit.dot.gov/regulations-andguidance/civil-rights-ada/eligible-tvms-list>) to ensure each is listed as a certified TVM in compliance with FTA regulations.

Palm Beach County will follow all 3rd party procurement policies as defined in C4220.1F (Third Party Contracting Guidance).

Palm Beach County will ensure contractors procured not be on the FTA Suspension and Debarment list.

In addition to FTAs Buy America Act, which requires that the steel, iron, and manufactured goods used in an FTA-funded project are produced in the United States (49 U.S.C. 5323(j)(1)), the Build America, Buy America Act (BABA) (Public Law 117-58, div. G 70914(a)) now requires that construction materials used in infrastructure projects are also produced in the United States. Refer to terms and conditions in FTAs Master Agreement Section 15. The BABA requirement applies to this grant, in addition to the Buy America Act, except to the extent a waiver of either requirements may apply.

Frequency of Milestone Progress Reports (MPR)

No Selection Made

Frequency of Federal Financial Reports (FFR)

No Selection Made

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

This award does not include research and development activities.

Pre-Award Authority

This award is using Pre-Award Authority.

Does this application include suballocation funds?

Recipient organization is the Designated Recipient and can apply for and receive these apportioned funds.

Will this Grant be using Lapsing Funds?

No Selection Made

Will indirect costs be applied to this application?

This award does not include an indirect cost rate.

Indirect Rate Details: N/A

Requires E.O. 12372 Review

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

Delinquent Federal Debt

No, my organization does not have delinquent federal debt.

Award Description

Purpose

The purpose of this award is the acquisition of electric buses, charging equipment, Transit Signal Priority equipment, Transit Enhancements Bus Shelters and Enhanced ADA Access (ADA Ramps).

Activities to be performed:

The funds in this application will cover the following activities: Replace six (6) Diesel buses with Electric buses, acquire electric buses charging equipment, expand the number of corridors with Transit Signal Priority (TSP) equipment, acquire Bus Shelters and Enhance bus shelters' ADA Access (ADA Ramps).

Expected outcomes:

The continued improvement of on-time performance as the fleet will be maintained in a state of good repair due to the timely replacement of vehicles that have reached useful life, and the lowering of emissions with the introduction of electric vehicles to the fleet.

The TSP system will support information from the traffic signal system with data from fleet vehicles (Palm Tran buses and

emergency vehicles) and various public agencies to maximize transit schedule efficiency. Palm Tran will utilize grant funding to provide TSP equipment and software installation for Palm Tran buses and signalized intersections along major corridors.

The replacement of shelters that have met useful life will result in increased customer experience. The design of the shelters can have a big impact in peoples transit experience, a pleasing design can affect their perception of the time they spent while waiting for a bus.

The shelter replacement project will assess the state of the ADA ramps, and they will be improved accordingly to maintain and enhance ADA accessibility through the system.

Intended beneficiaries:

The residents and visitors of Palm Beach County, in particular all the individuals that are Transportation Disadvantage that rely on Palm Trans service will benefit from continued services, permitting workers to get to work and other destinations.

Subrecipient Activities:

Palm Beach County does not have subrecipients for FTA awarded funds.

Application Point of Contact Information

First Name	Last Name	Title	E-mail Address	Phone
Claudia	Salazar	Grants & Capital Project Analyst	csalazar@pbcgov.com	561-841-4241

Application Budget Control Totals

Application Budget

ACTIVITY CODE	FINANCIAL PROGRAM CODE	DESCRIPTION	FTA Amount
11.12.01		BUY REPLACEMENT 40-FT BUS	
11.12.01	FLEX	Bus Replacement - 40FT Bus - Electric	\$ 2,168,194.00
11.12.01	FLEX	Bus Replacement - 40FT Bus - Electric	\$ 1,690,027.00
11.12.01	FLEX	Bus Replacement - 40FT Bus - Electric	\$ 4,000,000.00
11.52.20	FLEX	Bus Electrification - Misc. Elec/Power Equipment	\$ 1,000,000.00
11.62.20	FLEX	Signal & Communication Equip - Bus -Transit Signal	\$ 1,000,000.00
11.93.02	FLEX	Transit Enhancements-Bus Shelters Construction	\$ 800,000.00
11.92.09	FLEX	Enhanced ADA Access	\$ 280,655.00
			\$ 10,938,876.00

Discretionary Allocations

This application does not contain discretionary allocations.

Part 3: Fleet Details

Fleet Type: Fixed Route

Fleet Comments

Revenue Vehicle Fleet Status has been uploaded to TrAMS.

		Current Value
I.	Active Fleet	
	A. Peak Requirement	118
	B. Spares	22

	C. Total (A+B)	140
	D. Spare Ratio (B/A)	18.64%
II.	Inactive Fleet	
	A. Other	8
	B. Pending Disposal	9
	C. Total (A+B)	9
III.	Total (I.C and II.C)	149

Fleet Type: Paratransit

Fleet Comments

The paratransit service has 222 cutaway buses with lifts, and 63 minivans. Palm Tran Connection has a majority of ambulatory customers, the usage of minivans do not affect the service to those who need ADA accessible vehicles.

		Current Value
I.	Active Fleet	
	A. Peak Requirement	285
	B. Spares	0
	C. Total (A+B)	285
	D. Spare Ratio (B/A)	0%
II.	Inactive Fleet	
	A. Other	0
	B. Pending Disposal	0
	C. Total (A+B)	0
III.	Total (I.C and II.C)	285

Palm Tran – Flex Funds (CFDA 20.507) Project Summary

- Grantor: Federal Transit Administration
- Amount: \$10,938,876

Program of Projects (POP)

Please Note: The following Proposed Program of Projects for the application for Flex funds, and it will be the final application for this program unless amended by the BCC on their Public Hearing Meeting on December 10, 2024.

Flex Funds Allocation Summary of Projects

1) Replace Fixed-Route Buses that have reached useful life with Electric Buses	\$7,858,221
2) Bus Electrification - Misc. Elec/Power Equipment	\$1,000,000
3) Signal & Communication Equip - Bus -Transit Signal Priority	\$1,000,000
4) Transit Enhancements-Bus Shelters Construction	\$800,000
5) Transit Enhancements-Enhanced Americans with Disabilities ADA Ramp Access	\$280,655
Total Flex Funds Application	\$10,938,876

Disclosure of Lobbying Activities

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352
(See reverse for public burden disclosure)

<p>1. Type of Federal Action:</p> <p><input checked="" type="checkbox"/> b</p> <p>a. contract b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance</p>	<p>2. Status of Federal Action:</p> <p><input checked="" type="checkbox"/> a</p> <p>a. bid/offer/application b. initial award c. post-award</p>	<p>3. Report Type:</p> <p><input checked="" type="checkbox"/> a</p> <p>a. initial filing b. material change</p> <p>For material change only: Year _____ quarter _____ Date of last report _____</p>
<p>4. Name and Address of Reporting Entity:</p> <p><input checked="" type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if Known:</p> <p>Palm Beach County Board of County Commissioners 301 N. Olive Ave West Palm Beach, FL 33401</p> <p>Congressional District, if known: 20, 21, 22, 23</p>	<p>5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime:</p> <p>N/A</p> <p>Congressional District, if known:</p>	
<p>6. Federal Department/Agency:</p> <p>U.S. Department of Transportation Federal Transit Administration</p>	<p>7. Federal Program Name/Description: Urbanized Area Formula Program Grants Section 5307 – 5339</p> <p>CFDA Number, if applicable: 20.507</p>	
<p>8. Federal Action Number, <i>if known:</i></p> <p>1098-2025-1</p>	<p>9. Award Amount, if Known:</p> <p>\$10,938,876</p>	
<p>10. a. Name and Address of Lobbying Registrant <i>(if individual, last name, first name, MI):</i></p> <p><i>Two Companies, see Attachment A for this information.</i></p>	<p>b. Individuals Performing Services <i>(including address if different from No. 10a)</i> <i>(last name, first name, MI):</i></p> <p>See Attachment A</p>	
<p>11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty or not more than \$10,000 and not more than \$100,000 for each such failure.</p>	<p>Signature: _____</p> <p>Print Name: _____ Authorized Representative</p> <p>Title: <u>Mayor</u> of Authorized Representative</p> <p>Telephone No.: _____ Date: <u>12/10/2024</u></p>	
<p>Federal Use Only</p>	<p>Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)</p>	



Palm Tran

Administrative Offices

100 N. Congress Avenue
Delray Beach, FL 33445
(561) 841-4200
FAX: (561) 841-4291

Palm Tran Connection

50 South Military Trail
Suite 101
West Palm Beach, FL 33415-3132
(561) 649-9838
FAX: (561) 656-7156
www.palmtran.org



**Palm Beach County
Board of County
Commissioners**

Maria Sachs, Mayor
Maria G. Marino, Vice Mayor
Gregg K. Weiss
Michael A. Barnett
Marci Woodward
Sara Baxter
Mack Bernard

County Administrator

Verdenia C. Baker

*"An Equal Opportunity
Affirmative Action Employer"*

Attachment A

Standard Form LLL

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

Federal Action Number: 1098-2025-1

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

1. **Becker & Poliakoff, P.A.**
- **Omar Franco**
1275 K Street, N.W., Suite 850
Washington, DC 20005

2. **Thorn Run Partners**
- **James Davenport**
100 M Street, SE – Ste. 750
Washington, DC 20003

NOTICE OF PUBLIC HEARING

RE: APPLICATION FOR FEDERAL CAPITAL ASSISTANCE GRANTS

Notice is hereby given that the Palm Beach County Board of Commissioners (BCC) intends to apply for Flex Funds (CFDA 20.507) Capital Assistance Grant from the Federal Transit Administration (FTA) as generally described below. A Public Hearing has been scheduled for the purpose of receiving comments regarding these projects. The Public Hearing will be held as follows:

DATE: Tuesday, December 10, 2024
TIME: 9:30 a.m.
LOCATION: Jane Thompson Memorial Chambers
6th Floor, Robert Weisman Governmental Center
301 North Olive Avenue
West Palm Beach, FL 33401

A. DESCRIPTION OF PROPOSED PROJECTS

Please Note: The following Proposed Program of Projects for the application of Flex Funds will be the final application for this program unless amended by the BCC December 10, 2024

CAPITAL ASSISTANCE FEDERAL SHARE

Flex Funds Summary of Projects

Table with 2 columns: Project Description and Amount. Rows include: 1) Replace Fixed-Route Buses that have reached useful life with Electric Buses (\$7,858,221), 2) Bus Electrification - Misc. Elec/Power Equipment (\$1,000,000), 3) Signal & Communication Equip - Bus -Transit Signal Priority (\$1,000,000), 4) Transit Enhancements-Bus Shelters Construction (\$800,000), 5) Transit Enhancements-Enhanced Americans with Disabilities ADA Ramp Access (\$280,655), Total Flex Funds Application (\$10,938,876)

B. RELOCATION

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

C. ENVIRONMENT

The projects will allow Palm Tran to continue providing public transportation services within Palm Beach County that will continue to reduce exhaust emissions from automobiles and reduce air pollution traffic congestion and conserve energy.

D. COMPREHENSIVE PLANNING

The projects are in conformance with comprehensive land use and transportation planning in the area. The projects are included in the Five Year Transportation Improvement Program (TIP) adopted by the Palm Beach County Metropolitan Planning Organization (MPO).

E. ELDERLY AND HANDICAPPED

Reduced fares for the elderly and handicapped will continue to be in effect at all times of operation.

At the hearing BCC will afford the opportunity for interested parties or agencies to be heard with respect to the social economic and environmental aspects of the projects including requirements under the Clean Air Act the Federal Water Pollution Control Act and other applicable Federal Environmental Statues and consistency with the goals of local urban planning. Interested persons may submit orally or in writing evidence and recommendations with respect to said projects.

Written comments will be received at Palm-Comments@pbcgov.org or at Palm Tran, 100 N. Congress Avenue, 2nd Floor, Delray Beach, FL 33445, until Friday, December 6, 2024. Voice comments will be accepted at 561-841-4360 until 5:00 p.m. Friday December 6, 2024.

A draft copy of the Project Application will be available for public inspection at the Palm Tran offices located at 100 N. Congress Avenue, 2nd Floor, Delray Beach, FL 33445 and Palm Tran's Website www.PalmTran.org

To request information in a language other than English, or to request assistance for individuals with disabilities please contact the comment line at: 561-841-4360.

Para solicitar información en idiomas distintos al inglés, si requiere un intérprete en la audiencia pública, o para solicitar asistencia para una persona con discapacidades, por favor déjenos un mensaje en el (561) 841-4360, o nos puede contactar en palm-comments@pbcgov.org

Pou mande enfòmasyon sa a nan yon lang ki pa angle, oswa si ou bezwen akomodasyon espesyal anba Lwa sou Ameriken ak Andikap tanpri kontakte liy kòmantè a nan: 561-841-4360 oswa palm-comments@pbcgov.org

(To be published on December 1st, 2024)

**BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT**

BGEX 110424*298

BGRV 110424*93

FUND 1341 - Palm Tran Grants

ACCOUNT NUMBER	ACCOUNT NAME	UNIT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED as of 11/04/24	REMAINING BALANCE
REVENUES									
542-5570-3449	State Grant - Oth Transportation	FTA FLEX Supergrant 19-24	0	0	10,938,876	0	10,938,876	0	10,938,876
Total Fund Revenues			106,857,176	115,661,319	10,938,876	0	126,600,195		
EXPENDITURES									
542-5570-6401	Machinery & Equip	FTA FLEX Supergrant 19-24	0	0	7,858,221	0	7,858,221	0	7,858,221
542-5570-6504	lotb - Non Infrastructure	FTA FLEX Supergrant 19-24	0	0	1,000,000	0	1,000,000	0	1,000,000
542-5570-6506	lotb - Infrastructure	FTA FLEX Supergrant 19-24	0	0	2,080,655	0	2,080,655	0	2,080,655
Total Fund Expenditures			106,857,176	115,661,319	10,938,876	0	126,600,195		

SIGNATURES



DATES

11/14/24

Initiating Department/Division

Administration/Budget Department Approval

OFMB Department - Posted

BY BOARD OF COUNTY COMMISSIONERS

At Meeting of: 12/3/2024

Deputy Clerk to the
Board of County Commissioners