

Department of Transportation

TO: Board of Acquisition and Contract

FROM: Lawrence C. Salley
Commissioner of Transportation

DATE: March 15, 2010

RE: AUTHORITY TO ENTER INTO A GRANT AGREEMENT WITH THE
FEDERAL TRANSIT ADMINISTRATION (FTA) TO ACCEPT UP TO
\$11,360,000 IN URBANIZED AREA FORMULA GRANT PROCEEDS.

Authority is requested to enter into an agreement with the Federal Transit Administration (FTA) to allow the County to accept up to \$11,360,000 in federal funds under Section 5307 of Title 49 of the United States Code (Urbanized Area Formula Grants) to reimburse the County for certain operations of the County Department of Transportation including expenditures paid by the County as Bus Operating Assistance to contractors operating the County's Bee-Line Bus System.

Under the terms of the proposed agreement, the County will be reimbursed for 80% of the cost of eligible expenses incurred for the Department's Project Administration and Short Range Planning efforts, and for Bus Operators' direct labor wages and benefits paid in the course of preventive maintenance activities to preserve the condition of the County's buses and related transit facilities. The total cost of the programs subject to this agreement is expected to be \$14,200,000 allocated as follows:

PROJECT ADMINISTRATION: \$2,000,000 (\$1,600,000 FEDERAL)

These funds support the administrative functions associated with the projects outlined in this and other FTA grant applications.

SHORT RANGE PLANNING: \$200,000 (\$160,000 FEDERAL)

These funds will be used to undertake a survey of Bee-Line System riders to produce information that is important for schedule and route planning and required to be reported to the FTA at three-year intervals. The last survey was done in 2007.

PREVENTIVE MAINTENANCE: \$12,000,000 (\$9,600,000 FEDERAL)

These funds will be used to cover the cost of preventive maintenance for Westchester County's Bee Line buses and related garage facilities.

The local share of the Project Administration program will be paid from County funds appropriated as advance payments to grants under Trust Account T297 in current or future County Operating Budgets. The local share of the Short Range Planning program will be paid from County funds appropriated as advance payments to grants under Trust T278 in current or future County Operating Budgets.

The local share of the Preventive Maintenance program will be in the form of “soft match” using funds appropriated and expended for Bus Operating Assistance in the 2009 and 2010 Department of Transportation Operating Budgets for the purpose of bus and facility maintenance.

Overall the program totals will be:

Federal Funds	80%	\$11,360,000
Local Funds	20%	<u>\$ 2,840,000</u>
Total		<u>\$14,200,000</u>

The goal of this agreement is to provide federal funding to carry out essential transportation related functions that would otherwise have to be funded by County Tax Levy.

These programs are essential because:

- Failure to properly administer federal grants and to collect and report specific data as mandated by federal law could subject the County to the loss of reimbursement payments for essential Bee-Line operations under numerous federal grant programs.
- Failure to carry out programmed maintenance on buses and bus facilities could have substantial economic and safety impacts on the bus system and its riders.

Performance of work to be funded will be monitored by the Surface Operations and Planning staffs at the Department of Transportation. Cash flow, reimbursements and compliance with periodic federal reporting requirements will be monitored by the Department's fiscal management staff.

In view of the importance of this assistance program to the operation of the County's transit system, I recommend approval of the attached resolution.

APPROVED BOARD OF ACQUISITION & CONTRACTS 12/10 - JERRY VIKING, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Transportation be it hereby:

RESOLVED, that the County of Westchester is hereby authorized to enter into a grant agreement with the Federal Transit Administration (FTA) for a grant of up to \$11,360,000 with local matching funds of \$2,840,000/20%, for a total of \$14,200,000, subject to existing and future appropriations, to be used for preventive maintenance, administration and planning functions; and be it further

RESOLVED, that the County Executive or his authorized designee is authorized to file any other document required by the U. S. Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964 and to set forth and execute affirmative minority business policies in connection with the project; and be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized to execute any and all documents necessary and appropriate to effectuate the purposes hereof.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	44	1000	9818		\$5,525,000 (2009)
101	44	1000	9818		\$4,075,000 (2010)
101	44	2100	4924		\$1,381,250 (2009)
101	44	2100	4924		\$1,018,750 (2010)
263	44	297K	9852	T297	\$1,600,000
101	44	1000	4912		\$ 400,000 (2010)
263	44	278K	9852	T278	\$ 160,000
101	44	1000	4912		\$ 40,000 (2010)

Budget Funding Year(s) 2009-2011 Start Date 10/1/09 End Date 1/31/11

Funding Source

\$14,200,000

Tax Dollars \$ 2,840,000 (20%)
State Aid NA
Federal Aid \$11,360,000 (80%)
Other NA

DOT 10-00