

FORT BEND COUNTY FY 2009
COMMISSIONERS COURT AGENDA REQUEST FORM

Return Completed Form by E-Mail to: Agenda Coordinator, County Judge's Office

Date Submitted: 9-17-2009	Submitted By: Yvette R. Maldonado
Court Agenda Date: 9-22-2009	Department: Public Transportation
	Phone Number: 281-633-7433 Ext 5

SUMMARY OF ITEM:

1) Take all appropriate action to authorize County Judge to sign and the Transportation Director to submit FY10 Rural Project Grant Agreement, State Project No RPT 1001(12), Contract No 51012F7019 to the Texas Department of Transportation to receive State funds in the amount of \$102,804 with no local match required through August 31, 2010.

RENEWAL AGREEMENT/APPOINTMENT YES NO
REVIEWED BY COUNTY ATTORNEY'S OFFICE: YES NO

List Supporting Documents Attached: 5310 E & D PGA

FINANCIAL SUMMARY:

BUDGETED ITEM: YES NO

FUNDNG SOURCE: Accounting Unit: Account Number:
Activity (If Applicable):

DESCRIPTION OF LAWSOM ACCOUNT: _____

Instructions to submit Agenda Request Form:

- Completely fill out agenda form: incomplete forms will not be processed.
- Agenda Request Forms should be submitted by e-mail, fax, or inter-office mail, and all back-up information must be provided by Wednesday at 2:00 p.m. to all those listed below.
- All original back-up must be received in the County Judge's Office by 2:00 p.m. on Wednesday.

DISTRIBUTION:
Original Form Submitted with back up to County Judge's Office (✓ when completed)
If by E-Mail to ospindon@co.fort-bend.tx.us If by Fax to (281) 341-8609

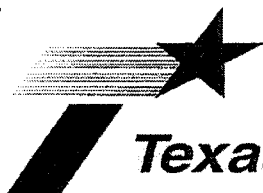
Distribute copies with back-up to all listed below. If by fax, send to numbers below:

<input checked="" type="checkbox"/> Auditor (281-341-3774)	<input checked="" type="checkbox"/> Comm. Pct. 1 (281-342-0587)
<input checked="" type="checkbox"/> Budget Officer (281-344-3954)	<input checked="" type="checkbox"/> Comm. Pct. 2 (281-403-8009)
<input checked="" type="checkbox"/> Facilities/Planning (281-633-7022)	<input checked="" type="checkbox"/> Comm. Pct. 3 (281-242-9060)
<input checked="" type="checkbox"/> Purchasing Agent (281-341-8642)	<input checked="" type="checkbox"/> Comm. Pct. 4 (281-980-9077)
<input type="checkbox"/> Information Technology (281-341-4526)	<input checked="" type="checkbox"/> County Clerk (281-341-8697)
<input type="checkbox"/> Other:	<input checked="" type="checkbox"/> County Atty (281-341-4557)

RECOMMENDATION / ACTION REQUESTED:

Special Handling Requested (specify):

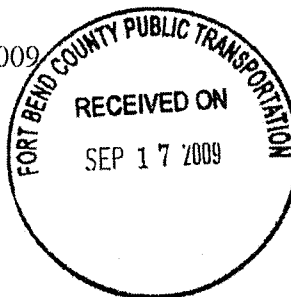
9-24-09 copy received



Texas Department of Transportation

P.O. BOX 1386 • HOUSTON, TEXAS 77251-1386 • (713) 802-5000

September 16, 2009



CONTACT: DTP-PT

Section 5311 State/Local Rural Public Transportation
State Project No. RPT 1001(12)
Contract No. 51012F7019

Ms. Paulette Shelton
Fort Bend County Transportation Office
12550 Emily Court, Ste 400
Sugar Land, Texas 77478

Dear Ms. Shelton:

Enclosed are two original contracts for the above subject Fiscal Year 2010 state funding contract.

Please have the person at your agency designated with signature authority to sign and date both original contract copies and return them to this office no later than September 30, 2009, for final execution. Once the contracts are fully executed an original copy will be returned to you for your records.

If you have any questions, please contact me at (713) 802-5315.

Sincerely,

Lucy T. Lapaglia, CTPA
Public Transportation Coordinator
PTN-Houston District

/ll
Enclosures

SUBRECIPIENT: **Fort Bend County**
STATE/LOCAL PUBLIC TRANSPORTATION (SECTION 5311) GRANT AGREEMENT – STATE FUNDS
PROJECT GRANT AGREEMENT #: **RPT 1001(12)**
STATE PROJECT #: **51012F7019**
MASTER GRANT AGREEMENT #: **517XXF7019**
CFDA #:20.509

THE STATE OF TEXAS §
THE COUNTY OF TRAVIS §

**STATE/LOCAL PUBLIC TRANSPORTATION
STATE FUNDS FOR FISCAL YEAR 2010
PROJECT GRANT AGREEMENT**

THIS PROJECT GRANT AGREEMENT (PGA) is made by and between the State of Texas, acting through the Texas Department of Transportation, hereinafter called the "State," and **Fort Bend County** , hereinafter called the "Subrecipient."

W I T N E S S E T H

WHEREAS, 49 U.S.C. Section 5311, provides that eligible recipients may receive federal funds through the Rural Public Transportation Grant Program, a federal assistance program administered by the Federal Transit Administration to enhance the access of persons living in rural areas to health care, shopping, education, recreation, public services, and employment by encouraging the maintenance, development, improvement, and use of passenger transportation systems; and,

WHEREAS, Transportation Code, Chapter 455, authorizes the State to assist the Subrecipient in procuring aid for the purpose of establishing and maintaining public and mass transportation projects and to administer funds appropriated for public transportation under Transportation Code, Chapter 456; and,

WHEREAS, the Governor of the State of Texas has designated the Texas Department of Transportation (State) to receive federal funds under the Rural Public Transportation Grant Program, to administer a statewide Rural Public Transportation Grant Program, and to provide state funds to match federal funds; and,

WHEREAS, the Subrecipient submitted a Fiscal Year 2010 Grant Application, Part I (GA Part I) for state financial assistance for a rural public transportation project generally including training, technical assistance, research, or support services related to public transportation in nonurbanized areas, and the Texas Transportation Commission approved the application by Minute Order Number **111847**; and,

WHEREAS, the Subrecipient must execute a GA Part I at the start of each fiscal year grant period for consideration for new state funds; and,

WHEREAS, a Master Grant Agreement (MGA) between the Subrecipient and the State has been adopted and states the general terms and conditions for grant projects developed through this PGA.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants hereinafter set forth, the State and the Subrecipient hereto agree as follows:

A G R E E M E N T

ARTICLE 1. GRANT TIME PERIOD

This PGA becomes effective when fully executed by both parties or on **September 1, 2009** whichever is later. This PGA shall remain in effect until **August 31, 2010** unless terminated or otherwise modified in an Amendment. This PGA will not be considered fully executed until both parties have executed a MGA, and the Subrecipient has submitted the GA Part I to the State. The time period of this PGA cannot be extended past the MGA without exception. Any cost incurred before or after the contract period shall be ineligible for reimbursement.

ARTICLE 2. PROJECT DESCRIPTION

The Subrecipient shall commence, carry out and complete the public transportation project described in the GA Part I and/or the attached Attachment A - Approved Project Description (Attachment A), with all practicable dispatch, in a sound, economical and efficient manner.

The Subrecipient shall carryout the public transportation project described in the GA Part I and the Attachment A in accordance with all of the documents associated with the MGA, and with all applicable federal and state laws and/or regulations.

If applicable, the Subrecipient shall begin competitive procurement procedures by issuing an invitation for bids or a request for proposals no later than sixty (60) days after the effective date of this grant agreement for the purchase of the approved line item(s) referenced in Attachment A. No later than sixty (60) days after the issuance of public notification, the Subrecipient shall publicly open all bids or privately review proposals. The Subrecipient shall enter into a binding agreement with a supplier no later than thirty (30) days after the opening of an acceptable bid or proposal. The Subrecipient shall notify the department in writing when it is necessary to exceed these deadlines.

ARTICLE 3. COMPENSATION

The maximum amount payable under this PGA without modification is **\$102,804** provided that expenditures are made in accordance with the amounts and for the purposes authorized in the GA Part I, the Attachment A, and the Attachment B - Master Budget Page.

The original and one copy of the invoice is to be submitted to the following address:

**Lucy Lapaglia, Public Transportation Coordinator
Texas Department of Transportation
P.O. Box 1386
Houston, Texas 77251-1386**

ARTICLE 4. AMENDMENTS

Except as noted in the MGA, changes in the scope, objectives, cost or duration of the project authorized herein shall be enacted by written amendment approved by the parties hereto before additional work may be performed or additional costs incurred. Any amendment so approved must be executed by both parties within the grant period specified in the MGA Article 1, Grant Time Period.

ARTICLE 5. SUCCESSORS AND ASSIGNS

The Subrecipient binds themselves, their successors, assigns, executors and administrators in respect to all covenants of this agreement. The Subrecipient shall not sign, sublet or transfer their interest in this agreement without the written consent of the State.

ARTICLE 6. LEGAL CONSTRUCTION

In case any one or more of the provisions contained in this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision thereof and this agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

ARTICLE 7. PRIOR AGREEMENTS

This agreement constitutes the sole and only agreement of the parties hereto and supersedes any prior understandings or written or oral agreements between the parties respecting the public transportation grant specifically authorized and funded under this agreement.

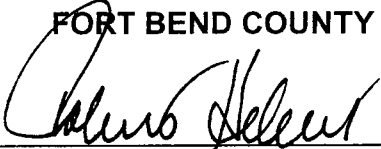
ARTICLE 8. INCORPORATION OF PROVISIONS.

Attachments are attached hereto and incorporated into this contract as if fully set forth herein.

ARTICLE 9. SIGNATORY WARRANTY

The undersigned signatory for the Subrecipient hereby represents and warrants that he or she is an officer of the organization for which he or she has executed this agreement and that he or she has full and complete authority to enter into this agreement on behalf of the organization.

IN TESTIMONY WHEREOF, the parties hereto have caused these presents to be executed in duplicate counterparts.

<p style="text-align: center;">THE STATE OF TEXAS</p> <p>Executed for the Executive Director and approved for the Texas Transportation Commission for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Texas Transportation Commission.</p> <p>By: _____ Lucy Lapaglia, Public Transportation Coordinator (Houston)</p> <p>Date: _____</p>	<p style="text-align: center;">FORT BEND COUNTY</p> <p>By: <u></u> Signature of Authorized Officer</p> <p><u>Robert E. Hebert</u> Typed, Printed or Stamped Name</p> <p>Title: <u>County Judge</u></p> <p>Date: <u>9-22-09</u></p>
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List of Attachments

- A - Approved Project Description
- B - Master Budget Page

ATTACHMENT A
APPROVED PROJECT DESCRIPTION

The application for State assistance, as submitted to the State, is hereby incorporated into this agreement as the project description.

[Insert a Narrative Project Description]

ATTACHMENT A
PROJECT DESCRIPTION

FORT BEND COUNTY
FY10 STATE FUNDING GRANT

DEMAND RESPONSE:

FORT BEND COUNTY CURRENTLY OFFERS SHARED RIDE DEMAND RESPONSE SERVICES TO THE RESIDENTS OF FORT BEND COUNTY. TRANSPORTATION SERVICES ARE OPEN TO THE GENERAL PUBLIC AND PROVIDE TRIPS WITHIN FORT BEND COUNTY AND TRIPS TO THE HOUSTON MEDICAL CENTER.

RESERVATIONS CAN BE MADE UP TO 30-DAYS IN ADVANCE OR NO LATER THAN ONE (1) BUSINESS DAY PRIOR TO THE APPOINTMENT TIME. RESERVATIONS ARE ACCEPTED BETWEEN THE HOURS OF 8 A.M. AND 5 P.M. MONDAY THROUGH FRIDAY EXCLUDING COUNTY HOLIDAYS. RIDES ARE SCHEDULED FOR FIRST DROP-OFF BY 8 A.M. AND LAST PICK UP AT 5 P.M. TRANSPORTATION SERVICES ARE PROVIDED MONDAY THROUGH FRIDAY EXCLUDING COUNTY HOLIDAYS.

TRIP FARES ARE \$1.00 PER PERSON EACH WAY. THIS IS A CURB-TO-CURB SERVICE; HOWEVER, PERSONS WITH DISABILITIES CAN REQUEST DOOR TO DOOR SERVICE.

COMMUTER SERVICE

FORT BEND COUNTY ALSO OFFERS COMMUTER SERVICES KNOWN AS TREK EXPRESS. SERVICES ARE OFFERED VIA TWO ROUTES SERVING THE GREENWAY PLAZA AND GALLERIA AREAS OF HOUSTON.

SERVICES START IN SUGAR LAND ALONG THE HIGHWAY 59 CORRIDOR WITH THE FIRST STOP AT THE UNIVERSITY OF HOUSTON, SUGAR LAND PARK AND RIDE, AND ANOTHER AT THE AMC THEATRE PARKING LOT LOCATED AT FIRST COLONY MALL. THE GREENWAY PLAZA ROUTE OFFERS CONNECTIONS TO THE HOUSTON METRO SYSTEM VIA A STOP AT METRO'S WEST BELLFORT PARK AND RIDE LOT.

BUSES LEAVE SUGAR LAND FOR HOUSTON ON WEEKDAYS BETWEEN THE HOURS OF 5:10 A.M. AND 8:10 A.M. AND RETURN TRIPS FROM HOUSTON TO SUGAR LAND RUN BETWEEN THE HOURS OF 3:15 P.M. AND 6:40 P.M. SERVICES ARE NOT OFFERED ON COUNTY HOLIDAYS.

CASH FARES ARE \$2.25 EACH WAY INTO GREENWAY PLAZA/GALLERIA AND \$1.00 EACH WAY TO THE WEST BELLFORT PARK AND RIDE LOT. DISCOUNTED TICKET BOOKS ARE ALSO AVAILABLE FOR PURCHASE.

FOR MORE INFORMATION REGARDING SERVICES, CONTACT (281) 633-7433 (RIDE).

ATTACHMENT B
MASTER BUDGET PAGE
[Insert Electronic Budget Page]

