



Texas Department of Transportation

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

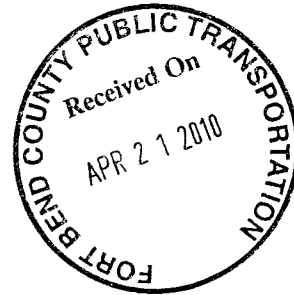
April 19, 2010

consent 11
AGENDA ITEM B

CONTACT: DTP-PT

Section 5310 Elderly and Disabled Transportation Program
State Project No. ED 1001 (12), Contract 51012F7269

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



Dear Ms. Shelton:

Attached are two original copies of the above subject partial allocation for the Fiscal Year 2010 (FY10) award for purchase of service in Fort Bend County. The initial award is \$ 125,662 with TDCs awarded in lieu of local match.

Please have the person at your agency with signature authority sign and date both copies of the contract and return them to this office no later than May 14, 2010, for final execution. Once final execution is complete, an original signed contract will be returned to you for your records and files.

You should update your FY10 Master Budget to show this 5310 funding award and send me a copy of the update by e-mail.

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

Sincerely,

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

/tl
Attachments

5-5-10 copy received

SUBRECIPIENT: **Fort Bend County**
STATE/LOCAL PUBLIC TRANSPORTATION (SECTION 5310) GRANT AGREEMENT – FEDERAL
CFDA #: **20.513**
PROJECT GRANT AGREEMENT #: **ED 1001 (12)**
CONTRACT #: **51012F7269**
MASTER GRANT AGREEMENT # **517XXF7019**

THE STATE OF TEXAS §

THE COUNTY OF TRAVIS §

**STATE/LOCAL PUBLIC TRANSPORTATION
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 5310, authorizes the U.S. Secretary of Transportation to make grants to state governments to help them provide mass transportation service planned, designed, and carried out to meet the special needs of elderly individuals and individuals with disabilities; 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 Section 5310 grant program; and

WHEREAS, the Subrecipient executed a Fiscal Year 10 Grant Application, Part I (GA Part I) and Grant Application, Part II (GA Part II) for consideration for new state and/or federal grants; and,

WHEREAS, the Subrecipient submitted a GA Part I for federal financial assistance to be used to provide transportation services to elderly individuals and individuals with disabilities, and the Texas Transportation Commission approved the application by Minute Order Number **112145**; 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; and,

WHEREAS, the U.S. Secretary of Transportation approved the State's request.

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 **4/1/2010**, whichever is later. This PGA shall remain in effect until **8/31/2011**, 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 and the GA Part II (federal funds only) 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 and Project Budget (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 **\$125,662** 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 Article 1, Grant 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.

THE STATE OF TEXAS

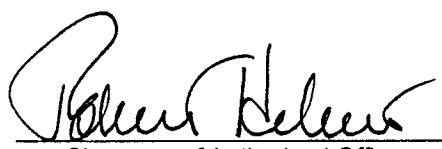
Executed for the Executive Director and approved for the Texas Transportation Commission for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Texas Transportation Commission.

By: _____
Lucy Lapaglia
Public Transportation Coordinator

Title: _____

Date: _____

Fort Bend County

By: 
Signature of Authorized Officer

Robert Hebert
Typed, Printed or Stamped Name

Title: County Judge

Date: May 4, 2010

List of Attachments

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

ATTACHMENT A
APPROVED PROJECT DESCRIPTION AND PROJECT BUDGET

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

Subrecipient: Fort Bend County

Project Grant Agreement # ED 1001 (12)

Contract#: 51012F7269

	ALI Code	No. Units	Total	Federal	Local Match	TDC
Capital	11.71.13	1	125,662	125,662		25,132
		Total	125,662	125,662		25,132

[Insert or Describe a Narrative Project Description]:

ATTACHMENT A
PROJECT DESCRIPTION

FORT BEND COUNTY
FY10 SECTION 5310 FUNDING GRANT AGREEMENT

DEMAND RESPONSE:

FORT BEND COUNTY PROVIDES TRANSPORTATION FOR THE ELDERLY AND/OR DISABLED CITIZENS AND HAS AN AGREEMENT TO PROVIDE APPROXIMATELY 75% OF FORT BEND COUNTY SENIOR CITIZEN'S CLIENT TRIPS THAT WERE PREVIOUSLY PROVIDED BY THAT NON-PROFIT AGENCY.

COORDINATION AMONG THAT NON-PROFIT AND FORT BEND COUNTY TRANSIT HAS BENEFITED THE ELDERLY AND/OR DISABLED CITIZENS IN PROVIDING MORE SERVICE TO MEET THE SENIOR AND DISABLED CLIENTS NEEDS.

WITH THE 5310 FUNDING AWARD, FORT BEND COUNTY WILL COORDINATE WITH TEXANA CENTER, THE COUNTY'S MHMRA TO SUPPORT THEIR TRANSIT NEEDS.

FORT BEND SENIOR CITIZENS PROVIDES SOME OF THE COSTS ASSOCIATED WITH THEIR CLIENT BASED TRANSIT NEEDS. THE SENIORS ARE NOT CHARGED ANY FARE FOR THEIR TRIPS INTO THE SENIOR CENTER.

FOR GENERAL TRANSPORTATION, SENIORS MUST BOOK TRIPS LIKE ANY OTHER INDIVIDUAL SEEKING A RIDE. RESERVATIONS CAN BE MADE UP TO 30-DAYS IN ADVANCE OR NO LATER THAN ONE (1) BUSINESS DAY PRIOR TO THE APPOINTMENT TIME.

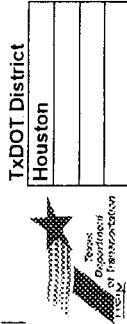
RESERVATIONS ARE ACCEPTED BETWEEN THE HOURS OF 8 A.M. AND 5 P.M. MONDAY THROUGH FRIDAY EXCLUDING COUNTY HOLIDAYS. TRIPS ARE SCHEDULED FOR FIRST DROP-OFF BY 8 A.M. AND LAST PICK UP AT 5 P.M. TRANSPORTATION SERVICES ARE PROVIDED MONDAY THROUGH FRIDAY EXCLUDING COUNTY HOLIDAYS.

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.

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

ATTACHMENT B
MASTER BUDGET PAGE
[Insert Electronic Budget Page]

Fort Bend County



TxDOT District
Houston

Budget #
1
2
3
4

Go To:
Houston

Fiscal Year→ **FY 2010**

Original Budget

Agency Name:		Section 17 Capital Costs		Quantity & Fuel Type		Total		ORIGINAL BUDGET			Tot
		Description	Est Code		Fuel Type			Federal	State	Local	
Budget 1	Project #	ED1001 (12)		117A 00							
	Grant #	51012F7269		1171 13		125,662		125,662			125,662
	Start Date	04/01/10									
	End Date	08/31/11									
		Total				125,662		125,662			125,662

Notes Comments
None

April 20, 2010, issued contract for 1st portion of FY10 funding award.

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