#### STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

## PUBLIC TRANSPORTATION AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT

			Number(s):	Fund(s):		DU	FLAIR Category:	088774
(item-segment-phase-sequence) 439255-6-94-22		ence)	Work Activity Code/Function:	2	15	Object Code:	780000	
			Federal Number/Federal Award		Org. Code:		55301000943	
			Identification Number (FAIN) – Tra	nsit only	L-2024-	Vendor Number:	F596000346014	
	Contract	t Number:	G2X82	Federal Award Date:	06 9	/11/2024	Amendment No.:	1
	CFDA N		20.526	SAM/UEI Number:		WU3HVNKJ		-
	CFDA T	itle:	Section 5339	9: Rural Bus & Facilities				_
	CSFA N		N/A					
	CSFA T	ıtle:	N/A					
	into on_			PUBLIC TRANSPORTATION GF , by and be y West - Department of Transpor	tween the S	State of Flo	rida, Department	of Transportation
				RECITA	LS			
				nd the Agency on 6/12/2024 ent ("Agreement").	(date origina	al Agreeme	ent entered) enter	red into a Public
	WHERE	EAS, the	Parties have a	agreed to modify the Agreement	on the term	s and cond	ditions set forth he	erein.
	NOW T follows:		RE, in consid	eration of the mutual covenants	in this Ame	ndment, the	e Agreement is a	mended as
	1.		ment Descrip Support Veh	tion. The project is amended <u>C</u> icles	hange the p	project sco	pe from (1) Repla	acement Van to
	2.			entification purposes only, this A d below (select all programs that		s implemen	ted as part of the	Department
			Aviation					
			Seaports					
		<u>X</u>	Transit					
			Intermodal					
· · · · · · · · · · · · · · · · · · ·			Rail Crossing		. Tropoit)			
		_ '		ect Federal Funding (Aviation of : Section 15 and Exhibit G do no		derally ma	tched funding)	
		_	Other	. Occilon to and Exhibit o do no	t apply to to	deraily ma	torica fariality)	
	3.	Exhibits	. The followin	g Exhibits are updated, attached	l. and incorr	oorated into	this Agreement:	
	-			ject Description and Responsibili			3	
		<u>X</u>	Exhibit B: Sch	edule of Financial Assistance				
		_		eferred Reimbursement Financia		S		
				dvance Payment Financial Provi				
		_		rms and Conditions of Construct	ion			
			_	ency Resolution	ione			
				gram Specific Terms and Condit tract Payment Requirements	10119			
				nancial Assistance (Single Audit	Act)			
				dit Requirements for Awards of F	•	ancial Assis	stance	

#### Form 725-000-03 STRATEGIC DEVELOPMENT OGC 03/25

# STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION PUBLIC TRANSPORTATION AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT

	<u>X</u>	*Exhibit I: Certification o *Additional Exhibit(s):	f Disbursement of Payment to Vehicle and/or Equipment Vendor
4.			Project is increased/ decreased by <u>\$0</u> bringing the revised total cost of
	the Pro	ject cost up to the maxim	s increased/ decreased by The Department agrees to participate in num amount of \$70,000, and, additionally the Department's participation in the % of the total eligible cost of the Project.
		fied, amended, or change ereto shall remain in full	ed by this Amendment, all of the terms and conditions of the Agreement and any force and effect.
IN WIT	NESS W	/HEREOF, the Parties ha	eve executed this Amendment on the day and year written above.
		of Key West - Transportation	STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION
Name:	Brian L.	Barroso iger	By: Name: <u>Will Watts</u> Title: <u>Assistant Secretary of Engineering and Operations</u>
			STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  Legal Review:

#### **EXHIBIT A**

#### **Project Description and Responsibilities**

- **A. Project Description** (description of Agency's project to provide context, description of project components funded via this Agreement (if not the entire project)): This agreement provides FTA Section 5339 capital funds for the capital purchase as identified in the Agency's application on file with the Department.
- B. Project Location (limits, city, county, map): City of Key West Department of Transportation/Key West, FL/Monroe
- C. Project Scope (allowable costs: describe project components, improvement type/service type, approximate timeline, project schedule, project size): This agreement provides Federal Transit Administration (FTA) Section 5339
   Capital Assistance related to purchasing the capital equipment listed below in the amount not to exceed that identified

(Up to 2) Support Vehicles

in Exhibit B of the agreement or as amended.

The agency is responsible for purchasing the awarded equipment in accordance with the Procurement Guidance for Transit Agencies Handbook. If the procurement procedures in this handbook are not followed, the agency will not be eligible for reimbursement.

The agency will also provide procurement documentation prior to the purchase of project equipment and will submit to the Department documentation of purchase, delivery, and/or installation for all items.

The match for this agreement is being covered by Toll Revenue Credits (TRCs). However, if actual costs are greater than the estimated total cost, it will be the responsibility of the agency to provide the difference. If actual costs are less than the estimated total cost, the difference will remain in the Department's general program fund and will be used to advance any remaining grant requests.

The agency will ensure that Exhibit I – Certification of Disbursement of Payment to Vehicle and/or Equipment Vendor is fully completed and provided to the Department in accordance with the provisions detailed in Exhibit I.

**D. Deliverable(s)**: The agency will provide appropriate documentation to support the costs being billed.

The project scope identifies the ultimate project deliverables. Deliverables for requisition, payment and invoice purposes will be the incremental progress made toward completion of project scope elements. Supporting documentation will be quantifiable, measurable, and verifiable, to allow for a determination of the amount of incremental progress that has been made, and provide evidence that the payment requested is commensurate with the accomplished incremental progress and costs incurred by the Agency.

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**E. Unallowable Costs** (including but not limited to): Any costs not specifically outlined in the project description and scope will not be eligible for reimbursement.

#### F. Transit Operating Grant Requirements (Transit Only):

Transit Operating Grants billed as an operational subsidy will require an expenditure detail report from the Agency that matches the invoice period. The expenditure detail, along with the progress report, will be the required deliverables for Transit Operating Grants. Operating grants may be issued for a term not to exceed three years from execution. The original grant agreement will include funding for year one. Funding for years two and three will be added by amendment as long as the grantee has submitted all invoices on schedule and the project deliverables for the year have been met.

#### **EXHIBIT B**

#### **Schedule of Financial Assistance**

FUNDS AWARDED TO THE AGENCY AND REQUIRED MATCHING FUNDS PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

#### A. Fund Type and Fiscal Year:

Financial Management Number	Fund Type	FLAIR Category	State Fiscal Year	Object Code	CSFA/ CFDA Number	CSFA/CFDA Title or Funding Source Description	Funding Amount
439255-6-94-22	DU	088774	2023	780000	20.526	Bus and Bus Facilities	\$70,000.00
			То	tal Financial	Assistance		\$70,000.00

#### B. Estimate of Project Costs by Grant Phase:

Phases*	State	Local	Federal	Totals	State %	Local %	Federal %
Land Acquisition	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Planning	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Environmental/Design/Construction	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Capital Equipment/ Preventative Maintenance	\$0.00	\$0.00	\$70,000.00	\$70,000.00	0.00	0.00	100.00
Match to Direct Federal Funding	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Mobility Management (Transit Only)	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Totals	\$0.00	\$0.00	\$70,000.00	\$70,000.00			

<sup>\*</sup>Shifting items between these grant phases requires execution of an Amendment to the Public Transportation Grant Agreement.

Scope Code and/or Activity Line Item (ALI) (Transit Only)	(2)111; 11.12.15
Common Name/UZA Name (Transit Only)	

#### BUDGET/COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

I certify that the cost for each line item budget category (grant phase) has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, Florida Statutes. Documentation is on file evidencing the methodology used and the conclusions reached.

Erin Schepers						
Department Grant Manager Name						
Signature	Date					

#### Form 725-000-02 STRATEGIC DEVELOPMENT OGC 03/25

## STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION PUBLIC TRANSPORTATION GRANT AGREEMENT EXHIBITS

**EXHIBIT D** 

**AGENCY RESOLUTION** 

PLEASE SEE ATTACHED

#### RESOLUTION NO. 25-138

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE SUBMIT AUTHORITY TO EXECUTE AND THE TRANSIT AWARD THORUGH DOCUMENTATION MANAGEMENT SYSTEM (TRAMS) TO THE FEDERAL TRANSIT ADMINISTRATION (FTA) AND FEDERAL HIGHWAY (FHWA), AND TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND U.S DEPARTMENT OF TRANSPORTATION (USDOT) TO THE CITY MANAGER BRIAN L. BARROSO, KEY WEST DEPARTMENT OF TRANSPORTATION DIRECTOR ROGELIO HERNANDEZ, AND ALTERNATE DESIGNEE PROJECT AND GRANTS MANAGER CAROLYN HAIA, ASSISTANT CITY MANAGER RODRIGO G. DELOSTRINOS AND FINANCE DIRECTOR CHRISTINA BERVALDI; AUTHORIZING INTERIM CITY ATTORNEY KENDAL HARDEN AND ASSISTANT CITY ATTORNEY RYAN WATERHOUSE TO AFFIRM THE AUTHORITY OF THE CITY AND ITS DESGINEES TO APPLY FOR AND ACCEPT GRANT FUNDING; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, due to recent personnel changes, it is necessary to amend the designated authorities for grant applications set forth in the City Commission Resolution No. 23-113; and

WHEREAS, this resolution shall supersede Resolution 19-334, 21-156, and 23-113; and

WHEREAS, in order to apply for and obtain grant funding, it is necessary for the City Commission, on an annual basis, to designate authority to certain individuals to act on behalf of the City of Key West in applications for grant opportunities, grant management, and other grant processes

with regard to capital and operating assistance for the City of Key West Department of Transportation (KWDoT); and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That this Resolution shall supersede the designated authorities set forth in Resolution 23-113.

Section 2: That this resolution applies to Federal Programs under U.S.C Sections 5311, 5309, and related public transportation program grants.

Section 3: That the City Manager Brian L. Barroso and Transit Director Rogelio Hernandez, as well as alternate designee Project and Grants Manager Carolyn Haia, Assistant City Manager Rodrigo G. Delostrinos and Finance Director Christina Bervaldi, are hereby individually designated authority to act on behalf of the City in application of grant opportunities, as well as other electronic and manual grant processes through the TRAMS system for FTA and FHWA, and through FDOT and USDOT. The Interim City Attorney Kendal Harden as well as alternate designee Assistant City Attorney Ryan Waterhouse are hereby authorized to affirm that the City and its designee are authorized under State, local, and tribal government law, as applicable, to make grant applications and comply with all necessary certifications and assurances. These attorneys are also authorized to affirm, as applicable,

that there is no legislation or litigation pending or imminent that might adversely affect the validity of these certifications and assurances, or of the performance of the project.

Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

	Passed	l and	adopte	d by	the	City	Commi	ssion	at	a ı	meet	ing
held	this _	4th	day	of _	June	•		2025.				
	Authen	iticat	ed by	the P	resi	ding	Office	er and	Cle	erk	of	the
Commi	ssion	on _	4th	da	y of	June	9	_, 20	25.			
	Filed	with	the Cl	erk o	n	June 4					202	5.

Mayor Danise Henriquez	Yes
Vice Mayor Lissette Carey	Yes
Commissioner Monica Haskell	Yes
Commissioner Sam Kaufman	Yes
Commissioner Mary Lou Hoover	Yes
Commissioner Donald "Donie" Lee	Yes
	Yes
Commissioner Aaron Castillo	

DANISE HENRIQUEZ, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK

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#### **EXHIBIT H**

#### **AUDIT REQUIREMENTS FOR AWARDS OF FEDERAL FINANCIAL ASSISTANCE**

#### FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE AS FOLLOWS:

CFDA No.: 20.526

CFDA Title: Section 5339: Rural Bus & Facilities

\*Award Amount: \$70,000

Awarding Agency: Florida Department of Transportation

Indirect Cost Rate: 0

\*\*Award is for R&D: No

### FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE SUBJECT TO THE FOLLOWING AUDIT REQUIREMENTS:

2 CFR Part 200 – Uniform Administrative Requirements, Cost Principles & Audit Requirements for Federal Awards www.ecfr.gov

### FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT MAY ALSO BE SUBJECT TO THE FOLLOWING:

Title 23 – Highways, United States Code <a href="http://uscode.house.gov/browse.xhtml">http://uscode.house.gov/browse.xhtml</a>

Title 49 – Transportation, United States Code http://uscode.house.gov/browse.xhtml

Infrastructure Investment and Jobs Act (IIJA) (Public Law 117-58) https://www.congress.gov/117/bills/hr3684/BILLS-117hr3684enr.pdf

Federal Highway Administration – Florida Division www.fhwa.dot.gov/fldiv

Federal Funding Accountability and Transparency Act (FFATA) Sub-award Reporting System (FSRS) <a href="https://www.fsrs.gov">www.fsrs.gov</a>

<sup>\*</sup>The federal award amount may change with amendments

<sup>\*\*</sup>Research and Development as defined at 2 CFR §200.87

#### **EXHIBIT I**

#### CERTIFICATION OF DISBURSEMENT OF PAYMENT TO VEHICLE AND/OR EQUIPMENT VENDOR

DATE:
Agreement No (PTGA):
FM#: 439255-6-94-22
PART I: Agency Acknowledgement Section
<u>City of Key West - Department of Transportation</u> , as the "Agency" for the above referenced agreement, hereby certifies that 100% of the total paymentforhas been submitted to, on
Agency's failure to certify or a falsification may impact future awards and may subject the person and/or entity making the false statement to any and all civil and criminal penalties available pursuant to applicable Federal and State Law.
Agency Authorized Official Name:
Agency Signature:
PART II: Vendor Acknowledgement Section, having interest in the above referenced agreement has received 100% of its payment(s) for all equipment furnished under this agreement onfrom City of Key West - Department of Transportation .
Vendor Authorized Official Name:
Vendor Signature:

Exhibit I – Certification of Disbursement of Payment to Vehicle and/or Equipment Vendor will be initiated by FDOT through Docusign at the time payment from FDOT has been made to the Agency. The DocuSign will be routed to the Agency and the Vendor. Each party will acknowledge the certification where applicable and must be completed within 20 business days from Agency's receipt of payment from FDOT.