



FAMILY AND COMMUNITY SERVICES

Date: August 24, 2010

To: Delia Briones, County Clerk

From: Rosemary Neill

Re: Commissioners Court Agenda

Please place the following item on the Commissioners Court agenda for August 30, 2010:

Approve and authorize the County Judge to execute a Section 5311 Grant Amendment (KK-10-392) increasing the amount of the grant by \$199,743 with the Texas Department of Transportation (TxDOT), State Project No. 51024F7205 Project Grant Agreement No. RPT 1004 (24) 33 for the operation of the El Paso County Rural Transit Program in Fiscal Year 2011.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to be "R. Neill", with a long horizontal stroke extending to the right.

Rosemary V. Neill

Director

Memorandum

To: County Judge Anthony Cobos, Commissioner Anna Perez, Commissioner Veronica Escobar, Commissioner Willie Gandara, Jr., and Commissioner Daniel Haggerty

From: Rosemary Neill, Director, Family & Community Services Department

Date: 8/26/2010

Re: **Consent Agenda Item** for August 30, 2010, Commissioners Court Meeting

Action Item

Approve and authorize the County Judge to execute a Section 5311 Grant Amendment (KK-10-392) increasing the amount of the grant by \$199,743 with the Texas Department of Transportation (TxDOT), State Project No. 51024F7205 Project Grant Agreement No. RPT 1004 (24) 33 for the operation of the El Paso County Rural Transit Program in Fiscal Year 2011.

Fiscal Impact

No county match will be required.

Background Information

Approval of this item authorizes the County Judge to execute a Grant Amendment (KK-10-392) with TxDOT for Section 5311 federal funds. The original grant amount will be increased by \$199,743 resulting in a total amount of \$362,381 for the operation of the El Paso County Rural Transit Program. A copy of the grant agreement (KK-10-392) and Legal Review Form from the County Attorney's office are attached for your review.

Subrecipient: **El Paso County**
Project Grant Agreement #: **RPT 1004 (24) 33**
State/Local Public Transportation (Section 5311) Grant Agreement
State Project #: **51024F7205**
Master Grant Agreement #: **517XXF7018**
Federal Grant Funding Source: **TX-18-X033**

CFDA #: 20.509

**PUBLIC TRANSPORTATION
PGA AMENDMENT # 1**

THIS AMENDMENT IS MADE BY AND BETWEEN the State of Texas, acting through the Texas Department of Transportation, hereinafter called the "State", and **El Paso County**, hereinafter called the "Subrecipient".

WITNESSETH

WHEREAS, the State and the Subrecipient executed a contract effective **May 17, 2010**, to effectuate their agreement to provide general public transportation; and on May 13, 2010, the Federal Transit Administration released the supplemental allocations for FY 2010 previously awarded to the Subrecipient by Minute Order 112146; and additional discretionary §5311 program funds were awarded to the Subrecipient by Minute Order 112260; and

WHEREAS, it has become necessary to amend that grant agreement.

NOW THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties hereto, the State and the Subrecipient do agree as follows:

AGREEMENT

Article 1. Description of Amended Items

This amendment will extend the end date shown in ARTICLE 1. GRANT TIME PERIOD of the grant agreement until **December 31, 2011** unless terminated or otherwise modified by amendment.

This amendment further revises the allocation to the full allocation amount and additionally includes the discretionary funding allocation so that the maximum amount payable under ARTICLE 3. COMPENSATION of the grant agreement without modification is **\$362,381** 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.

Attachment B, hereto attached, is the revised project budget and shall replace the budget page as amended and is included with the above mentioned grant agreement. All other provisions of the original grant agreement are unchanged and remain in full force and effect. This amendment will become effective on the later date of full execution by both parties.

Article 2. Signatory Warranty

The signatories to this amendment warrant that each has the authority to enter into this agreement on behalf of the organization they represent.

IN WITNESS WHEREOF, THE STATE AND THE SUBRECIPIENT have executed duplicate counterparts to effectuate this agreement.

THE STATE OF TEXAS	EL PASO COUNTY
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: _____ Signature of Authorized Officer
By: _____ Armida Sagaribay, PTN Public Transportation Coordinator El Paso	_____ Typed, Printed or Stamped Name
Date: _____	Title: _____
	Date: _____

From: Bob Geyer

Sent: Tuesday, August 24, 2010 9:49 AM

To: Rosemary Neill

Cc: Bob Geyer

Subject: Legal Review Form - Agenda Item Commissioners Court August 30, 2010 - TxDOT Grant Amendment Section 5311- 2011

COUNTY LEGAL REVIEW FORM

KK-10-392

Contract Description: TxDOT/RPT104(24)33/
RuralTransitPrgm/GrantAmend Sec 5311

COUNTY ATTORNEY ACTION**

****Requested Amendments/Clarifications:** We assume you have submitted any questions or comments you have regarding the terms of the contract, as well as any specific provisions to which you object, or which you want to have changed.

____X____ Approved as to Form as Submitted

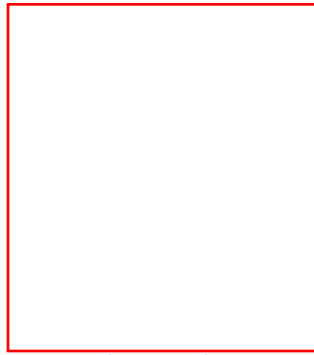
____ Approved as to Form with Amendments/Modifications/Reservations Noted
Below*

____ Not Approved

*1)

This document has been given legal review by the El Paso County Attorney's Office on behalf of the County of El Paso, its officers, and employees. Said legal review should not be relied upon by any person or entity other than the County of El Paso, its officers, and employees.

Janet Monteros
Assistant County Attorney



JANET I. MONTEROS, ASSISTANT COUNTY ATTORNEY
General Counsel Unit
EL PASO COUNTY ATTORNEY'S OFFICE
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From: Bob Geyer
Sent: Monday, August 23, 2010 10:48 AM
To: Janet Monteros
Cc: Bob Geyer
Subject: Attachment B - Agenda Item Commissioners Court August 30, 2010 - TxDOT Grant Amendment Section 5311

Janet, I saw where you were assigned this item and anticipated your request.

Bob Geyer
Transportation Manager
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