



### RECOMMENDED ACTION

To adopt a resolution authorizing the President and CEO to file an application and execute a grant agreement with the Federal Transit Administration for eligible capital funding provided through the Infrastructure Investment and Jobs Act also known as the Bipartisan Infrastructure Law.

### STAFF REPRESENTATIVE

Lisa Patton, Executive Director/VP, Finance and Budget

### BACKGROUND

Long Beach Transit (LBT) finances the majority of its capital assets through annual grants awarded by the Federal Transit Administration (FTA). These grants are allocated by region under Section 5307 Urbanized Area Formula Grant Funds of the Bipartisan Infrastructure Law (BIL). LBT is eligible to receive funds based on a formula allocation.

The BIL, enacted on November 15, 2021, established funding levels and federal policy for the nation's highways and public transit systems for fiscal years 2022 through 2026.

The BIL authorizes up to \$108 billion to support federal public transportation programs, including \$91 billion in guaranteed funding. The new surface transportation bill will help repair and upgrade aging transit infrastructure and modernize bus and rail fleets. America's transit systems have a combined repair backlog of more than \$105 billion. The legislation provides \$23.1 billion over five years for grants to fund the repair and maintenance of transit systems. Funding in the BIL will also support replacement of thousands of transit vehicles, including buses and ferries, with low- and no-emission vehicles by providing \$5.6 billion in Low- or No-Emission Bus Grants to transition to low- or zero-emission buses and purchase fueling and maintenance infrastructure.

For Fiscal Year 2023, LBT is eligible to apply for federal capital funds from the FTA and to submit capital grant applications under Section 5307. Section 5307 funding will support the agency's continued efforts to replace its aging fleet, upgrade and rehabilitate its facilities, upgrade and enhance technology, replace aging support equipment and enhance security equipment.

LBT has a long history of using innovative technologies to promote clean air in its service area. In the mid-2000s, LBT was an innovator when it began to move away from diesel and purchased gasoline-hybrid buses.



## Board Agenda Item No. 10

### September 22, 2022

LBT continues its efforts to replace older model buses with newer, clean air technology. In June 2020, the Board approved LBT's zero-emission rollout plan. The zero-emission rollout plan responds to the California state requirement for all transit agencies to purchase zero-emission buses with a goal of becoming 100% zero-emission by 2040. The agency is aggressively implementing its rollout plan with a goal of operating a 100% zero-emission fleet by 2030. LBT currently has 19 35-foot Battery Electric Buses (BEB) and 5 45-foot Charter BEB's on order. Upon delivery, LBT will have a total of 49 BEB's complimenting its fleet of 125 Compressed Natural Gas (CNG) buses. LBT's fleet is currently 90% alternatively fueled.

#### ALTERNATIVES CONSIDERED

The Board may choose not to adopt the resolution. However, staff does not recommend this option as LBT would be unable to apply for these federal funds and thus unable to implement planned capital projects.

#### BUDGETARY/FISCAL IMPACT

This \$25 million allocation is 60% of LBT's total \$41 million capital budget for Fiscal Year 2023.

These funds will be used towards the following projects:

- Bus Stop Improvements
- Facility Improvements
- Fleet Vehicles
- IT Improvements
- Safety Improvements

Any procurement over \$200,000 will be brought to the Board for review and approval.

#### STAFF RECOMMENDATION

To adopt a resolution authorizing the President and CEO to file an application and execute a grant agreement with the Federal Transit Administration for \$25,007,783 under the Bipartisan Infrastructure Law.

A handwritten signature in blue ink, appearing to read "K. McDonald".

Kenneth A. McDonald  
President and Chief Executive Officer



## **Board Agenda Item No. 10**

### **September 22, 2022**

---

#### **RESOLUTION OF LONG BEACH TRANSIT**

Resolution authorizing the filing of applications with the U.S. Department of Transportation for grants under the Infrastructure and Jobs Act (IIJA), also known as the Bipartisan Infrastructure Law (BIL)

**WHEREAS**, the Secretary of Transportation is authorized to make grants for a mass transportation program of projects and budget;

**WHEREAS**, the contract for financial assistance will impose certain obligations upon the applicant, including the provision of the local share of the project costs in the program;

**WHEREAS**, it is required by the U.S. Department of Transportation that the applicant give an assurance it will comply with Title VI of the Civil Rights Act of 1964 as amended and the U.S. Department of Transportation requirements thereunder; and

**WHEREAS**, it is the goal of the applicant to ensure nondiscriminatory transportation programs and services in support of the mission to enhance the social and economic quality of life without regard to race, color and national origin; and

**WHEREAS**, the applicant will include provisions to improve transportation options, redevelop communities and expand opportunities for low income individuals, persons with disabilities and minorities to include disadvantaged business enterprises; and

**WHEREAS**, the applicant will utilize disadvantaged business enterprises to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged businesses shall have the maximum opportunities to bid on construction, supplies, equipment, consultant and other services contracts.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of Long Beach Transit (LBT),

1. That the President and CEO or his/her designee is authorized to execute and file an application on behalf of LBT with the U.S. Department of Transportation to aid in the financing of planning, capital and/or operating assistance projects pursuant to the FAST Act or other approved surface transportation bill.
2. That the President and CEO is authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964.
3. That the President and CEO is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application for the program of projects and budget.



## **Board Agenda Item No. 10**

### **September 22, 2022**

---

4. That the President and CEO is authorized to set forth and execute Disadvantaged Business Enterprise (DBE) policies in connection with the program of projects and budgets procurement needs.
5. That the President and CEO or his/her designee is authorized to execute grant agreements on behalf of LBT with the U.S. Department of Transportation for aid in the financing of the planning, capital and/or operating assistance program of projects and budget.

#### **CERTIFICATION**

The undersigned duly appointed Secretary/Treasurer certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the LBT Board of Directors held on September 22, 2022.

---

Abigail Mejia  
Secretary/Treasurer, Board of Directors

---

Date