



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

Jenifer Maxwell, Manager, Capital Programs

BACKGROUND

Long Beach Transit (LBT) procures 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 surface transportation bill will help repair and upgrade aging transit infrastructure and modernize bus fleets. The legislation provides funding over five years for grants to fund the repair and maintenance of transit systems. Funding in the BIL will also support the replacement of transit vehicles, with low- and no-emission vehicles by providing Grants to transition to low- or zero-emission buses and build fueling and maintenance infrastructure.

For Fiscal Year 2024, 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 modernize 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.

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. The agency is aggressively implementing its rollout plan with the goal of operating a 100% zero-emission fleet by 2030. LBT currently



has 20 35-foot Battery Electric Buses (BEBs), 24 40-foot BEBs, and 5 45-foot Charter BEBs on order. Upon delivery, LBT will have a total of 49 BEBs complimenting its fleet of 125 Compressed Natural Gas (CNG) buses.

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 \$25.9 million allocation is 76% of LBT's total \$37.9 million capital budget for Fiscal Year 2024.

These funds will be used for the following projects:

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

Procurements will continue to be brought to the Board for review and approval based upon LBT's Procurement Policy.

STAFF RECOMMENDATION

Staff is requesting LBT's Board of Directors adopt a resolution authorizing the President and CEO to file an application and execute a grant agreement with the Federal Transit Administration for \$25,924,258 under the Bipartisan Infrastructure Law.

A handwritten signature in blue ink that reads "K. McDonald".

Kenneth A. McDonald
President and Chief Executive Officer



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 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.



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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 budget 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 28, 2023.

David Sutton, Chair, Board of Directors

Date