

## Application

<b>Federal Award Identification Number (FAIN)</b>	PR-2021-065-00
<b>Temporary Application Number</b>	5489-2020-46
<b>Application Name</b>	Section 5311 CARES ACT Funds - PRMTA- Funds for a short-term lease contract of one bareboat charter passenger vessels; Puerto Rico Maritime Transit Authority (PRMTA) Island Service, PR
<b>Application Status</b>	Final Concurrence / Reservation
<b>Application Budget Number</b>	0

<b>Period of Performance Start Date</b>	N/A
<b>Original Period of Performance End Date</b>	3/30/2025
<b>Current Period of Performance End Date</b>	N/A Revision #: N/A

### Part 1: Recipient Information

**Name: Highway & Transportation Authority, Puerto Rico**

Recipient ID	Recipient OST Type	Recipient Alias	Recipient DUNS
5489	State Agency	PUERTO RICO HIGHWAY AND TRANSPORTATION AUTHORITY	088541391

Location Type	Address	City	State	Zip
Headquarters	SAN JOSE ST CRN SAN FRNCS	SAN JUAN	PR	00901
Physical Address	CALLE DE DIEGO # C	SAN JUAN	PR	00923
Mailing Address	PO BOX 42007	SAN JUAN	PR	00940

### Union Information

<b>Union Name</b>	<b>HERMANDAD DE EMPLEADOS DE OFICINA, COMERCIO Y RAMAS ANEXAS</b>
Address 1	PO BOX 8599
Address 2	
City	SANTURCE
State	Puerto Rico
Zipcode	00910
Contact Name	ASTRID ROSARIO
Telephone	
Fax	
E-mail	
Website	
<b>Union Name</b>	<b>PROSOL- UTIER CAPÍTULO: AUTORIDAD DE CARRETERAS</b>
Address 1	P.O. Box 13068
Address 2	Calle Cerra #612
City	San Juan
State	Puerto Rico
Zipcode	00908
Contact Name	Juan Jacob
Telephone	7872091966
Fax	
E-mail	cyberianpri@hotmail.com
Website	
<b>Union Name</b>	<b>UNION DE TRONQUISTAS DE PUERTO RICO (UTPR)</b>
Address 1	352 Calle del Parque
Address 2	Parada 23
City	San Juan
State	Puerto Rico
Zipcode	00912
Contact Name	Lcdo. Alexis Rodriguez
Telephone	7877218980
Fax	7877242190
E-mail	unitron@onelinkpr.net
Website	

## Part 2: Application Information

**Title: Section 5311 CARES ACT Funds - PRMTA- Funds for a short-term lease contract of one bareboat charter passenger vessels;**

## Puerto Rico Maritime Transit Authority (PRMTA) Island Service, PR

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
PR-2021-065-00	Final Concurrence / Reservation	Grant	9/3/2020	9/3/2020	No

### Application Executive Summary

This grant application is for Section 5311 funds in the total amount of \$2,407,525 (100% Federal Share), for the Puerto Rico Maritime Transit Authority (PRMTA) and will be funded with CARES Act funds allocate to help respond to and recover from the COVID-19 pandemic. The intercity bus governor certification letter was added to the application document section. Requested funds will be used for a short-term operating lease agreement of one passenger vessel that would provide services to the PRMTA Island Service. This short-term operating lease will be used to replace vessels that are out of services. It will also be used to cover related project administration expenses.

The PRMTA is the public ferry operator, sub recipient under the Puerto Rico Highway and Transit Authority (PRHTA). PRMTA provides the only public transportation method, that connects the Municipal Islands of Vieques and Culebra, with the mainland (Island Service), as well as the Metro Service, which connects the Cataño Terminal, with the San Juan Pier II Terminal. The PRMTA operates scheduled ferry services for cargo and passengers, running seven (7) days a week. During the COVID- 19 emergency, the PRMTA has continued providing services for the Vieques- Culebra- Ceiba routes. Additional information would be included in Project 1.

CARES Act funding would help respond to and recover from the COVID-19 pandemic. This application includes the following activity:

1) Project 1: Section 5311 funds for an operating short-term lease contract of one bareboat charter passenger vessel for the Island Service. A total of \$2,407,525 (100% federal) will be requested under this project.

The expenses requested are necessary to operate and manage PRMTA services. These activities would be incurred after January 20, 2020.

The Recipient certifies that it, and it's sub-recipients and contractors that are providers of public transportation, have not furloughed any employees since March 27, 2020 (the enactment date of the CARES Act).

**FEMA STATEMENT OR OTHER FEDERAL AGENCY STATEMENT:** The PRMTA agree that if they receive federal funding from the Federal Emergency Management Agency (FEMA) or through a pass-through entity through the Robert T. Stafford Disaster Relief and Emergency Assistance Act, a different Federal agency, or insurance proceeds for any portion of a project activity approved for FTA funding under this Grant Agreement, it will provide written notification to FTA, and reimburse FTA for any Federal share that duplicates funding provided by FEMA, another Federal agency, or an insurance company.

**PRIOR FEDERAL FUNDING:** None FEMA/ or other federal funds have been received for these projects.

**IDENTIFICATION OF EXPENSES:** The expenses requested in this application were determined by PRMTA and were reviewed and approved by PRHTA. The PRMTA and the PRHTA understand that the expenses requested in this application are subject to review for their reasonableness as part of the agency's next Triennial/State Management Review.

**INSURANCE STATEMENT:** An insurance claim has NOT been issued for the expenses requested on this application.

DESIGNATED OR DIRECT RECIPIENT STATEMENT: PRHTA is a designated recipient of the Section 5311 funds. The PRMTA is a sub-recipient of the PRHTA. PRHTA received a CARES ACT allocation of \$168,673,480.

Attached the following documents on the application:

1. Fleet Status
2. Cost Estimate

\*An amendment will be submitted to add more funds if needed.

\*The PRMTA will follow all Third-Party Procurement policies as defined in FTA C.4220. The PRMTA/PRHTA will ensure contractors procured will not be on the FTA Suspension and Debarment List.

\*This project only includes operating expenses and/or capital expenses that do not include substantial functional, location, or capacity changes to the asset or system. Therefore, no additional TIP/STIP documentation is needed.

**Frequency of Milestone Progress Reports (MPR)**

Quarterly

**Frequency of Federal Financial Reports (FFR)**

Quarterly

**Does this application include funds for research and/or development activities?**

This award does not include research and development activities.

**Pre-Award Authority**

This award is using Pre-Award Authority.

**Does this application include suballocation funds?**

Recipient organization is the Designated Recipient and can apply for and receive these apportioned funds.

**Will this Grant be using Lapsing Funds?**

No, this Grant does not use Lapsing Funds.

**Will indirect costs be applied to this application?**

This award does not include an indirect cost rate.

*Indirect Rate Details: N/A*

**Requires E.O. 12372 Review**

No, this application does not require E.O. 12372 Review.

**Delinquent Federal Debt**

No, my organization does not have delinquent federal debt.

**Application Point of Contact Information**

First Name	Last Name	Title	E-mail Address	Phone
Jennifer	Woolcock	Mrs.	jwoolcock@dtop.pr.gov	(787) 721-8787
Maribell	Perez	Transportation Program Specialist	maribell.perez@dot.gov	(787) 771-2528

## Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$2,407,525
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$2,407,525</b>

## Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
PR-2021-065-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$2,188,659.00	\$0.00	\$2,188,659.00	1
PR-2021-065-01-00	12.16.33 LEASE FERRY BOATS (Bareboat charter passenger vessel #2)	\$2,188,659.00	\$0.00	\$2,188,659.00	1
PR-2021-065-01-00	620-00 (620-A2) PROJECT ADMINISTRATION	\$218,866.00	\$0.00	\$218,866.00	0
PR-2021-065-01-00	11.79.00 PROJECT ADMINISTRATION	\$218,866.00	\$0.00	\$218,866.00	0

## Discretionary Allocations

This application does not contain discretionary allocations.

## Part 3: Project Information

**Project Title: Section 5311- Non Urbanized Area- CARES Funds- PRMTA – Funds for an short-term lease contract of one bareboat charter passenger vessels for the Island Service**

Project Number	Temporary Project Number	Date Created	Start Date	End Date
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**Project Description**

1. Project Description: The PRMTA is requesting Section 5311 funds in the amount of \$2,407,525 (100% Federal Share), funded with CARES Act funds allocation for the Non-Urbanized Area, to execute short term lease contract for one (1) bareboat charter passenger vessel that would provide services to the PRMTA Island Service.

Currently, the PRMTA has three in-service passenger vessels for the Island Service:

- 1) Cayo Blanco (owned by PRMTA)
- 2) Mr. Mason (leased by PRMTA).
- 3) HSV Julia Leigh (leased by PRMTA)

The PRMTA holds a contract with a private operator who provides services that include the operation, maintenance, and leasing of these ferries (Mr. Mason & HSV Julia Leigh). For additional information regarding the PRMTA vessel fleet, please see PRMTA Island Service Fleet Status Report in Application Documents.

- An immediate need to provide service continuity through the replacement of two actual leased passenger vessels triggers the procurement of a short-term lease for two bareboat charter vessels. This agreement with a third party would have a performance period of one year. For purposes of this application, PRMTA will conduct two (2) procurement processes for two short term lease contracts for a bareboat charter passenger vessel. See the milestone for additional information.

- Bareboat charter passenger vessel #1 (please refer to application PR-2021-001-00)
- Bareboat charter passenger vessel #2 (this application 5489-2020-46)

- If the PRMTA does not immediately lease two passenger vessels, it would leave the Island Service with only one passenger vessel- Cayo Blanco. This would create a gap in the provided services to the system users, delaying access to transit activities to the residents and visitors of the municipalities of Vieques and Culebra. The PRMTA is the main and only public transit system for the Municipal Islands, providing connectivity and access to basic services such as health appointments, groceries work activities, among others. This would result in loss of economic activities in both municipalities, in addition to a deterioration in the well being of its residents. The two leased passenger vessels will allow PRMTA to have three in-service passenger vessels in the Island Service. PRMTA is planning the acquisition of a new passenger vessel. The project has already been programmed in the STIP. This would fulfill PRMTA needs in the medium and long term, of having two passenger vessels for the Island Service. In addition, two other Passenger/Cargo (RoPax) vessels will be acquired in the next years.

The following are generally minimum requirements for the bareboat lease passenger vessels:

- High-Speed passenger-only vessel for capacity between 200-400 passengers
- Minimum cruising speed of 20 knots
- Vessels shall be seaworthy (Fit for Purpose) at the time of delivery to PRMTA
- The Vessel shall be delivered with valid documentation and certification as required by the United States Coast Guard (USCG), including a valid USCG Certificate of Inspection (COI) for Coastwise, Limited Coastwise, or Oceans notation, including the waters of Puerto Rico, at the Port of Delivery.
- Insurance -The third party will provide insurance policies as of the date immediately prior to entering the hire term.
- One-year lease agreement with an option to extend on a month-to-month basis.

For additional information on the lease agreement and vessel characteristics, please refer to the extended budget description.

2. FUNDING TYPE: CARES Act Section 5311 funds will be requested for a total of \$2,407,525 under this

grant application.

3. INSURANCE - The third party will provide insurance policies as of the date immediately prior to entering the hire term. An insurance claim has NOT been issued for the expenses requested on this application.

4. BASIS OF PROJECT COSTS - The costs were based on the previous experience with the Puerto Rico Fast Ferry. All documentation was reviewed and approved by PRMTA and PRHTA. For additional information, please refer to the application documents.

5. COST SHARING: This project includes \$2,407,525 100% will be funded with CARES ACT Section 5311 funding.

6. CONTRACTS / VENDORS INFORMATION: 3rd Party Contractors will be used for projects requested in this application. Vendor information will update once all the requested proposals have been received, evaluated and contract have been generated.

7. PROJECT MANAGEMENT, FORCE ACCOUNT, AND FLEET MANAGEMENT PLANS: The PRMTA will procure the leasing of the two passenger vessels. The PRHTA, as the Grantee and PRMTA as the sub-recipient, will ensure satisfactory continuing control of the Federal Interest of the assets. The PRHTA conducts proper oversight of its sub-recipients on a yearly basis, including maintenance activities, among others. The PRHTA will enter into a sub-recipient agreement with the PRMTA. The agreement includes all of the regulations.

8. STIP STATEMENT: This project(s) includes only operations, planning, and/or capital projects, with no substantial functional, location, or capacity change. Therefore, per CARES Act requirements, no additional Statewide Transportation Improvement Program (STIP) or Transportation Improvement Plan (TIP) documentation is needed.

\*An amendment will be submitted to add more funds if needed.

\*The PRMTA will follow all Third-Party Procurement policies as defined in FTA C.4220. The PRMTA/PRHTA will ensure contractors procured will not be on the FTA Suspension and Debarment List.

\*PRMTA does not anticipate the purchase of any other items over \$5,000 in value at this time. Any items with a value over \$5,000 identified during the execution of the activities of this project will be included via budget revision.

**Project Benefits**

This project will ensure that PRMTA is able to guarantee the residents of the Eastern region and Puerto Rico a safe, reliable, and sufficient transportation service.

**Additional Information**

*None provided.*

**Location Description**

Ceiba Ferry Terminal Roosevelt Roads Ceiba, PR 00735

**Project Location (Urbanized Areas)**

UZA Code	Area Name
720000	Puerto Rico

**Congressional District Information**

State	District	Representative
Puerto Rico	1	Jennifer González

## Program Plan Information

### STIP/TIP

Date: N/A

Description: N/A

### UPWP

Date: N/A

Description: N/A

### Long Range Plan

Date: N/A

Description: N/A

## Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$2,407,525
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$2,407,525</b>

## Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
PR-2021-065-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$2,188,659.00	\$0.00	\$2,188,659.00	1
PR-2021-065-01-00	12.16.33 LEASE FERRY BOATS (Bareboat charter passenger vessel #2)	\$2,188,659.00	\$0.00	\$2,188,659.00	1
PR-2021-065-01-00	620-00 PROJECT	\$218,866.00	\$0.00	\$218,866.00	0



01-00	00 (620- A2)	ADMINISTRATION					
PR-2021-065- 01-00	11.79.00	PROJECT ADMINISTRATION	\$218,866.00	\$0.00	\$218,866.00	0	

## Project Budget Activity Line Items

### Budget Activity Line Item: 11.79.00 - PROJECT ADMINISTRATION

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
PROJECT ADMINISTRATION (620-00)	11.79.00	PROJECT ADMINISTRATION	PROJECT ADMINISTRATION	0

#### Extended Budget Description

A total of \$218,866 (100% federal share) of Section 5311 Non-Urbanized CARES funds allocations are being requested by PRMTA for the project administration for the lease of the one passenger vessels under this ALI. The project administration funds will be used to cover related expenses for the proper oversight of the leases agreements of the one leased passenger vessel, including but not limited to:

1. Funds to cover but limiting payroll expenses of PRMTA employees in charge of contract management, review of invoices, award reporting, and vessel inspection.

\*An amendment will be submitted to add more funds if needed.

#### Will 3rd Party contractors be used to fulfill this activity line item?

No, 3rd Party Contractors will not be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$218,866
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$218,866</b>

Milestone Name	Est. Completion Date	Description
Start Date	2/2/2021	Start date for Project Administration activities
End Date	4/29/2022	End date for Project Administration ALI

**Budget Activity Line Item: 12.16.33 - LEASE FERRY BOATS (Bareboat charter passenger vessel #2)**

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	12.16.33	FERRY BOATS	LEASE - REPLACEMENT - CAPITAL RAIL	1

**Extended Budget Description**

A total of \$2,188,659 (100% federal share) of Section 5311 Non-Urbanized CARES funds allocations are being requested by PRMTA for the lease of the one passenger vessels under this ALI. The costs were based on the previous experience with the Puerto Rico Fast Ferry. All documentation was reviewed and approved by PRMTA and PRHTA. For additional information, please refer to the application documents.

The leased passenger vessel will be owned by the procured third party. It will be operated and maintained by the PRMTA. If a Third-Party agreement for Operation and Maintenance is executed with a private operator, the PRMTA will maintain a lease agreement with the procured third party of the vessel, while the O&M Third Party will operate and provide maintenance to the two leased passenger vessels. PRMTA will provide proper oversight of maintenance and operations activities.

\* The PRMTA will procure the leasing of the two passenger vessels. The PRHTA, as the Grantee and PRMTA as the sub-recipient, will ensure satisfactory continuing control of the Federal Interest of the assets. The PRHTA conducts proper oversight of its sub-recipients on a yearly basis, including maintenance activities, among others. The PRHTA will enter into a sub-recipient agreement with the PRMTA. The agreement includes all of the FTA regulations.

The following are generally minimum requirements for the two bareboat lease passenger vessels:

- High-Speed passenger-only vessel for capacity between 200-400 passengers
- Minimum cruising speed of 20 knots
- Vessels shall be seaworthy (Fit for Purpose) at the time of delivery to PRMTA
- The Vessel shall be delivered with valid documentation and certification as required by the United States Coast Guard (USCG), including a valid USCG Certificate of Inspection (COI) for Coastwise, Limited Coastwise, or Oceans notation, including the waters of Puerto Rico, at the Port of Delivery
- The vessels will be ADA accessible.
- Insurance -The third party will provide insurance policies as of the date immediately prior to entering the hire term.
- One-year lease agreement with an option to renew on a month to month basis.

The lease agreement includes the following characteristic:

- PRMTA will not acquire the asset at the end of the lease.
- The lease will have a performance period of at least a year.
- The term of the lease will not be greater than 75 percent of the useful life of the asset.
- The lease does not contain a bargained for option date
- The present value of the rent will not be equal to 90 percent of the value of the property.

\*Please refer to FTA C 5010.1E

The following will not be included in the third-party agreement for the leasing of the passenger vessel, and will be provided by the PRMTA:

- \* Maintenance
- \* Repairs
- \* Crew
- \* Fuel

\*Insurance: The third party will provide insurance policies as of the date immediately prior to entering the hire term. An insurance claim has NOT been issued for the expenses requested on this application.  
 \*An amendment will be submitted to add more funds if needed.  
 \*All third-party procurement policies will follow FTA C 4220.1F PRMTA/PRHTA will ensure all procured contractors are not on the FTA Suspension and Debarment List.

**Will 3rd Party contractors be used to fulfill this activity line item?**

Yes, 3rd Party Contractors will be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$2,188,659
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$2,188,659</b>

Milestone Name	Est. Completion Date	Description
RFP/IFB Issue Date	9/16/2020	RFP/IFB Issue Date
Contract Award Date	2/2/2021	Expected Contract Award date
Contract completion date	3/2/2022	Expected contract completion date

**Project Environmental Findings**

**Finding: Class II(c) - Categorical Exclusions (C-List)**

**Class Level Description**

Class II(c) consists of projects that do not have a significant environmental impact on the human or natural environment and are therefore categorically excluded from the requirement to prepare an environmental assessment or an environmental impact statement. FTA requires a sufficient project description to support a CE determination. The project may require additional documentation to comply with other environmental laws.

**Categorical Exclusion Description**

Type 07: Acquisition, installation, rehabilitation, replacement, and maintenance of vehicles or equipment, within or accommodated by existing facilities, that does not result in a change in functional use of the facilities, such as: equipment to be located within existing facilities and with no substantial off-site impacts; and vehicles, including buses, rail cars, trolley cars, ferry boats and people movers that can be accommodated by existing facilities or by new facilities that qualify for a categorical exclusion.

Date	Description	Date
	Class IIc CE Approved	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
OTHER PROGRAM COSTS (600-00)	12.16.33	LEASE FERRY BOATS (Bareboat charter passenger vessel #2)	1	\$2,188,659.00	\$2,188,659.00

**Finding: Class II(c) - Categorical Exclusions (C-List)**

**Class Level Description**

Class II(c) consists of projects that do not have a significant environmental impact on the human or natural environment and are therefore categorically excluded from the requirement to prepare an environmental assessment or an environmental impact statement. FTA requires a sufficient project description to support a CE determination. The project may require additional documentation to comply with other environmental laws.

**Categorical Exclusion Description**

Type 04: Planning and administrative activities which do not involve or lead directly to construction, such as: training, technical assistance and research; promulgation of rules, regulations, directives, or program guidance; approval of project concepts; engineering; and operating assistance to transit authorities to continue existing service or increase service to meet routine demand.

Date	Description	Date
	Class IIc CE Approved	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
PROJECT ADMINISTRATION (620-00)	11.79.00	PROJECT ADMINISTRATION	0	\$218,866.00	\$218,866.00

## Part 4: Fleet Details

No fleet data exists for this application.

## Part 5: FTA Review Comments

### FTA Comments for DOL

**Comment By** Maribell Perez

**Comment Type** DOL Review for Information

**Date** 9/21/2021

**Comment** Sent to DOL for information on 9/21/2021

## Application Review Comments

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**Comment By Bayoan Ortiz-Rios**

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Comment Type Pre-Award Manager Returns Application

Date 11/4/2020

Comment

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**Comment By Maribell Perez**

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Comment Type Pre-Award Manager Returns Application

Date 12/2/2020

Dear Recipient :

We completed the review of your application. There are some comments that need to be resolved before we can move the application forward on the approval process. Due to the limitation of character spaces on this section of TrAMS the comments were sent by email to Mrs. Jennifer Woolcook, Mrs. Mara Prez and Mrs. Sonia Montanez on 12/2/2020. If you have questions , please contact Mrs. Maribell Prez at your earlies convenience.

Thanks

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**Comment By Maribell Perez**

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Comment Type Pre-Award Manager Returns Application

Date 3/22/2021

Dear Recipient:

We completed the review of your revise application 5489-2020-46. There are still some comments that need to be resolved before we can move the application forward. The comments were send by email to Mrs. Sonia Montaez and Mrs. Jennifer Woolcock on 3/22/2021. Thanks!!

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**Comment By Maribell Perez**

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Comment Type Pre-Award Manager Returns Application

Date 4/29/2021

Dear recipient:

We completed the review of your revised application. Unfortuently we cannot move the application forward on the approval process at this time. As discussed through the phone with Mrs. Sonia Montaez, Director of the Federal Coordination office on 4/29/2021 we will need the Governor Certification to be completed and uploaded to the application document section before we can complete the approval process. As you may know per FTA C9040.1G Section 5311(f) requires each state to expend at least 15 percent of its annual Section 5311 apportionment to carry out a program to develop and support

intercity bus transportation, unless the governor certifies that the intercity bus service needs of the state are being met adequately. Additionally, Section 5311(f) requires a state to consult with intercity bus providers before the governor makes this certification. This was requested during our previous comments on December 2020. If you have further questions or clarifications, please contact me at your convenience. Thanks!!

## Application Review Comments

**Comment By** Boyd Melton

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Comment Type Application Details

Date 9/20/2021

Comment NOTE - As PAA is selected a task will be generated in TrAMs for an initial FFR after award and prior to grant execution.

## Part 6: Agreement

**UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
FEDERAL TRANSIT ADMINISTRATION**

**GRANT AGREEMENT  
(FTA G-26, October 1, 2019)**

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official signs this Grant Agreement, FTA has obligated and awarded federal assistance as provided below. Upon execution of this Grant Agreement by the Recipient named below, the Recipient affirms this FTA Award, enters into this Grant Agreement with FTA, and binds its compliance with the terms of this Grant Agreement.

The following documents are incorporated by reference and made part of this Grant Agreement:

- (1) "Federal Transit Administration Master Agreement," FTA MA(26), October 1, 2019, <http://www.transit.dot.gov>,
- (2) The Certifications and Assurances applicable to the FTA Award that the Recipient has selected and provided to FTA, and
- (3) Any Award notification containing special conditions or requirements, if issued.

WHEN THE TERM "FTA AWARD" OR "AWARD" IS USED, EITHER IN THIS GRANT AGREEMENT OR THE APPLICABLE MASTER AGREEMENT, "AWARD" ALSO INCLUDES ALL TERMS AND CONDITIONS SET FORTH IN THIS GRANT AGREEMENT.

FTA OR THE FEDERAL GOVERNMENT MAY WITHDRAW ITS OBLIGATION TO PROVIDE FEDERAL ASSISTANCE IF THE RECIPIENT DOES NOT EXECUTE THIS GRANT AGREEMENT WITHIN 90 DAYS FOLLOWING FTA's AWARD DATE SET FORTH HEREIN.

### **FTA AWARD**

Federal Transit Administration (FTA) hereby awards a Federal Grant as follows:

## Recipient Information

Recipient Name: Highway & Transportation Authority, Puerto Rico

Recipient ID: 5489

DUNS No: 088541391

## Application Information

Federal Award Identification Number: PR-2021-065-00

Application Name: Section 5311 CARES ACT Funds - PRMTA- Funds for a short-term lease contract of one bareboat charter passenger vessels; Puerto Rico Maritime Transit Authority (PRMTA) Island Service, PR

Application Start Date: N/A

Original Award End Date: 3/30/2025

Current Award End Date: N/A

Application Executive Summary: This grant application is for Section 5311 funds in the total amount of \$2,407,525 (100% Federal Share), for the Puerto Rico Maritime Transit Authority (PRMTA) and will be funded with CARES Act funds allocate to help respond to and recover from the COVID-19 pandemic. The intercity bus governor certification letter was added to the application document section. Requested funds will be used for a short-term operating lease agreement of one passenger vessel that would provide services to the PRMTA Island Service. This short-term operating lease will be used to replace vessels that are out of services. It will also be used to cover related project administration expenses.

The PRMTA is the public ferry operator, sub recipient under the Puerto Rico Highway and Transit Authority (PRHTA). PRMTA provides the only public transportation method, that connects the Municipal Islands of Vieques and Culebra, with the mainland (Island Service), as well as the Metro Service, which connects the Cataño Terminal, with the San Juan Pier II Terminal. The PRMTA operates scheduled ferry services for cargo and passengers, running seven (7) days a week. During the COVID- 19 emergency, the PRMTA has continued providing services for the Vieques- Culebra- Ceiba routes. Additional information would be included in Project 1.

CARES Act funding would help respond to and recover from the COVID-19 pandemic. This application includes the following activity:

1) Project 1: Section 5311 funds for an operating short-term lease contract of one bareboat charter passenger vessel for the Island Service. A total of \$2,407,525 (100% federal) will be requested under this project.

The expenses requested are necessary to operate and manage PRMTA services. These activities would be incurred after January 20, 2020.

The Recipient certifies that it, and it's sub-recipients and contractors that are providers of public transportation, have not furloughed any employees since March 27, 2020 (the enactment date of the CARES Act).

FEMA STATEMENT OR OTHER FEDERAL AGENCY STATEMENT: The PRMTA agree that if they

receive federal funding from the Federal Emergency Management Agency (FEMA) or through a pass-through entity through the Robert T. Stafford Disaster Relief and Emergency Assistance Act, a different Federal agency, or insurance proceeds for any portion of a project activity approved for FTA funding under this Grant Agreement, it will provide written notification to FTA, and reimburse FTA for any Federal share that duplicates funding provided by FEMA, another Federal agency, or an insurance company.

**PRIOR FEDERAL FUNDING:** None FEMA/ or other federal funds have been received for these projects.

**IDENTIFICATION OF EXPENSES:** The expenses requested in this application were determined by PRMTA and were reviewed and approved by PRHTA. The PRMTA and the PRHTA understand that the expenses requested in this application are subject to review for their reasonableness as part of the agency's next Triennial/State Management Review.

**INSURANCE STATEMENT:** An insurance claim has NOT been issued for the expenses requested on this application.

**DESIGNATED OR DIRECT RECIPIENT STATEMENT:** PRHTA is a designated recipient of the Section 5311 funds. The PRMTA is a sub-recipient of the PRHTA. PRHTA received a CARES ACT allocation of \$168,673,480.

Attached the following documents on the application:

1. Fleet Status
2. Cost Estimate

\*An amendment will be submitted to add more funds if needed.

\*The PRMTA will follow all Third-Party Procurement policies as defined in FTA C.4220. The PRMTA/PRHTA will ensure contractors procured will not be on the FTA Suspension and Debarment List.

\*This project only includes operating expenses and/or capital expenses that do not include substantial functional, location, or capacity changes to the asset or system. Therefore, no additional TIP/STIP documentation is needed.

Research and Development: This award does not include research and development activities.

Indirect Costs: This award does not include an indirect cost rate.

Suballocation Funds: Recipient organization is the Designated Recipient and can apply for and receive these apportioned funds.

Pre-Award Authority: This award is using Pre-Award Authority.

## **Application Budget**

Total Application Budget: \$2,407,525.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$2,407,525.00

Amount of Non-Federal Funds Committed to This FTA Action (in U.S. Dollars): \$0.00

Total FTA Amount Awarded and Obligated (in U.S. Dollars): \$2,407,525.00

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars): \$0.00



**Application Budget Control Totals**

(The Budget includes the individual Project Budgets (Scopes and Activity Line Items) or as attached)

<b>Funding Source</b>	<b>Section of Statute</b>	<b>CFDA Number</b>	<b>Amount</b>
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$2,407,525
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$2,407,525</b>

(The Transportation Development Credits are not added to the amount of the Total Award Budget.)

**U.S. Department of Labor Certification of Public Transportation Employee Protective Arrangements:**

Original Certification Date:

**Special Conditions**

There are no special conditions.

**FINDINGS AND DETERMINATIONS**

By signing this Award on behalf of FTA, I am making all the determinations and findings required by federal law and regulations before this Award may be made.

**FTA AWARD OF THE GRANT AGREEMENT**

Awarded By:

FEDERAL TRANSIT ADMINISTRATION  
U.S. DEPARTMENT OF TRANSPORTATION  
Contact Info:  
Award Date:

**EXECUTION OF THE GRANT AGREEMENT**

Upon full execution of this Grant Agreement by the Recipient, the Effective Date will be the date FTA or the Federal Government awarded Federal assistance for this Grant Agreement.

By executing this Grant Agreement, the Recipient intends to enter into a legally binding agreement in

which the Recipient:

- (1) Affirms this FTA Award,
- (2) Adopts and ratifies all of the following information it has submitted to FTA:
  - (a) Statements,
  - (b) Representations,
  - (c) Warranties,
  - (d) Covenants, and
  - (e) Materials,
- (3) Consents to comply with the requirements of this FTA Award, and
- (4) Agrees to all terms and conditions set forth in this Grant Agreement.

Executed By:

*Highway & Transportation Authority, Puerto Rico*