

RideKC

Kansas City Area Transportation Authority

August 5, 2022

Mr. Tom Scannell
City of Independence
111 E. Maple Avenue
Independence, Missouri 64050

Re: American Rescue Plan (ARP) Act Funding Award
Federal Identification Number: MO-2022-021; CFDA 20.5307

Dear Mr. Scannell:

Congratulations! The Federal Transit Administration (FTA) has approved a grant to KCATA for Section 5307 American Rescue Plan (ARP) Act funding that includes funding for your agency in the amount of \$1,749,322. The funds were made available under 49 United States Code Section 5307 and pursuant to the ARP Act under PL 116-136 to help defray costs of general public transportation projects to be carried out by your agency to help prevent, prepare for, and respond to the coronavirus. The City is not required to match this award with any amount of non-Federal funds.

Enclosed is the sub-awardee ARP Act agreement between your agency and the KCATA. Please have an authorized official of your agency sign the agreement documents and return the original to KCATA. Be sure to keep a copy of the agreement and certifications for your files. Upon KCATA's receipt of the signed original agreement and certifications, your agency will be sent the Quarterly Performance and Reporting forms and instructions.

If you have any questions, please contact Tracey Logan, Grants Manager at (816) 346-0225 or email at tlogan@kcata.org.

Sincerely,


Hector Cortez (Aug 5, 2022 13:25 CD1)

Hector Cortez
Comptroller

**KANSAS CITY AREA TRANSPORTATION AUTHORITY
SUBAWARD GRANT AGREEMENT**

(1) Pass- Through Entity	(2) Sub-Awardee
Kansas City Area Transportation Authority	City of Independence, Missouri
(3) Federal Awarding Agency	(4) Sub-Awardee's Project Number
Federal Transit Administration	MO-2022-021-00
(5) CFDA Program Number & Name	(6) Federal Award Identification Number (FAIN)
20.5307 Urbanized Area Formula (ARP Act)	MO-2022-021-00
(7) Federal Award Authorization Date	(8) Sub-Awardee's Unique Entity ID
July 22, 2022	U5W1BFU54PJ3 Exp Oct 14, 2022
(9) Research & Development Subaward	(10) Sub-Awardee's Indirect Cost Rate
Not R & D Subaward	This subaward does not include indirect cost rate.
(11) Subaward Period of Performance	
January 20, 2020, through December 31, 2023	
(12) Federal \$ Obligated by this Action by KCATA to the Sub-Awardee	
\$1,749,322	
(13) Total Federal \$ Obligated to the Sub-Awardee by KCATA, Including Current Obligation	
\$1,749,322	
(14) Total Federal Award \$ Committed to the Sub-Awardee by KCATA	
\$1,749,322	
(15) Federal Subaward Project Description OPERATING ASSISTANCE	

SUB-AWARDEE AGREEMENT

Between

the

**KANSAS CITY AREA TRANSPORTATION AUTHORITY
AND
City of Independence, Missouri
For Operations and Maintenance Assistance**

For the

**American Rescue Plan Act of 2021
Transportation Assistance Act Formula Grants for
Urbanized Areas**

CFDA Number: CFDA #20.507
Federal Agency: U.S. Department of Transportation/
Federal Transit Administration

THIS SUB-AWARDEE AGREEMENT (the "AGREEMENT") is made by and between the Kansas City Area Transportation Authority (hereafter "KCATA"), a body corporate and politic, and a political subdivision of the States of Missouri and Kansas, with offices at 1350 East 17th Street, Kansas City, Missouri, and the City of Independence, Missouri (hereafter "SUB-AWARDEE") with offices at 111 E. Maple Avenue, Independence, Missouri, 64050.

WITNESSETH:

WHEREAS, The American Rescue Plan (ARP) Act of 2021, which President Biden signed on March 11, 2021 to support the nation's public transportation systems as they continue to respond to the COVID-19 pandemic; and the ARP formula funding is being disbursed through FTA apportionments to its Urbanized Area;

WHEREAS, the KCATA, the designated recipient of Section 5307 Urbanized Area Formula Funds (hereafter "5307 Formula Funds") and the SUB-AWARDEE, pursuant to the American Rescue Plan Act of 2021 are authorized to enter into this AGREEMENT pertaining to federal funding committed for Section 5307 - ARP Act Formula Grants for Urbanized Areas under the jurisdiction of the KCATA; and

WHEREAS, the KCATA has sub-allocated ARP Act Formula grant funds to the Sub-Awardee made available to the KCATA under 49 United States Code (hereinafter, "USC") 5307 (hereinafter, "5307"), to defray a portion of the costs of a general

public transportation project carried out by the SUB-AWARDEE, and pursuant to the American Rescue Act under PL 116-136, March 27, 2020 (hereinafter, "ACT") for "Transit Infrastructure Grants", in the amount of \$1,749,322 to prevent, prepare for, and respond to coronavirus; and

WHEREAS, pursuant to The ARP Act and any subsequent annual appropriations bills, additional public funds are available for programs to support public transit systems, and the KCATA is authorized by law to reimburse the SUB-AWARDEE with these public funds; and

WHEREAS, KCATA is the primary recipient of funding under Federal Transit Administration (hereafter "FTA") Project MO-2022-021-00, and the responsible entity for the disbursement of federal project funding; and

WHEREAS, the SUB-AWARDEE's Project for Operations and Maintenance Assistance (hereafter "PROJECT") is consistent with the region's Coordinated Public Transit Plan; and the SUB-AWARDEE's Project detailed below is included in FTA grant MO-2022-021-00;

WHEREAS, the SUB-AWARDEE agrees that if it receives 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.

NOW, THEREFORE, in consideration of these mutual covenants and promises herein set forth, the KCATA and the SUB-AWARDEE agree as follows:

The funding source for this grant application is:

<u>Description of Project</u>	<u>FTA Code</u>	<u>Federal Funds</u>	<u>% Federal Participation</u>
Operating Assistance	30.09.08	\$1,749,322	100%

Operating funds will cover expenses for existing service incurred beginning January 20, 2020 until December 31, 2023.

Total Federal Ceiling: \$1,749,322

Local Match: The project is funded at 100% Federal of the total eligible project costs. There is no local match required.

PROJECT PERFORMANCE PERIOD: January 20, 2020 to December 31, 2023

This project does not include any indirect costs.

This project does not include research development costs.

NOW, THEREFORE, in consideration of these mutual covenants and promises herein set forth, the KCATA and the SUB-AWARDEE agree as follows:

1. This AGREEMENT is effective as of the last date affixed below by the signatory KCATA and the SUB-AWARDEE.
2. The SUB-AWARDEE shall proceed with implementation of the PROJECT, as detailed in KCATA's grant application, MO-2022-021-00. The SUB-AWARDEE shall at all times comply with all applicable FTA requirements outlined in Appendix A of this agreement and guidelines. In the event of any noncompliance by SUB-AWARDEE with FTA requirements and guidelines that creates an obligation to repay grant funds to the FTA, it will be the SUB-AWARDEE's obligation to make such repayment, and the SUB-AWARDEE will indemnify KCATA against and hold KCATA harmless from any obligation or liability with respect to such repayment.
3. THE KCATA shall reimburse the SUB-AWARDEE for eligible costs of implementing said PROJECT at the participation rate and subject to the funding ceiling delineated above. The SUB-AWARDEE shall submit reimbursement requests to KCATA no more frequently than monthly. All costs to be reimbursed under this AGREEMENT shall be supported by sufficient documentation evidencing that those costs were specifically incurred and paid. All documentation of eligible reimbursable costs shall be clearly identified and readily accessible.
4. The SUB-AWARDEE agrees to supply quarterly reports required by KCATA, utilizing report forms supplied or approved by the KCATA. Quarterly Reports shall be submitted by the 15th of the month following calendar quarters ending in December, March, June and September. These reports include: Program Performance Report – reporting any issues, ridership activity and a Project Expenditure Report.

All reports and submissions to KCATA from the SUB-AWARDEE concerning this AGREEMENT shall be sent to:

Tracey Logan, Grants Manager
KCATA
1200 E 18th Street

Kansas City, MO 64108

Communications regarding this AGREEMENT shall be exchanged with Tracey Logan, (816) 346-0225 or via email tlogan@kcata.org.

5. The SUB-AWARDEE may be subject to the audit requirements of 2 CFR 200 (Previously OMB Circular A-133), if the SUB-AWARDEE had Federal award expenditures of \$750,000 or more in the past fiscal year. If the \$750,000 threshold under 2 CFR 200 has been met the SUB-AWARDEE shall cause, at its own expense, to have an audit completed and will submit the audit report and any management letter issued by the auditor and corrective action plan addressing all findings and questioned costs to the audit clearinghouse found at <https://harvester.census.gov/facweb/>.

KCATA is responsible for reviewing the audit report and issuing a management decision on any audit findings pertaining to funding received from KCATA within six (6) months of receipt of the audit report and ensuring that the SUB-AWARDEE takes appropriate and timely corrective action.

6. The SUB-AWARDEE binds themselves, their successors, assignees, contractors, executors and administrators in respect to all covenants of this AGREEMENT. The SUB-AWARDEE shall not sign, sublet or transfer their interest in this AGREEMENT without the written consent of KCATA.
7. This AGREEMENT represents the entire and integrated agreement between parties regarding the Project Funds in the Total Federal Ceiling and supersedes all prior negotiations, representations, or agreements, either written or oral. This AGREEMENT may be amended only by written instrument signed by all parties. The AGREEMENT can be terminated by SUB-AWARDEE when SUB-AWARDEE has received and paid to others the lesser of (i) the Total Federal Ceiling, or (ii) the entire amount of money that KCATA has paid to SUB-AWARDEE.
8. KCATA's grant application/FTA Agreement, MO-2022-021-00, Contract Conditions/Federal Requirements, U.S. Department of Labor Certification, links to the FTA Master Agreement and Certifications and Assurances documents, Lobbying Certification and all applicable Federal, State and Local statutes and regulations are incorporated into this AGREEMENT by this reference and are binding upon KCATA and the SUB-AWARDEE.

The following Appendices are attached hereto as part of this AGREEMENT.

- Appendix A - MO-2022-021-00 Grant Application/Agreement
- Appendix B - Contract Conditions/Federal Requirements
- Appendix C - U.S. Department of Labor Certification
- Appendix D - Master Agreement Link
- Appendix E - Lobbying Certification

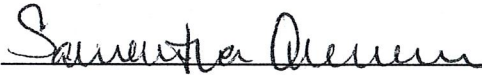
IN WITNESS WHEREOF, the parties hereunto have caused this AGREEMENT to be executed by their proper officials thereunto duly authorized as of the dates below indicated, in consideration of the mutual covenants, promises and representations herein.

**KANSAS CITY AREA TRANSPORTATION
AUTHORITY**

By: 
Melissa Bynum, Chair

Date: 08/04/22

Attest:
Samantha Overman, Assistant Board Secretary



Date: 8-4-22

CITY OF INDEPENDENCE, MISSOURI

By: _____

Date: _____