

A RESOLUTION

NO. 109-06

A RESOLUTION AUTHORIZING THE MAYOR OR CITY MANAGER OF COLUMBUS, GEORGIA TO SUBMIT AN APPLICATION FOR, AND IF AWARDED, ACCEPT A GRANT IN THE AMOUNT OF \$1,230,920, OR OTHERWISE AWARDED, FROM THE FEDERAL TRANSIT ADMINISTRATION (FTA) AND GEORGIA DEPARTMENT OF TRANSPORTATION (GDOT) FOR FY2007 CAPITAL AND PLANNING ASSISTANCE UNDER TITLE 49 U.S.C. SECTION 5307 AND TO CONTRACT WITH FTA AND GDOT ON BEHALF OF THE CITY SHOULD THE APPLICATION RECEIVE APPROVAL.

WHEREAS, under the Title 49 U.S.C., Section 5307, the Secretary of the Department of Transportation, United States of America (USDOT) is authorized to make grants for mass transit planning and capital improvement; and,

WHEREAS, the Columbus Department of Transportation/METRA is designated the recipient of these transit funds; and,

WHEREAS, the City owns and operates the Columbus Department of Transportation/METRA, the public transit operates in Columbus, Georgia Urbanized Area; and,

WHEREAS, the City may apply to FTA for an assistance contract covering up to eighty percent (80%) of the eligible planning and capital improvement expenses for the City; and,

WHEREAS, the City may apply to the Georgia Department of Transportation (GDOT) for a contract for capital and planning assistance covering up to ten percent (10%) of eligible expenses of the non-FTA share; and,

WHEREAS, such contracts will impose certain obligations upon the City including the provision of the local share of project costs; and,

WHEREAS, FY2007 shares for these programs as currently projected are:

**Title 49 U.S.C. Section 5307
(Formerly Section 9)**

	<u>City</u>	<u>GDOT</u>	<u>FTA</u>	<u>Total</u>
Capital	\$ 122,468	\$122,467	\$979,740	\$1,224,675
Operating	\$2,932,904	\$ 0	\$ 0	\$2,932,904
Planning	\$ 14,302	\$ 14,301	\$ 114,412	\$ 143,015
Total	\$3,069,674	\$136,768	\$1,094,152	\$4,300,594

WHEREAS, in connection with the filing of an application for assistance under the U.S.C., USDOT requires, in accordance with the provisions of the Title VI of the Civil Rights Act of 1964, that the applicant gives an assurance that will comply with Title VI and all USDOT requirements thereunder; and,

WHEREAS, it is the goal of the City to utilize disadvantaged businesses enterprises (DBEs) to the greatest extent practical in the City procurement under this project, and to establish and administer definitive procedures to ensure that DBEs shall have the maximum feasible opportunity to compete in City procurement for supplies, equipment, construction, and consultant or other services.

NOW, THEREFORE, THE COUNCIL OF COLUMBUS, GEORGIA, HEREBY RESOLVES AS FOLLOWS:

(1)

That the Mayor or City Manager is authorized to apply to FTA on behalf of the City for FY2007 capital and planning financial assistance;

(2)

That the Mayor or City Manager is authorized to apply to GDOT on behalf of the City for FY2007 capital and planning assistance to match FTA assistance;

(3)

That the Mayor or City Manager is authorized to execute contracts in accordance with FY2007 expenses on behalf of the City with FTA and GDOT for the purpose of receiving FTA and GDOT funds should the application be approved;

(4)

That the City gives assurance that, should such contract be executed, it is the intent of the Council to commit its local share of capital, planning, and operating costs under the FY2007 Program of Projects;

(5)

That the Mayor or City Manager is authorized to execute (or to delegate to the Department of Transportation/METRA) and file with such application any assurance or other documents required by USDOT or FTA in connection with the application, including any assurance concerning the purpose of the Title VI of the Civil Rights Act of 1964;

(6)

That the Department of Transportation/METRA is authorized to furnish such additional information as may be required in connection with the application, and to requisition federal or state funds to reimburse the City for eligible expenses under any resulting grant contract;

(7)

That the DBE Coordinator, as the DBE Affirmative Action Liaison Officer for the City, is authorized to establish and administer DBE policies in connection with projects procurement needs.

Introduced at a regular meeting of the Council of Columbus, Georgia, held the 21st day of March 2006, and adopted at said meeting by the affirmative vote of ten members of said Council.

Councilor Allen voting

YES .

Councilor Anthony voting

YES .

Councilor Davis voting

YES .

Councilor Henderson voting

YES .

Councilor Hunter voting

YES .

Councilor McDaniel voting

YES .

Councilor Turner Pugh voting

YES .

Councilor Rodgers voting

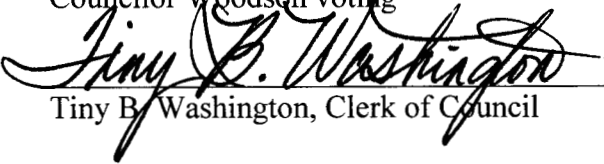
YES .

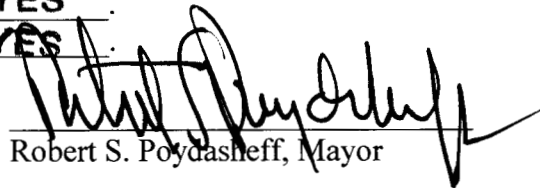
Councilor Suber voting

YES .

Councilor Woodson voting

YES .


Tiny B. Washington, Clerk of Council


Robert S. Poydasheff, Mayor

Columbus Consolidated Government

Council Meeting

03/21/2006

Agenda Report # 114

TO: Mayor and Council

SUBJECT: FY2007 Grant Application for Capital and Planning Assistance

INITIATED BY: Department of Transportation/METRA

Recommendation: Approval to authorize the Department of Transportation/METRA to apply to the Federal Transit Administration (FTA) and the Georgia Department of Transportation (GDOT) for capital, planning and operating grants in the amount of \$1,290,504, or otherwise awarded. Approval is also requested to authorize the City Manager or Mayor to accept grant funds if approved and execute contracts with FTA and GDOT.

Background: The city has been applying for capital, planning and operating grants to the Federal Transit Administration and the Georgia Department of Transportation since 1972. The Federal Transit Administration Grants are funded in the following manner:

	<u>CAPITAL</u>	<u>PLANNING</u>	<u>OPERATING</u>
Federal 5307	80%	80%	0%
State 5307	10%	10%	0%
Local 5307	10%	10%	100%
State 5303	0%	90%	0%
Local 5303	0%	10%	0%

The Georgia Department of Transportation provides capital and planning assistance in the amount of 10% of the total capital and planning grants to the Federal Transit Administration. The city government has provided the required match on grants to FTA and GDOT since 1972.

Analysis:

**Title 49 U.S.C. Section 5307
(Formerly Section 9)**

<u>Grant</u>	<u>Category</u>	<u>City</u>	<u>GDOT</u>	<u>FTA</u>	<u>Total</u>
Capital	5307	\$ 122,468	\$122,467	\$ 979,740	\$1,224,675
Operating	5307	\$2,932,904	\$ 0	\$ 0	\$2,932,904
Planning	5307	\$ 14,302	\$ 14,301	\$ 114,412	\$ 143,015
Total	5307	\$3,069,674	\$136,768	\$1,094,152	\$4,300,594

**Title 49 U.S.C. Section 5303
(Formerly Section 8)**

<u>Grant</u>	<u>Category</u>	<u>City</u>	<u>GDOT</u>	<u>FTA</u>	<u>Total</u>
Planning	5303	\$ 6,621	\$ 59,584	\$ 0	\$ 66,205

Financial Considerations: If the City does not apply for the grants, Columbus would be turning down \$1,094,152 in federal and \$196,352 in state funds to support public transportation in our local community.

Legal Considerations: The intent to apply for a Federal Transit Grant listing the program of projects must be advertised in the local paper. A resolution must be submitted with the application from the City Council authorizing application for a grant, authorizing the City Manager or Mayor to accept the grant and enter into a contract with the Federal Transit Administration and the Georgia Department of Transportation.

Recommendations/ Actions: Authorize a resolution to approve the City to submit an application for capital, planning and operating grants from the Federal Transit Administration and the Georgia Department of Transportation in the total amount of \$1,290,504 and further authorizing the City Manager or Mayor to accept the grant, if approved, and enter into a contract with the Federal Transit Administration and the Georgia Department of Transportation.

FTA CERTIFICATIONS AND ASSURANCES FOR FEDERAL FISCAL YEAR 2006

Name of Applicant: Columbus Consolidated Government, Georgia

Name of Relationship of Authorized Representative: Isaiah Hugley, City Manager

BY SIGNING BELOW, I, Isaiah Hugley, on behalf of the Applicant, declare that the Applicant has duly authorized me to make these certifications and assurances and bind the Applicant's compliance. Thus, the Applicant agrees to comply with all Federal statues, regulations, executive orders, and administrative guidance required for each application it makes to the Federal Transit Administration (FTA) in Federal Fiscal Year 2006.

FTA intends that the certifications and assurances that Applicant selects on the other side of this document, as representative of the certifications and assurances in Appendix A, should apply, as required, to each project for which the Applicant seeks now, or may later, seek FTA assistance during Federal Fiscal Year 2006.

The Applicant affirms the truthfulness and accuracy of the certifications and assurances it has made in the statements submitted herein with this document and any other submission made to FTA and acknowledges that the provisions of the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. 3801 et seq., as implemented by U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31 apply to any certification, assurance, or submission made to FTA. The criminal fraud provisions of 18 U.S.C. 1001 apply to any certification, assurance, or submission made in connection with the Urbanized Area Formula Program, 49 U.S.C. 5307, and may apply to any other certification, assurance, or submission made in connection with any other program administered by FTA.

In signing this document, I declare under penalties if perjury that the foregoing certifications and assurances, and any other statements made by me on behalf of the Applicant, are true and correct.

DATE: _____

Authorized Representative of Applicant

AFFIRMATION OF APPLICANT'S ATTORNEY

for Columbus Consolidated Government, Georgia (Name of Applicant)

As the undersigned legal counsel for the above named Applicant, I hereby affirm that the applicant has authority under state and local law to make and comply with the certifications and assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the certifications and assurances have been legally made and constitute legal and binding obligations on the Applicant.

I further affirm that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these certifications and assurances, or of the performance of the project. Furthermore, if I become aware of circumstances that change the accuracy of the foregoing statements, I will notify the Applicant and FTA promptly.

DATE: _____

Applicant's Attorney

EXECUTION AUTHORIZED

By Resolution No. 109-06

Tracy B. Washington
Clerk of Council

FEDERAL FY2006 CERTIFICATIONS AND ASSURANCES FOR FTA ASSISTANCE

Name of Applicant: Columbus Consolidated Government, Georgia

The Applicant agrees to comply with applicable requirements of Categories I-XV.
(The Applicant may make this selection in lieu of individual selection below.)

OR

The Applicant agrees to comply with the applicable requirements of the following categories it has selected:

- | | | |
|-------|--|-------------------|
| I. | Certifications and Assurances Required of Each Applicant | <u> X </u> |
| II. | Lobbying Certification | <u> X </u> |
| III. | Effects on Private Mass Transportation Companies | <u> X </u> |
| IV. | Public Hearing Certification for Major Projects with Substantial Impacts | <u> X </u> |
| V. | Certification for the Purchase of Rolling Stock. | <u> X </u> |
| VI. | Bus Testing Certification | <u> X </u> |
| VII. | Charter Service Agreement | <u> X </u> |
| VIII. | School Transportation Agreement | <u> X </u> |
| IX. | Certification for Demand Responsive Service | <u> X </u> |
| X. | Substance Abuse Certifications | <u> X </u> |
| XI. | Assurances Projects Involving Real Property | <u> X </u> |
| XII. | Certifications for the Urbanized Area Formula Program | <u> X </u> |
| XIII. | Certifications for the Elderly and Persons with Disabilities Program | <u> X </u> |
| XIV. | Certification for the Non-urbanized Area Formula Program | <u> </u> |
| XV. | Certification for the State Infrastructure bank (SIB) Program | <u> </u> |

CERTIFICATE

The undersigned duly qualified and acting _____ (Title of Officer) of the Columbus Consolidated Government certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the Columbus Council held on _____, 2006.

Official Seal

(Signature of Recording Officer)

(Title of Recording Officer)

(Date)