

**REGIONAL TRANSIT AUTHORITY
RESOLUTION NO. 26**

A RESOLUTION of the Board of the Regional Transit Authority for the Pierce, King and Snohomish Counties region authorizing the filing of applications with and acceptance of grants offered by the U. S. Department of Transportation for Federal Transit Administration funds under Section 3 and 9 of the Federal Transit Act, as amended.

WHEREAS, the Secretary of the U. S. Department of Transportation is authorized to make grants for mass transportation projects under the Federal Transit Act, as amended; and

WHEREAS, grant applications must be filed by the RTA to secure funds to implement the projects anticipated as part of the recommended Regional Transit System Plan; and

WHEREAS, the grant contracts for financial assistance will impose certain obligations upon the Regional Transit Authority ("RTA"), including the local share of project costs; and

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provision of Title VI of the Civil Rights Act of 1964, as amended, that the RTA give assurance that 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 RTA that certified disadvantaged and women business enterprises be used to the fullest extent possible in connection with said projects and that such certified businesses shall have the maximum feasible opportunity to participate in the performance of contracts for materials, equipment and supplies and in providing consultant or construction services for and to the RTA;

NOW, THEREFORE, BE IT RESOLVED by the Board of the Regional Transit Authority as follows:

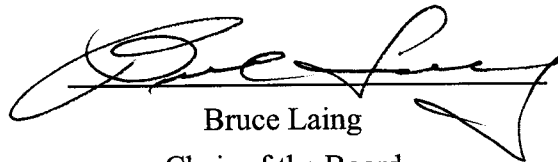
Section 1. The Executive Director of the RTA is hereby authorized to execute and file applications on behalf of the RTA with the U. S. Department of Transportation to aid in the financing of the projects anticipated as part of the recommended Regional Transit System Plan.

Section 2. The Executive Director is hereby authorized on behalf of the RTA to execute and file such application assurances or other documents required by the U. S. Department of Transportation to effectuate the purposes of Title VI of the Civil Rights Act of 1964.

Section 3. The Executive Director is hereby authorized on behalf of the RTA to furnish such additional information as the U. S. Department of Transportation may require in connection with the applications for the projects, including, but not limited to, affirmative action and disadvantaged business policies applicable to the projects' procurement needs.

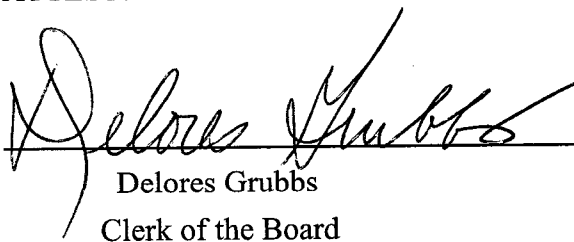
Section 4. The Executive Director is hereby authorized on behalf of the RTA to accept and execute grant contract agreements with the U. S. Department of Transportation for aid in financing of the projects.

ADOPTED by the Board of the Regional Transit Authority for the Pierce, King and Snohomish Counties region at a regular meeting thereof held on the 22nd day of April, 1994.



Bruce Laing
Chair of the Board

ATTEST:



Delores Grubbs
Clerk of the Board

Agenda Item: _____
Resolution No. 26**Staff Contact:** Gregg Schweers
Phone No.: 684-1901**ACTION:**

Approve Resolution No. 26 authorizing the Executive Director to apply for and accept federal grants from the U. S. Department of Transportation, Federal Transit Administration (FTA) for funding under the Federal Transit Act, as amended, and to file such certifications and application assurances required. This action is necessary to allow the Regional Transit Authority (RTA) to assume responsibility and authority for the existing FTA grant between King County/Metro and FTA for project level planning and environmental assessment work on the south corridor commuter rail project.

DISCUSSION:

The RTA is not currently recognized by the FTA for the purposes of applying for and accepting federal grant funds offered under the provisions of the Federal Transit Act, as amended. In order to become certified by the FTA, the RTA will need to submit certain documents and assurances or requirements of the federal programs, including, but not limited to, Title VI of the Civil Rights Act of 1964, affirmative action, disadvantaged businesses and the Americans with Disabilities Act of 1990, as well as standard assurances and counsel opinion (see attached draft letter).

RTA staff and legal counsel are working with FTA staff to accomplish this certification and recognition by FTA.

BUDGET ISSUES:

Currently, the South Corridor Commuter Rail project is funded by a federal grant of \$1.88 million for the project level planning, environmental assessment phase. The grant contract for this federal assistance is between FTA and King County/Metro. RTA staff and legal counsel are working with FTA and Metro staff with the intent of having the current commuter rail grant assigned to the RTA.

This action is consistent with the interlocal contract between the RTA and King County/Metro, authorized by RTA Board Resolution No. 13, adopted February 16, 1994.



Regional Transit Authority

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Bruce Laing
King County Councilmember

April 25, 1994

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King County Councilmember

Jim White
Kent Mayor

To be appointed
King County Councilmember

To be appointed
King County Councilmember

Mr. Terry L. Ebersole
Regional Administrator
Federal Transit Administration
Federal Building
915 Second Avenue, Suite 3142
Seattle, Washington 98174

Regional Transit Authority Certifications to the Federal Transit Administration

Dear Mr. Ebersole:

The Regional Transit Authority for the Pierce, King and Snohomish counties region ("RTA") hereby certifies that it will comply with all Federal statutes, regulations, Executive orders and administrative requirements applicable to applications made to and grants received from the Federal Transit Administration under Sections 3, 4, 6, 8, 9, 9B, 10, 16, 18 or for human resource assistance under Section 20 of the Federal Transit Act (formerly the Urban Mass Transportation Act of 1964), as amended, as well as for transit related projects under the Federal Aid Urban Systems and Interstate Transfer Programs (Sections 142 and 103(e)(4), respectively, of Title 23 of the United States Code).

The provisions of Section 1001 of Title 18, U.S.C., apply to all certifications and submissions in connection with applications made to and grants received from the Federal Transit Administration.

Mr. Terry L. Ebersole
April 25, 1994
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The applicant certifies or affirms the truthfulness and accuracy of the contents of the statement submitted on or with this certification and understands that the provisions of 31 U.S.C. §§3801 et seq. are applicable thereto.

Sincerely,

Thomas G. Matoff
Executive Director
Regional Transit Authority

The undersigned legal counsel for the RTA hereby certifies that the RTA has authority under State and local law to comply with the subject assurances and that the certification above has been legally made

Preston Thorgrimson Shidler Gates & Ellis

By:

Robert L. Gunter
Legal Counsel

Date: _____