

**CORCORAN CITY COUNCIL,
JOINT POWERS FINANCE AUTHORITY,
SUCCESSOR AGENCY FOR CORCORAN RDA,
& HOUSING AUTHORITY
AGENDA**

**City Council Chambers
1015 Chittenden Avenue
Corcoran, CA 93212**

**Monday, March 17, 2014
6:00 P.M.**

Public Inspection: A detailed City Council packet is available for review at the City Clerk's Office, located at Corcoran City Hall, 832 Whitley Avenue.

Notice of ADA Compliance: In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerks Office at (559) 992-2151 ext. 235.

Public Comment: Members of the audience may address the Council on non-agenda items; However, in accordance with government code section 54954.2, the Council may not (except in very specific instances) take action on an item not appearing on the posted agenda.

This is the time for members of the public to comment on any matter within the jurisdiction of the Corcoran City Council. This is also the public's opportunity to request that a Consent Calendar item be removed from that section and made a regular agenda item. The councilmembers ask that you keep your comments brief and positive. Creative criticism, presented with appropriate courtesy, is welcome.

After receiving recognition from the chair, speakers shall walk to the rostrum, state their name and address and proceed with comments. Each speaker will be limited to five (5) minutes.

Consent Calendar: All items listed under the consent calendar are considered to be routine and will be enacted by one motion. If anyone desires discussion of any item on the consent calendar, the item can be removed at the request of any member of the City Council and made a part of the regular agenda.

ROLL CALL

Mayor:	Jim Wadsworth
Vice Mayor:	Jerry Robertson
Council Member:	Mark Cartwright
Council Member:	Raymond Lerma
Council Member:	Sidonio "Sid" Palmerin

INVOCATION

FLAG SALUTE

1. PUBLIC DISCUSSION

2. **CONSENT CALENDAR (VV)**

- 2-A. Approval of Minutes of the joint Planning Commission and City Council meeting of January 27, 2014 and City Council minutes of March 3, 2014.
- 2-B. Authorization to read ordinances and resolutions by title only.
- 2-C. Ratification of Resolution No. 2723 objecting to Tax Sale of APN 034-143-072 pursuant to Revenue and Taxation Code Section 3695.
- 2-D. Approval of Resolution No. 2726 declaring Surplus Property.

3. **APPROPRIATIONS (VV)**

Approval of Warrant Register dated March 17, 2014. (Venegas)

4. **PRESENTATIONS** – None

5. **PUBLIC HEARINGS** – None

6. **WRITTEN COMMUNICATIONS**

- 6-A. Consider request from Corcoran VFW Post 6358 to host a Carnival from April 17, through April 20, 2014 at the J.G. Boswell Park. (Lopez) (VV)

7. **STAFF REPORTS**

- 7-A. Consider approval of Resolution No. 2724 authorizing Federal Funding under FTA Section 5311 and authorize City Manager to sign FTA Certification and Assurances. (Kroeker) (VV)
- 7-B. Consider approval of Resolution No. 2725 supporting the expansion and redesignation of the greater South San Joaquin Valley Recycling Market Development Zone. (Meik) (VV)
- 7-C. Consider allocation of City funds to be used for the 2014 Centennial Celebration (Meik) (VV)
- 7-D. Consider letter of support regarding method for selecting the Board of Supervisors Chairman. (Meik) (VV)
- 7-E. Consider request to purchase Corcoran Police Department Dispatch Radio Server. (Shortnacy) (VV)
- 7-F. Consider approval of Resolution No. 2712 accepting the Public Improvements Work known as Wells 8 & 9, Completed by Steve Dovali. (Kroeker) (VV)

8. **MATTERS FOR MAYOR AND COUNCIL**

- 8-A. Information Items
- 8-B. Staff Referral Items - *Items of Interest (Non-action items the Council may wish to discuss)*
- 8-C. Committee Reports

9. **CLOSED SESSION**

- 9-A. **PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:
Conference with legal counsel – **ANTICIPATED LITIGATION** (Government Code § 54956.9(d)).
Initiation of litigation (Government Code § 54956.9(d)(4)).
Number of potential cases is: 2 .

10. **ADJOURNMENT:**

I certify that I caused this Agenda of the Corcoran City Council meeting to be posted at the City Council Chambers, 1015 Chittenden Avenue on March 13, 2014.



Lorraine P. Lopez, City Clerk

**SPECIAL MEETING MINUTES
CORCORAN CITY COUNCIL
& CORCORAN PLANNING COMMISSION
JOINT STUDY SESSION
January 27, 2014**

The Joint Study Session of the Corcoran City Council and Planning Commission meeting was called to order by Mayor Wadsworth in the City Council Chambers, located at 1015 Chittenden Avenue, Corcoran, CA at 6:07 P.M.

1. ROLL CALL

Staff present: Lorraine Lopez, Kevin Tromborg, and Kindon Meik

Press present: Jeanette Todd, "The Corcoran Journal"

City Council

Councilmembers present: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, Jerry Robertson, and Jim Wadsworth,

Councilmembers absent: None

Planning Commission

Commissioners present: David Bega, (arrived at 6:32 p.m.), Al Kessler, Michael Graville, David Jarvis, Richard Garcia, and Dennis Tristao,

Commissioners absent: Troy Van Velson

2. DISCUSSION

Steve Gunnells, Consultant, The Planning Center facilitated a presentation regarding Economic Development as part of the General Plan Enhancement. Information only, no action taken.

3. ADJOURNMENT

7:44 P.M.

Mayor

City Clerk

APPROVED DATE: _____

**MINUTES
CORCORAN CITY COUNCIL,
JOINT POWERS FINANCE AUTHORITY,
SUCCESSOR AGENCY FOR CORCORAN RDA
& HOUSING AUTHORITY
REGULAR MEETING
March 3, 2014**

The regular session of the Corcoran City Council was called to order by Mayor Wadsworth, in the City Council Chambers, 1015 Chittenden Avenue, Corcoran, CA at 6:00 P.M.

ROLL CALL

Councilmembers present: Mark Cartwright, Sidonio Palmerin, Raymond Lerma, and Jim Wadsworth

Councilmembers absent: Jerry Robertson,

Staff present: Steve Kroeker, Lorraine Lopez, Kindon Meik, Reuben Shortnacy, Kevin Tromborg, and Joyce Venegas

Press present: None

INVOCATION

Invocation was presented by Meik.

FLAG SALUTE

The flag salute was led by Lerma.

1. PUBLIC DISCUSSION

Richard Valle, resident, Kings County Supervisor District 2 updated council regarding water and stated working towards locating additional information to let cities in his district know if this will provide money or resources for the area. Drought Relief Package approved.

Concerned citizen Paul Boyer, commented on property to be discussed in the closed session item. He stated comments regarding current tenants and their desire to work with the city on the owed back taxes.

Gilbert Felix, Representing Assemblymember Rudy Salas Office stated the Assemblyman is working towards the drought issues concerning the valley, Kings County and Corcoran. He stated legislation AB2033, regarding restoration of farm education funds that provides vocational training for students. In particular he stated the Assemblyman is working with local FFA chapters he encouraged everyone, including FFA alumni, their parents, community members to assist with the letter writing campaign.

2. CONSENT CALENDAR

Following Council discussion a **motion** was made by Lerma and seconded by Cartwright to approve the consent calendar. Motion carried by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth

NOES: None

ABSENT: Councilmember: Robertson

2-A. Approval of Minutes of the regular meeting of February 3, 2014 and February 18, 2014.

2-B. Authorization to read ordinances and resolutions by title only.

2-C. Approval of Ordinance No. 620, Amending Title 9 Building Regulations of the City of Corcoran to adopt 2013 Title 24 Code of Regulations.

3. APPROPRIATIONS

Following Council discussion a **motion** was made by Cartwright and seconded by Palmerin to approve the Warrant Register dated March 3, 2014. Motion carried by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth
NOES: None
ABSENT: Councilmember: Robertson

4. PRESENTATIONS – None

5. PUBLIC HEARINGS – None

6. WRITTEN COMMUNICATIONS – None

7. STAFF REPORTS

7-A. Following Council discussion a **motion** was made by Cartwright and seconded by Lerma to award 2013 Corcoran Street Project to Agee Construction in the amount of \$953,102.15 including base bid and alterate. Motion carried by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth
NOES: None
ABSENT: Councilmember: Robertson

7-B. Following Council discussion a **motion** was made by Cartwright and seconded by Lerma to approve revised job classification of City Clerk/Executive Assistant. Motion carried by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth
NOES: None
ABSENT: Councilmember: Robertson

7-C. Following Council discussion a **motion** was made by Lerma and seconded by Cartwright to authorize recruitment for Accountant in the Finance Department. Motion carried by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth
NOES: None
ABSENT: Councilmember: Robertson

7-D. Staff provided information regarding Drought and Water. Public comment provided by Richard Valle. Following Council discussion, staff was directed to review this item and return to council with suggestions and alternatives for saving water at a future meeting.

7-E. Following Council discussion a **motion** was made by Cartwright and seconded by Lerma to approve Resolution No. 2722, Board of Equalization. Motion carried by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth
NOES: None
ABSENT: Councilmember: Robertson

7-F. Following Council discussion a **motion** was made by Lerma and seconded by Palmerin to approve the March Centennial Proclamation Template to recognize various Service Clubs and Organizations. Motion carried by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth
NOES: None
ABSENT: Councilmember: Robertson

8. MATTERS FOR MAYOR AND COUNCIL

8-A. Council received information items.

8-B. Staff received referral items.

8-C. Committee reports.

9. CLOSED SESSION

At 7:08 p.m. Council recessed to closed session pursuant to:

9-A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR(S) (Government Code § 54956.8). It is the intent of this governing body to meet in closed session to confer with its real property negotiator concerning the purchase, sale, exchange, or lease of real property by or for this local agency as follows:

Property Description (Specify street address, or if no street address, the parcel number or other unique reference): APN: 034-143-072

Our Negotiator: Kindon Meik

Parties with whom negotiating: _____

Instructions to negotiator concerning: Price Terms of payment TBD

The regular meeting was reconvened at 7:34 p.m. Mayor Wadsworth reported direction provided on items 9-A.

ADJOURNMENT

7:36 P.M.

Mayor

City Clerk

APPROVED DATE: _____

**STAFF REPORT
ITEM #: 2-C**

MEMORANDUM

MEETING DATE: March 5, 2014

TO: Corcoran City Council

**FROM: Kindon Meik, City Manager
Kevin Tromborg, Asst. Community Development Director/Building
Official**

**SUBJECT: Ratify Resolution No. 2723 objecting to tax sale of APN: 034-143-072
(1285 James Avenue)**

Recommendation:

As part of the consent calendar ratify Resolution No. 2723, objecting to the tax sale of 1285 James Avenue Corcoran Ca. 93212 APN: 034-143-072.

Discussion:

The property in question was scheduled for tax sale on March 6, 2014. The City has a rehab loan in the amount of \$137,019.91 on the property. As a lien holder, the City was able to object to the sale and purchase the property prior to the tax sale.

A certified copy of the "Objection" was filed with the Tax Collector. Due to the timeliness of this action, council provided staff direction and staff now requests the ratification of Resolution No. 2723 filed with the Tax Collector.

Budget Impact:

The City will incur approximately \$18,000 in costs to purchase the property from tax default. The monies will be paid from Federal CDBG Program Income funds.

RESOLUTION NO. 2723

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORCORAN
RESOLUTION OBJECTING TO TAX SALE PURSUANT TO REVENUE AND
TAXATION CODE SECTION 3695**

WHEREAS, the City of Corcoran (City) currently has a recorded lien against the property commonly known as 1285 James Avenue, Corcoran, California (APN 034-143-072);

WHEREAS; the City has learned there is a tax sale currently scheduled for March 6, 2014;

WHEREAS, the City hereby objects to the sale and requests an opportunity to purchase the property prior to the tax sale for the amount stated;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A certified copy of this Resolution shall be lodged with the Tax Collector and Board of Supervisors for the County of Kings;
2. The City Council objects to the sale and requests an opportunity to purchase the property for the stated amount prior to the tax sale; and
3. The City Manager is authorized to carry out the terms and conditions of this Resolution and any and all items reasonably and/or incidental thereto.

PASSED AND ADOPTED at a meeting of the City Council of the City of Corcoran held on March 3, 2014, by the following vote:

AYES: Councilmembers: Cartwright, Lerma, Palmerin, and Wadsworth

NOES: None

ABSENT: Councilmember: Robertson

ABSTAIN: None

APPROVED: _____
Jim Wadsworth, Mayor

ATTEST: _____
Lorraine P. Lopez, City Clerk

City of

CORCORAN

Police Department

FOUNDED 1914

CONSENT CALENDAR
ITEM#: 2-D

March 10, 2014

To: Corcoran City Council
From: Reuben P. Shortnacy, Chief of Police
Subject: Approve Resolution No. 2726 declaring Surplus Property

Recommendation:

Move to approve Resolution No. 2726 as part of the consent calendar.

Discussion:

We are replacing firearms utilized by plain clothed officers. The attached resolution and Exhibit A indicate the resources the City is no longer using.

We recommend the approval of Resolution No. 2726 declaring the listed property surplus and available for sale. The firearms will be sold to our officers as they can not be sold to non law enforcement.

Budget Impact:

No negative impact.

RESOLUTION NO. 2726

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORCORAN
DECLARING CERTAIN PROPERTY SURPLUS AND AVAILABLE FOR SALE

WHEREAS, the City of Corcoran, from time to time, finds it necessary to dispose of surplus property used in the process of conducting its municipal affairs; and,

WHEREAS, the personal property sold has no practical usage to the City of Corcoran; and,

WHEREAS, it would be in the best interest of the City of Corcoran to declare this property surplus and place it for sale;

NOW, THEREFORE, BE IT RESOLVED that the items on Exhibit A are so declared as surplus and placed for sale or disposal in the best interest of the City of Corcoran. All sales will be final.

I hereby certify that the foregoing Resolution was passed and adopted at a regular meeting of the Corcoran City Council duly called and held on the ___ day of March, 2014, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED: _____
Jim Wadsworth, Mayor

ATTEST: _____
Lorraine P. Lopez City Clerk

EXHIBIT "A"

Glock	.40 Caliber	Model 23	HVV486
Glock	.40 Caliber	Model 23	NCF462
Glock	.40 Caliber	Model 23	HVV480
Glock	.40 Caliber	Model 23	HVV482

Accounts Payable Voucher Approval List



User: bjh
Printed: 03/13/2014-10:34

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount
055070	03/13/2014	Amtrak	Tickets/125 Corcoran to Hanford	145-410-300-292	812.50
055070	03/13/2014	Amtrak	Tickets/100 Hanford to Corcoran	145-410-300-292	650.00
055070	03/13/2014	Amtrak	Tickets/ 10 Ten Ride Passes	145-410-300-292	590.00
Warrant Total:					2,052.50
055071	03/13/2014	Amtrak	Tickets/125 Corcoran to Hanford	145-410-300-292	812.50
055071	03/13/2014	Amtrak	Tickets/100 Hanford to Corcoran	145-410-300-292	650.00
Warrant Total:					1,462.50
055072	03/13/2014	ASI Administrative Solutions,	Section 125 Administration	304-000-202-010	84.00
Warrant Total:					84.00
055073	03/13/2014	AT&T Mobility	Cell Phone Service	120-435-300-220	67.75
Warrant Total:					67.75
055074	03/13/2014	Auto Zone, Inc.	Supplies/Parts	104-421-300-210	59.98
055074	03/13/2014	Auto Zone, Inc.	Supplies/Parts	104-421-300-260	229.77
055074	03/13/2014	Auto Zone, Inc.	Supplies/Parts	104-433-300-210	288.81
055074	03/13/2014	Auto Zone, Inc.	Supplies/Parts	109-434-300-140	10.12
055074	03/13/2014	Auto Zone, Inc.	Supplies/Parts	120-435-300-140	99.73
Warrant Total:					688.41
055075	03/13/2014	Az Auto Parts	Parts	145-410-300-260	377.69
055075	03/13/2014	Az Auto Parts	Parts	104-421-300-260	266.65
055075	03/13/2014	Az Auto Parts	Parts	104-433-300-210	29.98
055075	03/13/2014	Az Auto Parts	Parts	109-434-300-260	107.91
055075	03/13/2014	Az Auto Parts	Parts	120-435-300-210	127.56
055075	03/13/2014	Az Auto Parts	Parts	120-435-300-260	15.01
055075	03/13/2014	Az Auto Parts	Parts	112-438-300-140	14.65
Warrant Total:					939.45
055076	03/13/2014	B & C Enterprises	Fuel	104-407-300-250	40.36
055076	03/13/2014	B & C Enterprises	Fuel	145-410-300-250	730.02
055076	03/13/2014	B & C Enterprises	Fuel	104-412-300-250	485.93
055076	03/13/2014	B & C Enterprises	Fuel	104-421-300-250	1,972.23
055076	03/13/2014	B & C Enterprises	Fuel	104-433-300-250	102.80

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount
055076	03/13/2014	B & C Enterprises	Fuel	109-434-300-250	505.76
055076	03/13/2014	B & C Enterprises	Fuel	112-438-300-250	320.32
055076	03/13/2014	B & C Enterprises	Fuel	120-435-300-250	76.01
055076	03/13/2014	B & C Enterprises	Fuel	121-439-300-250	8.44
Warrant Total:					4,241.87
055077	03/13/2014	BankCard Center	Earthlink	104-401-300-157	34.95
055077	03/13/2014	BankCard Center	Hyatt Regency/Lodging/K.Meik	104-402-300-270	658.14
055077	03/13/2014	BankCard Center	Blissful Moments/Chamber Dinner Table	104-401-300-214	80.63
055077	03/13/2014	BankCard Center	CCAC/Member Dues/L.Lopez	104-402-300-170	130.00
055077	03/13/2014	BankCard Center	USPS/Shipping Fee	104-432-300-152	45.05
055077	03/13/2014	BankCard Center	El Capitan/Lunch Meeting	104-431-300-270	37.43
055077	03/13/2014	BankCard Center	WWW.NewEgg/Dept Supplies	104-421-300-210	71.78
055077	03/13/2014	BankCard Center	Wal-Mart/Dept Supplies	104-421-300-210	172.82
055077	03/13/2014	BankCard Center	La Fuente Market/Dept Supplies	104-421-300-210	102.70
055077	03/13/2014	BankCard Center	Sig Sauer/Dept Equipment	104-421-300-210	109.65
055077	03/13/2014	BankCard Center	Label Value/Office Supplies	104-421-300-150	14.95
055077	03/13/2014	BankCard Center	PSTC 911 Cares/Trng Course Fee	104-421-300-270	220.00
055077	03/13/2014	BankCard Center	PSTC 911 Cares/Trng Course Fee	104-421-300-270	330.00
055077	03/13/2014	BankCard Center	Portola Hotel/Parking Fees	104-421-300-270	80.00
Warrant Total:					2,088.10
055078	03/13/2014	Valerie Bega	Per Diem/Transit Workshop	145-410-300-270	312.54
Warrant Total:					312.54
055079	03/13/2014	Best Deal Food Co Inc.	Supplies	104-401-300-214	10.43
055079	03/13/2014	Best Deal Food Co Inc.	Supplies	104-421-300-203	41.86
055079	03/13/2014	Best Deal Food Co Inc.	Supplies	104-421-300-210	27.98
055079	03/13/2014	Best Deal Food Co Inc.	Supplies	104-432-300-210	70.89
055079	03/13/2014	Best Deal Food Co Inc.	Supplies	105-437-300-210	4.68
Warrant Total:					155.84
055080	03/13/2014	Richard A. Blak, PhD	Pre-Employment Psych/C.Haug	104-421-300-200	350.00
Warrant Total:					350.00
055081	03/13/2014	Branch & Chambers	Repairs to Existing Cabinets	104-407-300-197	345.00
Warrant Total:					345.00
055082	03/13/2014	BSK Associates	Lab Analysis	105-437-300-200	30.00
055082	03/13/2014	BSK Associates	Lab Analysis	105-437-300-200	60.00
055082	03/13/2014	BSK Associates	Lab Analysis	105-437-300-200	136.00
055082	03/13/2014	BSK Associates	Lab Analysis	105-437-300-200	136.00
055082	03/13/2014	BSK Associates	Lab Analysis	105-437-300-200	34.00
055082	03/13/2014	BSK Associates	Lab Analysis	105-437-300-200	60.00
055082	03/13/2014	BSK Associates	Lab Analysis	120-435-300-200	174.00
Warrant Total:					630.00
055083	03/13/2014	Buddy's Trophies & Advertising	Plaque/Retiring Officer/F.Castellanoz	104-421-300-210	59.13

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount
					Warrant Total: 59.13
055084	03/13/2014	CA-NV AWWA	Registration/J.Faulkner	105-437-300-270	595.00
					Warrant Total: 595.00
055085	03/13/2014	California Boiler Inc.	Repairs to Boiler	120-435-300-140	784.78
					Warrant Total: 784.78
055086	03/13/2014	California Highway Patrol	Annual Bus Inspection	145-410-300-160	300.00
					Warrant Total: 300.00
055087	03/13/2014	Capital Insurance Group	Homeowners Ins/L.Garcia	177-448-300-162	412.00
					Warrant Total: 412.00
055088	03/13/2014	Pedro Castro	Per Diem/Training	104-421-300-270	36.00
					Warrant Total: 36.00
055089	03/13/2014	Caves & Associates	Negotiation Services	104-402-300-200	511.88
					Warrant Total: 511.88
055090	03/13/2014	CDW-Government, Inc	IT Project	104-432-500-540	869.23
055090	03/13/2014	CDW-Government, Inc	IT Project	104-432-500-540	9,527.50
055090	03/13/2014	CDW-Government, Inc	IT Project	104-432-500-540	162.33
055090	03/13/2014	CDW-Government, Inc	IT Project	104-432-500-540	4,945.00
055090	03/13/2014	CDW-Government, Inc	IT Project	104-432-500-540	9,384.09
					Warrant Total: 24,888.15
055091	03/13/2014	Steven Chee	Per Diem/Training	104-421-300-270	36.00
					Warrant Total: 36.00
055092	03/13/2014	Chemical Waste Management Inc	Filter Pres Sludge	105-437-300-193	6,718.02
					Warrant Total: 6,718.02
055093	03/13/2014	Chevron & Texaco Card Svc	Fuel	104-421-300-250	510.96
					Warrant Total: 510.96
055094	03/13/2014	City of Avenal	Animal Control Shelter Services	104-421-300-203	3,094.41
					Warrant Total: 3,094.41
055095	03/13/2014	City of Corcoran	City Services/2410 Bell	301-430-300-316	96.47
					Warrant Total: 96.47
055097	03/13/2014	Corcoran Chamber of Commerce	Annual Membership	104-401-300-170	525.00
					Warrant Total: 525.00
055096	03/13/2014	College of the Sequoias	Perishable Skills Trng/Beavers,Harris	104-421-300-270	132.00

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount	
					Warrant Total:	132.00
055098	03/13/2014	Corcoran Community Foundation	Park Mntce Agreement	104-412-300-206	53,000.00	
					Warrant Total:	53,000.00
055099	03/13/2014	Corcoran Hardware	Supplies	104-407-300-210	10.73	
055099	03/13/2014	Corcoran Hardware	Supplies	145-410-300-210	14.80	
055099	03/13/2014	Corcoran Hardware	Supplies	104-411-300-210	9.65	
055099	03/13/2014	Corcoran Hardware	Supplies	104-412-300-210	316.15	
055099	03/13/2014	Corcoran Hardware	Supplies	136-415-300-210	12.11	
055099	03/13/2014	Corcoran Hardware	Supplies	104-432-300-210	204.10	
055099	03/13/2014	Corcoran Hardware	Supplies	104-431-300-210	9.98	
055099	03/13/2014	Corcoran Hardware	Supplies	109-434-300-210	7.01	
055099	03/13/2014	Corcoran Hardware	Supplies	109-434-300-260	18.24	
055099	03/13/2014	Corcoran Hardware	Supplies	120-435-300-210	46.43	
055099	03/13/2014	Corcoran Hardware	Supplies	105-437-300-210	433.41	
055099	03/13/2014	Corcoran Hardware	Supplies	121-439-300-210	20.87	
					Warrant Total:	1,103.48
055100	03/13/2014	Corcoran Heating & Air	Service Ice Machine	104-432-300-140	105.00	
055100	03/13/2014	Corcoran Heating & Air	Heater Repairs	120-435-300-140	628.00	
					Warrant Total:	733.00
055101	03/13/2014	Corcoran Publishing Company	Transit Ads	145-410-300-156	566.00	
					Warrant Total:	566.00
055102	03/13/2014	Data Ticket Inc	Online Access to Ticket Wizard	104-407-300-200	200.00	
					Warrant Total:	200.00
055103	03/13/2014	Dept of Justice	Live Scan Fees	104-421-300-148	382.00	
					Warrant Total:	382.00
055104	03/13/2014	Disneyland Hotel	Lodging/J.Faulkner	105-437-300-270	884.52	
					Warrant Total:	884.52
055105	03/13/2014	Dog-On-it-Parks	Single Pull Bags	104-412-300-210	313.00	
					Warrant Total:	313.00
055106	03/13/2014	Evident Crime Scene Products	Evidence Supplies	104-421-300-210	149.00	
					Warrant Total:	149.00
055107	03/13/2014	Joseph Faulkner	Per Diem/AWWA Conference	105-437-300-270	319.92	
					Warrant Total:	319.92
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	145-410-300-141	51.50	
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	104-412-300-141	14.30	
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	104-421-300-141	510.00	

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	104-431-300-141	8.50
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	109-434-300-141	60.00
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	120-435-300-141	55.73
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	105-437-300-141	63.85
055108	03/13/2014	Felder Communications	Radio Maintenance & Repairs	121-439-300-141	15.62
Warrant Total:					779.50
055109	03/13/2014	Ferguson Enterprises, Inc	Part	105-437-300-210	49.83
Warrant Total:					49.83
055110	03/13/2014	Foothill Transcription Company	Transcription Services	104-421-300-200	105.00
Warrant Total:					105.00
055111	03/13/2014	Gary V. Burrows Inc.	Diesel	109-434-300-250	1,681.60
055111	03/13/2014	Gary V. Burrows Inc.	Diesel	105-437-300-250	34.32
Warrant Total:					1,715.92
055112	03/13/2014	HD Supply Waterworks, LTD	Part	105-437-300-210	306.07
Warrant Total:					306.07
055113	03/13/2014	High Desert Wireless Broadband	IT Services/Dec 2013	104-432-300-201	4,451.25
055113	03/13/2014	High Desert Wireless Broadband	IT Services/Jan 2014	104-432-300-201	5,448.75
Warrant Total:					9,900.00
055114	03/13/2014	Amanda Hobbs	Per Diem/Dispatcher Academy	104-421-300-270	120.00
Warrant Total:					120.00
055115	03/13/2014	Home Depot Credit Services	Supplies	105-437-300-210	138.26
055115	03/13/2014	Home Depot Credit Services	Supplies	121-439-300-210	160.49
055115	03/13/2014	Home Depot Credit Services	Supplies	105-437-300-210	36.85
Warrant Total:					335.60
055116	03/13/2014	Images/RadioShack Dealer	Toner	120-435-300-210	53.74
055116	03/13/2014	Images/RadioShack Dealer	Battery	104-432-300-210	37.61
055116	03/13/2014	Images/RadioShack Dealer	Battery	104-432-300-210	106.33
055116	03/13/2014	Images/RadioShack Dealer	Battery	104-432-300-210	11.81
Warrant Total:					209.49
055118	03/13/2014	Jones Collision Center	Vehicle Maintenance	104-421-300-260	2,332.48
Warrant Total:					2,332.48
055119	03/13/2014	Jones Electric	Electrical Repairs	104-412-300-200	618.00
Warrant Total:					618.00
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	145-410-300-200	18.00
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	104-432-300-200	554.37
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	104-432-300-200	54.00

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	104-432-300-200	231.45
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	136-415-300-200	54.00
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	145-410-300-200	128.40
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	104-412-300-200	85.60
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	104-431-300-200	42.80
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	104-433-300-200	21.40
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	109-434-300-200	85.60
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	120-435-300-200	128.40
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	105-437-300-200	85.60
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	120-435-300-200	228.35
055120	03/13/2014	Jorgensen & Company	Annual Fire Extinguisher Service	105-437-300-200	107.95
Warrant Total:					1,825.92
055117	03/13/2014	J. Robertson Enterprises	Equipment Rental/Trencher	104-412-300-180	193.50
055117	03/13/2014	J. Robertson Enterprises	Equipment Rental/Scissor Lift	104-432-300-180	107.50
Warrant Total:					301.00
055121	03/13/2014	Kings Rehabilitation Center	Janitorial Services	136-415-300-200	3,122.21
055121	03/13/2014	Kings Rehabilitation Center	Janitorial Services	104-432-300-200	3,870.79
055121	03/13/2014	Kings Rehabilitation Center	Janitorial Services	145-410-300-200	200.00
Warrant Total:					7,193.00
055122	03/13/2014	Kings Waste & Recycling	Dump Fees/Greenwaste	112-436-300-192	5,306.40
055122	03/13/2014	Kings Waste & Recycling	Dump Fees/Recyclables	112-436-300-192	612.36
Warrant Total:					5,918.76
055123	03/13/2014	League of California Cities	Local Roads & Streets Assessment	109-434-300-200	200.00
Warrant Total:					200.00
055124	03/13/2014	Lehr Auto	Vehicle Mntce	104-421-300-260	896.73
Warrant Total:					896.73
055125	03/13/2014	LexisNexis Risk Data Mngmt	Background Service	104-421-300-200	50.00
Warrant Total:					50.00
055126	03/13/2014	Liberty Process Equipment, Inc	Parts	120-435-300-140	1,655.44
Warrant Total:					1,655.44
055127	03/13/2014	Link 3 Intergration, Inc	Burglar Alarm System Training	104-432-300-220	221.25
Warrant Total:					221.25
055128	03/13/2014	Lowe's	Bricks	108-416-500-562	4,633.72
Warrant Total:					4,633.72
055129	03/13/2014	Michelle Maciel	Per Diem/Dispatcher Academy	104-421-300-270	120.00
Warrant Total:					120.00

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount	
055130	03/13/2014	Kindon Meik	Reimbursement/Digital Recorder	104-402-300-210	91.99	
					Warrant Total:	91.99
055131	03/13/2014	Miguel Meneses	Yard Svc/Salyer Estate Landscaping Dist	111-601-300-202	120.00	
055131	03/13/2014	Miguel Meneses	Yard Svc/Sunrise Villa Landscaping Dist	111-604-300-202	200.00	
					Warrant Total:	320.00
055132	03/13/2014	Nova Storm Systems	Business Network Access Service	105-437-300-200	85.00	
					Warrant Total:	85.00
055133	03/13/2014	Office Depot	Office Supplies	104-421-300-150	3,451.13	
055133	03/13/2014	Office Depot	Office Supplies	104-432-300-150	123.49	
055133	03/13/2014	Office Depot	Office Supplies	145-410-300-210	121.86	
055133	03/13/2014	Office Depot	Office Supplies	120-435-300-210	35.44	
055133	03/13/2014	Office Depot	Office Supplies	104-432-300-150	119.05	
055133	03/13/2014	Office Depot	Office Supplies	105-437-300-210	90.93	
					Warrant Total:	3,941.90
055134	03/13/2014	Oliver Whitaker Co.	Repairs	109-434-300-140	280.52	
					Warrant Total:	280.52
055135	03/13/2014	PG&E	Utilities	111-601-300-240	9.86	
055135	03/13/2014	PG&E	Utilities	145-410-300-240	458.66	
055135	03/13/2014	PG&E	Utilities	104-411-300-240	2,528.31	
055135	03/13/2014	PG&E	Utilities	104-412-300-240	587.86	
055135	03/13/2014	PG&E	Utilities	104-432-300-240	4,199.24	
055135	03/13/2014	PG&E	Utilities	104-432-320-240	137.41	
055135	03/13/2014	PG&E	Utilities	109-434-300-240	263.69	
055135	03/13/2014	PG&E	Utilities	120-435-300-240	16,892.34	
055135	03/13/2014	PG&E	Utilities	121-439-300-240	1,013.48	
055135	03/13/2014	PG&E	Utilities	105-437-300-240	57,011.16	
055135	03/13/2014	PG&E	Utilities	111-601-300-240	77.76	
055135	03/13/2014	PG&E	Utilities	111-603-300-240	7.84	
055135	03/13/2014	PG&E	Utilities	111-604-300-240	83.26	
055135	03/13/2014	PG&E	Utilities	104-412-300-240	15.75	
055135	03/13/2014	PG&E	Utilities	109-434-300-240	5,058.90	
					Warrant Total:	88,345.52
055136	03/13/2014	Pitney Bowes Inc	Postage Machine Rental	104-432-300-180	186.36	
					Warrant Total:	186.36
055137	03/13/2014	Pizza Factory	Inmate Meals	104-421-300-148	32.10	
					Warrant Total:	32.10
055138	03/13/2014	Proclean Supply	Janitorial Supplies	104-432-300-210	220.83	
055138	03/13/2014	Proclean Supply	Janitorial Supplies	104-432-300-210	56.87	
					Warrant Total:	277.70

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount	
055139	03/13/2014	Provost & Pritchard Consulting	Design Svcs/Backwash Reclaim Tank	105-437-300-200	2,126.40	
					Warrant Total:	2,126.40
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	145-410-300-200	55.16	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	136-415-300-200	39.53	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	104-432-300-200	172.51	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	104-432-300-200	30.63	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	104-432-320-200	25.16	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	104-433-300-200	37.60	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	104-433-300-180	20.00	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	120-435-300-200	55.16	
055140	03/13/2014	Prudential Overall Supply	Entrance Rugs/Shop Towels/Dust Mop	105-437-300-200	58.75	
					Warrant Total:	494.50
055141	03/13/2014	Quad Knopf, Inc.	Sequoias Subdivision & HSR	104-431-300-200	542.79	
055141	03/13/2014	Quad Knopf, Inc.	Construction Management Well 8B	105-437-500-512	770.20	
055141	03/13/2014	Quad Knopf, Inc.	Street Overly Project	109-434-500-535	16,714.98	
055141	03/13/2014	Quad Knopf, Inc.	Bus Wash & Garage	145-410-500-531	9,038.28	
055141	03/13/2014	Quad Knopf, Inc.	2014 Stop Warrants	104-431-300-200	2,694.56	
					Warrant Total:	29,760.81
055142	03/13/2014	Quality Pool Service	Monthly Pool Service	104-411-300-200	850.00	
055142	03/13/2014	Quality Pool Service	Bulk Chlorine	104-411-300-210	1,252.50	
055142	03/13/2014	Quality Pool Service	Hydrochloric Acid	104-411-300-210	1,201.65	
055142	03/13/2014	Quality Pool Service	Hydrochloric Acid	104-411-300-210	1,201.65	
055142	03/13/2014	Quality Pool Service	Hydrochloric Acid	104-411-300-210	1,252.50	
055142	03/13/2014	Quality Pool Service	Pool Repairs/Motor	104-411-300-145	731.02	
055142	03/13/2014	Quality Pool Service	Soda Bicarbonate	104-411-300-210	468.70	
055142	03/13/2014	Quality Pool Service	Soda Bicarbonate	104-411-300-210	387.00	
					Warrant Total:	7,345.02
055143	03/13/2014	Quinn Company	Parts	109-434-300-140	2,467.95	
					Warrant Total:	2,467.95
055144	03/13/2014	Ray Figueroa Construction	Concrete Demolition	104-412-300-200	1,400.00	
055144	03/13/2014	Ray Figueroa Construction	Brick Pavers/Concrete Curbing	108-416-500-562	5,750.00	
					Warrant Total:	7,150.00
055145	03/13/2014	Recreation Association of Corc	Waxing of Pool Slide	104-411-300-145	1,200.00	
					Warrant Total:	1,200.00
055146	03/13/2014	Renaissance Long Beach Hotel	Lodging/V.Bega	145-410-300-270	708.80	
					Warrant Total:	708.80
055147	03/13/2014	Res-Com	Pest Control	145-410-300-200	33.00	
055147	03/13/2014	Res-Com	Pest Control	104-411-300-200	33.00	
055147	03/13/2014	Res-Com	Pest Control	136-415-300-200	33.00	
055147	03/13/2014	Res-Com	Pest Control	104-432-300-200	99.00	

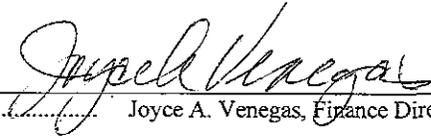
Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount
055147	03/13/2014	Res-Com	Pest Control	104-432-300-200	33.00
055147	03/13/2014	Res-Com	Pest Control	104-432-320-200	33.00
055147	03/13/2014	Res-Com	Pest Control	120-435-300-200	33.00
055147	03/13/2014	Res-Com	Pest Control	105-437-300-200	33.00
055147	03/13/2014	Res-Com	Pest Control	104-432-300-200	99.00
Warrant Total:					429.00
055148	03/13/2014	Richard's Chevrolet	Parts	105-437-300-260	48.57
Warrant Total:					48.57
055149	03/13/2014	S & R Specialty Equipment	Parts	120-435-300-210	46.73
Warrant Total:					46.73
055150	03/13/2014	Ramiro Sanchez	Laminated, Framed Picture/CC Park	104-412-300-200	240.00
Warrant Total:					240.00
055151	03/13/2014	Sawtelle & Rosprim Industrial	Supplies	104-433-300-210	50.63
055151	03/13/2014	Sawtelle & Rosprim Industrial	Supplies	109-434-300-210	24.18
055151	03/13/2014	Sawtelle & Rosprim Industrial	Supplies	120-435-300-210	301.92
055151	03/13/2014	Sawtelle & Rosprim Industrial	Supplies	120-435-300-260	28.40
055151	03/13/2014	Sawtelle & Rosprim Industrial	Supplies	105-437-300-210	129.07
055151	03/13/2014	Sawtelle & Rosprim Industrial	Supplies	112-438-300-140	15.52
Warrant Total:					549.72
055152	03/13/2014	Sawtelle Rosprim Machine Shop	Fabricated Parts/Repairs	120-435-300-140	139.75
055152	03/13/2014	Sawtelle Rosprim Machine Shop	Fabricated Parts/Repairs	112-438-300-140	54.21
055152	03/13/2014	Sawtelle Rosprim Machine Shop	Fabricated Parts/Repairs	112-438-300-140	53.45
055152	03/13/2014	Sawtelle Rosprim Machine Shop	Fabricated Parts/Repairs	120-435-300-210	79.92
055152	03/13/2014	Sawtelle Rosprim Machine Shop	Fabricated Parts/Repairs	120-435-300-210	415.80
Warrant Total:					743.13
055153	03/13/2014	Select Business Systems	Toner	104-432-300-150	9.00
Warrant Total:					9.00
055154	03/13/2014	Shell Fleet Plus	Fuel	104-407-300-250	155.09
055154	03/13/2014	Shell Fleet Plus	Fuel	145-410-300-250	2,199.84
055154	03/13/2014	Shell Fleet Plus	Fuel	104-412-300-250	94.28
055154	03/13/2014	Shell Fleet Plus	Fuel	104-421-300-250	2,988.11
055154	03/13/2014	Shell Fleet Plus	Fuel	104-431-300-250	157.76
055154	03/13/2014	Shell Fleet Plus	Fuel	109-434-300-250	360.96
055154	03/13/2014	Shell Fleet Plus	Fuel	112-438-300-250	160.91
055154	03/13/2014	Shell Fleet Plus	Fuel	120-435-300-250	783.64
055154	03/13/2014	Shell Fleet Plus	Fuel	121-439-300-250	87.07
055154	03/13/2014	Shell Fleet Plus	Fuel	105-437-300-250	932.58
Warrant Total:					7,920.24
055155	03/13/2014	Sig Sauer, Inc	Class A Uniforms	114-414-300-210	2,370.00

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount	
					Warrant Total:	2,370.00
055156	03/13/2014	Sun Badge Co	Challenge Coins	104-421-300-210	308.63	
					Warrant Total:	308.63
055157	03/13/2014	Telstar Instruments	Troubleshoot Influent Pump #4	120-435-300-140	565.00	
					Warrant Total:	565.00
055158	03/13/2014	Terminix	Pest Control/2410 Bell	301-430-300-316	75.00	
					Warrant Total:	75.00
055159	03/13/2014	TF Tire & Service	Tires & Repairs	145-410-300-210	661.42	
055159	03/13/2014	TF Tire & Service	Tires & Repairs	104-421-300-260	56.00	
055159	03/13/2014	TF Tire & Service	Tires & Repairs	105-437-300-140	198.65	
					Warrant Total:	916.07
055160	03/13/2014	The Gas Company	Utilities	104-411-300-242	6,510.34	
055160	03/13/2014	The Gas Company	Utilities	104-432-300-242	146.83	
055160	03/13/2014	The Gas Company	Utilities	104-432-300-242	241.24	
055160	03/13/2014	The Gas Company	Utilities	120-435-300-242	666.10	
055160	03/13/2014	The Gas Company	Utilities	301-430-300-316	28.95	
					Warrant Total:	7,593.46
055161	03/13/2014	The Printer	5" Centennial Labels	104-401-300-214	32.25	
055161	03/13/2014	The Printer	Door Plate/Deputy Finance Director	104-432-300-150	16.93	
055161	03/13/2014	The Printer	Window Envelopes	104-432-300-150	713.26	
					Warrant Total:	762.44
055162	03/13/2014	Toshiba Financial Services	Copier Rental	104-421-300-180	442.87	
					Warrant Total:	442.87
055163	03/13/2014	Trans Union LLC	Background Services	104-421-300-200	12.70	
					Warrant Total:	12.70
055165	03/13/2014	Turnupseed Electric Svc Inc	Repairs to Peerless Mount Pump	120-435-300-140	1,244.49	
055165	03/13/2014	Turnupseed Electric Svc Inc	Service Work/Float Switch	120-435-300-140	910.52	
055165	03/13/2014	Turnupseed Electric Svc Inc	Service Work/Connect New Motor	120-435-300-140	667.46	
					Warrant Total:	2,822.47
055164	03/13/2014	Tule Trash Company	Contract	112-436-300-200	106,061.98	
055164	03/13/2014	Tule Trash Company	Dump Fees	112-436-300-192	1,931.60	
055164	03/13/2014	Tule Trash Company	Franchise Fee	112-436-316-023	-7,424.34	
055164	03/13/2014	Tule Trash Company	Franchise Fee/Roll-offs/CSATF/January	112-436-316-023	-1,377.02	
055164	03/13/2014	Tule Trash Company	Prison Roll-off/CSATF/January	112-436-300-200	427.50	
055164	03/13/2014	Tule Trash Company	Prison Roll-off/CSP/January	112-436-300-200	622.35	
					Warrant Total:	100,242.07

Vouch No	Wrnt Date	Vendor	Description	Account Number	Amount	
055166	03/13/2014	USPS	Postage for Billing	104-405-300-150	3,500.00	
					Warrant Total:	3,500.00
055167	03/13/2014	Cecilio Velasco	Per Diem/Training	104-421-300-270	36.00	
					Warrant Total:	36.00
055168	03/13/2014	Verizon California	Telephone Service	136-415-300-220	43.78	
055168	03/13/2014	Verizon California	Telephone Service	104-421-300-220	963.99	
055168	03/13/2014	Verizon California	Telephone Service	104-432-320-220	62.38	
055168	03/13/2014	Verizon California	Telephone Service	104-432-300-220	90.21	
055168	03/13/2014	Verizon California	Telephone Service	104-432-300-220	1,104.88	
055168	03/13/2014	Verizon California	Telephone Service	120-435-300-220	178.31	
055168	03/13/2014	Verizon California	Telephone Service	105-437-300-220	292.09	
					Warrant Total:	2,735.64
055169	03/13/2014	Vulcan Materials Company	Hot Mix	109-434-300-210	185.37	
					Warrant Total:	185.37
055170	03/13/2014	Walt's Auto Parts	Parts	104-421-300-260	24.66	
055170	03/13/2014	Walt's Auto Parts	Parts	120-435-300-140	249.55	
					Warrant Total:	274.21
055171	03/13/2014	Wright's Electric	Electrical Repairs	136-415-300-200	140.00	
					Warrant Total:	140.00

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
55069	03/07/2014	KICOTACO	Kings County Tax Collector	450.00	000000

CHECK TOTAL:				\$450.00	



Joyce A. Venegas, Finance Director

<u>Fund</u>	<u>Description</u>	<u>Amount</u>
104	General	154,591.03
105	Water Fund	72,010.68
108	Prison Mitigation Fees	10,383.72
109	Gas Taxes	28,032.79
111	Assessments	498.72
112	Refuse Fund	106,779.89
114	Suppl Law Enforce Svcs Fund	2,370.00
120	Wastewater/Sanitary Sewer	27,434.46
121	Wastewater/Storm Drain	1,305.97
136	RAO Operations	3,444.63
145	Transit	19,490.97
177	Home Program Income	412.00
301	Housing Authority	200.42
304	Genl Long-Term Debt Group	84.00
	Report Total:	427,039.28

WRITTEN COMMUNICATIONS
ITEM #: 6-A

MEMO

TO: Corcoran City Council

FROM: Lorraine Lopez, City Clerk

DATE: March 7, 2014 **MEETING DATE:** March 17, 2014

SUBJECT: Consider request of VFW to hold a Carnival from April 17, through April 20, 2014 at the J. G. Boswell Park

Recommendation: (Voice Vote)

Move to approve request contingent upon the receipt of a Certificate of Insurance naming the City of Corcoran as an additional insured, the Carnival Deposit and fees, and a contract for security.

Discussion:

Staff received an application from Corcoran VFW Post 6358 to hold a carnival on April 17, through April 20, 2014 at the J.G. Boswell Park.

The VFW annually hosts a carnival. Staff works with the VFW and RAC (Recreation Association of Corcoran) staff to insure that all requirements are met. Those requirements are:

- Deposit of \$500.00
- Fees \$100.00/ per day of operation
- Certificate of Liability Insurance including Endorsements of the City of Corcoran, RAC, and Corcoran Community Foundation as additional insureds.
- Proof of security
- Current Business license by the Carnival company

In the past, Council has requested the additional stipulation that the fence opening onto Patterson Avenue be closed to limit foot traffic, we can request this again if Council prefers.

Budget Impact:

None.

**STAFF REPORT
ITEM #: 7-A**

MEMORANDUM

TO: Corcoran City Council

FROM: Steve Kroeker, Public Works Director

DATE: March 6, 2014 **MEETING DATE:** March 17, 2014

SUBJECT: 5311 Operating Assistance, Administrative Expenses, Capital Assistance, and Certifications and Assurances

RECOMMENDATION: (Voice Vote)

That the Council approve Resolution No. 2724, and authorizes the City Manager to sign on their behalf the Federal Fiscal Year 2014 FTA Certifications and Assurances Signature Page committing the Council and City of Corcoran to comply with all Federal Statutes, Regulations, Executive Orders, and Federal Requirements applicable to each application it makes to the Federal Transit Administration (FTA) in Federal Fiscal Year 2014.

DISCUSSION:

Before the FTA can award a Federal grant or agreement, the applicant must submit all certifications and assurances pertaining to itself and its project or projects as required by Federal laws and regulations.

Since 1995, FTA has consolidating the various certifications and assurances that may be required into a single document for publication in the Federal Register.

The City of Corcoran uses FTA funding for its Transit service. This includes funding for operation, expansion of services and capital improvements. Because of these applications and contracts, the City is required to file the attached certifications and assurances.

Through FTA 5311, the City of Corcoran’s Transit Division will receive \$144,251 in Operating Assistance, \$81,032 Administrative Expenses, and \$288,527 Capital Assistance for the purchase of a new 22-passenger bus to replace a thirteen-year-old 15-passenger bus.

BUDGET IMPACT:

These certifications and assurances are required in order to obtain the Federal Funds the City of Corcoran Transit Division uses for its operation.

ATTACHMENTS:

Resolution No. 2724, and certificate of assurances.

RESOLUTION NO. 2724

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORCORAN
AUTHORIZING THE FEDERAL FUNDING UNDER FTA SECTION 5311 (49 U.S.C.
SECTION 5311) WITH CALIFORNIA DEPARTMENT OF TRANSPORTATION**

WHEREAS, the U.S. Department of Transportation is authorized to make grants to states through the Federal Transit Administration to support capital/operating assistance projects for non-urbanized public transportation systems under Section 5311 of the Federal Transit Act (FTA C 9040.1f and FTA C 9050.1); and

WHEREAS, the California Department of Transportation (Department) has been designated by the Governor of the State of California to administer Section 5311 grants for transportation project for the general public for the rural transit an intercity bus; and

WHEREAS, the City of Corcoran desires to apply for said financial assistance to permit operation of service/purchase of capital equipment; and

WHEREAS, the City of Corcoran has, to the maximum extent feasible, coordinated with other transportation providers and users in the region (including social service agencies).

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Corcoran wishes to delegate authorization to execute these agreements and any amendments thereto that the City Manager, the Finance Director, or the Public Works Director be authorized to execute all Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements and / or any amendments thereto with the California Department of Transportation.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Corcoran held on the 17th day of March, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED: _____

Jim Wadsworth, Mayor

ATTEST: _____

Lorraine P. Lopez, City Clerk

**FEDERAL FISCAL YEAR 2014 CERTIFICATIONS AND ASSURANCES FOR
FEDERAL TRANSIT ADMINISTRATION ASSISTANCE PROGRAMS
CALIFORNIA DEPARTMENT OF TRANSPORTATION
DIVISION OF MASS TRANSPORTATION**

PREFACE

In accordance with 49 U.S.C. 5323(n), the following certifications and assurances have been compiled for the Federal Transit Administration (FTA) assistance programs. FTA requests each Subrecipient of the California Department of Transportation (Department) to provide as many certifications and assurances as needed for all programs for which the Subrecipient intends to seek FTA assistance during Federal Fiscal Year (FY) 2014. Before the FTA may award Federal transit assistance (funding or funds) to support a project, the Subrecipient must provide certain certifications and assurances required by Federal law or regulation.

The Department has consolidated the FTA certifications and assurances into 16 groups. At a minimum, the Subrecipient must provide the assurances in Group 01. If the Subrecipient requests more than \$100,000, the Subrecipient must also provide the Lobbying certification in Group 02, unless the Subrecipient is an Indian tribe or organization or a tribal organization. Depending on the nature of the Subrecipient and its Project, the Subrecipient may need to provide some of the certifications and assurances in Groups 03 through 16. However, instead of selecting individual groups of certifications and assurances, the Subrecipient may make a single selection that will encompass all sixteen (16) groups of certifications and assurances applicable to all FTA programs. FTA and the Department understand and agree that not every provision of these certifications and assurances will apply to every Subrecipient or every project FTA funds. The type of project and Subrecipient will determine which certifications and assurances apply.

The Subrecipient also understands and agrees that these Certifications and Assurances are pre-award requirements, generally required by Federal law or regulation, and do not include all Federal requirements that may apply to the Subrecipient or its Project. Our FTA Master Agreement MA(20) for Federal FY 2014, <http://www.fta.dot.gov/documents/20-Master.pdf>, contains a list of most of those requirements.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

The Subrecipient understands and agrees that when it applies for funding on behalf of a consortium, joint venture, partnership, or team, it must identify the activities each member will perform and the extent to which each member of that consortium, joint venture, partnership, or team will be responsible for compliance with the Certifications and Assurances it selects, except as FTA determines otherwise in writing.

These Certifications and Assurances have been prepared in light of:

- FTA's latest authorization legislation, Moving Ahead for Progress in the 21st Century Act (MAP-21), Pub. L. 112-141, June 6, 2012,
- The Continuing Appropriations Act, 2014, Pub. L. 113-46, October 17, 2013,
- The Consolidated and Further Continuing Appropriations Act, 2013, Pub. L. 113-6, March 26, 2013,
- The Continuing Appropriations Resolution, 2013 (CR), Pub. L. 112-175, September 28, 2012 and
- FTA's authorizing legislation in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply.

With certain exceptions, projects financed in FY 2014 with funds appropriated or made available or appropriated for FY 2012 or a previous fiscal year must be in compliance with the requirements for that type of project in effect during the fiscal year for which the funding was derived, except as superseded by MAP-21 cross-cutting requirements that apply.

GROUP 01. REQUIRED CERTIFICATIONS AND ASSURANCES FOR EACH SUBRECIPIENT.

The Subrecipient must select the Certifications and Assurances in Group 01 except as FTA determines otherwise in writing.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected the Subrecipient.

Except as FTA determines otherwise in writing, before FTA may provide funding for the Subrecipient's Project, the Subrecipient must select the Certifications and Assurances in Group 01. Any provision of the Certifications and Assurances in Group 01 that does not apply will not be enforced.

1.A. Assurance of Authority of the Subrecipient and Its Representative.

The Subrecipient certifies that both the Subrecipient and its attorney who sign these Certifications, Assurances, and Agreements affirm that the Subrecipient may undertake the following activities, in compliance with applicable State, local, or Indian tribal laws and regulations, and the Subrecipient's by-laws or internal rules:

1. Execute and file its application for Federal funds,
2. Execute and file its Certifications, Assurances, and Agreements binding its compliance,
3. Execute Grant Agreements or Cooperative Agreements, or both, with FTA,
4. Comply with applicable Federal laws and regulations, and
5. Follow applicable Federal guidance.

1.B. Standard Assurances.

The Subrecipient understands and agrees to the following:

1. The Subrecipient will comply with all applicable Federal statutes and regulations to carry out any FTA funded Project,
3. The Subrecipient is under a continuing obligation to comply with the terms and conditions of the FTA Grant Agreement or Cooperative Agreement for its Project, including the FTA Master

Agreement incorporated by reference and made part of the latest amendment to the Grant Agreement or Cooperative Agreement,

4. The Subrecipient recognizes that Federal laws and regulations may be modified from time to time and those modifications may affect Project implementation,
5. The Subrecipient understands that Presidential executive orders and Federal guidance, including Federal policies and program guidance, may be issued concerning matters affecting the Subrecipient or its Project,
6. The Subrecipient agrees that the most recent Federal laws, regulations, and guidance will apply to its Project, unless FTA determines otherwise in writing,
7. In light of recent FTA legislation applicable to FTA and except as FTA determines otherwise in writing, the Subrecipient agrees that requirements for FTA programs may vary depending on the fiscal year for which the funding for those programs was appropriated:
 - a. In some instances, FTA has determined that Federal statutory or regulatory program and eligibility requirements for FY 2012 or a specific previous fiscal year will apply to:
 - (1) New grants and cooperative agreements, and
 - (2) New amendments to grants and cooperative agreements that:
 - (a) Have been awarded Federal funds made available or appropriated for FY 2012 or the previous fiscal year, or
 - (b) May be awarded Federal funds appropriated for FY 2012 or the previous fiscal year, but
 - b. In other instances, FTA has determined that MAP-21 will apply to the Federal funds made available or appropriated for FY 2012 or a previous fiscal year, and
 - c. For all FTA funded Projects, the following MAP-21 cross-cutting requirements supersede conflicting provisions of previous Federal law and regulations:
 - (1) Metropolitan and Statewide Planning,
 - (2) Environmental Review Process,
 - (3) Agency Safety Plans,
 - (4) Transit Asset Management Provisions (and Asset Inventory and Condition Reporting),
 - (5) Costs Incurred by Providers of Public Transportation by Vanpool,
 - (6) Revenue Bonds as Local Match,
 - (7) Debt Service Reserve,
 - (8) Government's Share of Cost of Vehicles, Vehicle-Equipment, and Facilities for ADA and Clean Air Act Compliance,
 - (9) Private Sector Participation,
 - (10) Bus Testing,
 - (11) Buy America,
 - (12) Corridor Preservation,
 - (13) Rail Car Procurements,
 - (14) Veterans Preference/Employment,
 - (15) Alcohol and Controlled Substance Testing, and
 - (16) Other provisions as FTA may determine.

1.C. Intergovernmental Review Assurance.

(The assurance in Group 01.C does not apply to an Indian tribe, an Indian organization or a tribal organization that applies for funding made available or appropriated for FTA's Tribal Transit Program authorized by former 49 U.S.C. 5311(c)(1).)

To facilitate compliance with U.S. Department of Transportation (U.S. DOT) regulations, "Intergovernmental Review of Department of Transportation Programs and Activities," 49 CFR Part 17, the Subrecipient assures that it has submitted or will submit each application for Federal funding to the appropriate State and local agencies for intergovernmental review, as required by those regulations.

1.D. Nondiscrimination Assurance.

The Subrecipient assures that:

1. The Subrecipient will comply with the following laws and regulations so that no person in the United States will be denied the benefits of, or otherwise be subjected to discrimination in any U.S. DOT or FTA funded program or activity (particularly in the level and quality of transportation services and transportation-related benefits on the basis of race, color, national origin, religion, sex, disability, or age:
 - a. Federal transit laws, specifically 49 U.S.C. 5332, (prohibiting discrimination on the basis of race, color, religion, national origin, sex, disability, or age, and in employment or business opportunity),
 - b. Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d,
 - c. The Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, *et seq.*,
 - d. The Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 *et seq.*,
 - e. U.S. DOT regulations, “Nondiscrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964,” 49 CFR part 21,
 - f. U.S. DOT regulations, specifically 49 CFR parts 27, 37, 38, and 39, and
 - g. Any other applicable Federal statutes that may be signed into law or Federal regulations that may be promulgated,
2. The Subrecipient will comply with Federal guidance implementing Federal nondiscrimination laws and regulations, except to the extent FTA determines otherwise in writing,
3. As required by 49 CFR 21.7:
 - a. The Subrecipient will comply with 49 U.S.C. 5332, 42 U.S.C. 2000d, and 49 CFR Part 21 in the manner:
 - (1) It conducts each Project,
 - (2) It undertakes property acquisitions, and
 - (3) It operates its Project facilities, including:
 - (a) Its entire facilities, and
 - (b) Its facilities operated in connection with its Project,
 - b. This assurance applies to the Subrecipient’s entire Project and to all parts of its facilities, including the facilities it operates to implement its Project,
 - c. The Subrecipient will promptly take the necessary actions to carry out this assurance, including:
 - (1) Notifying the public that discrimination complaints about transportation-related services or benefits may be filed with U.S. DOT or FTA, and
 - (2) Submitting information about its compliance with these provisions to U.S. DOT or FTA upon their request,
 - d. If the Subrecipient transfers FTA funded real property, structures, or improvements to another party, any deeds and instruments recording that transfer will contain a covenant running with the land assuring nondiscrimination:
 - (1) While the property is used for the purpose that the Federal funding is extended, and
 - (2) While the property is used for another purpose involving the provision of similar services or benefits,
 - e. The United States has a right to seek judicial enforcement of any matter arising under:
 - (1) Title VI of the Civil Rights Act, 42 U.S.C. 2000d,
 - (2) U.S. DOT regulations, 49 CFR Part 21, and
 - (3) This assurance,
 - f. The Subrecipient will make any changes in its Title VI implementing procedures as U.S. DOT or FTA may request to comply with:
 - (1) Title VI of the Civil Rights Act, 42 U.S.C. 2000d,
 - (2) U.S. DOT regulations, 49 CFR Part 21, and
 - (3) Federal transit laws, 49 U.S.C. 5332,

- g. The Subrecipient will comply with Federal guidance issued to implement Federal nondiscrimination requirements, except as FTA determines otherwise in writing,
 - h. The Subrecipient will extend the requirements of 49 U.S.C. 5332, 42 U.S.C. 2000d, and 49 CFR part 21 to each Third Party Contractor, including:
 - (1) Any Transferee,
 - (2) Any Third Party Contractor or Subcontractor at any tier,
 - (3) Any Successor in Interest,
 - (4) Any Lessee, or
 - (5) Any other Third Party Contractor in its Project,
 - i. The Subrecipient will include adequate provisions to extend the requirements of 49 U.S.C. 5332, 42 U.S.C. 2000d, and 49 CFR Part 21 to each third party agreement, including:
 - (1) Each subagreement,
 - (2) Each property transfer agreement,
 - (3) Each third party contract or subcontract at any tier,
 - (4) Each lease, or
 - (5) Each participation agreement, and
 - j. The assurances the Subrecipient has made will remain in effect as long as:
 - (1) Federal funding is extended to the Subrecipient's Project,
 - (2) The Subrecipient's Project property is used for a purpose for which the Federal funding is extended,
 - (3) The Subrecipient's Project property is used for a purpose involving the provision of similar services or benefits, or
 - (4) The Subrecipient retains ownership or possession of its Project property, and
 - (5) FTA may otherwise determine in writing, and
4. As required by U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," 49 CFR Part 27, specifically 49 CFR Part 27.9, and consistent with 49 U.S.C. 5307(c)(1)(D)(ii), you assure that:
- a. The Subrecipient will comply with the following prohibitions against discrimination on the basis of disability, listed in Group 1.D.4.b below of which compliance is a condition of approval or extension of any FTA funding awarded to:
 - (1) Construct any facility,
 - (2) Obtain any rolling stock or other equipment,
 - (3) Undertake studies,
 - (4) Conduct research, or
 - (5) Participate in or obtain any benefit from any FTA administered program, and
 - b. In any program or activity receiving or benefiting from Federal funding that U.S. DOT administers, no otherwise qualified people with a disability will, because of their disability, be:
 - (1) Excluded from participation,
 - (2) Denied benefits, or
 - (3) Otherwise subjected to discrimination.

1.E. Suspension and Debarment Certification.

The Subrecipient certifies that:

- 1. The Subrecipient will comply and facilitate compliance with U.S. DOT regulations, "Nonprocurement Suspension and Debarment," 2 CFR Part 1200, which adopts and supplements the provisions of U.S. Office of Management and Budget (U.S. OMB) "Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)," 2 CFR Part 180,
- 2. To the best of the Subrecipient's knowledge and belief, , that the Subrecipient's Third Party Contractors at the first tier:
 - a. Are eligible to participate in covered transactions of any Federal department or agency and are not presently:

- (1) Debarred,
 - (2) Suspended,
 - (3) Proposed for debarment,
 - (4) Declared ineligible,
 - (5) Voluntarily excluded, or
 - (6) Disqualified,
- b. The Subrecipient's management has not within a three-year period preceding its latest application or proposal been convicted of or had a civil judgment rendered against any of them for:
 - (1) Commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction, or contract under a public transaction,
 - (2) Violation of any Federal or State antitrust statute, or
 - (3) Commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making any false statement, or receiving stolen property,
 - c. The Subrecipient is not presently indicted for, or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses listed in the preceding subsection 1.E.2.b of this Certification,
 - d. The Subrecipient has not had one or more public transactions (Federal, State, or local) terminated for cause or default within a three-year period preceding this Certification,
 - e. If, at a later time, the Subrecipient receives any information that contradicts the statements of subparagraphs 2.a – 2.d above, the Subrecipient will promptly provide that information to FTA,
 - f. The Subrecipient will treat each lower tier subcontractor under its Project as a covered lower tier contract for purposes of 2 CFR Part 1200 and 2 CFR Part 180 if it:
 - (1) Equals or exceeds \$25,000,
 - (2) Is for audit services, or
 - (3) Requires the consent of a Federal official, and
 - g. The Subrecipient will require that each covered lower tier subcontractor:
 - (1) Comply and facilitate compliance with the Federal requirements of 2 CFR Parts 180 and 1200, and
 - (2) Assure that each lower tier Contractor in its Project is not presently declared by any Federal department or agency to be:
 - (a) Debarred from participation in the Subrecipient's federally funded Project,
 - (b) Suspended from participation in the Subrecipient's federally funded Project,
 - (c) Proposed for debarment from participation in your subrecipient's federally funded Project,
 - (d) Declared ineligible to participate in the Subrecipient's federally funded Project,
 - (e) Voluntarily excluded from participation in the Subrecipient's federally funded Project, or
 - (f) Disqualified from participation in the Subrecipient's federally funded Project, and
3. The Subrecipient will provide a written explanation as indicated on its Signature Page or a page attached in FTA's TEAM-Web if it or any of its principals, including any of its first tier or lower tier Third Party Contractors is unable to certify compliance with to the preceding statements in this Certification 01.E.

1.F. U.S. OMB Assurances in SF-424B and SF-424D.

The assurances in Group 01.F are consistent with the U.S. OMB assurances required in the U.S. OMB SF-424B and SF-424D, updated as necessary to reflect changes in Federal laws and regulations.

- 1. *Administrative Activities.* The Subrecipient assures that:
 - a. For every project described in any application the Subrecipient submits, the Subrecipient has adequate resources to properly plan, manage, and complete its Project, including:

- (1) The legal authority to apply for Federal funding,
 - (2) The institutional capability,
 - (3) The managerial capability, and
 - (4) The financial capability (including funds sufficient to pay the non-Federal share of Project cost),
- b. The Subrecipient will give limited access and the right to examine Project-related materials, including, but not limited to:
- (1) FTA,
 - (2) The Comptroller General of the United States, and
 - (3) The State of California, through any authorized representative,
- c. The Subrecipient will establish a proper accounting system in accordance with generally accepted accounting standards or FTA guidance, and
- d. The Subrecipient will establish safeguards to prohibit employees from using their positions for a purpose that results in:
- (1) A personal or organizational conflict of interest, or personal gain, or
 - (2) The appearance of a personal or organizational conflict of interest or personal gain.
2. *Project Specifics*. The Subrecipient assures that:
- a. Following receipt of an FTA award, the Subrecipient will begin and complete Project work within the time periods that apply,
 - b. For FTA funded construction Projects:
 - (1) The Subrecipient will comply with FTA provisions concerning the drafting, review, and approval of construction plans and specifications,
 - (2) The Subrecipient will, to the extent practicable, provide and maintain competent and adequate engineering supervision at the construction site to assure that the completed work conforms with the approved plans and specifications,
 - (3) The Subrecipient will include a covenant to assure nondiscrimination during the useful life of its Project in its title to federally funded real property,
 - (4) To the extent FTA requires, the Subrecipient will record the Federal interest in the title to FTA funded real property or interests in real property, and
 - (5) To the extent practicable, absent permission and instructions from FTA, the Subrecipient will not alter the site of the FTA funded construction Project or facilities by:
 - (a) Disposing of the underlying real property or other interest in the site and facilities,
 - (b) Modifying the use of the underlying real property or other interest in the site and facilities, or
 - (c) Changing the terms of the underlying real property title or other interest in the site and facilities, and
 - c. The Subrecipient will furnish progress reports and other information as FTA or the State of California may require.
3. *Statutory and Regulatory requirements*. The Subrecipient assures that:
- a. The Subrecipient will comply with all Federal statutes relating to nondiscrimination that apply, including, but not limited to:
 - (1) The prohibitions against discrimination on the basis of race, color, or national origin, as provided in Title VI of the Civil Rights Act, 42 U.S.C. 2000d,
 - (2) The prohibitions against discrimination on the basis of sex, as provided in:
 - (a) Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 – 1683, and 1685 – 1687, and
 - (b) U.S. DOT regulations, “Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance,” 49 CFR Part 25,
 - (3) The prohibitions against discrimination on the basis of age in federally funded programs, as provided in the Age Discrimination Act of 1975, as amended, 42 U.S.C. 6101 – 6107,

- (4) The prohibitions against discrimination on the basis of disability in federally funded programs, as provided in section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794,
 - (5) The prohibitions against discrimination on the basis of disability, as provided in the Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 *et seq.*
 - (6) The prohibitions against discrimination in the sale, rental, or financing of housing, as provided in Title VIII of the Civil Rights Act, 42 U.S.C. 3601 *et seq.*,
 - (7) The prohibitions against discrimination on the basis of drug abuse, as provided in the Drug Abuse Office and Treatment Act of 1972, as amended, 21 U.S.C. 1101 *et seq.*,
 - (8) The prohibitions against discrimination on the basis of alcohol abuse, as provided in the Comprehensive Alcohol Abuse and Alcoholism Prevention Act of 1970, as amended, 42 U.S.C. 4541 *et seq.*,
 - (9) The confidentiality requirements for the records of alcohol and drug abuse patients, as provided in the Public Health Service Act, as amended, 42 U.S.C. 290dd – 290dd-2, and
 - (10) The nondiscrimination provisions of any other statute(s) that may apply to its Project,
- b. As provided by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (Uniform Relocation Act), 42 U.S.C. 4601 *et seq.*, and 49 U.S.C. 5323(b), regardless of whether Federal funding has been provided for any of the real property acquired for Project purposes:
- (1) The Subrecipient will provide for fair and equitable treatment of displaced persons or persons whose property is acquired as a result of federally funded programs, and
 - (2) The Subrecipient has the necessary legal authority under State and local laws and regulations to comply with:
 - (a) The Uniform Relocation Act. 42 U.S.C. 4601 *et seq.*, as specified by 42 U.S.C. 4630 and 4655, and
 - (b) U.S. DOT regulations, “Uniform Relocation Assistance and Real Property Acquisition for Federal and Federally Assisted Programs,” 49 CFR Part 24, specifically 49 CFR Part 24.4, and
 - (3) The Subrecipient has complied with or will comply with the Uniform Relocation Act and implementing U.S. DOT regulations, because:
 - (a) The Subrecipient will adequately inform each affected person of the benefits, policies, and procedures provided for in 49 CFR Part 24,
 - (b) As required by 42 U.S.C. 4622, 4623, and 4624, and 49 CFR Part 24, the Subrecipient will provide fair and reasonable relocation payments and assistance for displacement, resulting from any FTA funded Project, of:
 1. Families and individuals, and
 2. Partnerships, corporations, or associations,
 - (c) As provided by 42 U.S.C. 4625 and 49 CFR Part 24, the Subrecipient will provide relocation assistance programs offering the services described in the U.S. DOT regulations to such displaced:
 1. Families and individuals, and
 2. Partnerships, corporations, or associations,
 - (d) As required by 42 U.S.C. 4625(c)(3), within a reasonable time before displacement, the Subrecipient will make available comparable replacement dwellings to families and individuals,
 - (e) The Subrecipient will:
 1. Carry out the relocation process to provide displaced persons with uniform and consistent services, and
 2. Make available replacement housing in the same range of choices with respect to such housing to all displaced persons regardless of race, color, religion, or national origin,

- (f) The Subrecipient will be guided by the real property acquisition policies of 42 U.S.C. 4651 and 4652 to the greatest extent practicable under State law,
 - (g) The Subrecipient will pay or reimburse property owners for their necessary expenses as specified in 42 U.S.C. 4653 and 4654, understanding that FTA will provide Federal funding for its eligible costs of providing payments for those expenses, as required by 42 U.S.C. 4631,
 - (h) The Subrecipient will execute the necessary implementing amendments to third party contracts and subagreements financed with FTA funding,
 - (i) The Subrecipient will execute, furnish, and be bound by such additional documents as FTA may determine necessary to effectuate or implement these assurances,
 - (j) The Subrecipient will incorporate these assurances by reference into and make them a part of any third party contract or subagreement, or any amendments thereto, relating to any FTA funded Project involving relocation or land acquisition, and
 - (k) The Subrecipient will provide in any affected document that these relocation and land acquisition provisions must supersede any conflicting provisions,
- c. To the extent practicable, the Subrecipient will comply with the Lead-Based Paint Poisoning Prevention Act, specifically 42 U.S.C. 4831(b), which prohibits the use of lead-based paint in the construction or rehabilitation of residence structures,
- d. The Subrecipient will, to the extent practicable, comply with the protections for human subjects involved in research, development, and related activities supported by Federal funding of:
- (1) The National Research Act, as amended, 42 U.S.C. 289 *et seq.*, and
 - (2) U.S. DOT regulations, “Protection of Human Subjects,” 49 CFR Part 11,
- e. The Subrecipient will, to the extent practicable, comply with the labor standards and protections for federally funded Projects of:
- (1) The Davis-Bacon Act, as amended, 40 U.S.C. 3141 – 3144, 3146, and 3147,
 - (2) Sections 1 and 2 of the Copeland “Anti-Kickback” Act, as amended, 18 U.S.C. 874, and 40 U.S.C. 3145, respectively, and
 - (3) The Contract Work Hours and Safety Standards Act, as amended, 40 U.S.C. 3701 *et seq.*,
- f. The Subrecipient will, to the extent practicable, comply with any applicable environmental standards that may be prescribed to implement Federal laws and executive orders, including, but not limited to:
- (1) Following the institution of environmental quality control measures under the National Environmental Policy Act of 1969, as amended, 42 U.S.C. 4321 – 4335 and Executive Order No. 11514, as amended, 42 U.S.C. 4321 note,
 - (2) Following the notification of violating facilities provisions of Executive Order No. 11738, 42 U.S.C. 7606 note,
 - (3) Following the protection of wetlands provisions of Executive Order No. 11990, 42 U.S.C. 4321 note,
 - (4) Following the evaluation of flood hazards in floodplains provisions of Executive Order No. 11988, 42 U.S.C. 4321 note,
 - (5) Complying with the assurance of Project consistency with the approved State management program developed pursuant to the Coastal Zone Management Act of 1972, as amended, 16 U.S.C. 1451 – 1465,
 - (6) Complying with the Conformity of Federal Actions to State (Clean Air) Implementation Plans requirements under section 176(c) of the Clean Air Act of 1955, as amended, 42 U.S.C. 7401 – 7671q,
 - (7) Complying with the protections for underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, 42 U.S.C. 300f – 300j-6,
 - (8) Complying with the protections for endangered species under the Endangered Species Act of 1973, as amended, 16 U.S.C. 1531 – 1544,

- (9) Complying with the environmental protections for Federal transportation programs, including, but not limited to, protections for parks, recreation areas, or wildlife or waterfowl refuges of national, State, or local significance or any land from a historic site of national, State, or local significance to be used in a transportation Project as required by 49 U.S.C. 303(b) and 303(c),
- (10) Complying with the protection of the components of the national wild and scenic rivers systems, as required under the Wild and Scenic Rivers Act of 1968, as amended, 16 U.S.C. 1271 – 1287, and
- (11) Complying with and facilitating compliance with:
 - (a) Section 106 of the National Historic Preservation Act of 1966, as amended, 16 U.S.C. 470f,
 - (b) The Archaeological and Historic Preservation Act of 1974, as amended, 16 U.S.C. 469 – 469c, and
 - (c) Executive Order No. 11593 (identification and protection of historic properties), 16 U.S.C. 470 note,
- g. To the extent practicable, complying with the following Federal requirements for the care, handling, and treatment of warm blooded animals held or used for research, teaching, or other activities supported by Federal funding:
 - (1) The Animal Welfare Act, as amended, 7 U.S.C. 2131 *et seq.*, and
 - (2) U.S. Department of Agriculture regulations, “Animal Welfare,” 9 CFR subchapter A, parts 1, 2, 3, and 4,
- h. To the extent practicable, obtaining a certificate of compliance with the seismic design and construction requirements of U.S. DOT regulations, “Seismic Safety,” 49 CFR Part 41, specifically 49 CFR Part 41.117(d), before accepting delivery of any FTA-funded building,
- i. To the extent practicable, complying with, and assuring its Third Party Contractors located in special flood hazard areas comply with, section 102(a) of the Flood Disaster Protection Act of 1973, as amended, 42 U.S.C. 4012a(a), by:
 - (1) Participating in the Federal flood insurance program, and
 - (2) Purchasing flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more,
- j. To the extent practicable, complying with:
 - (1) The Hatch Act, 5 U.S.C. 1501 – 1508, 7324 – 7326, which limits the political activities of State and local agencies and their officers and employees whose primary employment activities are financed in whole or part with Federal funds, including a Federal loan, grant agreement, or cooperative agreement, and
 - (2) 49 U.S.C. 5323(l)(2), and 23 U.S.C. 142(g), which provide an exception from Hatch Act restrictions for a nonsupervisory employee of a public transportation system (or of any other agency or entity performing related functions) receiving FTA funding made available or authorized for 49 U.S.C. chapter 53 and 23 U.S.C. 142(a)(2) to whom the Hatch Act does not otherwise apply,
- k. Performing the financial and compliance audits as required by the:
 - (1) Single Audit Act Amendments of 1996, 31 U.S.C. 7501 *et seq.*,
 - (2) U.S. OMB Circular A-133, “Audits of States, Local Governments, and Non-Profit Organizations,” Revised, and
 - (3) Most recent applicable U.S. OMB A-133 Compliance Supplement provisions for the U.S. DOT, and
- l. To the extent practicable, complying with all the provisions of all other Federal laws or regulations that apply, and follow Federal guidance governing the Subrecipient and its Project, except to the extent that FTA has expressly approved otherwise in writing.

GROUP 02. LOBBYING.

Unless the Subrecipient is an Indian Tribe exempted from these requirements by 31 U.S.C. 1352, the Subrecipient must select the Certification in Group 02 if the Subrecipient seeks:

- A Federal grant or cooperative agreement exceeding \$100,000, or
- A Federal loan (including a line of credit), loan guarantee, or loan insurance exceeding \$150,000.

The Subrecipient is ultimately responsible for compliance with the Certification and Assurances that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected by the Subrecipient.

Except as FTA determines otherwise in writing, FTA may not provide funding for the Subrecipient's Project for which Group 02 applies unless the Subrecipient selects the Certification in Group 02. Any provision of the Certification in Group 02 that does not apply will not be enforced.

The Subrecipient certifies that:

1. As required by 31 U.S.C. 1352 and U.S. DOT regulations, "New Restrictions on Lobbying," specifically 49 CFR Part 20.110:
 - a. The lobbying restrictions of this Certification apply to the Subrecipient's requests:
 - (1) For \$100,000 or more in Federal funding for a grant or cooperative agreement, and
 - (2) For \$150,000 or more in Federal funding for a loan, line of credit, or loan guarantee, and
 - b. The Subrecipient's Certification applies to the lobbying activities of:
 - (1) The Subrecipient,
 - (2) The Subrecipient's Principals, and
 - (3) The Subrecipients's Third Party Contractors at the first tier,
2. To the best of your knowledge and belief:
 - a. No Federal appropriated funds have been or will be paid by or on its behalf to any person to influence or attempt to influence:
 - (1) An officer or employee of any Federal agency regarding the award of a:
 - (a) Federal grant or cooperative agreement, or
 - (b) Federal loan, line of credit, loan guarantee, or loan insurance, and
 - (2) A Member of Congress, an employee of a member of Congress, or an officer or employee of Congress regarding the award of a:
 - (a) Federal grant or cooperative agreement, or
 - (b) Federal loan, line of credit, loan guarantee, or loan insurance,
 - b. The Subrecipient will submit a complete OMB Standard Form-LLL, "Disclosure of Lobbying Activities (Rev. 7-97)," consistent with its instructions, if any funds other than Federal appropriated funds have been or will be paid to any person to influence or attempt to influence:
 - (1) An officer or employee of any Federal agency regarding the award of a:
 - (a) Federal grant or cooperative agreement, or
 - (b) Federal loan, line of credit, loan guarantee, or loan insurance, and
 - (2) A Member of Congress, an employee of a member of Congress, or an officer or employee of Congress regarding the award of a:
 - (a) Federal grant or cooperative agreement, or
 - (b) Federal loan, line of credit, loan guarantee, or loan insurance, and
 - c. The Subrecipient will include the language of this Certification in the award documents for all subawards at all tiers, including, but not limited to:
 - (1) Subcontracts,
 - (2) Subgrants,

- (3) Subagreements, and
- (4) Third party contracts under a:
 - (a) Federal grant or cooperative agreement, or
 - (b) Federal loan, line of credit, loan guarantee, or loan insurance,
- 3. The Subrecipient understands that:
 - a. This Certification is a material representation of fact that the Federal government relies on, and
 - b. The Subrecipient must submit this Certification before the Federal government may award funding for a transaction covered by 31 U.S.C. 1352, including a:
 - (1) Federal grant or cooperative agreement, or
 - (2) Federal loan, line of credit, loan guarantee, or loan insurance, and
- 4. The Subrecipient also understands that any person who does not file a required Certification will be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

GROUP 03. PROCUREMENT AND PROCUREMENT SYSTEM.

We request that the Subrecipient select the Procurement and Procurement System Certification, in Group 03, especially if the Subrecipient is a local, or Indian tribal government with a certified procurement system, as provided in 49 CFR 18.36(g)(3)(ii).

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Any provision of the Certification in Group 03 that does not apply will not be enforced.

The Subrecipient certifies that its procurements and procurement system will comply with all Federal laws and regulations in accordance with applicable Federal guidance, except to the extent FTA has approved otherwise in writing.

GROUP 04. PRIVATE SECTOR PROTECTIONS.

The Subrecipient must select the Private Property Protections Assurances in Group 4.A, and enter into the Agreements in Group 4.B, and Group 4.C and if the Subrecipient intends to acquire public transportation property or operate public transportation supported with FTA capital or operating funds, except as FTA determines otherwise in writing.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the

Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Any Provision of the Assurances and Agreement in Group 04 that does not apply will not be enforced.

4.A. Private Sector Property Protections.

To facilitate FTA's ability to make the findings required by 49 U.S.C. 5323(a)(1),

1. The Subrecipient has or will have:
 - a. Determined that the funding is essential to carrying out a Program of Projects as required by 49 U.S.C. 5303, 5304, and 5306,
 - b. Provided for the participation of private companies engaged in public transportation to the maximum extent feasible, and
 - c. Paid just compensation under State or local laws to the company for any franchise or property acquired, and
2. The Subrecipient has completed the actions described in Group 4.A.1 of this Certification before it:
 - a. Acquires the property or an interest in the property of a private provider of public transportation, or
 - b. Operates public transportation equipment or facilities:
 - (1) In competition with transportation service provided by an existing public transportation operator, or
 - (2) In addition to transportation service provided by an existing public transportation operator.

4.B. Charter Service Agreement.

The Subrecipient must enter into the Charter Service Agreement in Group 04.B if the Subrecipient applies for funding to acquire or operate transit facilities and equipment, unless the FTA determine in writing or the Subrecipient qualifies for an exception under Federal law and regulations.

As required by 49 U.S.C. 5323(d) and (g) and FTA regulations, "Charter Service," 49 CFR part 604, specifically 49 CFR 604.4, the Subrecipient is entering into the following Charter Service Agreement:

1. General Requirements. FTA's "Charter Service" regulations apply as follows:
 - a. FTA's Charter Service regulations restrict transportation by charter service using facilities and equipment acquired by FTA recipients for transportation Projects with Federal funding derived from:
 - (1) Federal transit laws, 49 U.S.C. chapter 53, or
 - (2) 23 U.S.C. 133 or 142,
 - (3) Any other Act that provides Federal Public Transportation assistance unless otherwise excepted
 - b. FTA's charter service restrictions extend to:
 - (1) The Subrecipient, when it becomes a recipient of Federal funding authorized for or made available for:
 - (a) Federal transit laws, 49 U.S.C. chapter 53, or
 - (b) 23 U.S.C. 133 or 142,
 - (c) Any other Act that provides Federal Public Transportation assistance unless otherwise excepted
 - (2) Any Third Party Contractor that receives Federal funding derived from:
 - (a) Federal transit laws, 49 U.S.C. chapter 53, or
 - (b) 23 U.S.C. 133 or 142,
 - (c) Any other Act that provides Federal Public Transportation assistance unless otherwise excepted
 - c. A Third Party Contractor includes any:
 - (1) Lessee,
 - (2) Subcontractor at any Tier, and
 - (3) Other Third Party Contractor in the Subrecipient's Project,
 - d. The Subrecipient agrees that neither it nor any governmental authority or publicly-owned operator that receives Federal Public Transportation funding made available or authorized for

- the Subrecipient's Project will engage in charter service operations, except as permitted under:
- (1) Federal transit laws, specifically 49 U.S.C. 5323(d) and (g),
 - (2) FTA regulations, "Charter Service," 49 CFR part 604, to the extent consistent with 49 U.S.C. 5323(d) and (g),
 - (3) Any other Federal Charter Service regulations, or
 - (4) Federal guidance, except as FTA determines otherwise in writing,
- e. The Subrecipient agrees that the latest Charter Service Agreement it has selected in its latest annual Certifications and Assurances is incorporated by reference in and made part of the underlying Agreement accompanying an award of FTA funding, and
- f. The Subrecipient agrees that:
- (1) FTA may require corrective measures or impose remedies on it or any governmental authority or publicly owned operator that receives FTA funding made available or authorized for its Project that has engaged in a pattern of violations of FTA's Charter Service regulations by:
 - (a) Conducting charter operations prohibited by Federal transit laws and FTA's Charter Service regulations, or
 - (b) Otherwise violating the Subrecipient's Charter Service Agreement it has elected in its latest annual Certifications and Assurances, and
 - (2) These corrective measures and remedies may include:
 - (a) Barring the Subrecipient or any Third Party Contractor operating public transportation under the Project that has provided prohibited charter service from receiving FTA funds,
 - (b) Withholding an amount of Federal funds as provided by Appendix D to FTA's Charter Service regulations, or
 - (c) Any other appropriate remedy that may apply, and
2. Exceptions. Apart from exceptions to the charter service restrictions in FTA's Charter Service Regulations, FTA has established the following additional exceptions to those restrictions:
- a. FTA's Charter Service restrictions do not apply to the Subrecipient seeking funding made available or appropriated for 49 U.S.C. 5307 and 5311 to be used for Job Access and Reverse Commute (JARC) activities that would have been eligible for assistance under repealed 49 U.S.C. 5316 in effect in FY 2012 or a previous fiscal year, provided that the Subrecipient uses that FTA funding for program purposes only,
 - b. FTA's Charter Service restrictions do not apply to the Subrecipient seeking funding made available or appropriated for 49 U.S.C. 5310 to be used for New Freedom activities that would have been eligible for assistance under repealed 49 U.S.C. 5317 in effect in FY 2012 or a previous fiscal year, provided the Subrecipient uses that FTA funding for program purposes only, and
 - c. A Subrecipient applying for assistance under 49 U.S.C. Chapter 53 will not be determined to have violated the FTA Charter Service regulations if that Subrecipient provides a private intercity or charter transportation operator reasonable access to that Subrecipient's federally funded public transportation facilities, including intermodal facilities, park and ride lots, and bus-only highway lanes as specified in 49 U.S.C. 5323(r).

4.C. School Bus Agreement.

The Subrecipient must enter into the School Bus Agreement in Group 04.C if it applies for funding to acquire or operate transit facilities and equipment, unless the Subrecipient qualifies for an exception under Federal law and regulations or the FTA determines otherwise in writing.

As required by 49 U.S.C. 5323(f) and (g), and FTA regulations, "School Bus Operations," 49 CFR Part 605, to the extent consistent with 49 U.S.C. 5323(f) and (g), the Subrecipient is entering into the following School Bus Agreement:

1. FTA’s “School Bus Operations” regulations restrict school bus operations (as defined in the FTA regulations) using facilities and equipment acquired with Federal funding derived from:
 - a. Federal transit laws, 49 U.S.C. Chapter 53, or
 - b. 23 U.S.C. 133 or 142,
 - c. Any other Act that provides Federal public transportation assistance, unless otherwise expected.
2. FTA’s school bus operations restrictions extend to:
 - a. The Subrecipient, when it becomes a recipient of Federal funding made available or authorized for:
 - (1) Federal transit laws, 49 U.S.C. Chapter 53, or
 - (2) 23 U.S.C. 133 or 142, or
 - (3) Any other Act that provides Federal public transportation assistance, unless otherwise expected.
 - b. Any Third Party Contractor that receives Federal funding derived from:
 - (1) Federal transit laws, 49 U.S.C. Chapter 53, or
 - (2) 23 U.S.C. 133 or 142, or
 - (3) Any other Act that provides Federal public transportation assistance, unless otherwise expected.
3. A Third Party Contractor includes any:
 - a. Lessee,
 - b. Subcontractor at any tier, and
 - c. Other Third Party Contractor in the Project,
4. The Subrecipient agrees, and will obtain the agreement of any Third Party Contractor involved in the Subrecipient’s Project, that it will not engage in school bus operations in competition with private operators of school buses, except as permitted under:
 - a. Federal transit laws, specifically 49 U.S.C. 5323(f) and (g),
 - b. FTA regulations, “School Bus Operations,” 49 CFR Part 605, to the extent consistent with 49 U.S.C. 5323(f) and (g),
 - c. Any other Federal School Bus regulations, or
 - d. Federal guidance, except as FTA determines otherwise in writing,
5. The Subrecipient agrees that the latest School Bus Agreement it has selected in FTA’s latest annual Certifications and Assurances is incorporated by reference in and made part of the underlying Agreement accompanying an award of FTA funding, and
6. The Subrecipient agrees that FTA will bar the Subrecipient or any Third Party Contractor that has violated this School Bus Agreement from FTA:
 - a. Bar the Subrecipient or Third Party Participant from receiving further Federal Transit Funds or
 - b. Require the Subrecipient or Third Party Participant to take such remedial measures as FTA considers appropriate.

GROUP 05. ROLLING STOCK REVIEWS AND BUS TESTING.

The Subrecipient must select the Certifications in Group 05 if the Subrecipient, using FTA funds, intends to acquire:

- Rolling stock for use in revenue service. or
 A new bus model.

The Certifications in Group 05 are required for such acquisitions listed above regardless of whether the FTA funds used were made available or appropriated for:

- 49 U.S.C. chapter 53, as amended by MAP-21, or
 Former 49 U.S.C. chapter 53 in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Except as FTA determines otherwise in writing, before FTA may provide funding for the Subrecipient's Project to acquire rolling stock or a new bus model, the Subrecipient must select the Certifications in Group 05. Any provision of the Certifications in Group 05 that does not apply will not be enforced.

5.A. Rolling Stock Reviews.

(Applicable if the Subrecipient seeks FTA funding for rolling stock for use in revenue service.)

The Subrecipient certifies that in procuring revenue service rolling stock for use in revenue service:

1. The Subrecipient will comply with:
 - a. Federal transit laws, specifically 49 U.S.C. 5323(m), and
 - b. FTA regulations, "Pre-Award and Post-Delivery Audits of Rolling Stock Purchases," 49 CFR Part 663, and
2. As provided in 49 CFR Part 663.7:
 - a. The Subrecipient will conduct or cause to be conducted the required pre-award and post-delivery reviews, and
 - b. The Subrecipient will maintain on file the Certifications required by 49 CFR Part 663, subparts B, C, and D.

5.B. Bus Testing.

(If The Subrecipient seeks FTA funding to acquire a new bus model.)

The Subrecipient certifies that:

1. "Bus Testing" applies to all acquisitions of new buses and new bus models that require bus testing, the Subrecipient will comply with:
 - a. 49 U.S.C. 5318, and
 - b. FTA regulations, "Bus Testing," 49 CFR Part 665, to the extent these regulations are consistent with 49 U.S.C. 5318,
2. As required by 49 CFR Part 665.7, when acquiring the first bus of any new bus model or a bus model with a major change in components or configuration:
 - a. The Subrecipient will not spend any Federal funds appropriated under 49 U.S.C. Chapter 53 to acquire that bus until:
 - (1) The bus has been tested at FTA's bus testing facility, and
 - (2) It has received a copy of the test report prepared on that new bus model, and
 - b. The Subrecipient will not authorize final acceptance of the bus until:
 - (1) The bus has been tested at FTA's bus testing facility,
 - (2) It has received a copy of the test report prepared on that new bus model,
3. The Subrecipient will ensure that the bus that is tested has met the performance standards consistent with those regulations, including:
 - a. Performance standards for:
 - (1) Maintainability,
 - (2) Reliability,
 - (3) Performance (including braking performance),

- (4) Structural integrity,
- (5) Fuel economy,
- (6) Emissions, and
- (7) Noise, and

- b. Minimum safety performance standards established under 49 U.S.C. 5329 and
4. After FTA has issued regulations authorized by 49 U.S.C. 5318(e)(2), the Subrecipient will ensure that the bus that is tested has received a passing aggregate test score under the “Pass/Fail” standard established under 49 U.S.C. 5318(e)(2).

GROUP 06. DEMAND RESPONSIVE SERVICE.

Before FTA may provide funding for a Subrecipient’s Project, the Subrecipient must select the Certification in Group 06 if the Subrecipient is a public entity, operates demand responsive service and intends to use FTA funding to acquire a non-rail vehicle that is not accessible, but financed with FTA funds unless the FTA determines otherwise in writing.

- 49 U.S.C. Chapter 53, as amended by MAP-21, or
- Former 49 U.S.C. Chapter 53 in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient’s Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Any provision of the Certification in Group 06 that does not apply will not be enforced.

As required by U.S. DOT regulations, “Transportation Services for Individuals with Disabilities (ADA),” 49 CFR Part 37, specifically 49 CFR Part 37.77(d), the Subrecipient certifies that:

- 1. The Subrecipient offers public transportation services equivalent in level and quality of service to:
 - a. Individuals with disabilities, including individuals who use wheelchairs, and
 - b. Individuals without disabilities, and
- 2. Viewed in its entirety, the Subrecipient’s service for individuals with disabilities is:
 - a. Provided in the most integrated setting feasible, and
 - b. Equivalent to the service it offers individuals without disabilities with respect to:
 - (1) Response time,
 - (2) Fares,
 - (3) Geographic service area,
 - (4) Hours and days of service,
 - (5) Restrictions on priorities based on trip purpose,
 - (6) Availability of information and reservation capability, and
 - (7) Constraints on capacity or service availability.

GROUP 07. INTELLIGENT TRANSPORTATION SYSTEMS.

The Subrecipient must select the Assurance in Group 07 if the Subrecipient applies for Federal funding to support:

- An Intelligent Transportation Systems (ITS) Project, or
- A Project in support of an ITS Project.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances that apply to the Subrecipient or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Except as FTA determines otherwise in writing, before FTA may provide funding for the Subrecipient's Project to support an ITS Project or a Project that supports an ITS project, the Subrecipient must select the Assurances in Group 07. Any provision of the Assurance in Group 07 that does not apply will not be enforced.

The Subrecipient assures that:

1. As used in this assurance, the term Intelligent Transportation Systems (ITS) Project is defined to include any Project that in whole or in part finances the acquisition of technologies or systems of technologies that provide or significantly contribute to the provision of one or more ITS user services as defined in the "National ITS Architecture," and
2. As provided in 23 U.S.C. 517(d), any ITS Project the Subrecipient undertakes that is funded with appropriations made available from the Highway Trust Fund, including amounts made available to deploy intelligent transportation systems, will conform to the appropriate regional ITS architecture, applicable standards, and protocols developed under 23 U.S.C. 517(a) or (c), unless the Subrecipient obtains a waiver as provided in 23 U.S.C. 517(d)(2).

GROUP 08. INTEREST AND FINANCING COSTS AND LEASING COSTS.

The Subrecipient must select the Certifications in Group 08 if the Subrecipient's Project involves interest, financing or leasing costs supported with FTA funds made available or appropriated 49 U.S.C. Chapter 53.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Except as FTA determines otherwise in writing, before FTA may provide funding for the interest, financing or leasing costs that are a part of or connected with the Subrecipient's Project, the Subrecipient must select the Certifications in Group 08. Any provision of the Certifications in Group 08 that does not apply will not be enforced.

8.A. Interest and Financing Costs.

The Subrecipient must select the Certification in Group 08.A if the Subrecipient intends to reimburse interest or other financing costs for Projects funded by the Urbanized Area Formula Program, Fixed Guideway Capital Investment Program, or the New Starts or Small Starts Program within the Capital Investment Program.

The Subrecipient certifies that:

1. The Subrecipient will not seek reimbursement for interest or other financing costs unless:
 - a. It is eligible to receive Federal funding for those costs, and

- b. Its records demonstrate that it has shown reasonable diligence in seeking the most favorable financing terms, to the extent FTA may require, and
2. The Subrecipient will comply with the same favorable financing cost provisions for:
- a. Urbanized Area Formula Grants Projects,
 - b. Projects under Full Funding Grant Agreements,
 - c. Projects with Early Systems Work Agreements,
 - d. Fixed Guideway Capital Investment Projects funded by previous FTA enabling legislation,
 - e. State of Good Repair Projects,
 - f. Bus and Bus Facilities Projects and
 - g. Low or No Emission Vehicle Development Projects.

8.B. Acquisition of Capital Assets by Lease.

The Subrecipient must select the Certification in Group 08.B if the Subrecipient intends to use FTA funding to acquire capital assets through a lease.

The Subrecipient certifies and assures that, as required by FTA regulations, “Capital Leases,” 49 CFR Part 639, specifically 49 CFR 639.15(b)(1) and 49 CFR 639.21, if the Subrecipient acquires any capital asset through a lease financed with Federal funding authorized under 49 U.S.C. Chapter 53:

- 1. The Subrecipient will not use Federal funding authorized under 49 U.S.C. chapter 53 to finance the cost of leasing any capital asset until:
 - a. It performs calculations demonstrating that leasing the capital asset would be more cost-effective than purchasing or constructing a similar asset, and
 - b. It completes these calculations before the later of:
 - (1) Entering into the lease, or
 - (2) Receiving a capital grant for the asset, and
- 2. The Subrecipient will not enter into a capital lease for which FTA can provide only incremental Federal funding unless the Subrecipient has adequate financial resources to meet its future lease obligations if Federal funding is not available.

GROUP 09. TRANSIT ASSET MANAGEMENT AND AGENCY SAFETY PLANS.

Except as FTA determines otherwise in writing, before FTA may provide funding made available or appropriated for 49 U.S.C. Chapter 53 to support you or Third Party project, the Subrecipient must select the Certifications in Group 09. Any provision of the Certifications in Group 09 that does not apply will not be enforced.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient’s Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

9.A. Transit Asset Management Plan.

The Subrecipient must select the Certification in the Transit Asset Management in Group 09.A if the Subrecipient applies, as a direct Recipient, of funding made available or appropriated for 49 U.S.C. Chapter 53.

The Subrecipient certifies that the Subrecipient will comply, and each Third Party Contractor will:

1. Follow Federal guidance issued that implements transit asset management system provisions of 49 U.S.C. 5326, except as FTA determines otherwise in writing, and
2. Comply with the final Federal regulations that implement the transit asset management system required by 49 U.S.C. 5326.

9.B. Public Transportation Agency Safety Plan.

Except as FTA determines otherwise in writing, the Subrecipient must select the Certification in the Public Transportation Safety Plan in Group 09.B if the Subrecipient is a local government, or any other operator of a public transportation system and seeks funding made available or appropriated for 49 U.S.C. Chapter 53 .

The Subrecipient certifies that it will:

1. Follow Federal guidance issued that implements the safety plan provisions of 49 U.S.C. § 5329 except as FTA determines otherwise in writing, and
2. Comply with the final Federal regulations that implement the safety plan requirements of 49 U.S.C. § 5329(d).

GROUP 10. ALCOHOL AND CONTROLLED SUBSTANCES TESTING.

Except as FTA determines otherwise in writing, the Subrecipient must select the Certification in Group 10 if the Subrecipient is required to comply with the alcohol and controlled substance testing requirements of 49 U.S.C. 5331 and its implementing regulations.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Except as FTA determines otherwise in writing, before FTA may provide funding for the Subrecipient's Project, the Subrecipient must select the Certification in Group 10. Any provision of the Certification that does not apply will not be enforced.

As required by 49 U.S.C. 5331, and FTA regulations, "Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations, 49 CFR part 655, subpart I, specifically 49 CFR 655.83 the Subrecipient certifies that:

1. The Subrecipient and each Third Party Contractor has established and implemented:
 - a. An alcohol misuse testing program, and
 - b. A controlled substance testing program,
2. The Subrecipient and each Third Party Contractor has complied with or will comply with all applicable requirements of 49 CFR part 655 to the extent those regulations are consistent with 49 U.S.C. 5331, and
3. Further, should the Subrecipient and each Third Party Contractor reside in a State that permits marijuana use for medical or recreational purposes, the Subrecipient and each Third Party Contractor has complied or will comply with the Federal controlled substance testing requirements of 49 CFR Part 655.

GROUP 11. BUS AND BUS FACILITIES FORMULA GRANTS PROGRAM AND BUS AND BUS RELATED EQUIPMENT AND FACILITIES GRANT PROGRAM (DISCRETIONARY).

The Certifications in Group 11.A are in addition to other Certifications and Assurances listed previously that are required for Bus and Bus Facilities Program funding.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in your Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Except as FTA determines otherwise in writing, the Subrecipient must select the Certifications in Group 11, if the Subrecipient seeks financing for its:

- Bus and Bus Facilities Formula Grant Program financed with funds made available or appropriated for 49 U.S.C. 5339, as amended by MAP-21, and Grant Program (Discretionary)
- Bus and Bus Related Equipment and Facilities Project financed with funds appropriated under former 49 U.S.C. 5309(b)(3) in effect in FY 2012 or a previous fiscal year.

In administering these programs, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

Before FTA may provide funding made available or appropriated for the Subrecipient's Project, the Subrecipient must have selected the Certifications in Group 11 and other Certifications and Assurances listed previously that are required for the funding the Subrecipient seeks. Any provision of the Certifications in Group 11 that does not apply will not be enforced.

11.A. Bus and Bus Facilities Formula Grants Program

The Subrecipient must select the Certification in Group 11.A if the Subrecipient seeks funding for its Bus or Bus Facilities Formula Project financed with funds made available or appropriated for 49 U.S.C. 5339.

The following Certification for Bus and Bus Facilities Formula Grants Program funding is required by 49 U.S.C. 5339(b), which states that "The requirements of Section 5307 apply to recipients of grants made under this section." Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:

1. The Subrecipient has or will have the:
 - a. Legal capacity to carry out its proposed Projects,
 - b. Financial capacity to carry out its proposed Projects,
 - c. Technical capacity as well as capacity to carry out safety and security aspects of its proposed Projects,
2. The Subrecipient has or will have satisfactory continuing control over the use of Project equipment and facilities,
3. The Subrecipient will maintain its Project equipment and facilities adequately,
4. The Subrecipient will ensure that when, during non-peak hours for transportation using or involving a facility or equipment of a Project financed under 49 U.S.C.5339, the following individuals will be charged a fare not exceeding fifty (50) percent of the peak hour fare:
 - a. Any senior,

- b. Any individual who, because of illness, injury, age, congenital malfunction, or other incapacity or temporary or permanent disability (including an individual who is a wheelchair user or has semi-ambulatory capability), cannot use a public transportation service or a public transportation facility effectively without special facilities, planning, or design,
 - c. Any individual presenting a Medicare card issued to himself or herself pursuant to title II of the Social Security Act (42 U.S.C. 401 *et seq.*), or
 - d. Any individual presenting a Medicare card issued to himself or herself pursuant to title XVIII of the Social Security Act (42 U.S.C. 1395 *et seq.*),
5. When carrying out a procurement under 49 U.S.C. 5339, the Subrecipient will comply with the:
 - a. General provisions for FTA programs of 49 U.S.C. 5323, and
 - b. Third party procurement requirements of 49 U.S.C. 5325,
 6. The Subrecipient has complied with or will comply with 49 U.S.C. 5307(b), because it:
 - a. Has made or will make available to the public information on amounts of its funding available to it under 49 U.S.C. 5339,
 - b. Has developed or will develop, in consultation with interested parties, including private transportation providers, a proposed Program of Projects for activities to be funded,
 - c. Has published or will publish a Program of Projects in a way that affected individuals, private transportation providers, and local elected officials will have an opportunity to examine and submit comments on the proposed Program of Projects and its performance as an Applicant or Recipient,
 - d. Has provided or will provide an opportunity for a public hearing to obtain the views of individuals on the proposed Program of Projects,
 - e. Has ensured or will ensure that the proposed Program of Projects provide for coordination of transportation services funded by U.S. DOT under 49 U.S.C. 5336 with federally funded transportation services supported by United States Government sources other than U.S. DOT,
 - f. Has considered or will consider the comments and views received, especially those of private transportation providers, in preparing its final Program of Projects, and
 - g. Has made or will make the final Program of Projects available to the public,
 7. As required by 49 U.S.C. 5307(d), the Subrecipient:
 - a. Has or will have the amount of funds required for the local share,
 - b. Will provide the local share funds from approved non-Federal sources except if otherwise authorized by law, and
 - c. Will provide the local share funds when needed,
 8. The Subrecipient will comply with:
 - a. The Metropolitan Planning requirements of 49 U.S.C. 5303, and
 - b. The State Planning requirements of 49 U.S.C. 5304,
 9. The Subrecipient has a locally developed process to solicit and consider public comment before:
 - a. Raising a fare, or
 - b. Implementing a major reduction of public transportation, and
 10. The Subrecipient will comply with requirements for Public Transportation Agency Safety Plan requirements of 49 U.S.C. 5329.d.

11.B. Bus and Bus Related Equipment and Facilities Grant Program (Discretionary).

Except as FTA determines otherwise in writing, the Subrecipient must select the Certification in Group 11.B if the Subrecipient seeks funding for its discretionary Bus or Bus Related Equipment and Facilities Grant Program (Discretionary) financed with funds made available or appropriated for former 49 U.S.C. 5309(b)(3) in effect in FY 2012 or a previous fiscal year. In administering these programs, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

Any provision of the Certification in Group 11.B that does not apply will not be enforced. The following Certification for discretionary Bus and Bus Related Equipment and Facilities Grant Program funding are required by former 49 U.S.C. 5309(c)(2), which applies the requirements of former 49 U.S.C. 5307(d)(1)(A), (B), (C), and (H) in effect in FY 2012 or a previous fiscal year to this Program, except as superseded by MAP-21 cross-cutting requirements that apply instead. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:

1. The Subrecipient has or will have the:
 - a. Legal capacity to carry out its proposed Projects,
 - b. Financial capacity to carry out its proposed Projects,
 - c. Technical capacity to carry out its proposed Projects,
2. The Subrecipient has or will have satisfactory continuing control over the use of Project equipment and facilities,
3. The Subrecipient will maintain its Project equipment and facilities adequately, and
4. The Subrecipient has complied or will comply with, and will require each Third Party Contractor to comply with, 49 U.S.C. 5303, and 5304.

GROUP 12. URBANIZED AREA FORMULA GRANT PROGRAMS AND JOB ACCESS AND REVERSE COMMUTE (JARC) FORMULA GRANT PROGRAM.

The Certifications in Group 12 are in addition to other Certifications and Assurances listed previously that are required for the Urbanized Area Formula Grants Programs or Job Access and Reverse Commute (JARC) Formula Grant Program funding.

Except as FTA determines otherwise in writing, the Subrecipient must select the Certifications in Group 12, if the Subrecipient seeks financing for its:

- Urbanized Area Formula Project financed with funds made available or appropriated for 49 U.S.C. 5307, as amended by MAP-21, which among other things, authorizes funding for JARC Projects and Project Activities,
- Urbanized Area Formula Project financed with funds made available or appropriated for former 49 U.S.C. 5307 in effect in FY 2012 or a previous fiscal year, or
- Job Access and Reverse Commute Project financed with funds made available or appropriated for former 49 U.S.C. 5316 in effect in FY 2012 or a previous fiscal year.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances selected.

Before FTA may provide funding made available or appropriated for any of above programs, the Subrecipient must have selected the Certifications in Group 12 and other Certifications and Assurances listed previously that are required for the funding the Subrecipient seeks.

If the Subrecipient seeks funding made available or authorized by 49 U.S.C. 5307 or former 49 U.S.C. 5316, the Subrecipient should provide the three subgroups of Certifications in Group 12.

Before FTA may provide funding made available or appropriated for any of above programs, the Subrecipient must have selected the Certifications in Group 12 and other Certifications and Assurances listed previously that are required for the funding the Subrecipient seeks.

Any provision of the Certifications in Group 12 that does not apply will not be enforced.

12.A. Urbanized Area Formula Program under MAP-21.

The Subrecipient must select the Certification in Group 12.A if the Subrecipient seeks funding for its Urbanized Area Formula Project financed with funds made available or appropriated for 49 U.S.C. 5307, as amended by MAP-21.

The following Certification for the Urbanized Area Formula Program funding appropriated or made available in FYs 2013 and 2014 are required by 49 U.S.C. 5307(c)(1), . Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:

1. The Subrecipient has or will have the:
 - a. Legal capacity to carry out its proposed Projects,
 - b. Financial capacity to carry out its proposed Projects,
 - c. Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
2. The Subrecipient has or will have satisfactory continuing control over the use of Project equipment and facilities,
3. The Subrecipient will maintain its Project equipment and facilities adequately,
4. The Subrecipient will ensure that when, during non-peak hours for transportation using or involving a facility or equipment of a Project financed under 49 U.S.C. 5307, the following individuals will be charged a fare not exceeding fifty (50) percent of the peak hour fare:
 - a. Any senior,
 - b. Any individual who, because of illness, injury, age, congenital malfunction, or other incapacity or temporary or permanent disability (including an individual who is a wheelchair user or has semi-ambulatory capability), cannot use a public transportation service or a public transportation facility effectively without special facilities, planning, or design,
 - c. Any individual presenting a Medicare card issued to himself or herself pursuant to Title II of the Social Security Act (42 U.S.C. 401 *et seq.*), or
 - d. Any individual presenting a Medicare card issued to himself or herself pursuant to Title XVIII of the Social Security Act (42 U.S.C. 1395 *et seq.*),
5. When carrying out a procurement under 49 U.S.C. 5307, your Applicant will comply with the:
 - a. General provisions for FTA programs of 49 U.S.C. 5323, and
 - b. Third party procurement requirements of 49 U.S.C. 5325,
6. The Subrecipient has complied with or will comply with 49 U.S.C. 5307(b), because it:
 - a. Has made or will make available to the public information on amounts of its funding available to it under 49 U.S.C. 5307,
 - b. Has developed or will develop, in consultation with interested parties, including private transportation providers, a proposed Program of Projects for activities to be funded,
 - c. Has published or will publish a Program of Projects in a way that affected individuals, private transportation providers, and local elected officials will have an opportunity to examine and submit comments on the proposed Program of Projects and its performance as a Subrecipient,
 - d. Has provided or will provide an opportunity for a public hearing to obtain the views of individuals on the proposed Program of Projects,
 - e. Has ensured or will ensure that the proposed Program of Projects provide for coordination of transportation services funded by U.S. DOT under 49 U.S.C. 5336 with federally-funded transportation services supported by United States Government sources other than U.S. DOT,
 - f. Has considered or will consider the comments and views received, especially those of private transportation providers, in preparing its final Program of Projects, and
 - g. Has made or will make the final Program of Projects available to the public,
7. As required by 49 U.S.C. 5307(d), the Subrecipient:
 - a. Has or will have the amount of funds required for the local share,

- b. Will provide the local share funds from approved non-Federal sources except if otherwise authorized by law, and
- c. Will provide the local share funds when needed,
- 8. As required by 49 U.S.C. 5307(c)(1)(H) and 49 U.S.C. 5309(c)(2), the Subrecipient will comply with:
 - a. The Metropolitan Planning requirements of 49 U.S.C. 5303, and
 - b. The State Planning requirements of 49 U.S.C. 5304,
- 9. As required by 49 U.S.C. 5307(c)(1)(I), the Subrecipient has a locally-developed process to solicit and consider public comment before:
 - a. Raising a fare, or
 - b. Implementing a major reduction of public transportation,
- 10. Each fiscal year:
 - a. The Subrecipient will ensure that at least one (1) percent of the amount of the 49 U.S.C. 5307 funding apportioned to the urbanized area is spent for public transportation security Projects as described in 49 U.S.C. 5307(c)(1)(J)(i) including:
 - (1) Increased lighting in or adjacent to a public transportation system (including bus stops, subway stations, parking lots, and garages),
 - (2) Increased camera surveillance of an area in or adjacent to that system,
 - (3) Emergency telephone line or lines to contact law enforcement or security personnel in an area in or adjacent to that system, and
 - (4) Any other Project intended to increase the security and safety of an existing or planned public transportation, or
 - b. The Designated Recipients in the Subrecipient's urbanized area will certify that such expenditures for transportation security Projects are not necessary,
- 11. If the Subrecipient serves an urbanized area with a population of at least 200,000 individuals, as determined by the Bureau of the Census:
 - a. Each fiscal year, the Subrecipient will ensure that at least one (1) percent of the amount apportioned to the urbanized area is spent for Associated Transit Improvements, as defined in 49 U.S.C. 5302(1),
 - b. The Subrecipient will include in its quarterly report for the fourth quarter of the preceding Federal fiscal year:
 - (1) A list of its Associated Transit Improvement Projects or Project activities during that Federal fiscal year using those 49 U.S.C. 5307 funds, or
 - (2) Sufficient information to demonstrate that the Designated Recipients in its area have spent one (1) percent of the amount of funding that must be made available to them for Associated Transit Improvement Projects or Project activities, or have included the same information in a separate report attached in TEAM-Web, and
 - c. The report of the Subrecipient's Associated Transit Improvement Projects or Project activities is or will be incorporated by reference and made part of its Certifications and Assurances, and
- 12. The Subrecipient will comply with its Public Transportation Agency Safety Plan as required by 49 U.S.C. 5329.d.

12.B. Urbanized Area Formula Program Before MAP-21 Became Effective.

The Subrecipient must select the Certification in Group 12.B if the Subrecipient seeks funding for its Urbanized Area Formula Project financed with funds made available or appropriated for former 49 U.S.C. 5307 in effect in FY 2012 or a previous fiscal year. In administering this program, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

The following Certification for the Urbanized Area Formula Grants Program are required by former 49 U.S.C. 5307(d)(1) in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21

cross-cutting requirements that apply instead. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:

1. The Subrecipient has or will have the:
 - a. Legal capacity to carry out its proposed Projects,
 - b. Financial capacity to carry out its proposed Projects,
 - c. Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
2. The Subrecipient has or will have satisfactory continuing control over the use of Project equipment and facilities,
3. The Subrecipient will maintain its Project equipment and facilities adequately,
4. The Subrecipient will ensure that for transportation using or involving a facility or equipment of a Project financed under former 49 U.S.C. 5307 in effect in FY 2012 or a previous fiscal year, the following individuals will be charged a fare not exceeding fifty (50) percent of the peak hour fare:
 - a. Any elderly individual,
 - b. Any handicapped individual, as described in 49 CFR part 27,
 - c. Any individual presenting a Medicare card issued to himself or herself pursuant to Title II of the Social Security Act (42 U.S.C. 401 *et seq.*), or
 - d. Any individual presenting a Medicare card issued to himself or herself pursuant to Title XVIII of the Social Security Act (42 U.S.C. 1395 *et seq.*),
5. When carrying out a procurement under former 49 U.S.C. 5307 in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross cutting requirements that apply instead:
 - a. The Subrecipient will use competitive procurement (as defined or approved by FTA), as required by 49 U.S.C. 5325(a),
 - b. The Subrecipient will not use exclusionary or discriminatory specifications in its procurements, as required by 49 U.S.C. 5323(h),
 - c. "Buy America," the Subrecipient will comply with 49 U.S.C. 5323(j),
 - d. The Subrecipient will comply with applicable pre-award and post-delivery requirements of 49 U.S.C. 5323(m),
 - e. The Subrecipient will comply with applicable railcar option restrictions of 49 U.S.C. 5325(e), and
 - f. The Subrecipient will comply with "Veterans Preference/Employment," of 49 U.S.C. 5325(k),
6. The Subrecipient has complied or will comply with other applicable requirements under 49 U.S.C. 5323 and 5325.
7. The Subrecipient:
 - a. Has made or will make available to the public information on amounts of its funding available to it under 49 U.S.C. 5307,
 - b. Has developed or will develop, in consultation with interested parties, including private transportation providers, a proposed Program of Projects for activities to be funded,
 - c. Has published or will publish a Program of Projects in a way that affected individuals, private transportation providers, and local elected officials will have an opportunity to examine and submit comments on the proposed Program of Projects and its performance as a Subrecipient,
 - d. Will provide or has provided an opportunity for a public hearing in which to obtain the views of citizens on the proposed Program of Projects,
 - e. Will ensure or has ensured that the proposed Program of Projects provides for the coordination of public transportation services assisted under 49 U.S.C. 5336 with transportation services assisted from other U.S. Government sources,
 - f. Will consider or has considered comments and views received, especially those of private transportation providers, in preparing the final Program of Projects, and
 - g. Will make or has made the final Program of Projects available to the public.
8. The subrecipient:
 - a. Has or will have the amount of funds required for the local share,

- b. Will provide the local share funds from sources approved by FTA, and
 - c. Will provide the local share funds when needed.
9. The Subrecipient has complied or will comply with, and will require each Third Party Contractor to comply with, 49 U.S.C. 5303, and 5304,
 10. The Subrecipient has a locally developed process to solicit and consider public comment before:
 - a. Raising a fare, or
 - b. Implementing a major reduction of public transportation,
 11. Each fiscal year:
 - a. The Subrecipient will spend at least one (1) percent of its 49 U.S.C. 5307 funding for public transportation security Projects (limited to capital Projects if the Subrecipient serves an urbanized area with a population of 200,000 or more), including:
 - (1) Increased lighting in or adjacent to a public transportation system (including bus stops, subway stations, parking lots, and garages),
 - (2) Increased camera surveillance of an area in or adjacent to that system,
 - (3) Emergency telephone line or lines to contact law enforcement or security personnel in an area in or adjacent to that system, and
 - (4) Any other Project intended to increase the security and safety of an existing or planned public transportation, or
 - b. The Subrecipient will certify that such expenditures for transportation security Projects are not necessary, (Information about the Subrecipient’s intentions must be recorded in the “Security” tab page of the TEAM-Web “Project Information” window when it submits its Urbanized Area Formula Program application in TEAM-Web),
 12. If the Subrecipient serves an urbanized area with a population of at least 200,000 individuals:
 - a. Each fiscal year, the Subrecipient will ensure that at least one (1) percent of the amount apportioned to the urbanized area is spent for Transit Enhancements, as defined in former 49 U.S.C. 5302(a)(15),
 - b. The Subrecipient will include in its quarterly report for the fourth quarter of the preceding Federal fiscal year
 - (1) A list of its Transit Enhancement Project activities during that Federal fiscal year using those former 49 U.S.C. 5307 funds, or
 - (2) Sufficient information to demonstrate that Designated Recipients in the Subrecipient’s urbanized area together have spent one (1) percent of the amount of funding that must be made available to them for Transit Enhancements or have included the same information in a separate report attached in TEAM-Web, and
 - c. The report of the Subrecipient or the Designated Subrecipients’ Transit Enhancement Projects or Project activities is or will be incorporated by reference and made part of its Certifications and Assurances, and
 13. The Subrecipient will comply with its Public Transportation Agency Safety Plan, as required by 49 U.S.C. 5329(d).

12.C. Job Access and Reverse Commute (JARC) Formula Grant Program.

The Subrecipient must select the Certification in Group 12.C if the Subrecipient seeks funding for its JARC Project financed with funds made available or appropriated for former 49 U.S.C. 5316 in effect in FY 2012 or a previous fiscal year. In administering program, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

1. The following Certification for the Urbanized Area Formula Grants Program is required by former 49 U.S.C. 5316 in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:

- a. The Subrecipient will make awards of JARC funding on a competitive basis following:
 - (1) An areawide solicitation in cooperation with the appropriate metropolitan planning organization for applications for funding in compliance with former 49 U.S.C. 5316, and
 - (2) A statewide solicitation for applications for JARC funding in compliance with former 49 U.S.C. 5316,
 - b. Any allocations to Third Party Contractors of JARC funding authorized by former 49 U.S.C. 5316 will be distributed on a fair and equitable basis,
 - c. As required by former 49 U.S.C. 5316:
 - (1) The projects the Subrecipient has selected or will select for funding made available or appropriated for that program were derived from a public transit-human services transportation plan that has been:
 - (a) Locally developed, and
 - (b) Coordinated,
 - (2) That locally developed, coordinated plan was produced through a process that included:
 - (a) Representatives of public, private, and nonprofit transportation providers,
 - (b) Representatives of public, private, and nonprofit human services providers, and
 - (c) Participation by the public,
 - d. Before the Subrecipient transfers funds to a project funded by former 49 U.S.C. 5336, that project has been or will have been coordinated with private nonprofit providers of services,
 - e. Before using funds apportioned for projects serving an area other than that for which funding was apportioned under former 49 U.S.C. 5316:
 - (1) The State's chief executive officer, or his or her designee, will have certified that all the JARC program objectives of former 49 U.S.C. 5316 are being met in the area from which the funding would be derived, and
 - (2) If the State has a statewide program for meeting the JARC program objectives of former 49 U.S.C. 5316, the funds can be used for projects anywhere in the State, and
 - f. The requirements of former 49 U.S.C. 5307 will apply to the JARC Program, authorized by former 49 U.S.C. 5316, and
2. The following Certifications for the JARC Program are required by former 49 U.S.C. 5307(d)(1) in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:
 - a. The Subrecipient has or will have, and will require each Third Party Contractor to have:
 - (1) The legal capacity to carry out its proposed Projects,
 - (2) The financial capacity to carry out its proposed Projects,
 - (3) The technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
 - b. The Subrecipient has or will have, and will require each Third Party Contractor to have satisfactory continuing control over the use of Project equipment and facilities,
 - c. The Subrecipient will maintain, and will require each Third Party Contractor to maintain, its Project equipment and facilities adequately,
 - d. The Subrecipient will ensure, and will require each Third Party Contractor to ensure, that for transportation using or involving a facility or equipment of a Project financed under former 49 U.S.C. 5316, the following individuals will be charged a fare not exceeding fifty (50) percent of the peak hour fare:
 - (1) Any elderly individual,
 - (2) Any handicapped individual, as described in 49 CFR Part 27,
 - (3) Any individual presenting a Medicare card issued to himself or herself pursuant to Title II of the Social Security Act (42 U.S.C. 401 *et seq.*), and
 - (4) Any individual presenting a Medicare card issued to himself or herself pursuant to Title XVIII of the Social Security Act (42 U.S.C. 1395 *et seq.*),

- e. When carrying out a procurement under former 49 U.S.C. 5316 except as superseded by MAP-21 cross cutting requirements that apply instead, the Subrecipient will, and will require each Third Party Contractor to:
 - (1) Use competitive procurement (as defined or approved by FTA), as required by 49 U.S.C. 5325(a), and
 - (2) Not use exclusionary or discriminatory specifications in its procurements, as required by 49 U.S.C. 5323(h),
 - (3) “Buy America” under 49 U.S.C. 5323(j),
 - (4) Applicable Pre-award and Post-delivery requirements of 49 U.S.C. 5323 and 5325 and
 - (5) “Veterans Preference Employment” under 49 U.S.C. 5325(k).
- f. The Subrecipient has complied or will comply with other applicable requirements under 49 U.S.C. 5323 and 5325.
- g. The Subrecipient:
 - (1) Has or will have and, as necessary, will require each Third Party Contractor to have the amount of funds required for the local share by former 49 U.S.C. 5316,
 - (2) Will provide and, as necessary, will require each Third Party Contractor to provide, the local share funds from approved non-Federal sources approved by the FTA and
 - (3) Will provide and as necessary, will require each Third Party Contractor provide the local share funds when needed,
- h. The Subrecipient has complied or will comply with, and will require each Third Party Contractor to comply with, 49 U.S.C. 5303, and 5304,
- i. The Subrecipient has or will have, and will require each Third Party Contractor to have a locally developed process to solicit and consider public comment before:
 - (1) Raising a fare, or
 - (2) Implementing a major reduction of public transportation, and
- j. To the extent applicable, as required by the MAP-21 cross-cutting requirement, the Subrecipient will comply with and, as necessary, will require each Third Party Contractor to comply with the Federal regulations, when issued that implement the Safety Plan requirements of 49 U.S.C. 5329(d).

**GROUP 13. SENIORS/ELDERLY/INDIVIDUALS WITH DISABILITIES
AND NEW FREEDOM PROGRAMS.**

The Certifications in Group 13 are in addition to other Certifications and Assurances listed previously that are required for Seniors/Elderly/Individuals with Disabilities or New Freedom Program funding.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient’s Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of the applicable Certifications and Assurances selected.

Except as FTA determines otherwise in writing, the Subrecipient must select the Certifications in Group 13 if the Subrecipient seeks financing for its:

- Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Project, financed or to be financed with funds made available or appropriated for 49 U.S.C. 5310, as amended by MAP-21, which among other things authorizes funding for New Freedom Projects and Project Activities,
- Formula Grants for the Special Needs of Elderly Individuals and Individuals with Disabilities Project financed or to be financed with funds made available or appropriated for former 49 U.S.C. 5310 in effect in FY 2012 or a previous fiscal year, or

- New Freedom Project financed or to be financed with funds made available or appropriated for former 49 U.S.C. 5317 in effect in FY 2012 or a previous fiscal year.

In administering these programs, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

These three programs have or will have funding available during FY 2014. Accordingly, if the Subrecipient seeks funding made available or authorized by 49 U.S.C. 5310 or former 49 U.S.C. 5317 in effect in FY 2012 or a previous fiscal year, the Subrecipient should provide the three subgroups of Certifications in Group 13 to assure that FTA can select the type of funding it considers most suitable. Before FTA may provide funding made available or appropriated for any of these Projects, the Subrecipient must have selected the Certifications in Group 13 and other Certifications and Assurances listed previously that are required for the funding the Subrecipient seeks. Any provision of the Certifications in Group 13 that does not apply will not be enforced.

13.A. Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program.

The Subrecipient must select the Certification in Group 13.A if the Subrecipient seeks funding for its Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Project financed with funds made available or appropriated for 49 U.S.C. 5310, as amended by MAP-21.

1. The following Certification for the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program is required by 49 U.S.C. 5310, as amended by MAP-21. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:
 - a. Each of the Subrecipient's is:
 - (1) A private nonprofit organization, or
 - (2) A local governmental authority that:
 - (a) Is approved by the State of California to coordinate services for seniors and individuals with disabilities; or
 - (b) Certifies that there are no private nonprofit organizations readily available in the area to provide services authorized under the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program,
 - b. The Subrecipient will comply with the following Project selection and planning requirements:
 - (1) The Projects the Subrecipient has selected or will select for funding made available or appropriated for 49 U.S.C. 5310, are included in a public transit-human services transportation plan that has been:
 - (a) Locally developed, and
 - (b) Coordinated,
 - (2) That public transit-human services transportation plan was developed and approved through a process that included participation by:
 - (a) Seniors,
 - (b) Individuals with disabilities,
 - (c) Representatives of public, private, and nonprofit transportation providers,
 - (d) Representatives of public, private, and nonprofit human services providers, and
 - (e) Other members of the public; and
 - (3) The Transportation projects to assist in providing transportation services for seniors and individuals with disabilities are included in the program of projects,
 - (4) A Program of Projects under Group 13.A.1.b.(3) is or will be submitted annually to FTA, and
 - (5) To the maximum extent feasible, the services funded by 49 U.S.C. 5310, will be coordinated with transportation services funded by other Federal departments and agencies, including

- any transportation activities carried out by a recipient of a grant from the Department of Health and Human Services,
- c. As required by 49 U.S.C. 5310(e)(2)(B), as amended by MAP-21, if the State awards funds received under 49 U.S.C. 5310, to Subrecipients, it will have allocated those funds on a fair and equitable basis,
 - d. The Subrecipient will transfer a facility or equipment financed with funding made available or appropriated for a grant under 49 U.S.C. 5310, to any other subrecipient eligible to receive assistance under 49 U.S.C. chapter 53, only if:
 - (1) The subrecipient in possession of the facility or equipment consents to the transfer, and
 - (2) The facility or equipment will continue to be used as required under 49 U.S.C. 5310, and
 - e. As required by 49 U.S.C. 5310(b)(2), the Subrecipient will use at least fifty-five (55) percent of the funds on Capital Projects to meet the special needs of the seniors and disabled and
 - f. The requirements of 49 U.S.C. 5307, as determined by FTA, will apply to the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities, authorized by 49 U.S.C. 5310, and
2. FTA has determined certain requirements of 49 U.S.C. 5307, as amended by MAP-21, to be appropriate for which some require Certifications. Therefore, as specified under 49 U.S.C. 5307(c)(1), the Subrecipient certifies that:
- a. The Subrecipient has or will have, and will require each Third Party Contractor to have, the:
 - (1) Legal capacity to carry out its proposed Projects,
 - (2) Financial capacity to carry out its proposed Projects,
 - (3) Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
 - b. The Subrecipient has or will have, and will require each Third Party Contractor to have, satisfactory continuing control over the use of Project equipment and facilities,
 - c. The Subrecipient will maintain, and will require each Third Party Contractor to maintain its Project equipment and facilities adequately,
 - d. When carrying out a procurement under the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program, the Subrecipient will, and will require each Third Party Contractor to:
 - (1) Comply with the general provisions for FTA programs of 49 U.S.C. 5323, and
 - (2) Comply with the third party procurement requirements of 49 U.S.C. 5325,
 - e. The Subrecipient has complied or will comply with, and will require each Third Party Contractor to comply with:
 - (1) The Metropolitan Planning requirements of 49 U.S.C. 5303, and
 - (2) The State Planning requirements of 49 U.S.C. 5304, and
 - g. To the extent applicable, your Subrecipient will comply with, and require its Third Party Contractors to comply with the requirements for a Public Transportation Agency Safety Plan provided by 49 U.S.C. 5329(d), to the extent FTA so requires.

13.B. Formula Grants for the Special Needs of Elderly Individuals and Individuals with Disabilities Program.

The Subrecipient must select the Certification in Group 13.B if the Subrecipient seeks funding for its Formula Grants for the Special Needs of Elderly Individuals and Individuals with Disabilities Program financed with funds made available or appropriated for former 49 U.S.C. 5310 in effect in FY 2012 or a previous fiscal year. In administering this program, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

1. The following Certification for the Formula Grants for the Special Needs of Elderly Individuals and Individuals with Disabilities Program are required by former 49 U.S.C. 5310 in effect in FY 2012 or

a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:

a. Each of the Subrecipient's is:

(1) A private nonprofit organization, if the public transportation service that would undertake public transportation capital projects planned, designed, and carried out to meet the special needs of elderly individuals and individuals with disabilities is:

(a) Unavailable,

(b) Insufficient, or

(c) Inappropriate,

(2) A local governmental authority that:

(a) Is approved by a State to coordinate services for seniors and individuals with disabilities,
or

(b) Certifies that:

1 There are no nonprofit organizations readily available in the area to provide public transportation capital projects planned, designed, and carried out to meet the special needs of seniors and individuals with disabilities, and

2 When public transportation is:

a Insufficient,

b Inappropriate, or

c Unavailable,

b. The Projects the Subrecipient has selected or will select for funding made available or appropriated for former 49 U.S.C. 5310 are included in a public transit-human services transportation plan that has been:

(1) Locally developed, and

(2) Coordinated,

c. That public transit-human services transportation plan was developed and approved through a process that included participation by:

(1) Elderly Individuals,

(2) Individuals with disabilities,

(3) Representatives of public, private, and nonprofit transportation providers,

(4) Representatives of human services providers, and

(5) Other members of the public,

d. To the maximum extent feasible, the services funded will be coordinated with transportation services funded by other Federal departments and agencies, including any transportation activities carried out by a recipient of a grant from the Department of Health and Human Services,

e. If the State allocates funds received under former 49 U.S.C. 5310 to Subrecipients, it will have allocated those funds on a fair and equitable basis,

f. The Program of Projects the Subrecipient has submitted or will submit contains or will contain an assurance that the Program provides for the maximum feasible coordination of transportation services funded by former 49 U.S.C. 5310 with transportation services funded by other Government sources, and

g. The Subrecipient will comply with the requirements of former 49 U.S.C. 5307 that FTA determined will apply to the former Formula Grants for the Special Needs of Elderly Individuals and Individuals with Disabilities Program,

2. The following Certification for the Special Needs of Elderly Individuals and Individuals with Disabilities Program are required by former 49 U.S.C. 5307(d)(1) in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead.

Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:

a. The Subrecipient and each of its Third Party Contractors has or will have the:

(1) Legal capacity to carry out its proposed Projects,

(2) Financial capacity to carry out its proposed Projects,

- (3) Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
- b. The Subrecipient and each Third Party Contractor has or will have satisfactory continuing control over the use of Project equipment and facilities,
- c. The Subrecipient and each of its Third Party Contractors will maintain its Project equipment and facilities adequately,
- d. When carrying out a procurement under former 49 U.S.C. 5307 in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross cutting requirements that apply instead, the Subrecipient will, and will require each Third Party Contractor, to do the following:
 - (1) Use competitive procurement (as defined or approved by FTA), as required by 49 U.S.C. 5325(a),
 - (2) Not use exclusionary or discriminatory specifications in its procurements, as required by 49 U.S.C. 5323(h),
 - (3) "Buy America," comply with 49 U.S.C. 5323(j), as amended by MAP-21,
 - (4) Comply with applicable pre-award and post-delivery requirements of 49 U.S.C. 5323(m),
 - (5) "Rail Car Procurement," comply with the railcar option restrictions of 49 U.S.C. 5325(e), and
 - (6) "Veterans Preference/Employment," comply with 49 U.S.C. 5325(k),
- e. The Subrecipient will comply with other applicable requirements under 49 U.S.C 5323 and 5325
- f. The Subrecipient:
 - (1) Has or will have and, as necessary, have the amount of funds required for the local share by former 49 U.S.C. 5310(c)(2),
 - (2) Will provide and, as necessary, will provide the local share funds from approved non-Federal sources approved by the FTA, and
 - (3) Will provide and, as necessary, will provide the local share funds when needed,
- g. The Subrecipient has complied or will comply with, and will require each Third Party Contractor to comply with, 49 U.S.C. 5303, and 5304, and
- h. To the extent applicable, the Subrecipient will comply with and, as necessary, will require each Third Party Contractor to comply with the final Federal regulations, when issued, that implement the Safety Plan requirements as required by 49 U.S.C 5329(d).

13.C. New Freedom Program.

The Subrecipient must select the Certification in Group 13.C if the Subrecipient seeks funding for its New Freedom Project financed with funds made available or appropriated for former 49 U.S.C. 5317 in effect in FY 2012 or a previous fiscal year. In administering this program, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

- 1. The following Certification for the New Freedom Program is required by former 49 U.S.C. 5317 in effect in FY 2012 or a previous fiscal year. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:
 - a. The Subrecipient will make awards of New Freedom funding on a competitive basis after conducting:
 - (1) An area wide solicitation in cooperation with the appropriate metropolitan planning organization for applications for funding in compliance with former 49 U.S.C. 5317(d)(1), or
 - (2) A statewide solicitation for applications for New Freedom funding in compliance with former 49 U.S.C. 5317(d)(2),
 - b. Any awards to Third Party Contractors of New Freedom funding authorized by former 49 U.S.C. 5317 will be distributed on a fair and equitable basis,
 - c. The Subrecipient will comply with the following Project selection and planning requirements:
 - (1) The projects the Subrecipient has selected or will select for funding made available or appropriated for that program were derived from a public transit-human services transportation plan that has been:

- (a) Locally developed, and
- (b) Coordinated,
- (2) That locally developed and coordinated plan was produced through a process that included:
 - (a) Representatives of public, private, and nonprofit transportation providers,
 - (b) Representatives of public, private, and nonprofit human services providers, and
 - (c) Participation by the public,
- d. Before the Subrecipient transfers funds to a project funded by former 49 U.S.C. 5311(c), former 49 U.S.C. 5336, or both:
 - (1) The funding to be transferred may be made available only to projects eligible for funding made available or appropriated for former 49 U.S.C. 5317, and
 - (2) The Subrecipient will have consulted with responsible local officials and publicly owned operators of public transportation in each area for which the amount to be transferred was originally awarded,
- e. The requirements of former 49 U.S.C. 5307 and 5310, as determined by FTA, will apply to the New Freedom Program, authorized by former 49 U.S.C. 5317, and
- 2. The following Certification for the New Freedom Program is required by former 49 U.S.C. 5307(d)(1) and 5310. Therefore, except as FTA determines otherwise in writing, the Subrecipient certifies that:
 - a. The Subrecipient has or will have, and will require each Third Party Contractor to have, the:
 - (1) Legal capacity to carry out its proposed Projects,
 - (2) Financial capacity to carry out its proposed Projects,
 - (3) Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
 - b. The Subrecipient has or will have, and will require each Third Party Contractor to have, satisfactory continuing control over the use of Project equipment and facilities,
 - c. The Subrecipient will maintain, and will require each Third Party Contractor to maintain, its Project equipment and facilities adequately,
 - d. When carrying out a procurement under former 49 U.S.C. 5317, the Subrecipient will, and will require each Third Party Contractor to do the following Provisions as amended by MAP-21:
 - (1) Use competitive procurement (as defined or approved by FTA), as required by 49 U.S.C. 5325(a),
 - (2) Not use exclusionary or discriminatory specifications in its procurements, as required by 49 U.S.C. 5323(h),
 - (3) The Subrecipient will comply with “Buy America,” as required by 49 U.S.C. 5323(j),
 - (4) Comply with applicable pre-award and post-delivery requirements of 49 U.S.C. 5323(m),
 - (5) Comply with the railcar option restrictions of 49 U.S.C. 5325(e), and
 - (6) Comply with “Veterans Preference/Employment,” as required by 49 U.S.C. 5325(k),
 - e. The Subrecipient:
 - (1) Has or will have and, as necessary, will require each Third Party Contractor to have the amount of funds required for the local share required by former 49 U.S.C. 5317(g),
 - (2) Will provide and, as necessary, will require each Third Party Contractor to provide, the local share funds from approved non-Federal sources approved by the FTA and
 - (3) Will provide and, as necessary, will require each Third Party Contractor to provide, the local share funds when needed,
 - f. The Subrecipient has complied or will comply with, and will require each Third Party Contractor to comply with, 49 U.S.C. 5303, and 5304, and
 - g. To the extent applicable, will comply with and, as necessary, will require each Third Party Contractor to comply with the final Federal regulations when issued that implemented the Safety Plan requirements as required by 49 U.S.C. 53299(d).

GROUP 14. RURAL/OTHER THAN URBANIZED AREAS PROGRAMS.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances selected on its behalf that apply to itself or its Project, even if a Third Party Contractor or Subcontractor may be involved in your Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of the applicable Certifications and Assurances.

Except as FTA determines otherwise in writing, you must select the Certifications and Assurances in Group 14 if you seek financing for:

- Formula Grants for Rural Areas Project financed with funding made available or appropriated for 49 U.S.C. 5311(b), as amended by MAP-21,*
- Formula Grants for Other Than Urbanized Areas Project financed with funding made available or appropriated for former 49 U.S.C. 5311(b) in effect in FY 2012 or a previous fiscal year.*

In administering these programs, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

14.A. Formula Grants for Rural Areas Program.

You must select the Certification in Group 14.A if the Subrecipient seeks funding for its Formula Grants for Rural Areas Project financed with funds made available or appropriated for 49 U.S.C. 5311(b), as amended by MAP-21.

The following Certification applies to each Subrecipient for funding made available or appropriated for the Rural Areas Formula Project authorized by 49 U.S.C. 5311(b), as amended by MAP-21. The Subrecipient certify and assures that:

1. It has or will have the:
 - a. Legal capacity to carry out its proposed Projects,
 - b. Financial capacity to carry out its proposed Projects,
 - c. Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
2. The Subrecipient has or will have satisfactory continuing control over the use of Project equipment and facilities,
3. The Subrecipient's Project equipment and facilities will be adequately maintained,
4. The Subrecipient's program has provided for a fair distribution of Federal funding made available or appropriated for 49 U.S.C. 5311(b), within the State, including Indian reservations,
5. The Subrecipient's program provides or will provide the maximum feasible coordination of public transportation service funded by 49 U.S.C. 5311(b), with transportation service funded by other Federal sources,
6. The Subrecipient's Projects in its Formula Grants for Rural Areas Program are included in:
 - a. The Statewide Transportation Improvement Program, and
 - b. To the extent applicable, a Metropolitan Transportation Improvement Program,
7. The Subrecipient has or will have the amount of funds required for the local share, as required by 49 U.S.C. 5311(g), as amended by MAP-21, and
 - a. Will provide the local share funds from approved non-Federal sources approved by the FTA except as permitted by Federal law, and
 - b. Will provide the local share funds when needed,
8. The Subrecipient may transfer a facility or equipment acquired using a grant under 49 U.S.C. 5311(b) to any other Subrecipient eligible to receive assistance under 49 U.S.C. chapter 53, if:

- a. Subject to the Department's approval the Subrecipient in possession of the facility or equipment consents to the transfer, and
 - b. The facility or equipment will continue to be used as required under 49 U.S.C. 5311, and
9. Each fiscal year:
- a. The Department will spend at least fifteen (15) percent of its 49 U.S.C. 5311 funding available that fiscal year to develop and support intercity bus transportation within the State, with eligible activities, including:
 - (1) Planning and marketing for intercity bus transportation,
 - (2) Capital grants for intercity bus facilities,
 - (3) Joint-use facilities,
 - (4) Operating grants through purchase-of-service agreements, user-side subsidies, and demonstration Projects, and
 - (5) Coordinating rural connections between small public transportation operations and intercity bus carriers, or
 - b. The Department will provide to the Federal Transit Administrator a Certification of the Governor of the State that:
 - (1) It has consulted with the affected intercity bus service providers about the intercity bus needs of the State, and
 - (2) The State's intercity bus service needs are being met adequately.

14.B. Formula Grants for Other Than Urbanized Areas Program.

You must select the Certification in Group 14.B if the Subrecipient seeks funding for its Formula Grant for Other Than Urbanized Areas Project financed with funds made available or appropriated for former 49 U.S.C. 5311, in effect in FY 2012 or a previous fiscal year. In administering this program, MAP-21 cross-cutting requirements supersede inconsistent former requirements.

The following Certification applies to each Subrecipient for funding made available or appropriated for the Formula Grants for Other Than Urbanized Areas Project authorized by former 49 U.S.C. 5311(b)(1) in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead. The Subrecipient certify and assures that:

- 1. It has or will have the:
 - a. Legal capacity to carry out its proposed Projects,
 - b. Financial capacity to carry out its proposed Projects,
 - c. Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
- 2. The Subrecipient has or will have satisfactory continuing control over the use of Project equipment and facilities,
- 3. The Subrecipient's Project equipment and facilities will be adequately maintained,
- 4. The Subrecipient's program has provided for a fair distribution of Federal funding made available or appropriated for 49 U.S.C. 5311(b) in effect in FY 2012 or a previous fiscal year, within the State, including Indian reservations,
- 5. The Subrecipient's program provides or will provide the maximum feasible coordination of public transportation service funded by former 49 U.S.C. 5311(b) in effect in FY 2012 or a previous fiscal year, with transportation service funded by other Federal sources,
- 6. The Subrecipient's Projects in its Formula Grants for Rural Areas Program are included in:
 - a. The Statewide Transportation Improvement Program, and
 - b. To the extent applicable, a Metropolitan Transportation Improvement Program,
- 7. The Subrecipient has or will have the amount of funds required for the local share, as required by 49 U.S.C. 5311(g) in effect in FY 2012 or a previous fiscal year, and:
 - a. Will provide the local share funds from approved non-Federal sources except as permitted by Federal law,

- b. Will provide the local share funds when needed,
- 8. The Subrecipient may transfer a facility or equipment acquired using a grant under 49 U.S.C. 5311(b) in effect in FY 2012 or a previous fiscal year to any other recipient eligible to receive assistance under 49 U.S.C. chapter 53, if:
 - a. Subject to the Department's approval the Subrecipient in possession of the facility or equipment consents to the transfer, and
 - b. The facility or equipment will continue to be used as required under 49 U.S.C. 5311 in effect in FY 2012, and
- 9. Each fiscal year:
 - a. The Department will spend at least fifteen (15) percent of its 49 U.S.C. 5311 funding available that fiscal year to develop and support intercity bus transportation within the State with eligible activities, including:
 - (1) Planning and marketing for intercity bus transportation,
 - (2) Capital grants for intercity bus shelters,
 - (3) Stops and depots,
 - (4) Operating grants through purchase-of-service agreements, user-side subsidies, and demonstration Projects, and
 - (5) Coordinating rural connections between small public transportation operations and intercity bus carriers, or
 - b. The Department will provide to the Federal Transit Administrator a Certification of the Chief Executive Officer of the State that:
 - (1) It has consulted with the affected intercity bus service providers about the intercity bus needs of the State, and
 - (2) The State's intercity bus service needs are being met adequately.

GROUP 15. STATE SAFETY OVERSIGHT GRANT PROGRAM.

The Assurance in Group 15 is in addition to other Certifications and Assurances required for State Safety Oversight Grant Program funding.

The following Certification applies to each Subrecipient for funding made available or appropriated for the State Safety Oversight Grant Program in effect in FY 2012 or a previous fiscal year, except as superseded by MAP-21 cross-cutting requirements that apply instead. The Subrecipient certify and assures that:

- 1. It has or will have the following to carry out its proposed Project(s), including the safety and security aspects of its proposed Project(s):
 - a. Legal capacity,
 - b. Financial capacity, and
 - c. Technical capacity as well as capacity to carry out Safety and Security aspects of its proposed Projects,
- 2. It has or will have satisfactory continuing control over the use of Project equipment and facilities,
- 3. It will maintain its Project equipment and facilities adequately,
- 4. When carrying out a procurement for its Project, it will comply with the:
 - a. The Uniform Administrative Requirements for Grants and Cooperative Agreements to States and Local Governments, 49 C.F.R. part 18,
 - b. General Provisions of 49 U.S.C. 5323, and
 - c. Third Party Contract Requirements of 49 U.S.C. 5325,
- 5. As required by 49 U.S.C. 5329(e)(6)(C), subrecipient
 - a. Has or will have the amount of funds required for the local share,
 - b. Will provide the local share funds only from sources approved by FTA, and will not be met by:
 - (1) Any Federal funds,

- (2) Any funds received from a public transportation agency, or
 - (3) Any revenues earned by a public transportation agency, and
 - c. Will provide the local share funds when needed,
6. It meets the applicable requirements of 49 C.F.R. part 659, Rail Fixed Guideway Systems: State Safety Oversight, and
 7. It has received or will receive an FTA certification upon a determination that its State Safety Oversight Program meets the requirements of 49 U.S.C. 5329(e) and is adequate to promote the purposes of 49 U.S.C. 5329.

GROUP 16. PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM.

The Assurance in Group 16 is in addition to other Certifications and Assurances listed previously required for Public Transportation Emergency Relief Program funding.

The Subrecipient is ultimately responsible for compliance with the Certifications and Assurances that apply to itself or its Project, even if a Third Party Contractor may be involved in the Subrecipient's Project, except as FTA determines otherwise in writing. For this reason, we strongly encourage the Subrecipient to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Third Party Contractor to assure the validity of applicable Certifications and Assurances .

Except as FTA determines otherwise in writing, before FTA provides funding made available or appropriated for a Public Transportation Emergency Relief Project, the Subrecipient should select the Assurance in Group 16 and other Certifications and Assurances listed previously that are required for the funding the Subrecipient seeks. Any provision of the Assurance in Group 16 that does not apply will not be enforced.

As required by 49 U.S.C. 5324(d), on behalf of your Applicant, you assure that it will comply with the requirements of the Certifications and Assurances as FTA determines will apply to an Applicant for funding appropriated or made available for the Public Transportation Emergency Relief Program.

Selection and Signature Page(s) follow.

**FEDERAL FISCAL YEAR 2014 CERTIFICATIONS AND ASSURANCES FOR
FEDERAL TRANSIT ADMINISTRATION ASSISTANCE PROGRAMS
CALIFORNIA DEPARTMENT OF TRANSPORTATION**

The California Department of Transportation is the Applicant (Designated Recipient) for Federal Transit Administration funds, and has agreed to the Certifications and Assurances thereby. All Subrecipients must also agree and comply with applicable provisions of the Categories below.

Name of Subrecipient:

City of Corcoran - Corcoran Area Transit (CAT)

The Subrecipient agrees to comply with applicable provisions of Groups 01 – 16

KM

<u>Group</u>	<u>Description</u>	
1	Required Certifications and Assurances for Each Subrecipient.	_____
2	Lobbying.	_____
3	Procurement and Procurement System.	_____
4	Private Sector Protections.	_____
5	Rolling Stock Reviews and Bus Testing.	_____
6	Demand Responsive Service.	_____
7	Intelligent Transportation Systems.	_____
8	Interest and Finance Costs and Leasing Costs.	_____
9	Transit Asset Management and Agency Safety Plans.	_____
10	Alcohol and Controlled Substances Testing.	_____
11	Bus/Bus Facilities Programs.	_____
12	Urbanized Area Formula Programs and Job Access and Reverse Commute (JARC) Program.	_____
13	Seniors/Elderly/Individuals with Disabilities Programs and New Freedom Program.	_____
14	Rural/Other Than Urbanized Areas Programs.	_____
15	State Safety Oversight Program.	_____
16	Public Transportation Emergency Relief Program.	_____

FEDERAL FISCAL YEAR 2014 FTA CERTIFICATIONS AND ASSURANCES SIGNATURE PAGE

(Required of all Subrecipients for FTA funding and all FTA Grantees with an active Capital or Formula Project)

AFFIRMATION OF SUBRECIPIENT

Name of Subrecipient: City of Corcoran

Name and Relationship of Authorized Representative: Kindon Meik City Manager

BY SIGNING BELOW, on behalf of the Subrecipient, I declare that the Subrecipient has duly authorized me to make these Certifications and Assurances and bind the Subrecipient's compliance. Thus, the Subrecipient agrees to comply with all Federal statutes and regulations, and follow applicable Federal guidance, and comply with the Certifications and Assurances as indicated on the foregoing page applicable to each application its authorized representative makes to the Federal Transit Administration (FTA) in Federal Fiscal Year 2014, irrespective of whether the individual that acted on the Subrecipient's behalf continues to represent the Subrecipient.

FTA intends that the Certifications and Assurances the Subrecipient selects on the other side of this document should apply, as provided, to each Project for which the Subrecipient seeks now, or may later seek FTA funding during Federal Fiscal Year 2014.

The Subrecipient affirms the truthfulness and accuracy of the Certifications and Assurances it has selected in the statements submitted with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. 3801 *et seq.*, and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31, apply to any certification, assurance or submission made to FTA. The criminal provisions of 18 U.S.C. 1001 apply to any certification, assurance, or submission made in connection with a Federal public transportation program authorized by 49 U.S.C. Chapter 53 or any other statute

In signing this document, I declare under penalties of perjury that the foregoing Certifications and Assurances, and any other statements made by me on behalf of the Subrecipient are true and accurate.

Signature _____ Date: 3/17/2014

Name Kindon Meik
Authorized Representative of Subrecipient

AFFIRMATION OF SUBRECIPIENT'S ATTORNEY

For (Name of Subrecipient):
City of Corcoran

As the undersigned Attorney for the above named Subrecipient, I hereby affirm to the Applicant that it has authority under State, local, or tribal government law, as applicable, 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 Subrecipient.

I further affirm to the Subrecipient 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 its FTA Project or Projects.

Signature _____ Date: 3/17/2014

Name Michael L Farley

Attorney for Subrecipient

Each Subrecipient for FTA funding and each FTA Grantee with an active Capital or Formula Project must provide an Affirmation of Subrecipient's Attorney pertaining to the Subrecipient's legal capacity. The Subrecipient may enter its signature in lieu of the Attorney's signature, provided the Subrecipient has on file this Affirmation, signed by the attorney and dated this Federal fiscal year.

**STAFF REPORT
ITEM #: 7-B**

MEMORANDUM

TO: Corcoran City Council

FROM: Kindon Meik, City Manager

DATE: March 10, 2014

MEETING DATE: March 17, 2014

SUBJECT: Consider approval of Resolution No. 2725 supporting the redesignation of the greater South San Joaquin Valley Recycling Market Development Zone

RECOMMENDATION: (Voice Vote)

Approve Resolution No. 2725 supporting the redesignation and expansion of the South San Joaquin Valley Recycling Market Development Zone (RMDZ).

DISCUSSION:

The RMDZ was originally created in 1999 to incentivize the establishment, expansion and sustainability of recycling-based manufacturing businesses, to assist local jurisdictions in meeting the established landfill waste reduction goals, and to develop markets for recycled materials. The current RMDZ is due to expire on March 31, 2014.

As part of the application process, the Job Training Office received tentative approval to expand the covered area to include Avenal and unincorporated west side areas. The requested action is to authorize submission of an expanded zone to serve all of Kings County and designated portions of and Tulare Counties. Businesses located in the subject areas would qualify for low interest loans for recycling-related business activity.

BUDGET IMPACT:

None

ATTACHMENTS:

Resolution No. 2725, RMDZ map, and RMDZ marketing brochure

RESOLUTION NO. 2725

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CORCORAN SUPPORTING THE REDESIGNATION OF THE
GREATER SOUTH SAN JOAQUIN VALLEY RECYCLING MARKET
DEVELOPMENT ZONE DUE TO AN INCREASE IN BOUNDARIES**

WHEREAS, California Public Resources Code Section 42010, et al. provides for the establishment of the Recycling Market Development Zone (RMDZ) program throughout the State which provides incentives to stimulate development of post-consumer and secondary materials markets for recyclables; and

WHEREAS, all California jurisdictions must meet a 50% reduction in landfill waste disposal as mandated by the California Integrated Waste Management Act; and

WHEREAS, the Greater South San Joaquin Valley Recycling Market Development Zone includes designated areas in Kings and Tulare Counties; and

WHEREAS, the Greater South San Joaquin Valley Recycling Market Development Zone is dedicated to establishing, sustaining and expanding recycling-based manufacturing businesses, which is essential for market development and to assist these jurisdictions in meeting the established landfill waste reduction goals; and

WHEREAS, the unincorporated areas of Kings County and the City of Avenal desire existing and new recycling-based manufacturing businesses located within their jurisdictions to be eligible for the technical and financial incentives associated with the RMDZ program; and

WHEREAS, the Greater South San Joaquin Valley Recycling Market Development Zone is expanding to include the unincorporated areas of Kings County and the City of Avenal as reflected in the attached map; and

WHEREAS, the addition of these jurisdictions to the Greater South San Joaquin Valley Recycling Market Development Zone is necessary to facilitate local and regional planning, coordination, and support existing recycling-based manufacturing businesses, as well as attract private sector recycling investments to the RMDZ; and

WHEREAS, the continued development of local markets for recycled materials would reduce the need to transport them out of the region in the future; and

WHEREAS, the current and proposed waste management practices and conditions are favorable to the development of post-consumer and secondary waste materials markets; and

WHEREAS, the California Legislature has defined environmental justice as "the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations, and policies" [Government Code section 65040.12(e)], and has directed the California Environmental Protection Agency to conduct its programs, policies, and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the state [Public Resources Code section 71110(a)]; and

WHEREAS, CalRecycle has adopted a goal to continuously integrate environmental justice concerns into all of its programs and activities; and

WHEREAS, the Counties of Kings and Tulare and their respective Cities have agreed to submit an application to CalRecycle requesting the redesignation of the Greater South San Joaquin Valley Recycling Market Development Zone due to a change in boundaries; and

WHEREAS, the County of Kings has agreed to act as Lead Agency for the proposed redesignation; and

WHEREAS, in accordance with the California Environmental Quality Act (CEQA), the Kings County Board of Supervisors hereby finds that this RMDZ redesignation is exempt pursuant to Section 15061.(b)(3) of the *Guidelines for California Environmental Quality Act (CEQA Guidelines)*; and

WHEREAS, the City of Corcoran City Council finds there are no grounds for the City of Corcoran to assume the Lead Agency role or to prepare an environmental document.

NOW THEREFORE, IT IS HEREBY RESOLVED as follows:

1. The City of Corcoran, as Responsible Agency, approves the redesignation of the Greater South San Joaquin Valley Recycling Market Development Zone and directs the Director of the Kings County Job Training Office to submit an application to CalRecycle requesting redesignation of the Greater South San Joaquin Valley Recycling Market Development Zone which includes the Counties of Kings and Tulare and their respective Cities.

2. The County of Kings will administer the RMDZ program in a manner that seeks to ensure the fair treatment of people of all races, cultures and incomes, including but not limited to soliciting public participation in all communities within the RMDZ, including minority and low income populations.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Corcoran duly called and held on the 17th day of March 2014, by the following vote:

AYES:

NOES:

ABSENT:

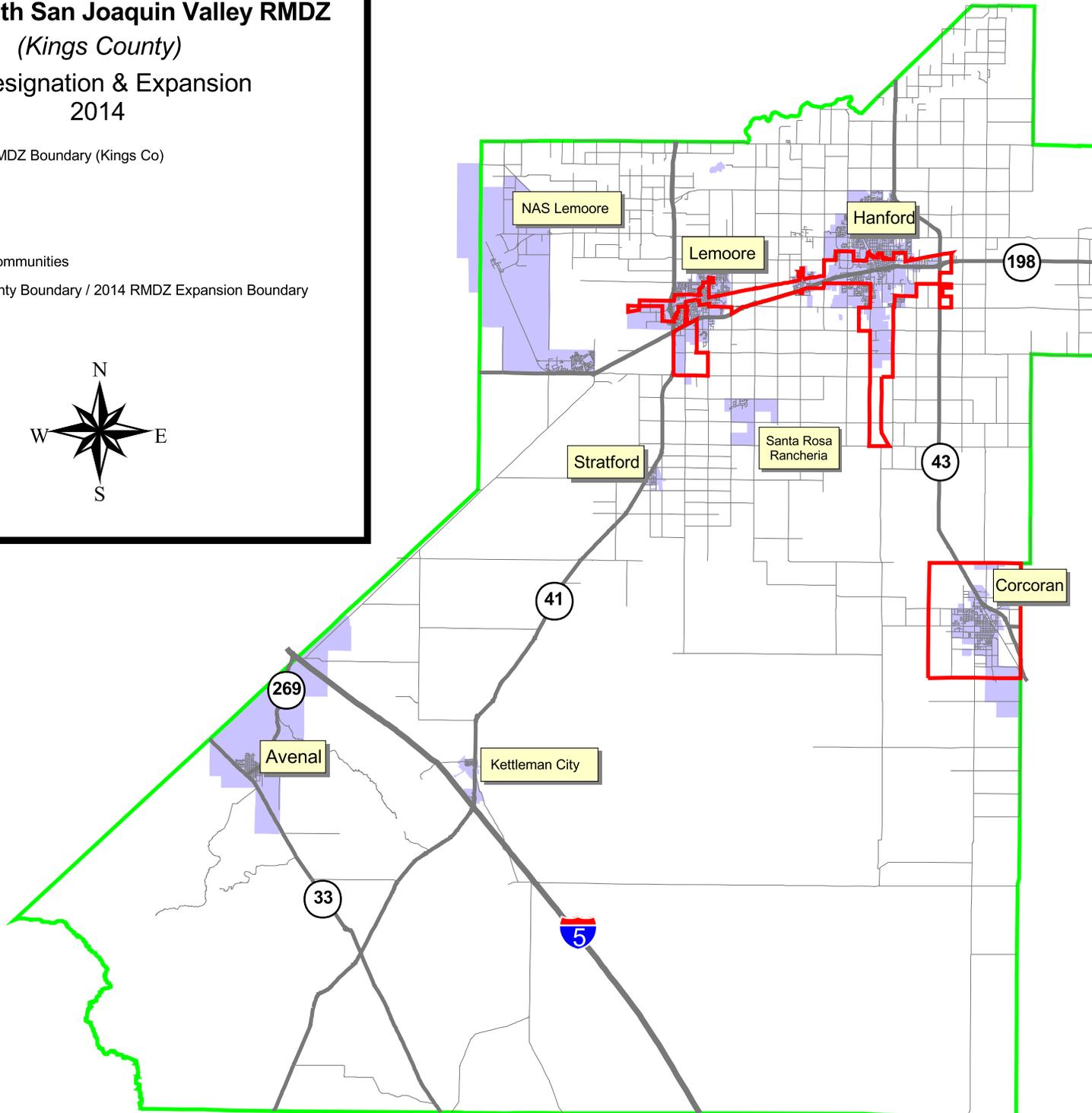
ABSTAIN:

APPROVED: _____
Jim Wadsworth, Mayor

ATTEST: _____
Lorraine P. Lopez, City Clerk

Greater South San Joaquin Valley RMDZ
(Kings County)
Redesignation & Expansion
2014

-  Original RMDZ Boundary (Kings Co)
-  Highways
-  Interstate
-  Streets
-  Cities & Communities
-  Kings County Boundary / 2014 RMDZ Expansion Boundary



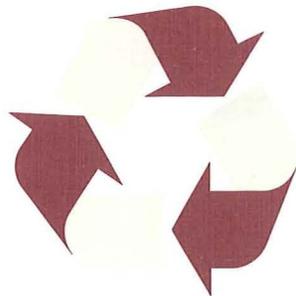
Interested in recycling
and below-market financing?

Call us today!
(559) 585-3576

Kings County
Economic Development Corporation

Victoria Allen, Coordinator
Recycling Market Development Zone

John S. Lehn, President/CEO



In coordination with...

Kings County One-Stop Job Center
120 North Irwin Street
Hanford, CA 93230
(559) 585-3576
Fax (559) 585-7398
1 (800) 533-4039
email: info@kingsedc.org
www.kingsedc.org

KINGS
edc
california

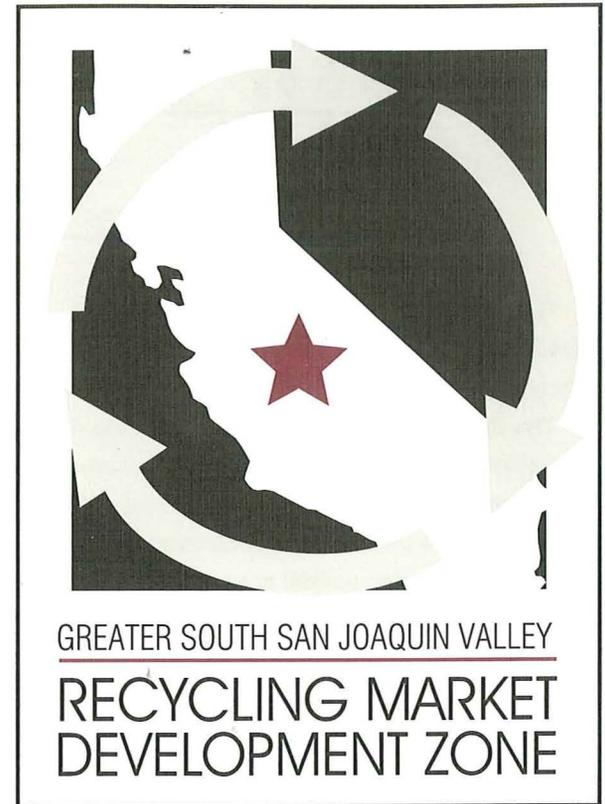
KINGS COUNTY
ECONOMIC DEVELOPMENT CORPORATION

120 N. Irwin St. • Hanford, CA 93230
(559) 585-3576 • Fax (559) 585-7398 • 1 (800) 533-4039
www.kingsedc.org

Funded by

GREATER SOUTH SAN JOAQUIN VALLEY
RECYCLING MARKET
DEVELOPMENT ZONE

♻️ PRINTED ON RECYCLED PAPER



KINGS
edc
california

KINGS
COUNTY
ECONOMIC
DEVELOPMENT
CORPORATION



Recycling and reducing waste makes good business sense. Now it can result in significant competitive advantages and add to your bottom line.

The Recycling Market Development Zone (RMDZ) combines recycling with economic development to fuel business development and create jobs. Companies within the zone that use recycled materials or divert their waste from the landfill have access to low-interest capital and a variety of other benefits.

Do you use or create the following products in your business?

- Corrugated cardboard
- Glass
- Newsprint
- Mixed paper fibers
- Plastics
- Tires
- Wood waste
- Yard waste
- Agricultural crop residue



"The help I have received from the Recycling Zone has allowed my business to expand and divert a solid waste stream into profits."

Craig Grillone, President
VALLEY PALLET

You may qualify for the following services and incentives:

- Low Interest Loans
- Permit Expediting
- Tax Incentives
- Site Location Incentives
- Employee Hiring Credits
- Customized Worker Training
- Import/Export Assistance
- Industrial Site and Building Data
- General Technical Assistance

Good Business Sense

You may qualify for a direct, low-interest loan of up to \$2,000,000 from the RMDZ if you are located in the zone, and use postconsumer or secondary waste materials to manufacture new products or divert solid waste from the landfill.

These funds can be used for:

- Equipment and Machinery Acquisition
- Leasehold Improvements
- Working Capital
- Inventory
- Real Property
- Debt Refinancing

Access to capital

Each eligible business may borrow up to 75% of the cost of a project, for a maximum loan of \$2,000,000. Interest rates are below market rate, and are fixed for the term of the loan.



City of
CORCORAN
A MUNICIPAL CORPORATION

FOUNDED 1914

**STAFF REPORT
ITEM #: 7-C**

MEMORANDUM

TO: Corcoran City Council

FROM: Kindon Meik, City Manager

DATE: March 10, 2014

MEETING DATE: March 17, 2014

SUBJECT: Consider allocation of City funds towards the 2014 Centennial Celebration

RECOMMENDATION: (Voice Vote)

Approve an allocation of \$10,000 for the Centennial Celebration and direct staff to include allocation in the FY 2014-2015 budget.

DISCUSSION:

In preparation for the Centennial activities planned for the 2014, City staff has been actively seeking sponsorships and donations. To date, the City has secured nearly \$10,000 in donations or committed funds from partners and vendors that provide products/services to the City. A second phase of the sponsorship campaign will begin by April that will reach out to local businesses, organizations, and community residents.

Staff is currently preparing the FY 2014-2015 budget and recommends that the aforementioned allocation be included in the upcoming draft budget.

BUDGET IMPACT:

The allocation will be included in the 2014-2015 budget.

**STAFF REPORT
ITEM #: 7-D**

MEMORANDUM

TO: Corcoran City Council

FROM: Kindon Meik, City Manager

DATE: March 10, 2014

MEETING DATE: March 17, 2014

SUBJECT: Consider letter of support regarding method of selecting Board of Supervisor Chairman

RECOMMENDATION: (Voice Vote)

Staff recommends that Council discuss the request for a letter of support and provide direction to Staff.

DISCUSSION:

At an upcoming Board of Supervisors meeting, Supervisor Valle will request an amendment to Kings County Resolution 88-084 that outlines the procedure in which the Chairman of the Board of Supervisors is elected. Supervisor Valle's proposal is attached for your review.

The proposal recommends that the Chairmanship rotate annually among the five Supervisorial Districts beginning with District 1 and proceeding in a sequential order through District 5.

The amendment also would include a provision that a newly elected or appointed Supervisor may decline to be Chairman but that official would not serve as Chairman until the represented district becomes eligible through the proscribed rotation.

BUDGET IMPACT:

None.

ATTACHMENTS:

Letter from Supervisor Valle

RICHARD VALLE

Supervisor
District 2



BOARD OF SUPERVISORS
Kings County Government Center
1400 W. Lacey Boulevard
Hanford, California 93230
Phone (559) 582-3211 - Ext. 2365
Fax (559) 585-8047

METHOD FOR SELECTING BOARD OF SUPERVISORS CHAIRMAN

Fiscal Impact: None

This is a proposal to seek **formal policy** regarding adoption of a method for selecting the Chairman of the Board of Supervisors each year. This proposal seeks amendments to Section 9 of Policy Manual-County of Kings-Rules for Conduct of Business by the Board of Supervisors.

California Government Code Sec. 25020 requires that the members of the Board of Supervisors elect a chairman to preside at all meetings of the Board.

Section 25003 of the California Government Code authorizes the Board of Supervisors to make and enforce rules for the government of the Board, the preservation of order and the transaction of business.

Resolution 88-084, adopted by the Kings County Board of Supervisors sets policy for Rules for Conduct of Business by the Board of Supervisors. The effective date of the resolution was December 20, 1988.

Section 9 of Rules for Conduct of Business by the Board of Supervisors -- ELECTION: POWERS: AND DUTIES OF CHAIRMAN AND VICE CHAIRMAN, states it is the intent of the policy that a Chairman be elected each year.

Section 9 also states that at noon on the first Monday after January 1, in the odd-numbered years, the Board shall elect a Chairman and Vice-Chairman to serve for a term of one year. In an even-numbered year, the election of the new Chairman shall take place at 10:00 A.M. the first Tuesday following the first Monday in January.

The proposed amendments would provide for:

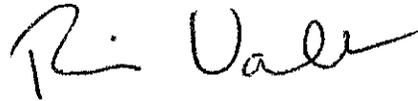
The Chairmanship would rotate annually among the five Supervisorial Districts beginning with District 1 and proceeding in sequential order through District Five.

The amendments also provide that a newly elected or newly appointed Supervisor may decline to be elected as chairman, but that Supervisor is not eligible to serve as

chairman until that Supervisor's district becomes eligible again through the prescribed sequential rotation.

The GENERAL PROVISIONS of Resolution 88-084 state that the policy will apply to the Board of Supervisors of the County of Kings whether sitting as the Board of Supervisors of the County or as the governing board of any district.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R. Valle". The signature is fluid and cursive, with a large initial "R" and a long, sweeping underline.

RICHARD VALLE
Supervisor, Kings County
District 2

City of

CORCORAN

Police Department

FOUNDED 1914

STAFF REPORT

ITEM#: 7-E

March 10, 2014

To: Corcoran City Council
From: Reuben P. Shortnacy, Chief of Police
Subject: Radio server purchase / upgrade

RECOMMENDATION: (VV)

That council authorizes the purchase of a new dispatch radio server and upgrade of software / equipment.

DISCUSSION:

The server and related software/equipment are in need of replacement. The current system is approximately 10 years old. Although these are very robust systems, 10 years is pushing the limits on this type of equipment.

BUDGET:

The estimated cost for the project, to include installation, is just over \$10,000.

SC Communications Inc

5303 Woodmere Drive
 Bakersfield, CA 93313
 (661) 831-0191
 www.sc-comm.com

Estimate

Date	Estimate #
1/30/2014	2675

Name / Address
Corcoran PD 1031 Chittenden Corcoran, CA 93212

Rep	Project
RG	

Description	Qty	Rate	Total
INSTALLATION Of New server and Windows 7 machine and customer MCC5500 to new PC and test for operation.	1	2,448.00	2,448.00

THIS QUOTE IS BASED ON THE FOLLOWING

This quotation is provided to you for information purposes only and is not intended to be an offer or a binding proposal. If you wish to purchase the quoted products, SC Communications, Inc. will be pleased to provide you with our standard terms and conditions of sale (which will include the capitalized provisions below), or alternatively, receive your purchase order which will be acknowledged. Thank you for your consideration of Motorola products. Quotes are exclusive of all installation and programming charges (unless expressly stated) and all applicable taxes. Purchaser will be responsible for shipping costs, which will be added to the invoice. Prices quoted are valid for sixty (60) days from the date of this quote. Unless otherwise stated, payment will be due within thirty days after invoice. Invoicing will occur concurrently with shipping.

Subtotal	\$2,448.00
Sales Tax (7.5%)	\$0.00
Total	\$2,448.00

Signature _____



MOTOROLA

Skip Chandler - Representative

Date: Feb. 18, 2014

C/O SC COMMUNICATIONS, INC.

E-MAIL skip@sc-comm.com

5303 WOODMERE DR.
BAKERSFIELD, CA 93313

QUOTE # Dispatch Upgrade

Prepared By: Skip Chandler

Phone: 661 831-0191

Fax: 661 831-0587

Customer Name

Corcoran PD

Customer #

Prepared For: Corcoran Police Depart.
Street 1031 Chittenden
City Corcoran
State/Zip CA. 93212
Attn: Kathy Gibson

Bill To: Same
Street
City
State/Zip
Attn:

Ship to: Same
Street
City
State/Zip
Attn:

Ultimate Destination: Same
Street
City
State/Zip
Attn:

Qty.	Model	Description	Unit Price	Total Price
1	B1912	MC5500 Speakers two sets for old and new position	\$387.00	\$387.00
1	TT2537	Z420 LOW TIER WORKSTATION WINDOWS 7 32BIT	\$2,167.50	\$2,167.50
1	TT2605	ML310E G8 SERVER WINDOWS 2008 R2 STANDARD EDITION (SP1 64-BIT	\$5,000.00	\$5,000.00
1	B1827	Upgrade SW on XP Position	\$165.00	\$165.00
1	B1879	Upgrade SW on new CSDM server pc (N/C)	\$0.00	\$0.00
Proposal Page Total				\$7,719.50

THIS QUOTE IS BASED ON THE FOLLOWING:

- This quotation is provided to you for information purposes only and is not intended to be an offer or a binding proposal. If you wish to purchase the quoted products, Motorola will be pleased to provide you with our standard terms and conditions of sale (which will include the capitalized provisions below), or alternatively, receive your purchase order which will be acknowledged. Thank you for your consideration of Motorola's products.
- Quotes are exclusive of all installation and programming charges (unless expressly stated) and all applicable taxes.
- Purchaser will be responsible for shipping costs, which will be added to the invoice.
- Prices quoted are valid for thirty(30) days from the date of this quote.
- Unless otherwise stated, payment will be due within thirty days after invoice. Invoicing will occur concurrently with shipping.

MOTOROLA DISCLAIMS ALL OTHER WARRANTIES WITH RESPECT TO THE ORDERED PRODUCTS, EXPRESS OR IMPLIED INCLUDING THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.

MOTOROLA'S TOTAL LIABILITY ARISING FROM THE ORDERED PRODUCTS WILL BE LIMITED TO THE PURCHASE PRICE OF THE PRODUCTS WITH RESPECT TO WHICH LOSSES OR DAMAGES ARE CLAIMED. IN NO EVENT WILL MOTOROLA BE LIABLE FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES

**Acceptance of Quotation and
Motorola's Terms and Conditions**

Approval Signature _____

Print Name _____

Print Title _____

P.O. # Assigned _____

STAFF REPORT

ITEM #: 7-F

MEMORANDUM

TO: City Council

FROM: Steve Kroeker, City of Corcoran Public Works:

DATE: 3/11/2014

MEETING DATE: 3/17/2014

SUBJECT: Consider approval of Resolution No. 2712 accepting the Public Improvements Work known as Wells 8 & 9, Completed by Steve Dovali. (Kroeker) (VV)

Recommendation:

That the City accepts the City Engineer's recommendation and files a Notice of Completion concerning the work performed by Steve Dovali Construction, Inc. for the replacement of City Wells 8 & 9.

Discussion:

The City of Corcoran in May 2012 awarded a contract to Steve Dovali Construction for the replacement of wells 8 & 9 located in the City well field. Due to the desire of the insurance carrier the work on Well 8 was delayed for an extended period of time but all of the work has now been completed to the satisfaction of the City. This work is being underwritten by the City's insurance carrier through the RMA, the City has and expects to be reimbursed for all expenses associated with the replacement of both of these wells

The final contract price with change orders was \$1,177,979.34. The City did retain \$4,750 in liquidated damages and has agreed to not retain any retention since the work has been done for some time now but there has been an extensive delay due to negotiations concerning the liquidated damages and other payment issues as they related to this project.

Budget Impact:

There will be a limited impact on the City's water budget due to the fact that the City' insurance carrier has agreed to cover the City's cost for these repairs.

RECORDING REQUESTED
AND RETURN TO:

City of Corcoran
832 Whitley Avenue
Corcoran, CA 93212
FREE RECORDING: Govt. Code 6103

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN:

1. That the City of Corcoran, California, a Municipal Corporation, whose address is 832 Whitley Avenue, Corcoran, California, is the owner of the real property, public works or structure hereinafter described.

2. That on the 27th day of December, 2013, a work of improvement on real property hereinafter described was completed pursuant to a contract to which Division 2, Part 3, Chapter 1, Article 4, of the Public Contract Code applies.

3. That the name of the contractor who performed said work of improvement pursuant to such contract with the City of Corcoran is Steve Dovali Construction, Inc., whose address is 8461 E. Olive Ave., Fresno, CA 93737, and that Philadelphia Indemnity Insurance Company is the surety on said contract.

4. That the real property or public work or structure is described as follows:

Wells 8B & 9B Drilling, Development, and Site Improvements, Corcoran, CA 93212

5. The nature of the Owner's interest or estate: In Fee

Dated: _____, _____

City of: Corcoran
A Municipal Corporation

By: _____
Joel R. Joyner, City Engineer

STATE OF CALIFORNIA))ss
COUNTY OF TULARE)

The undersigned being duly sworn says: That he is the City Engineer of the City of Corcoran, a Municipal Corporation, and gives notice for and on behalf of said Municipal Corporation, that he has read the foregoing notice and knows the contents thereof, and the same is true of his own knowledge.

By: _____
Joel R. Joyner, City Engineer

Subscribed and affirmed to before me on this _____ day of _____, _____, by Joel R. Joyner, who proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Notary Public in and for the County of Tulare, State of California

Commission Expiration Date

Steve Dovali Construction

8461 East Olive Ave.
Fresno, CA 93737

Pay Application Date: March 10, 2014
Project Pay Application No. 7

Corcoran Wells 8B & 9B

PROGRESS PAYMENT APPLICATION

Owner: City of Corcoran
Engineer: Quad Knopf
CM: Quad Knopf

Application For Progress Pay Summary:

Original Contract Value		\$893,315.00
Total Net Changes Approved in Previous Periods	\$277,330.47	
Total Net Changes Approved this Period	<u>\$7,332.87</u>	
Net Value of Change Orders		\$284,663.34
Total Contract Value to Date		\$1,177,978.34
Total Completed Work & Material Stored to Date	\$1,177,978.34	
Retainage: On Total Completed Work:		
Total Retainage	\$0.00	
Total Earned (Less Retainage)		\$1,177,978.34
Less Previous Progress Pay Estimates:		-\$1,012,014.60
Administrative Deduct (Liquated Damages) 9.5 days x \$500 per day		-\$4,750.00
Administrative Deduct (Work Performed by the City)		\$0.00
CURRENT AMOUNT DUE FOR MATERIALS STORED & COMPLETED WORK		\$161,213.74
Balance to Finish, Including Retainage & Approved Change Order Work		\$0.00

Quad Knopf

By: 
Joel Joyner

Date: 3/10/14

RESOLUTION NO. 2712

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORCORAN
ACCEPTING THE PUBLIC IMPROVEMENTS FOR CITY OF CORCORAN
WELLS 8 & 9, CORCORAN, CA IMPROVEMENTS COMPLETED BY STEVE
DOVALI CONSTRUCTION, INC.**

RESOLVED by the City Council of the City of Corcoran that:

WHEREAS, the Public Improvements in the City of Corcoran completed by Steve Dovali Construction Inc. have been completed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Corcoran, that the public work is accepted by the City of Corcoran; and,

RESOLVED FURTHER that the City Engineer is hereby authorized and directed to execute and record concurrently herewith "Notice of Completion" with respect to the work completed.

RESOLVED FURTHER that the City Clerk is authorized and directed to record said Notice in the Office of the Kings County Recorder when fully executed and notarized.

I hereby certify that the foregoing is a full, true, and correct copy of a resolution passed and adopted by the City Council of the City of Corcoran, California, at a meeting held on the 17th day of March 2014, by the following vote of the members thereof:

AYES:

NOES:

ABSENT:

APPROVED: _____
Jim Wadsworth, Mayor

ATTEST: _____
Lorraine P. Lopez, City Clerk

City of
CORCORAN

A MUNICIPAL CORPORATION

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MATTERS FOR MAYOR AND COUNCIL
ITEM #: 8

MEMORANDUM

MEETING DATE: March 17, 2014

TO: Corcoran City Council

FROM: Lorraine Lopez, Assistant to the City Manager/City Clerk

SUBJECT: Matters for Mayor & Council

UPCOMING EVENTS / MEETINGS

- April 7, 2014 (Monday) City Council Meeting – 6:00 PM, Council Chambers
- April 9, 2014 (Wednesday) City/County Coordinating Meeting in Corcoran, SAVE THE DATE.
- April 21, 2014 (Monday) City Council Meeting – 6:00 PM, Council Chambers

A. Information Items

1. Update regarding Water Conservation efforts.
2. Update on Centennial activities.

B. Council Comments – *This is the time for council members to comment on matters of interest.*

1. Staff Referral Items

C. Committee Reports

D. Council Goals

Two Year Goals:

1. Safe Crossings on Highway 43
2. Balance Budget
3. Maintain Services
4. Prepare for Centennial Activities

Long Term Goals:

1. Lighted Soccer Field
2. Demolition of Grain Building
3. Police Department Facility



**COUNCIL REQUESTS OR REFERRAL ITEMS
PENDING FURTHER ACTION or RESOLUTION BY STAFF**

DATE Sent to Council/ Request made	REQUEST	STATUS	DEPARTMENT RESPONSIBLE Dept/Division
04/01/13	Council directed staff to explore options to have Wi-Fi hardware and or internet connection in the Council Chambers.		City Manager
04/01/13	Council directed staff to explore options to establish electronic council packets (e-packets) and cost of tablets including funding options.		City Manager
04/01/13	Council directed staff to explore options to upgrade audio visual (AV) equipment, including audio (microphone), video projection and display in the Council Chambers.		City Manager
04/15/13	<p>UPDATE: 11/04/13 Staff provided a draft agreement for review by Council and was authorized to commence review with Kings Estates.</p> <p>08/19/13 Council discussed options to resolve utility and payment issues. Direction provided to legal counsel and staff.</p> <p>06/17/13: Staff notified Council this item will return at a future meeting.</p> <p>04/15/13: Council directed staff to identify options for Kings Estates utility services/billing.</p>	Ongoing	City Manager/ Public Works
07/01/13	<p>UPDATE: 09/16/13 Staff presented revenue generating options to Council. Council requested additional information on specific items.</p> <p>Council requested information regarding revenue generating initiatives.</p>	Ongoing	City Manager
09/03/13	Council approved display of "In God We Trust" motto. Staff to return with options.		City Manager
11/04/13	Council requested staff explore the possibility of extending streetlights on Whitley Avenue to Highway 43.		Public Works
01/21/14	<p>UPDATE: 03/03/14 Staff Provided information on drought and water.</p> <p>Council requested an item for review and update regarding the Drought declared by Governor Brown on 01/17/14.</p>		City Manager
01/21/14	Council requested the Centennial Proclamation list return for future discussion.		City Manager