

CARSON AREA METROPOLITAN PLANNING ORGANIZATION FEDERAL GRANT APPLICATION FOR SECTIONS 5310 & 5339 PROGRAM FUNDS FEDERAL FISCAL YEAR 2019 APPORTIONMENT

APPLICATION CHECKLIST	APPLICANT'S NAME			
*****INCOMPLETE APPLICATIONS WILL NOT B		RED FOR AV	VARD****	
DOCUMENTATION REQUIRED	PAGE	STAFF I		
DETERMINATION OF ELIGIBILITY	3			
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APPLICANT INFORMATION	10			
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AUTHORIZING RESOLUTION	16			
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TRANSIT ASSET MANAGEMENT PLAN	New applicants include in application packet			
TITLE VI PLAN	New applicants include in application packet			
DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM AND GOAL	New applicants include in application packet			
VEHICLE POLICY (maintenance/safety/driver&rider information)	New applicants include in application packet			
TRAINING POLICY	New applicants include in application packet			
DRUG AND ALCOHOL POLICY (5339 Only)	New applicants include in application packet			
ADA POLICY (vehicle/passengers information)	New applicants include in application packet			
EQUAL EMPLOYMENT OPPORTUNITY PLAN	Include in application packet			
COPY OF VEHICLE INSURANCE POLICY (Evidencing Commercial Liability, General Liability, Collision, and Comprehensive Liability Insurance, with a limit of not less than One Million and no/100 Dollars (\$1,000,000,00) per occurrence.)	Include in application packet			
PUBLIC NOTICE	Include in application packet			
*Please provide 1 original application and 1 copy				

#### Carson Area Metropolitan Planning Organization Application for the Determination of Eligibility for the Federal Transit Administration's 5310 & 5339 Federal Grant Programs – Federal Fiscal Year 2019 Apportionment

Name of Organization: Carson City Regional Transportation Commission
Type of Organization:       Private Non-Profit       Operator of Public Transportation Services         State/Local Governmental Entity       Tribal Agency (Sovereign Nation)
Other
Funding Amount Requested: \$122,405
Project Description: The Carson City RTC is seeking 5339 grant funds in order to continue
improving the Jump Around Carson (JAC) transit system by replacing aging vehicles in the
current JAC fleet. The Carson City RTC provides fixed route and demand response
paratransit services. Funds received as a result of this grant application will be applied
toward the cost of two replacement buses in meeting with the Transit Asset Management
Plan.
Project Relation to the State of Nevada Coordinated Human Services Transportation Plan:
Carson City Regional Transportation Commission, with assistance from CAMPO, has developed
a Transit Development and Coordinated Human Services Plan (TDCHSP), which is expected to be approved by
the RTC on October 9th. This plan outlines the expansion of the JAC transit system to provide
a more extensive coverage for the Carson City region, and outlines coordination with local transportation
providers, local human service agencies, neighboring counties, and other government agencies.

The goals set forth for expansion of the fixed route and paratransit systems outlines bus purchasing needs and time frames to ensure ideal operational coverage for these services, which are provided for all members of the Carson City and neighboring communities. This project aligns with this plan.

### **Evaluation Criteria**

The process for distribution of the Carson Area Metropolitan Planning Organizations' annual formula-based funding for the Federal Transit Administration's Section 5310 and 5339 Programs includes completion of this application and reviews by CAMPO staff and Board members. To receive federal funding through either of these programs, an applicant must be eligible, per the federal requirements described above, and must comply with all other applicable federal and local regulations.

Applicants shall submit one (1) original application with all required attachments and one (1) complete copy. A separate application is required for each Federal Transit Administration (FTA) Funding Program applied for. Applications must be received no more than 30 days after notice of availability of funds at the address below:

#### Carson Area Metropolitan Planning Organization 3505 Butti Way Carson City, NV 89701

All documents must be signed by persons with signature authority and their legal counsel. For further information or assistance, please contact the Transit Coordinator at 775-283-7583. CAMPO staff will review the application for completeness and contact the applicant with questions or additional requests, as needed. After review and acceptance by CAMPO staff, all eligible applications will be submitted to the CAMPO Board for review and selection. Any applicant who did not apply in the previous year will be considered a new applicant for the purposes of this application.

# **Evaluation Criteria**

Grant applications submitted by the noticed deadline will be screened for eligibility prior to evaluation and consideration for award. The Carson Area Metropolitan Planning Organization Application for the Determination of Eligibility for the Federal Transit Administration's 5310 & 5339 Federal Grant Programs form must include an eligible recipient type, project type, and the project must be included in a locally developed Coordinated Human Services Public Transportation Plan. The application must be fully completed and include all required attachments. Application reviews by the CAMPO Board should be considered based on the following evaluation criteria:

- Availability of federal funds;
- Ability of applicant to administer proposed project
- Ability of applicant to comply with FTA regulations
- Service area;
- Project cost estimate and local match availability;
- Project need;
- Existence of similar projects in the identified service area;
- Number of persons estimated to be served;
- If requesting a replacement vehicle, evaluation of existing vehicle fleet factors;
- If requesting a new or additional vehicle, factors necessitating additional equipment
- Availability of the equipment to the general public, if requesting vehicle; and
- Adequacy of Maintenance Plan for equipment and facilities.

# FTA Funding Sources

Please check only one funding source below. If multiple funding sources are desired, please submit a separate application for each. The FTA provides for a special match exception for vehicles and facilities that are acquired to support compliance with the Americans with Disabilities Act (ADA) or the Clean Air Act, at 85% and 90% reimbursement, respectively.

	5310 Capital Funds	(15% match	required-	-compliance	with ADA)
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**5310** S310 Capital Funds (10% match required—compliance with Clean Air Act)

**5310** 5310 Operating Funds (50% match required)

This program (49 U.S.C. 5310) provides formula funding to metropolitan planning organizations (MPOs) for the purpose of assisting private nonprofit organizations or Governmental entities in meeting the transportation needs of the <u>elderly and persons with disabilities</u>. Eligible subrecipients are state and local governmental entities, operators of public transportation services, including private operators of public transportation services, and private non-profit organizations.

**5339** Capital Funds (20% match required)

**5339** Capital Funds (15% match required—compliance with ADA)

**5339** Capital Funds (10% match required—compliance with Clean Air Act)

This program (49 U.S.C. 5339) provides funding to replace, rehabilitate, and purchase buses and related equipment as well as construct bus-related facilities. This includes the acquisition of buses for fleet and service expansion, bus maintenance and administrative facilities, transfer facilities, bus malls, transport centers, intermodal terminals, park-and-ride stations, passenger shelters and bus stop signs, accessory and miscellaneous equipment such as mobile radio units, fare boxes, computers, shop and garage equipment. Eligible subrecipients include public agencies or private non-profit organizations engaged in public transportation, including those providing services open to a segment of the general public as defined by age, disability, or low income.

For more information on the programs above please refer to FTA's website: <u>https://www.transit.dot.gov/grants</u>

If you have questions regarding which funding source is appropriate for your service please feel free to contact the CAMPO Transit Coordinator at (775) 283-7583. Project funding from the programs listed above is subject to the availability of grant funding and the amount of project funding requests received, which will be determined by the CAMPO Board during a regularly scheduled meeting occurring on the second Wednesday of each month.

# **Required Attachments**

All subrecipients of FTA funds will be required to comply with all federal, state, and local regulations, including those specific to each funding type. As the direct recipient of 5310 and 5339 funds, CAMPO is responsible for overseeing the funds and monitoring subrecipients of these funds. Compliance with federal and local regulations does not end with documents required for this grant application. Applicants should reference the resources located on page 17 in this application packet to determine whether they have the technical and financial capacity to manage federal grant funds while maintaining full compliance. CAMPO staff will screen applicants based on information submitted in the application and will verify compliance on an ongoing basis with regular subrecipient monitoring.

#### Application Budget

All applicants must complete pages 14 and 15 for Capitalized Operating, Operating, and Capital Purchase funds they are requesting. If you are requesting both 5310 and 5339 funds, a separate application will need to be submitted for each. Page 15 is a summary of the budget to be completed for 5339 and 5310 capital funds separately. If you are unsure of which funds are most appropriate for your agency, please contact CAMPO staff prior to the application deadline.

Revenue (page 14): This section is distinct from the match source section as this funding source offsets the overall budget, reducing the total project cost. It can be in the form of farebox contributions, advertising revenue, donations, or agency financial assistance from service groups, businesses, charities, etc.

Match source documentation (page 14): This section includes the source of funding that provides the required non-federal share of the project cost. The source of the matching funds must be verifiable. A letter or other documentation stating the monetary commitment from the contributing agency/entity must be included within the submitted application packet.

#### **Authorizing Resolution**

A signed resolution authorizing (template on page 21 of the application) the appropriate applicant representative to execute and file an application with CAMPO on behalf of the agency must be submitted.

#### Annual Certifications and Assurances

Each Applicant for Federal Section 5310 and 5339 funds awarded through CAMPO must make/select all applicable certifications and assurances. Accordingly, the FTA may not award any federal assistance until the applicant provides assurances of compliance by selecting the applicable Categories and completing the signature page (Appendix A). Category 01 applies to all applicants. Category 02 applies to all applications for federal assistance in excess of \$100,000, unless the applicant is a Native American tribe or organization, or a tribal organization. Categories 03 through 21 will apply to some, but not all, applicants and projects. Please be aware, this process ONLY excludes you from submitting documents with your application, NOT from collecting documents and having them on file. The applicant also understands and agrees that these certifications and assurances are special pre-award requirements specifically prescribed by federal law or regulation and do not encompass all federal laws, regulations, and directives that may apply to the applicant or its project. A comprehensive list of those federal laws, regulations, and directives is contained in the current

FTA Master Agreement, MA (24), for Federal Fiscal Year 2019 at the FTA website <u>http://www.fta.dot.gov/</u>.

#### Performance Targets/Transit Asset Management Plan

CAMPO Sections 5310 and 5339 subrecipients must comply with applicable provisions of 49 C.F.R. Part 625. All subrecipients of Federal financial assistance under 49 U.S.C. Chapter 53 that own, operate, or manage capital assets used in the provision of public transportation must prepare a Transit Asset Management (TAM) Plan and establish performance targets on an annual basis for use in National Transit Database (NTD) reporting. This is done with the goal of helping achieve and maintain a state of good repair for the nation's public transportation systems. A TAM Plan and annual performance targets must be submitted with this application. More information may be found on the FTA website <a href="http://www.fta.dot.gov/">http://www.fta.dot.gov/</a>.

#### <u>Title VI Plan</u>

CAMPO Sections 5310 and 5339 subrecipients must comply with applicable provisions of 49 C.F.R. Part 21. These provisions prohibit discrimination based on race, color, and national origin, including the denial of meaningful access of limited English proficient (LEP) persons. Applicants must submit a Title VI Plan with this application. More information may be found on the FTA website <u>http://www.fta.dot.gov/</u>.

#### Disadvantaged Business Enterprise (DBE) Program and DBE Goal

CAMPO Sections 5310 and 5339 subrecipients must comply with applicable provisions of 49 C.F.R. Part 26. These provisions ensure nondiscrimination in the award and administration of US Department of Transportation (US DOT)-assisted contracts. Subrecipients also must create a level playing field on which DBEs can compete fairly for US DOT-assisted contracts. Applicants must submit a DBE Program and DBE Goal with this application. More information may be found on the FTA website <a href="http://www.fta.dot.gov/">http://www.fta.dot.gov/</a>.

#### Vehicle Policy and Information

Identify vehicle(s) requested (page 13 of application), providing a description of the desired vehicle. It should be noted whether the vehicle(s) is a replacement or an expansion of the existing vehicle fleet. Additionally, any special vehicle(s) options to be requested, (i.e. 4-wheel drive, bike racks, etc.) should be noted.

Vehicle maintenance and safety policies may be incorporated into sections of other documents required for this application, but must be included in order for the application to be considered for award. Rider information should also be included, which will describe how to ride, complaint procedures, fare structure, etc.

A Certificate of Insurance will need to be provided. Carson City/CAMPO requires full coverage for the vehicle as long as Carson City/CAMPO holds lien. (The standard insurance for a paratransit vehicle under this program is Liability and Property Damage Insurance with a limit of \$1,000,000 for each occurrence, for bodily injury, and property damage, naming Carson City/CAMPO as an additional insured. This shall be maintained through the useful life of the vehicle and until Carson City/CAMPO releases lien of the title.)

#### Maintenance and Safety

This may be included as part of the TAM Plan, but is required to ensure proper utilization of FTA assets and to help ensure success of the program/project. This plan should include vehicle maintenance information such as a detailed repair schedule (for routine maintenance) and the approach for unscheduled maintenance activities.

#### Training Policy

An employee training policy is required, which should include, at a minimum, the frequency, type, and who will be trained in safety, substance abuse awareness, passenger sensitivity, and customer service.

#### Drug and Alcohol Policy (5339 only)

Subrecipients of 5339 FTA funds are required to comply with regulations issued by the FTA on drug and alcohol testing, 49 C.F.R. Part 655. Among other requirements, these regulations require that all safety sensitive employees be tested for drug and alcohol use, pre-employment (drug only), random, reasonable suspicion and post-accident, that certifications be made and reports submitted. There are limited exceptions to the testing requirements for contract maintenance workers under Section 5339 and for volunteers. Annual reporting of the testing results must be submitted to CAMPO by subrecipients on Management Information System (MIS) forms. Applications for 5310 funds do not need to include a drug and alcohol policy.

#### Americans with Disabilities Act Policy

Subrecipients of 5310 and 5339 FTA funds are required to comply with applicable provisions of 49 C.F.R. Parts 38 and 39. The Americans with Disabilities Act of 1990 (ADA) prohibits discrimination and ensures equal opportunity and access for persons with disabilities. The FTA works to ensure nondiscriminatory transportation in support of its mission to enhance the social and economic quality of life for all Americans. More information can be found on the FTA's Civil Rights page <u>https://www.transit.dot.gov/regulations-and-guidance/civil-rights-ada/civil-rights-a</u>

#### Equal Employment Opportunities Program

Subrecipients of 5310 and 5339 FTA funds are required to comply with applicable provisions of 49 U.S.C. 5332. The FTA requires entities meeting certain thresholds to either submit or prepare and maintain an EEO Program. An EEO Program is a detailed set of procedures and employment information designed to ensure entities meet the EEO requirements. The FTA's Office of Civil Rights helps FTA recipients develop, implement, and monitor an effective Equal Employment Opportunity Program to ensure that recipients do not discriminate against any employees or applicants for employment because of race, color, religion, sex, disability, age or national origin. More information may be found on the FTA website <a href="http://www.fta.dot.gov/">http://www.fta.dot.gov/</a>.

#### Public Notice

Subrecipients of 5310 and 5339 FTA funds are required to comply with applicable provisions of 49 U.S.C. 5323(b). The FTA requires applicants to provide notice and adequate opportunity for comment on projects impacting the public transportation service of a community.

#### CARSON AREA METROPOLITAN PLANNING ORGANIZATION FEDERAL TRANSIT ADMINISTRATION GRANT APPLICATION FEDERAL FISCAL YEAR 2019 APPORTIONMENT APPLICANT INFORMATION

Please fill out a separate application for each Grant Program you are applying for. Attach the original signed documents along with one (1) complete copy of your application package and send to the Carson Area Metropolitan Planning Organization (CAMPO) 3505 Butti Way Carson City NV, 89701. Please retain one (1) complete copy for your records.

Physical Address: <u>3505 Butt</u>i Way, Carson City, NV 89701

Mailing Address	(if different from physical address):
-	
Contact Person/	Official Name: Lucia Maloney
<sub>Title:</sub> Transpo	rtation Manager
Phone Number:	775-283-7396
Email Address:	Imaloney@carson.org
	al ID#:
	¥:
State/Local G	ation:  Private Non-Profit  Operator of Public Transportation Services overnmental Entity  Tribal Agency (Sovereign Nation)
Fixed Route	<ul> <li>Senior Center/Disabled Workshop</li> <li>Deviated Fixed Route</li> <li>Demand Response (Dial-a-Ride, Door-to-Door)</li> <li>e)</li> </ul>

#### **PROJECT INFORMATION**

1. Please provide your organization's mission statement and/or describe the organization's vision.

The mission of the Carson City Regional Transportation Commission (RTC), as carried out through the Jump Around Carson (JAC) transit system, is to provide safe, dependable and friendly service in helping to keep Carson City running smoothly. The vision for JAC is to continue to improve the transit system, and to work through funding challenges through creative and coordinated planning.

2. Please describe, in detail, your transportation program and how this funding will enhance the services offered.

The Carson City Regional Transportation Commission operates the Jump Around Carson transit system. The fixed route and paratransit services provide transportation to much of the Carson City area. The fixed route service is open to the general public, and provides discounted fares for seniors, youth, and disabled. The paratransit service is available to qualifying individuals with disabilities or hardships that prevent them from using the fixed route system. Section 5339 grants will provide valuable funding for the Jump Around Carson transit system, providing for the purchase of new buses to replace aging vehicles in the JAC fleet which are showing increased maintenance costs. These funds will help achieve goals set in the locally developed Transit Development and Coordinated Human Services Plan (TDCHSP), anticipated to be approved by RTC on October 9th. This plan outlines the growth of the JAC Transit system to serve greater numbers of the community with both the fixed route and paratransit services.

3. Describe the transportation services currently being provided by your organization and/or other in the same region.

The Carson City Regional Transportation Commission operates the Jump Around Carson transit system. The transit services operate from 6:30am to 7:30pm, Monday through Friday, and 8:30am to 4:30 pm on Saturdays. Carson City RTC is the primary provider of public transit services within Carson City, but there are several other services available. My Ride to Work operates a commuter transit system from Carson City to the Tahoe Reno Industrial Center in North Storey County; Washoe RTC operates an intercity feeder bus between Reno and Carson City; Tahoe Transportation District, Amador Stage Lines, and Eastern Sierra Transit Authority each operate intercity buses between Carson City and Lake Tahoe. Additionally, the Rural Senior Volunteer Program (RSVP) provides free rides to low income elderly in the region. There are also several small, privately owned transportation services being operated in the area for persons with disabilities. 4. Provide a detailed description of your organization. Provide information regarding how your organization came to be. Include the future vision of the organization. In 2002, the Carson City urbanized area received the designation of metropolitan planning organization (MPO). As a result, the newly created Carson Area MPO became eligible to receive additional funding. In 2005, the existing transit service was expanded to include a fixed route bus service, and the demand response service was adjusted to become the complementary paratransit service, together known as JAC. Since then, the service has seen moderate service increases and more recent routing adjustments. The future vision is to continue to grow a sustainable system.

 Describe any (proposed or currently in use) connectivity/coordination efforts with surrounding area transit providers.

The Carson City RTC currently coordinates with Washoe RTC, Tahoe Transportation District, Eastern Sierra Transit Authority, and RSVP. Intercity services are offered between Lake Tahoe, Minden/Gardnerville, Carson City, and Reno through local agreements with neighboring transit agencies. The newly developed TDCHSP outlines additional coordination opportunities and efforts that are planned to be instated, including additional intercounty transit, and enhanced communication with neighboring agencies.

Clientele Served			
<ul> <li>Elderly (60+ years old)</li> <li>Low Income/Welfare</li> <li>General Public</li> </ul>	<ul> <li>Persons with disabilities</li> <li>Minorities</li> <li>Other</li> </ul>		

Area Served (check all that apply)		
Non-Urban Area (Rural under 50,000 population) Small Urban Area (50,000 - 200,000 population) Lyon County	<ul> <li>✓ Carson City</li> <li>✓ Douglas County</li> <li>Other</li> </ul>	

Quantity	VEHICLE DE	SCRIPTION (including	size, capacity, wh	eelchair positions, etc.)	Estimated Co
	Light to Medium du				
2	including equipme	including equipment necessary for fixed route service including, but not limited to, bike			
<u> </u>	racks, overhead g	racks, overhead grab rails, stop cords/chimes, destination signs, and wheelchair ramps.			
					\$
					Φ
					\$
2					<sub>\$</sub> 330,000
<u> </u>	TOTAL QUANTITY			TOTAL ESTIMATED COST	\$

#### FTA BUDGET (1 of 2) ALL APPLICANTS 5310 or 5339

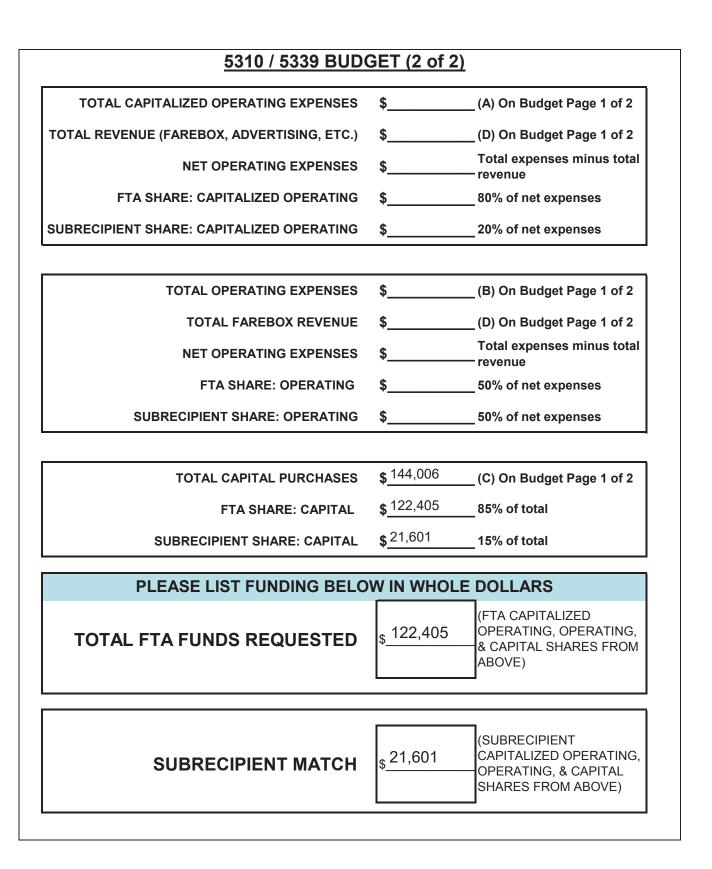
		DEV	
CAPITALIZED OPERATING EXPE	<u>NSES 5310</u>		VENUE ECTED FAREBOX REVENUE)
Contract Operator Expenses	\$		ECTED FAREBOX REVENUE)
(Defined as acquisition of transportation services		Source	Dollar Amount
under a contract, lease, or other arrangement)			
			\$
(A) TOTAL CAPITAL EXPENSES	\$		¥
			\$
OPERATING EXPENSES 5	<u>310</u>		
Driver/Dispatcher Salaries/Benefits	\$		\$
Fuel/Oil Fluids	\$	(D) TOTAL REV	ENUE \$
Other (Specify)	*		
Other (Spechy)		B.4	ATOU
	\$		<u>ATCH</u>
		Source	Dollar Amount
(B) TOTAL OPERATING EXPENSES	\$	Carson City Transit Fund	
		Via General Fund Transfer	<sub>\$</sub> _21,601
CAPITAL PURCHASES (5339 d	or 5310)		
Buses/Van/Paratransit Vehicle	<u>\$_144,006</u>		\$
Radios/Comm Equipment	\$		
Bus Facilities (Shelters, Signs)	\$		\$
Vehicle Overhaul/Rehab/etc.	\$		
Other (Specify)			\$
	\$		
			\$
(C) TOTAL CAPITAL PURCHASES	\$ <u>_144,006</u>	(E) TOTAL M	ATCH \$ 21,601

#### 5310 Enhanced Mobility for Seniors & Individuals with Disabilities

This program provides funds to 1) serve the special needs of transit-dependent populations beyond traditional public transportation service, where public transportation is insufficient, inappropriate, or unavailable; 2) projects that exceed the requirements of the Americans with Disabilities Act (ADA); 3) projects that improve access to fixed route service and decreased reliance on complementary paratransit; and 4) project that are alternatives to public transportation.

#### 5339 Bus and Bus Facilities

This program provides funding to replace, rehabilitate, and purchase buses and related equipment as well as construct bus-related facilities. This includes the acquisition of buses for fleet and service expansion, bus maintenance and administrative facilities, transfer facilities, bus malls, transport centers, intermodal terminals, park-and-ride stations, passenger shelters and bus stop signs, accessory and miscellaneous equipment such as mobile radio units, fare boxes, computers, and shop and garage equipment.



#### \*Documentation of match funding

A A A A A A A A A A A A A A A A A A A	Central	225		Or	9
k Refresh Advan Seam			Ccount Journals	Excel Email	Notes Attach
C FTA 5307					
CCOUNT SEGME	NTS MONTHL	Y DATA BUD	SGET ROLLUP	CURRENT YEAR	VS. CFWD
Account Tota	ls				
	2020	2019	2018	2017	
riginal Estimate	-466,300.00	-400,000.00	-400,000.00	-400,000.00	
ansfers	0.00	0.00	0.00	0.00	
evised Estimate	-466,300.00	-400,000.00	-400,000.00	-400,000.00	
ctual Revenue	0.00	0.00	-400,000.00	-400,000.00	
ncumbrances	0.00	0.00	0.00	0.00	
	0.00	0.00	0.00	0.00	
equisitions	-466,300,00	-400,000.00	0.00	0.00	
			100.00	100 %	
equisitions emaining Revenue ercent Collected	0 %	0 %	100 %		
emaining Revenue			al Amount: \$	0.00	

#### AUTHORIZING RESOLUTION

# APPLICANT Carson City Regional Transportation Commission (Printed Name of Transportation Provider)

# AUTHORIZED REPRESENTATIVE Brad Bonkowski

(Printed name of Authorized Representative)

Resolution authorizing the filing of an application for a Federal Transit Administration / Carson Area Metropolitan Planning Organization grant under 49 USC Chapter 53.

WHEREAS, the U S Department of Transportation (USDOT) is authorized to make grants to metropolitan planning organizations through the Federal Transit Administration (FTA) to support transportation projects under 49 USC Chapter 53; and

WHEREAS, the Carson Area Metropolitan Planning Organization (CAMPO) has been designated to administer certain transportation projects under 49 USC Chapter 53; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the APPLICANT, including provisions by it of the local share of project costs;

NOW, THEREFORE, BE IT RESOLVED BY THE APPLICANT:

That the above named representative is authorized to execute and file an application with CAMPO on behalf of our agency to aid in the financing of capital, and / or operating costs pursuant to 49 USC Chapter 53; and

That the above named representative is authorized to furnish such additional information as CAMPO may require in connection with the application or the project.

The undersigned certifies that the foregoing is a true and correct statement.

### Carson City RTC Chairperson

(Printed Title of Authorized Representative)

Dated

(Signature of Authorized Representative)

#### **REFERENCES:**

Carson Area Metropolitan Planning Organization (CAMPO) FTA grant application packet www.carson.org Government  $\rightarrow$  Departments G-Z  $\rightarrow$  Public Works  $\rightarrow$  CAMPO  $\rightarrow$  Documents  $\rightarrow$  Apply for Grant Funding; direct link: <u>http://carson.org/government/departments-g-z/public-works/campo-carson-area-metropolitan-planning-organization/documents</u>

*Federal Fiscal 2019 Certifications and Assurances* <u>https://www.transit.dot.gov/funding/grantee-resources/certifications-and-assurances/certifications-assurances</u>

*Fixing America's Surface Transportation (FAST) Act* <u>https://www.transit.dot.gov/FAST</u>

United States Department of Transportation (USDOT) www.dot.gov

*Federal Transit Administration (FTA)* <u>www.fta.dot.gov</u>

*Title 49 USC Chapter 53 Grant Programs* <u>https://www.transit.dot.gov/grants</u>

Best Practices Procurement Manual https://www.transit.dot.gov/funding/procurement/best-practices-procurement-manual

*OMB "Super Circular" or 2 C.F.R. 200* <u>https://www.federalregister.gov/articles/2013/12/26/2013-30465/uniform-administrative-</u>requirements-cost-principles-and-audit-requirements-for-federal-awards

*Civil Rights (ADA, DBE, Title VI, EEO)* www.fta.dot.gov/civil rights.html

Drug and Alcohol Regulations https://www.federalregister.gov/articles/2001/08/09/01-19234/prevention-of-alcohol-misuseand-prohibited-drug-use-in-transit-operations

United States of American Department of Transportation FTA Master Agreement https://www.transit.dot.gov/funding/grantee-resources/sample-fta-agreements/fta-masteragreement-fta-ma21-october-1-2014

Transit Asset Management https://www.transit.dot.gov/TAM

Data Universal Numbering System (DUNS) information https://www.dnb.com/duns-number.html

#### FTA FISCAL YEAR 2019 CERTIFICATIONS AND ASSURANCES

#### PREFACE

Before the Federal Transit Administration (FTA or We) may award federal assistance for public transportation in the form of a federal grant, cooperative agreement, loan, line of credit, loan guarantee, master credit agreement, or State Infrastructure Bank (SIB) cooperative agreement, certain pre-award Certifications and Assurances are required, except as FTA determines otherwise in writing. The Applicant must authorize a representative (Authorized Representative) to select and sign its Certifications and Assurances and bind the Applicant's compliance. You, as your Applicant's Authorized Representative, must select and sign all Certifications and Assurances that your Applicant must provide to support each application it submits to FTA for federal assistance during federal fiscal year (FY) 2019.

We request that you read each Certification and Assurance and select those that will apply to any application for which your Applicant might seek FTA assistance during FY 2019. As provided by federal laws, regulations, and requirements, FTA may award federal assistance only if the Applicant's Authorized Representative selects adequate Certifications and Assurances.

We have consolidated our Certifications and Assurances into twenty-one (21) Categories.

We encourage you to make a single selection that will encompass all twenty-one (21) Categories of Certifications and Assurances that apply to our various programs. FTA, the Applicant, and the Applicant's Authorized Representative, understand and agree that not every provision of these twenty-one (21) Categories of Certifications and Assurances will apply to every Applicant or every Award or Project included in an Award, even if you make a single selection encompassing all twenty-one (21) Categories. Nor will every provision of each Certification or Assurance within a single Category apply if that provision does not apply to your Applicant or the Award it seeks. The type of Applicant and its application will determine which Certifications and Assurances apply.

In the alternative:

- All Applicants must select the Assurances in Category 01, "Required Certifications and Assurances for each Applicant.
- If your Applicant requests or intends to request more than \$100,000 in federal assistance during FY2019, you must select the "Lobbying" Certification in Category 02, except if your Applicant is an Indian tribe, Indian organization, or an Indian tribal organization.
- Depending on the nature of your Applicant and the Award it seeks, you may also need to select one or more Certifications and Assurances in Categories 03 through 21.

Your Applicant is ultimately responsible for compliance with the Certifications and Assurances selected that apply to its Award, itself, any Subrecipient, or any other Third

#### FTA FISCAL YEAR 2019 CERTIFICATIONS AND ASSURANCES

Party Participant in its Award, except as FTA determines otherwise in writing. For this reason, we strongly encourage your Applicant to take appropriate measures, including, but not limited to, obtaining sufficient documentation from each Subrecipient and any other Third Party Participant as necessary to assure your Applicant's compliance with the applicable Certifications and Assurances selected on its behalf.

Except as FTA determines otherwise in writing, if your Applicant is a team, consortium, joint venture, or partnership, it understands and agrees that you must identify the activities that each member will perform and the extent to which each member will be responsible for compliance with the selected Certifications and Assurances. You also must identify each member's role in the Award, whether as a Recipient, Subrecipient, Third Party Contractor, or other Third Party Participant.

It is important that you and your Applicant also understand that these Certifications and Assurances are pre-award requirements, generally imposed by federal law or regulation, and do not include all federal requirements that may apply to it or its Award. We expect you to submit your Applicant's FY 2019 Certifications and Assurances and its applications for federal assistance in FTA's Transit Award Management System (TrAMS). You must be registered in TrAMS to submit your Applicant's FY 2019 Certifications and Assurances. TrAMS contains fields for selecting among the twenty-one (21) Categories of Certifications and Assurances and a designated field for selecting all twenty-one (21) Categories of Certifications and Assurances. If FTA agrees that you are unable to submit your Applicant's FY 2019 Certifications and Assurances electronically, you must submit the Signature Pages at the end of this document, as FTA directs, marked to show the Categories of Certifications and Assurances that you are submitting.

Be aware that these Certifications and Assurances have been prepared in light of:

- The Fixing America's Surface Transportation (FAST) Act, Public Law No. 114-94, December 4, 2015, and other authorizing legislation to be enacted,
- The Moving Ahead for Progress in the 21<sup>st</sup> Century Act (MAP-21), Public Law No. 112-141, July 6, 2012, as amended by the Surface Transportation and Veterans Health Care Choice Improvement Act of 2015, Public Law No. 114-41, July 31, 2015,
- Previous enabling legislation that remains in effect, and
- Appropriations Acts or Continuing Resolutions funding the U.S. Department of Transportation during Fiscal Year 2019.

#### CATEGORY 1. CERTIFICATIONS AND ASSURANCES REQUIRED OF EVERY APPLICANT.

All applicants must make the certifications in this category.

#### 1.1. Standard Assurances.

This certification appears on the Office of Management and Budget's standard form 424B "Assurances—Non-Construction Programs". This certification has been modified in places to include analogous certifications required by U.S. DOT statutes or regulations.

As the duly authorized representative of the applicant, you certify that the applicant:

- (a) Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
- (b) Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
- (c) Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
- (d) Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728–4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
- (f) Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to:
  - Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin, as effectuated by U.S. DOT regulation 49 C.F.R. Part 21;
  - Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681–1683, and 1685–1686), which prohibits discrimination on the basis of sex, as effectuated by U.S. DOT regulation 49 C.F.R. Part 25;
  - (3) Section 5332 of the Federal Transit Law (49 U.S.C. § 5332), which prohibits any person being excluded from participating in, denied a benefit of, or discriminated

against under, a project, program, or activity receiving financial assistance from FTA because of race, color, religion, national origin, sex, disability, or age.

- Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps, as effectuated by U.S. DOT regulation 49 C.F.R. Part 27;
- (5) The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101–6107), which prohibits discrimination on the basis of age;
- (6) The Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse;
- (7) The comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91–616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
- (8) Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records;
- (9) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental, or financing of housing;
- (10) Any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and,
- (11) the requirements of any other nondiscrimination statute(s) which may apply to the application.
- (g) Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 ("Uniform Act") (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases. The requirements of the Uniform Act are effectuated by U.S. DOT regulation 49 C.F.R. Part 24.
- (h) Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§ 1501–1508 and 7324–7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
- Will comply, as applicable, with the provisions of the Davis–Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. § 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327–333), regarding labor standards for federally assisted construction subagreements.
- (j) Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.

- (k) Will comply with environmental standards which may be prescribed pursuant to the following:
  - Institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514;
  - (2) Notification of violating facilities pursuant to EO 11738;
  - (3) Protection of wetlands pursuant to EO 11990;
  - (4) Evaluation of flood hazards in floodplains in accordance with EO 11988;
  - (5) Assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.);
  - (6) Conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§ 7401 et seq.);
  - (7) Protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and
  - (8) Protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93–205).
- Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
- (m) Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. § 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§ 469a-1 et seq.).
- (n) Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
- (o) Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§ 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
- (p) Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
- (q) Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and 2 C.F.R. Part 200, Subpart F, "Audit Requirements", as adopted and implemented by U.S. DOT at 2 C.F.R. Part 1201.
- (r) Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing the program under which it is applying for assistance.

- (s) Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. § 7104) which prohibits grant award recipients or a sub-recipient from:
  - (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect;
  - (2) Procuring a commercial sex act during the period of time that the award is in effect; or
  - (3) Using forced labor in the performance of the award or subawards under the award.

#### 1.2. Standard Assurances: Additional Assurances for Construction Projects.

This certification appears on the Office of Management and Budget's standard form 424D "Assurances—Construction Programs" and applies specifically to federally assisted projects for construction. This certification has been modified in places to include analogous certifications required by U.S. DOT statutes or regulations.

As the duly authorized representative of the applicant, you certify that the applicant:

- (a) Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency; will record the Federal awarding agency directives; and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.
- (b) Will comply with the requirements of the assistance awarding agency with regard to the drafting, review, and approval of construction plans and specifications.
- (c) Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work confirms with the approved plans and specifications, and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.

#### 1.3. Procurement.

The Uniform Administrative Requirements, 2 C.F.R. 200.324, allow a recipient to self-certify that its procurement system complies with Federal requirements, in lieu of submitting to certain pre-procurement reviews.

The applicant certifies that its procurement system complies with:

 U.S. DOT regulations, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," 2 C.F.R. Part 1201, which incorporates by reference U.S. OMB regulatory guidance, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," 2 C.F.R. Part 200, particularly 2 C.F.R. §§ 200.317–200.326 "Procurement Standards;

- (b) Federal laws, regulations, and requirements applicable to FTA procurements; and
- (c) The latest edition of FTA Circular 4220.1 and other applicable Federal guidance.

#### 1.4. Suspension and Debarment.

Pursuant to Executive Order 12549, as implemented at 2 C.F.R. Parts 180 and 1200, prior to entering into a covered transaction with an applicant, FTA must determine whether the applicant is excluded from participating in covered non-procurement transactions. For this purpose, FTA is authorized to collect a certification from each applicant regarding the applicant's exclusion status. 2 C.F.R. § 180.300. Additionally, each applicant must disclose any information required by 2 C.F.R. § 180.335 about the applicant and the applicant's principals prior to entering into an award agreement with FTA. This certification serves both purposes.

The applicant certifies, to the best of its knowledge and belief, that the applicant and each of its principals:

- (a) Is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily or involuntarily excluded from covered transactions by any Federal department or agency;
- (b) Has not, within the preceding three years, been convicted of or had a civil judgment rendered against him or her for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public or private agreement or transaction; violation of Federal or State antitrust statutes, including those proscribing price fixing between competitors, allocation of customers between competitors, and bid rigging; commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, receiving stolen property, making false claims, or obstruction of justice; or commission of any other offense indicating a lack of business integrity or business honesty;
- (c) Is not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any offense described in paragraph (b) of this certification;
- (d) Has not, within the preceding three years, had one or more public transactions (Federal, State, or local) terminated for cause or default.

#### CATEGORY 2. TAX LIABILITY AND FELONY CONVICTIONS.

Federal appropriations acts since at least 2014 have prohibited FTA from using funds to enter into an agreement with any corporation that has unpaid Federal tax liabilities or recent felony convictions without first considering the corporation for debarment. As prescribed by U.S. DOT Order 4200.6, FTA requires each applicant to certify as to its tax and felony status. If the applicant is a private corporation, partnership, trust, joint-stock company, sole proprietorship, or other business association, the applicant certifies that:

- (a) It has no unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability; and
- (b) It has not been convicted of a felony criminal violation under any Federal law within the preceding 24 months.

#### **CATEGORY 3. LOBBYING.**

If the applicant will apply for a grant or cooperative agreement exceeding \$100,000, or a loan, line of credit, loan guarantee, or loan insurance exceeding \$150,000, it must make the following certification and, if applicable, make a disclosure regarding the applicant's lobbying activities. This certification is required by 49 C.F.R. § 20.110 and app. A to that part.

This certification does not apply to an applicant that is an Indian Tribe, Indian organization, or an Indian tribal organization exempt from the requirements of 49 C.F.R. Part 20.

#### 3.1. Certification for Contracts, Grants, Loans, and Cooperative Agreements.

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

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This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

#### 3.2. Statement for Loan Guarantees and Loan Insurance.

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

#### **CATEGORY 4. PRIVATE SECTOR PROTECTIONS.**

If the applicant will apply for funds that it will use to acquire or operate public transportation facilities or equipment, the applicant must make the following certification regarding protections for the private sector.

#### 4.1. Charter Service Agreement.

To enforce the provisions of 49 U.S.C. § 5323(d), FTA's charter service regulation requires each applicant seeking assistance from FTA for the purpose of acquiring or operating any public transportation equipment or facilities to make the following Charter Service Agreement. 49 C.F.R. § 604.4.

The applicant agrees that it, and each of its subrecipients, and third party contractors at any level who use FTA-funded vehicles, may provide charter service using equipment or facilities acquired with Federal assistance authorized under the Federal Transit Laws only in compliance with the regulations set out in 49 C.F.R. Part 604, the terms and conditions of which are incorporated herein by reference.

#### 4.2. School Bus Agreement.

To enforce the provisions of 49 U.S.C. § 5323(f), FTA's school bus regulation requires each applicant seeking assistance from FTA for the purpose of acquiring or operating any public transportation equipment or facilities to make the following agreement regarding the provision of school bus services. 49 C.F.R. § 605.15.

- (a) If the applicant is not authorized by the FTA Administrator under 49 C.F.R. § 605.11 to engage in school bus operations, the applicant agrees and certifies as follows:
  - (1) The applicant and any operator of project equipment agrees that it will not engage in school bus operations in competition with private school bus operators.
  - (2) The applicant agrees that it will not engage in any practice which constitutes a means of avoiding the requirements of this agreement, part 605 of the Federal Mass Transit Regulations, or section 164(b) of the Federal-Aid Highway Act of 1973 (49 U.S.C. 1602a(b)).
- (b) If the applicant is authorized or obtains authorization from the FTA Administrator to engage in school bus operations under 49 C.F.R. § 605.11, the applicant agrees as follows:
  - (1) The applicant agrees that neither it nor any operator of project equipment will engage in school bus operations in competition with private school bus operators except as provided herein.
  - (2) The applicant, or any operator of project equipment, agrees to promptly notify the FTA Administrator of any changes in its operations which might jeopardize the continuation of an exemption under § 605.11.
  - (3) The applicant agrees that it will not engage in any practice which constitutes a means of avoiding the requirements of this agreement, part 605 of the Federal Transit Administration regulations or section 164(b) of the Federal-Aid Highway Act of 1973 (49 U.S.C. 1602a(b)).
  - (4) The applicant agrees that the project facilities and equipment shall be used for the provision of mass transportation services within its urban area and that any other use of project facilities and equipment will be incidental to and shall not interfere with the use of such facilities and equipment in mass transportation service to the public.

#### CATEGORY 5. TRANSIT ASSET MANAGEMENT PLAN.

If the applicant owns, operates, or manages capital assets used to provide public transportation, the following certification is required by 49 U.S.C. § 5326(a).

The applicant certifies that it has, or will develop, a transit asset management plan in compliance with 49 C.F.R. Part 625.

#### CATEGORY 6. ROLLING STOCK BUY AMERICA REVIEWS AND BUS TESTING.

#### 6.1. Rolling Stock Buy America Reviews.

If the applicant will apply for an award to acquire rolling stock for use in revenue service, it must make this certification. This certification is required by 49 C.F.R. § 663.7.

The applicant certifies that it will conduct or cause to be conducted the pre-award and postdelivery audits prescribed by 49 C.F.R. Part 663 and will maintain on file the certifications required by Subparts B, C, and D of 49 C.F.R. Part 663.

#### 6.2. Bus Testing.

If the applicant will apply for funds for the purchase or lease of any new bus model, or any bus model with a major change in configuration or components, the applicant must make this certification. This certification is required by 49 C.F.R. § 665.7.

The applicant certifies that the bus was tested at the Bus Testing Facility and that the bus received a passing test score as required by 49 C.F.R. Part 665. The applicant has received or will receive the appropriate full Bus Testing Report and any applicable partial testing reports before final acceptance of the first vehicle.

#### CATEGORY 7. URBANIZED AREA FORMULA GRANTS PROGRAM.

If the applicant will apply for an award under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), or any other program or award that is subject to the requirements of 49 U.S.C. § 5307, including the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310); "flex funds" from infrastructure programs administered by the Federal Highways Administration (see 49 U.S.C. § 5334(i)); projects that will receive an award authorized by the Transportation Infrastructure Finance and Innovation Act ("TIFIA") (23 U.S.C. § 601–609) or State Infrastructure Bank Program (23 U.S.C. § 610) (see 49 U.S.C. § 5323(o)); formula awards or competitive awards to urbanized areas under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339(a) and (b)); or low or no emission awards to any area under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5307(c)(1).

The applicant certifies that it:

- (a) Has or will have the legal, financial, and technical capacity to carry out the program of projects (developed pursuant 49 U.S.C. § 5307(b)), including safety and security aspects of the program;
- (b) Has or will have satisfactory continuing control over the use of equipment and facilities;

- (c) Will maintain equipment and facilities in accordance with the applicant's transit asset management plan;
- (d) Will ensure that, during non-peak hours for transportation using or involving a facility or equipment of a project financed under this section, a fare that is not more than 50 percent of the peak hour fare will be charged for any—
  - (1) Senior;
  - (2) Individual who, because of illness, injury, age, congenital malfunction, or any 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; and
  - (3) Individual presenting a Medicare card issued to that individual under title II or XVIII of the Social Security Act (42 U.S.C. §§ 401 et seq., and 1395 et seq.);
- (e) In carrying out a procurement under 49 U.S.C. § 5307, will comply with 49 U.S.C. § 5323 (general provisions) and 5325 (contract requirements);
- (f) Has complied with 49 U.S.C. § 5307(b) (program of projects requirements);
- (g) Has available and will provide the required amounts as provided by 49 U.S.C. § 5307(d) (cost sharing);
- (h) Will comply with 49 U.S.C. §§ 5303 (metropolitan transportation planning) and 5304 (statewide and nonmetropolitan transportation planning);
- (i) Has a locally developed process to solicit and consider public comment before raising a fare or carrying out a major reduction of transportation;
- (j) Either—
  - (1) Will expend for each fiscal year for public transportation security projects, including increased lighting in or adjacent to a public transportation system (including bus stops, subway stations, parking lots, and garages), increased camera surveillance of an area in or adjacent to that system, providing an emergency telephone line to contact law enforcement or security personnel in an area in or adjacent to that system, and any other project intended to increase the security and safety of an existing or planned public transportation system, at least 1 percent of the amount the recipient receives for each fiscal year under 49 U.S.C. § 5336; or
  - (2) Has decided that the expenditure for security projects is not necessary;
- (k) In the case of an applicant for an urbanized area with a population of not fewer than 200,000 individuals, as determined by the Bureau of the Census, will submit an annual report listing projects carried out in the preceding fiscal year under 49 U.S.C. § 5307 for associated transit improvements as defined in 49 U.S.C. § 5302; and
- (l) Will comply with 49 U.S.C. § 5329(d) (public transportation agency safety plan).

#### CATEGORY 8. FORMULA GRANTS FOR RURAL AREAS.

If the applicant will apply for funds made available to it under the Formula Grants for Rural Areas Program (49 U.S.C. § 5311), it must make this certification. Paragraph (a) of this certification helps FTA make the determinations required by 49 U.S.C. § 5310(b)(2)(C). Paragraph (b) of this certification is required by 49 U.S.C. § 5311(f)(2). Paragraph (c) of this certification, which applies to funds apportioned for the Appalachian Development Public Transportation Assistance Program, is necessary to enforce the conditions of 49 U.S.C. § 5311(c)(2)(D).

- (a) The applicant certifies that its State program for public transportation service projects, including agreements with private providers for public transportation service—
  - (1) Provides a fair distribution of amounts in the State, including Indian reservations; and
  - (2) Provides the maximum feasible coordination of public transportation service assisted under 49 U.S.C. § 5311 with transportation service assisted by other Federal sources; and
- (b) If the applicant will in any fiscal year expend less than 15% of the total amount made available to it under 49 U.S.C. § 5311 to carry out a program to develop and support intercity bus transportation, the applicant certifies that it has consulted with affected intercity bus service providers, and the intercity bus service needs of the State are being met adequately.
- (c) If the applicant will use for a highway project amounts that cannot be used for operating expenses authorized under 49 U.S.C. § 5311(c)(2) (Appalachian Development Public Transportation Assistance Program), the applicant certifies that—
  - (1) It has approved the use in writing only after providing appropriate notice and an opportunity for comment and appeal to affected public transportation providers; and
  - (2) It has determined that otherwise eligible local transit needs are being addressed.

#### CATEGORY 9. FIXED GUIDEWAY CAPITAL INVESTMENT GRANTS AND THE EXPEDITED PROJECT DELIVERY FOR CAPITAL INVESTMENT GRANTS PILOT PROGRAM.

If the applicant will apply for an award under any subsection of the Fixed Guideway Capital Investment Program (49 U.S.C. § 5309), including an award made pursuant to the FAST Act's Expedited Project Delivery for Capital Investment Grants Pilot Program (Pub. L. 114-94, div. A, title III, § 3005(b)), the applicant must make the following certification. This certification is required by 49 U.S.C. § 5309(c)(2) and Pub. L. 114-94, div. A, title III, § 3005(b)(3)(B).

The applicant certifies that it:

- (a) Has or will have the legal, financial, and technical capacity to carry out its Award, including the safety and security aspects of that Award,
- (b) Has or will have satisfactory continuing control over the use of equipment and facilities acquired or improved under its Award.
- (c) Will maintain equipment and facilities acquired or improved under its Award in accordance with its transit asset management plan; and
- (d) Will comply with 49 U.S.C. §§ 5303 (metropolitan transportation planning) and 5304 (statewide and nonmetropolitan transportation planning).

#### CATEGORY 10. GRANTS FOR BUSES AND BUS FACILITIES AND LOW OR NO EMISSION VEHICLE DEPLOYMENT GRANT PROGRAMS.

If the applicant is in an urbanized area and will apply for an award under subsection (a) (formula grants) or subsection (b) (competitive grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the certification in Category 7 for Urbanized Area Formula Grants (49 U.S.C. § 5307). This certification is required by 49 U.S.C. § 5339(a)(3) and (b)(6), respectively.

If the applicant is in a rural area and will apply for an award under subsection (a) (formula grants) or subsection (b) (competitive grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the certification in Category 8 for Formula Grants for Rural Areas (49 U.S.C. § 5311). This certification is required by 49 U.S.C. § 5339(a)(3) and (b)(6), respectively.

If the applicant, regardless of whether it is in an urbanized or rural area, will apply for an award under subsection (c) (low or no emission vehicle grants) of the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the certification in Category 7 for Urbanized Area Formula Grants (49 U.S.C. § 5307). This certification is required by 49 U.S.C. § 5339(c)(3).

Making this certification will incorporate by reference the applicable certifications in Category 7 or Category 8.

# CATEGORY 11. ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAMS.

If the applicant will apply for an award under the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program (49 U.S.C. § 5310), it must make the certification in Category 7 for Urbanized Area Formula Grants (49 U.S.C. § 5307). This certification is required by 49 U.S.C. § 5310(e)(1). Making this certification will incorporate by reference the certification in Category 7, except that FTA has determined that (d), (f), (i), (j), and (k) of Category 7 do not apply to awards made under 49 U.S.C. § 5310 and will not be enforced. In addition to the certification in Category 7, the applicant must make the following certification that is specific to the Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities Program. This certification is required by 49 U.S.C. § 5310(e)(2).

The applicant certifies that:

- (a) The projects selected by the applicant are included in a locally developed, coordinated public transit-human services transportation plan;
- (b) The plan described in clause (a) was developed and approved through a process that included participation by seniors, individuals with disabilities, representatives of public, private, and nonprofit transportation and human services providers, and other members of the public;
- (c) To the maximum extent feasible, the services funded under 49 U.S.C. § 5310 will be coordinated with transportation services assisted 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; and
- (d) If the applicant will allocate funds received under 49 U.S.C. § 5310 to subrecipients, it will do so on a fair and equitable basis.

#### CATEGORY 12. STATE OF GOOD REPAIR GRANTS.

If the applicant will apply for an award under FTA's State of Good Repair Grants Program (49 U.S.C. § 5337), it must make the following certification. Because FTA generally does not review the transit asset management plans of public transportation providers, this certification is necessary to enforce the provisions of 49 U.S.C. § 5337(a)(4).

The applicant certifies that the projects it will carry out using assistance authorized by the State of Good Repair Grants Program, 49 U.S.C. § 5337, are aligned with the applicant's most recent transit asset management plan and are identified in the investment and prioritization section of such plan, consistent with the requirements of 49 C.F.R. Part 625.

#### CATEGORY 13. INFRASTRUCTURE FINANCE PROGRAMS.

If the applicant will apply for an award for a project that will include assistance under the Transportation Infrastructure Finance and Innovation Act ("TIFIA") Program (23 U.S.C. §§ 601–609) or the State Infrastructure Banks ("SIB") Program (23 U.S.C. § 610), it must make the certifications in Category 7 for the Urbanized Area Formula Grants Program, Category 9 for the Fixed Guideway Capital Investment Grants program, and Category 12 for the State of Good Repair Grants program. These certifications are required by 49 U.S.C. § 5323(o).

Making this certification will incorporate the certifications in Categories 7, 9, and 12 by reference.

#### CATEGORY 14. ALCOHOL AND CONTROLLED SUBSTANCES TESTING.

If the applicant will apply for an award under FTA's Urbanized Area Formula Grants Program (49 U.S.C. § 5307), Fixed Guideway Capital Investment Program (49 U.S.C. § 5309), Formula Grants for Rural Areas Program (49 U.S.C. § 5311), or Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339) programs, the applicant must make the following certification. The applicant must make this certification on its own behalf and on behalf of its subrecipients and contractors. This certification is required by 49 C.F.R. § 655.83.

The applicant certifies that it, its subrecipients, and its contractors are compliant with FTA's regulation for the Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations, 49 C.F.R. Part 655.

#### CATEGORY 15. RAIL SAFETY TRAINING AND OVERSIGHT.

If the applicant is a State with at least one rail fixed guideway system, or is a State Safety Oversight Agency, or operates a rail fixed guideway system, it must make the following certification. The elements of this certification are required by 49 C.F.R. §§ 659.43, 672.31, and 674.39.

The applicant certifies that the rail fixed guideway public transportation system and the State Safety Oversight Agency for the State are:

- (a) Compliant with the requirements of 49 C.F.R. part 659, "Rail Fixed Guideway Systems; State Safety Oversight";
- (b) Compliant with the requirements of 49 C.F.R. part 672, "Public Transportation Safety Certification Training Program"; and
- (c) Compliant with the requirements of 49 C.F.R. part 674, "Sate Safety Oversight".

#### CATEGORY 16. DEMAND RESPONSIVE SERVICE.

If the applicant operates demand responsive service and will apply for an award to purchase a non-rail vehicle that is not accessible within the meaning of 49 C.F.R. Part 37, it must make the following certification. This certification is required by 49 C.F.R. § 37.77.

The applicant certifies that the service it provides to individuals with disabilities is equivalent to that provided to other persons. A demand responsive system, when viewed in its entirety, is deemed to provide equivalent service if the service available to individuals with disabilities, including individuals who use wheelchairs, is provided in the most integrated setting appropriate to the needs of the individual and is equivalent to the service provided other individuals with respect to the following service characteristics:

(a) Response time;

- (b) Fares;
- (c) Geographic area of service;
- (d) Hours and days of service;
- (e) Restrictions or priorities based on trip purpose;
- (f) Availability of information and reservation capability; and
- (g) Any constraints on capacity or service availability.

#### CATEGORY 17. INTEREST AND FINANCING COSTS.

If the applicant will pay for interest or other financing costs of a project using assistance awarded under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), the Fixed Guideway Capital Investment Grants Program (49 U.S.C. § 5309), or any program that must comply with the requirements of 49 U.S.C. § 5307, including the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310), "flex funds" from infrastructure programs administered by the Federal Highways Administration (see 49 U.S.C. § 5334(i)), or awards to urbanized areas under the Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339), the applicant must make the following certification. This certification is required by 49 U.S.C. §§ 5307(e)(3) and 5309(k)(2)(D).

The applicant certifies that:

- (a) Its application includes the cost of interest earned and payable on bonds issued by the applicant only to the extent proceeds of the bonds were or will be expended in carrying out the project identified in its application; and
- (b) The applicant has shown or will show reasonable diligence in seeking the most favorable financing terms available to the project at the time of borrowing.

#### CATEGORY 18. CONSTRUCTION HIRING PREFERENCES.

If the applicant will ask FTA to approve the use of geographic, economic, or any other hiring preference not otherwise authorized by law on any contract or construction project to be assisted with an award from FTA, it must make the following certification. This certification is required by the Consolidated Appropriations Act, 2019, Pub. L. 116-6, div. G, title I, § 191.

The applicant certifies the following:

- (a) That except with respect to apprentices or trainees, a pool of readily available but unemployed individuals possessing the knowledge, skill, and ability to perform the work that the contract requires resides in the jurisdiction;
- (b) That the applicant will include appropriate provisions in its bid document ensuring that the contractor does not displace any of its existing employees in order to satisfy such hiring preference; and

#### FTA FISCAL YEAR 2019 CERTIFICATIONS AND ASSURANCES

(c) That any increase in the cost of labor, training, or delays resulting from the use of such hiring preference does not delay or displace any transportation project in the applicable Statewide Transportation Improvement Program or Transportation Improvement Program.

#### FTA FISCAL YEAR 2019 CERTIFICATIONS AND ASSURANCES

#### FEDERAL FISCAL YEAR 2019 CERTIFICATIONS AND ASSURANCES FOR FTA ASSISTANCE PROGRAMS

(Signature pages alternate to providing Certifications and Assurances in TrAMS.)

Name of Applicant: Carson City Regional Transportation Commission

The Applicant certifies to the applicable provisions of categories 01-18. X

Or,

The Applicant certifies to the applicable provisions of the categories it has selected:

Cate	gory	Certification
01	Certifications and Assurances Required of Every Applicant	
02	Tax Liability and Felony Convictions	
03	Lobbying	
04	Private Sector Protections	
05	Transit Asset Management Plan	
06	Rolling Stock Buy America Reviews and Bus Testing	
07	Urbanized Area Formula Grants Program	
08	Formula Grants for Rural Areas	
09	Fixed Guideway Capital Investment Grants and the Expedited Project Delivery for Capital Investment Grants Pilot Program	
10	Grants for Buses and Bus Facilities and Low or No Emission Vehicle Deployment Grant Programs	
11	Enhanced Mobility of Seniors and Individuals with Disabilities Programs	
12	State of Good Repair Grants	
13	Ir frastructure Finance Programs	
14	Alcohol and Controlled Substances Testing	
15	Rail Safety Training and Oversight	
16	Demand Responsive Service	
17	Ir terest and Financing Costs	
18	Construction Hiring Preferences	

#### FEDERAL FISCAL YEAR 2019 FTA CERTIFICATIONS AND ASSURANCES SIGNATURE

PAGE

(Required of all Applicants for federal assistance to be awarded by FTA in FY 2019)

#### AFFIRMATION OF APPLICANT

#### Carson City Regional Transportation Commission

Name of the Applicant:

BY SIGNING BELOW, on behalf of the Applicant, I declare that it has duly authorized me to make these Certifications and Assurances and bind its compliance. Thus, it agrees to comply with all federal laws, regulations, and requirements, 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 2019, irrespective of whether the individual that acted on his or her Applicant's behalf continues to represent it.

FTA intends that the Certifications and Assurances the Applicant selects on the other side of this document should apply to each Award for which it now seeks, or may later seek federal assistance to be awarded during federal fiscal year 2019.

The Applicant 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 Applicant are true and accurate.

Signature	Date:
Name	Authorized Representative of Applicant
AFFIRMATION OF APPLICAN	NT'S ATTORNEY
For (Name of Applicant):	
As the undersigned Attorney for the above-named Applicant, I here under state, local, or tribal government law, as applicable, to make Assurances as indicated on the foregoing pages. I further affirm tha Assurances have been legally made and constitute legal and binding	and comply with the Certifications and at, in my opinion, the Certifications and
I further affirm that, to the best of my knowledge, there is no legisl might adversely affect the validity of these Certifications and Assur assisted Award.	
Signature	Date:
Name	Attorney for Applicant
Each Applicant for federal assistance to be awarded by FTA must protectivities to the Applicant's local compacity. The Applicant way and	

pertaining to the Applicant's legal capacity. The Applicant may enter its electronic signature in lieu of the Attorney's signature within TrAMS, provided the Applicant has on file and uploaded to TrAMS this hard-copy Affirmation, signed by the attorney and dated this federal fiscal year.

SEE IMPORTANT NO	INSURED NAME AND ADDRESS Carson City Consolidated Municipality 201 N. Carson Street, Ste 3 Carson City, NV 89701	EET", ICY/CC	POLICY NUMBER EFFECTIVE DATE 290211700 7/1/2019 Fleet	<b>NEVADA PERMANENT INSURANCE</b> COMPANY NAIC NUMBER COMPANY NAME AND ADDRESS 19801 Argonaut Insurance Company	SEE IMPORTANT NO	Carson City, NV 89701	COVERAGE MEETS REQUIREM	IF "FLEET", NAME OF REGISTERED OWNER: Carson City Consolidated Municipality AGENCY/COMPANY ISSUING CARD AND PHONE NUMBER USI Insurance Services LLC	POLICY NUMBER EFFECTIVE DATE 290211700 7/1/2019 Fleet	<b>NEVADA PERMANENT INSURANCE</b> COMPANY NAIC NUMBER COMPANY NAME AND ADDRESS 19801 Argonaut Insurance Company
SEE IMPORTANT NOTICE ON REVERSE SIDE	To report an incident or claim, please contact: Cecilia Meyer, Risk Management 775-283-7484 cmeyer@carson.org	NAME OF REGISTERED OWNER: Carson City Consolidated Municipality OMPANY ISSUING CARD AND PHONE NUMBER 775-335-2120 COVERAGE MEETS REQUIREMENTS SET FORTH IN NRS 485.185	EDATE EXPIRATION DATE 7/1/2020	NEVADA PERMANENT INSURANCE IDENTIFICATION CARD         PANY NAIC NUMBER       COMPANY NAME AND ADDRESS       COMM'L       X       FLEET       PERSONAL         1       Argonaut Insurance Company	SEE IMPORTANT NOTICE ON REVERSE SIDE	To report an incident or claim, please contact: Cecilia Meyer, Risk Management 775-283-7484 cmeyer@carson.org	COVERAGE MEETS REQUIREMENTS SET FORTH IN NRS 485.185	City Consolidated Municipality BER 775-335-2120	DATE EXPIRATION DATE 7/1/2020	NEVADA PERMANENT INSURANCE IDENTIFICATION CARD         PANY NAIC NUMBER       COMPANY NAME AND ADDRESS         COMPANY NAME AND ADDRESS       COMM'L         X       FLEET         PERSONAL         Argonaut Insurance Company
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