

RESOLUTION NO. 4230

A RESOLUTION ACCEPTING THE OREGON DEPARTMENT OF TRANSPORTATION, PUBLIC TRANSIT DIVISION, OPERATING ASSISTANCE GRANT AMENDMENT FOR FISCAL YEAR 1999-2000.

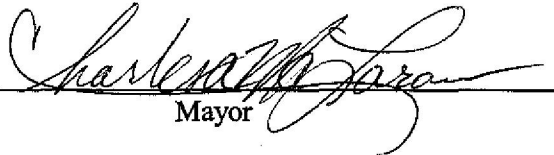
WHEREAS, the State of Oregon Department of Transportation, Public Transit Division, has submitted the 1999-2000 annual operating assistance grant agreement amendment for the Albany Transit System; and

WHEREAS, conditions of obtaining this grant includes compliance with the DEPARTMENT OF TRANSPORTATION TITLE VI ASSURANCE, the ANNUAL CIVIL RIGHTS ASSURANCE, and applicable provisions of 49 CFR PART 26 related to Disadvantaged Business Enterprise.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Albany, Oregon, accepts the Operating Assistance Grant in an amended amount not to exceed \$51,507 for Albany Transit System for the fiscal year 1999-2000; and


BE IT FURTHER RESOLVED that the City Council of the City of Albany, Oregon, accepts this grant amendment and authorizes the City Manager to execute the agreements and conditions for acceptance.

DATED THIS 23RD DAY OF FEBRUARY 2000.



Mayor

ATTEST:



City Recorder

Public Transit Division
Oregon Department of Transportation

ODOT GRANT AGREEMENT No: 17514 AMENDMENT NO. 1

The State of Oregon, acting by and through its Department of Transportation, hereinafter referred to as STATE, and City of Albany/Transit, hereinafter referred to as RECIPIENT, entered into an agreement on September 28, 1999. Said Agreement is to secure financial assistance to complete the Capital project as put forth in the Project Description and Budget as shown in Exhibit B, Part 1.

It has now been determined by State and Recipient that the agreement referenced above, although remaining in full force and effect, shall be amended to increase the project amount of the grant.

Page 1 of the Grant Agreement, which reads:

Terms of Agreement

1. Payment shall not exceed \$49,155, as described in Exhibit B, Part 1, Project Description and Budget.

Shall be amended to read:

Terms of Agreement

1. Payment shall not exceed \$51,507, as described in revised Exhibit B, Amendment No. 1, Part 1, Project Description and Budget.

This amendment also adds the following requirement to Section I. Recipient Obligations, part C, Other Federal Requirements:

10. Recipient will comply with the applicable provisions of 49 CFR part 26 related to **Disadvantaged Business Enterprise**. Each contract the grantee signs with a contractor (and each subcontract the prime contractor signs with a subcontractor) must include the following assurance:

“The contractor, sub recipient or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR part 26 in the award and administration of ODOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as the recipient deems appropriate.”

The Director delegates day-to-day authority to Deputy Directors, Division Managers, Branch and Region Managers for their respective branch or region, which includes the authority to approve and execute personal service contracts and intergovernmental **agreements up to \$75,000** to the following ODOT managers when the work is related to a project included in the STIP or in other system plans approved by the Oregon Transportation Commission (e.g. Oregon Aviation Plan, Oregon Traffic Safety Performance Plan),, or in a line item in the biennial budget approved by the Director. In the event of an extended absence, a designee may be authorized, in writing, to sign contracts on their behalf.

City of Albany/Transit
Post Office Box 490
Albany OR 97321

Oregon Department of Transportation
Public Transit Division
555 13th St. NE, Suite 3
Salem, Oregon 97301-4179

x Stu Berg
Name

Martin W. Loring, Manager - Public Transit
Division

x City Manager 2-24-00
Title Date

Date

Recipients Legal Counsel

Date

Name

Title Date

Name

Title Date

Exhibit B – Amendment No 1
Part 1
Project Description and Budget

Project Description	Agreement Amount	Local Share	Total
Operating Expenses/City of Albany/Transit*	\$51,507	\$51,507	\$103,014
Total	\$51,507.00	\$51,507.00	\$103,014.00

* Operating expenses include administrative costs as well as direct operational costs. Upon written agreement between ODOT and the Recipient, a portion of operations funding may be reallocated to capital at any time during the agreement period.