

RIVERSIDE TRANSIT AGENCY
1825 Third Street
Riverside, CA 92507

April 26, 2007

TO: BOARD OF DIRECTORS

THRU: Larry Rubio, ^{LR} Chief Executive Officer

FROM: Craig Fajnor, ^{CF} Chief Financial Officer

SUBJECT: Resolution Authorizing the Riverside Transit Agency (RTA) to Receive Reimbursement from Federal Emergency Management Agency (FEMA) for Hurricane Katrina Evacuees Support

Summary:

In September 2005, the RTA Board of Directors authorized the chief executive officer to deviate bus routes as necessary to provide transit services to Hurricane Katrina evacuees. In addition, the Board also ratified distribution of 31-day General passes at no charge to evacuees who came to western Riverside County. These passes were limited to three (3) per person covering ninety (90) days of travel and were distributed by the Red Cross.

In November 2005, the Agency submitted its \$25,399 reimbursement request and received its California Office of Emergency Services (OES) tracking number. The breakdown of the reimbursement request is as follows:

- \$21,500 for 500 31-day general passes
- \$3,864 for 161 hours of bus service
- \$35 for 1 hour of overtime

In December 2005, the OES communicated the Agency's request to FEMA. A month later, the Agency received a letter from FEMA acknowledging its reimbursement request.

In September 2006, FEMA approved the Agency's reimbursement request and notified the OES, who is the designated organization to process the reimbursement disbursements. Last November, the OES notified the Agency that FEMA had approved the Agency's request for reimbursement and that the funding had been allocated, but not yet been authorized for disbursement.

On March 16, 2007, the Agency received a request from the OES for final documentation to affect the reimbursement of funds. The documentation is as follows:

- OES Form 130 – Designation of Applicants Agent Resolution
- OES Form 89 – Project Application for Federal Assistance

These documents need Board review and approval in order for the Agency to receive its money.

Fiscal Impact:

Cash receipt and revenue recognition of \$25,399 for Hurricane Katrina relief.

Committee Recommendation:

This item was discussed at the Board Budget and Administration Committee meeting of April 4, 2007. The Committee members unanimously approved recommending this item to the full Board of Directors for their consideration.

Recommendation:

Authorize the Chairman of the Board of Directors to approve OES Form 130 in order for the Agency to receive FEMA reimbursement of \$25,399 for Hurricane Katrina relief support.

**DESIGNATION OF
APPLICANT'S AGENT RESOLUTION**
2007-02

BE IT RESOLVED BY THE Board of Directors OF THE Riverside Transit Agency
(Governing Body) (Name of Applicant)

THAT Chief Financial Officer, OR
(Title of Authorized Agent)

Chief Executive Officer, OR
(Title of Authorized Agent)

Chief Operating Officer
(Title of Authorized Agent)

is hereby authorized to execute for and in behalf of the Riverside Transit Agency a public entity established under the laws of the State of California, this application and to file it in the Office of Emergency Services for the purpose of obtaining certain federal financial assistance under P.L. 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

THAT the Riverside Transit Agency, a public entity established under the laws of the State of California, hereby authorizes its agent(s) to provide to the State Office of Emergency Services for all matters pertaining to such state disaster assistance the assurances and agreements required.

Passed and approved this 26th day of April 2007.

Frank Hall, Chairman of the Board
(Name and Title)

Approved as to Form: Kennard R. Smart, Jr. Agency General Counsel
(Name and Title)

(Signature)

(Signature)

CERTIFICATION

I, Maricela Hernandez duly appointed and Clerk of the Board of Directors of
(Name) (Title)
Riverside Transit Agency do hereby certify that the above is a true and correct copy of a

resolution passed and approved by the Board of Directors of the Riverside Transit Agency on the
(Governing body) (Name of Applicant)
26th day of April 2007.

Date: April 26, 2007

Clerk of the Board of Directors
(Official Position)

(Signature)

PROJECT APPLICATION FOR FEDERAL ASSISTANCE

SUBGRANTEE'S NAME: Riverside Transit Agency
(Name of Organization)

ADDRESS: 1825 Third Street

CITY: Riverside STATE: CA ZIP CODE: 92507

TELEPHONE: (951) 565-5240 FAX NUMBER: (951) 565-5241

AUTHORIZED AGENT: Craig J. Fajnor TITLE: Chief Financial Officer

EMAIL ADDRESS: cfajnor@riversidetransit.com

ASSURANCES - CONSTRUCTION PROGRAMS

Note: Certain of these assurances may not be applicable to all of your projects. If you have questions, please contact the Governor's Office of Emergency Services. Further, certain federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the subgrantee named above:

1. 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 costs) to ensure proper planning, management and completion of the project described in this application.
2. 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 assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. 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 interest in the title of real property in accordance with 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.
4. Will comply with the requirements of the assistance-awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or state.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. 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 gains.
8. 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.
9. Will comply with all federal statutes relating to nondiscrimination. These include but are not limited to: (a) 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; (b) 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; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794) which prohibit discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107) which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 93-255) as amended, relating to nondiscrimination on the basis of drug abuse; (f) 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; (g) §§ 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;

(h) 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; (i) any other nondiscrimination provisions in the specific statute(s) under which application for federal assistance is being made, and (j) the requirements on any other nondiscrimination statute(s) which may apply to the application.

10. 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 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced or whose property is acquired as a result of federal and federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of federal participation in purchases.
11. Will comply with the 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 \$5,000 or more.
12. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.O. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) 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.); (f) 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.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.O. 93-205).
13. 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.
14. 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 preservation of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).
15. Will comply with Standardized Emergency Management (SEMS) requirements as stated in the California Emergency Services Act, Government Code, Chapter 7 of Division 1 of Title 2, Section 8607.1(e) and CCR Title 19, Sections 2445, 2446, 2447 and 2448.
16. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984 and the Single Audit Act Amendments of 1996.
17. Will comply with all applicable requirements of all other federal laws, Executive Orders, regulations and policies governing this program.
18. Has requested through the State of California, federal financial assistance to be used to perform eligible work approved in the subgrantee application for federal assistance. Will, after the receipt of federal financial assistance, through the State of California, agree to the following:
 - a. The state warrant covering federal financial assistance will be deposited in a special and separate account, and will be used to pay only eligible costs for projects described above;
 - b. To return to the State of California such part of the funds so reimbursed pursuant to the above numbered application, which are excess to the approved actual expenditures as accepted by final audit of the federal or state government.
 - c. In the event the approved amount of the above numbered project application is reduced, the reimbursement applicable to the amount of the reduction will be promptly refunded to the State of California.
19. Will not make any award or permit any award (subgrant or contract) to any party which is debarred or suspended or is otherwise excluded from or ineligible for participation in Federal assistance programs under Executive Order 12549 and 12689, "Debarment and Suspension."

The undersigned represents that he/she is authorized by the above named subgrantee to enter into this agreement for and on behalf of the said subgrantee.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL

Chief Financial Officer
TITLE

04/27/2007
DATE