



**MORGAN COUNTY COMMISSION**  
**A G E N D A**  
**October 19, 2021**  
**5:00 PM**  
**150 East Washington Street, Madison, GA**  
**2<sup>nd</sup> Floor Board Room**

**Pledge and Invocation**

**Agenda Approval**

**Presentations**

1. Proclamation-Winn Brown & Ethan Roberts

**Scheduled Public Comments**

2. Derrick Williamson-Regarding Exotic Animals

**Minutes**

3. September 21, 2021 BOC Meeting

**Planning Commission New Business**

4. Kelvin Briney is requesting a zoning map amendment, from R2 to C2, for 7.10 acres located at 1231 Turner Road (Tax Parcel 035-175A).

**New Business**

5. 5311 Grant Application
6. Replacement of Playground Equipment at Bill Wood Park
7. Resolution-Endorsing Tourism Attraction Project–GA Safari Conservation Park
8. Animal Services Fees Amendment
9. Property to be Declared Surplus
10. Commissioner Liaison Reports
11. Public Comments on Agenda Items

THE HONORABLE BOARD OF COUNTY COMMISSIONERS, MADISON, GEORGIA,  
MET THIS DAY IN REGULAR SESSION.

MEETING WAS HELD ON THE SECOND FLOOR OF THE ADMINISTRATION BUILDING.

**PRESENT:** Chairman Philipp von Hanstein, Vice-Chair Ben Riden, Jr., Commissioners Bill Kurtz, Donald Harris and Andy A. Ainslie, Jr.

**STAFF:** County Manager Adam Mestres, County Attorney Christian Henry, Assistant County Manager Mark Williams, and County Clerk Leslie Brandt.

The meeting was called to order at 5:00 p.m., followed by the Pledge of Allegiance and Invocation.

**AGENDA APPROVAL**

**Motion** by Commissioner Harris, Seconded by Commissioner Kurtz to approve agenda with the following addition: Emergency Road Repair to Fraction Bottoms Road, under new business as item #6. Unanimously Approved.

**MINUTES**

September 7, 2021 BOC Meeting

**MOTION** by Commissioner Riden, Seconded by Commissioner Harris to approve the minutes as presented. Unanimously Approved.

**FY21 FINAL BUDGET AMENDMENTS**

**Move contingency funds to various departments to cover overages**

100-1565-52.2202	Elections building - relocation	75,000.00	
100-2180-52.2200	flooring in Jody's office	15,000.00	
100-6120-52.3850	FY 20 baseball ran into 21 - umpires and referees	29,000.00	
100-6124-53.1230	Electricity at pool to be reimbursed by Schneider	29,000.00	
100-6125-53.1100	Concession Supplies - Year end inventory	15,000.00	
100-6190-52.3850	Contract Labor - special events	8,600.00	
100-6200-51.1100	To cover overages in Park & Rec- see below	19,600.00	
100-1595-57.9000	Contingency		191,200.00

**To increase revenue for the funding we received from JDA and Cares Act Grant**

100-9000-61.1912	Transfer to Capital Projects	1,800,000.00	
100-1515-33.1150	Cares Act Grant		755,825.00
100-1515-33.6000	JDA payment to make initial investment whole		1,044,175.00

**Other unplanned expenditures at Park and Rec to cause overages**

Floor scrubber	3,553.99
temp. fencing	5,130.68
mower engines	6,000.00
replace ice maker	4,211.09
Widbit (Pool Play Float)	5,298.00
Replace field Lighting	3,000.00
	<u>27,193.76</u>

**MOTION** by Commissioner Riden, Seconded by Commissioner Kurtz to approve the final FY2021 budget amendments as presented. Unanimously Approved.

**JDA VACANCY**

Alan Verner recently stepped down from the Joint Development Authority Board. Two applications were received from Bob Hughes and Kay Argroves to be considered to fulfill the vacant unexpired term.

**MOTION** by Commissioner Ainslie, Seconded by Commissioner Kurtz to appoint Bob Hughes to fulfill the unexpired term on the JDA to end January 01, 2025. Unanimously Approved.

**JOHN & SUSAN BROWN HARDSHIP REQUEST**

John and Susan Brown have been working the past seven months to build a home on their property at 1740 Pierce Dairy Road (Tax Parcel 046-043F). Both individuals have dealt with unexpected health issues during that time which delayed the building process. The Brown’s would like to stay in an RV on their property while they continue building. However, section 7.18.15 of the Morgan County Zoning Ordinance states “individual recreational vehicles occupied temporarily by a guest of the owner or tenant of the property on which the recreational vehicle is located, shall be allowed, not to exceed 15 consecutive calendar days in any 60-day period. No recreational vehicle shall be used as a permanent residence on any private lot”. Therefore, they are requesting a hardship to permanently stay on their property in an RV for six months to allow time to complete living quarters in their barn. The Brown’s understand if they plan to build a permanent house later on, they will be required to deconstruct the living quarters in the barn per the current zoning regulations.

**MOTION** by Commissioner Riden, Seconded by Commissioner Kurtz to grant six-month request to complete living quarters in barn. Unanimously Approved.

**TRANSFER STATION FEES**

Proposed Transfer Station Fee Increases	
General garbage/rubbish/bulky items	\$55.00 per ton
C & D (Construction Debris) (No Commercial hauler or Contractors)	\$55.00 per ton
Tires - Car/Passenger Trucks	\$4.00 each
Tires - Tractor Trailer	\$10.00 each
Tires - Farm Tractor	\$25.00 each
Tires - Skidder	\$350.00 each

**MOTION** by Commissioner Ainslie, Seconded by Commissioner Harris to approve the Transfer Station fee increases beginning October 1<sup>st</sup>, 2021. **Motion passed 3-2** with Chairman von Hanstein voting with the motion and Commissioners Riden and Kurtz voting in opposition.

**EMERGENCY ROAD REPAIR TO FRACTION BOTTOMS ROAD**

It was recently discovered two 5’ pipes located under a section of Fraction Bottoms Road are deteriorating causing part of the shoulder to sink. With heavy traffic on this road, staff recommends escalating the repair as an emergency to move forward with immediate repairs.

**MOTION** by Commissioner Kurtz, Seconded by Commissioner Ainslie to proceed and designate the repair at Fraction Bottoms Road an emergency. Unanimously Approved.

**COMMISSIONER LIAISON REPORTS**

Commissioners gave updates on Liaison assignments.

**PUBLIC COMMENTS ON AGENDA ITEMS**

No public comments were made.

**EXECUTIVE SESSION- REAL ESTATE**

**MOTION** by Commissioner Ainslie, seconded by Commissioner Riden to enter Executive Session to discuss real estate at 5:46 p.m. Unanimously Approved. (Original signed Affidavit in Executive Session Legal Requirement Book).

**MOTION** by Commissioner Ainslie, seconded by Commissioner Riden to exit Executive Session and adjourn Regular Session at 6:13 p.m. Unanimously Approved.

\_\_\_\_\_  
Philipp von Hanstein, Chairman

ATTEST:

\_\_\_\_\_  
Leslie Brandt, County Clerk

September 22, 2021

Morgan County Planning Commission  
150 E. Washington St  
Madison, GA 30650

RE: Rezoning of 1231 Turner Rd

Dear Planning Commission Members:

Some of the property owners on Turner Rd write this letter to oppose rezoning of property 1231 Turner Rd to a commercial zone.

We enjoy our quaint quiet community. We love that we can enjoy our homes with little commercial interruptions on our road so our children and grandchildren are able to play in our semi country feel neighborhood. That is why we want to keep our community residential as much as possible. We feel that rezoning this property would threaten that way of life.

Furthermore, safety is a serious concern around that area. The location is in a curve on the road that is already dangerous at times. Big trucks in and out of this property on this narrow road would increase the risk of a serious accident at that area. We want to avoid that as much as possible.

Also, our road would be compromised sooner than later with the increased traffic.

We ask that you vote no on this rezoning to preserve our residential community. It is the utmost importance to us.

Sincerely,

Turner Rd Property Owners

Shelia Tolbert  
1460 Turner Rd  
Madison, GA

Mr. & Mrs. Eddie D. Tolbert  
1671 Turner Rd  
Madison, GA

Betty Reid  
1401 Turner Rd  
Madison, GA

Chuck Cook  
1080 Turner Rd  
Madison, GA

Ricky Ross  
1030 Ross Rd (top of Turner Rd)  
Madison, GA





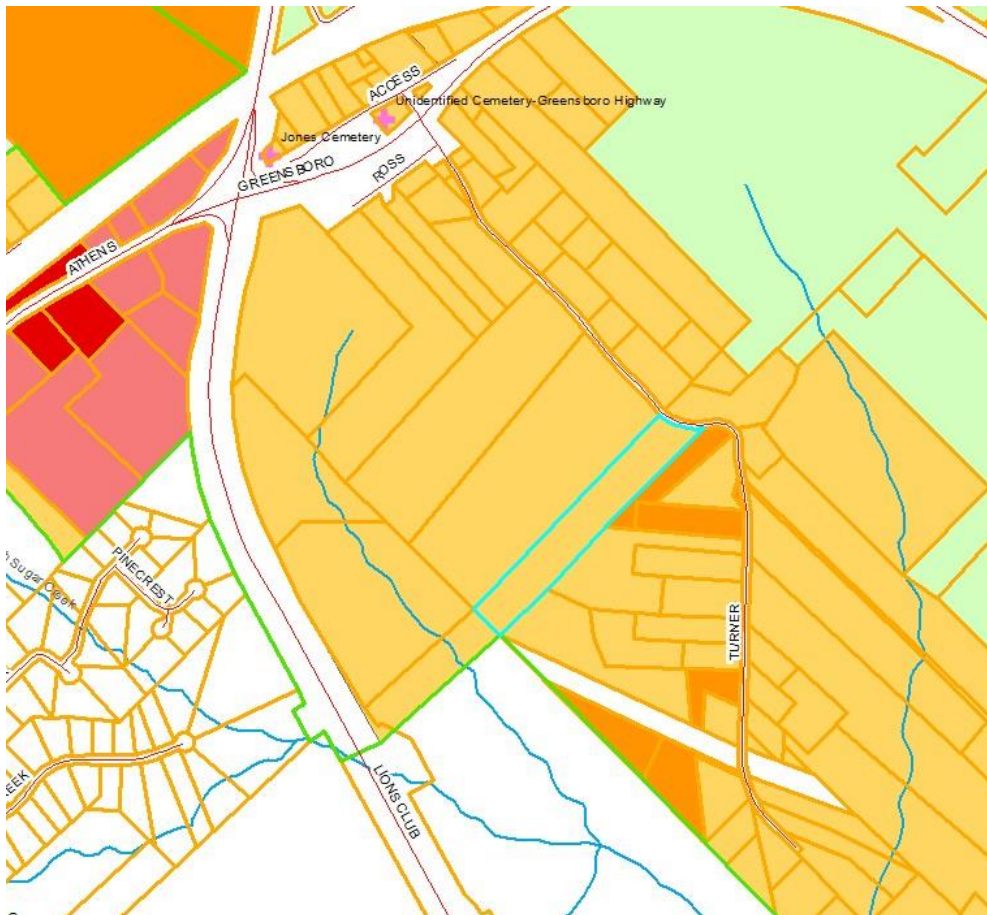
## STAFF REPORT

### MORGAN COUNTY PLANNING COMMISSION

#### PETITION FOR: ZONING MAP AMENDMENT

Property location:	1231 Turner Road
Property tax parcel:	035-175A
Acreage:	7.10
Applicant:	Kelvin Briney
Applicant's Agent:	
Property Owner:	Kelvin Briney
Existing Zoning:	R2 (Medium Density Residential)
Proposed Zoning:	C2 (General Commercial)

#### Summary



Kelvin Briney is requesting a zoning map amendment for 7.1 acres located at 1231 Turner Road, from R2 – Medium Density Residential to C2 – General Commercial. The property is on a residential road and is surrounded by R2 (light orange) and R3 (High Density Residential)(darker orange) parcels. The closest commercially zoned property is at the intersection of Highway 441

and the Highway 441 by-pass, at Youngblood Motors and Unique Treasures antique store.





The property contains a legal non-conforming (grandfathered) automobile repair and towing business. The property also contains a residence. The applicant approached the Planning office about constructing a new building on the property. A permit was issued in June for a residential accessory building; however, the building is actually proposed as a new auto repair shop. The applicant also wants to add an enclosed storage yard so the towing business can be added to the emergency response rotation list. An enclosed and secured storage yard is a requirement to be on the list. Both the building and the tow yard are prohibited additions to a non-conforming use. Chapter 8.4 of the Morgan County Zoning Ordinance states:

*A non-conforming use of land shall be restricted to the lot occupied by such use of this Ordinance. A non-conforming use of a building or buildings shall not be extended to include either an additional building or land, after the effective date of this Ordinance.*



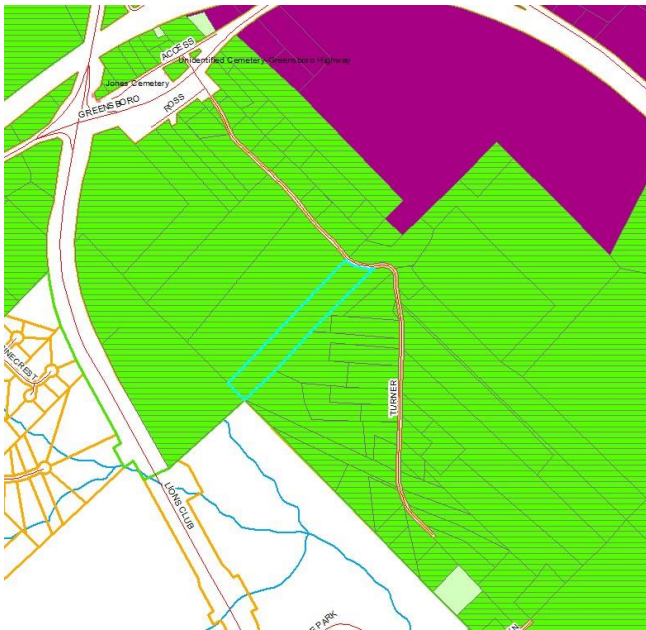


The applicant submitted a site plan showing the proposed location of the new shop building, located on the property line and behind the current shop building. If the application is approved, the new building would have to adhere to C2 setbacks, which would be 60' from either side property line. The lot would also have to be paved in accordance with the regulations for commercial properties, which could create a stormwater run-off issue in a residential neighborhood. The location for the proposed tow lot is also shown further back on the property. To be on the emergency response rotation list, the necessary tow lot must be secure with fencing and lighting. The lighting requirement could be a concern in a residential neighborhood. Article 8 of the Morgan County Zoning Ordinance states that a non-conforming use can continue to operate and make repairs but cannot expand, either in land or with structures. If approved, the business use would be compliant with the zoning district, but the residence would become a non-conforming use. The property is not in a Groundwater Recharge District nor in a Watershed District.

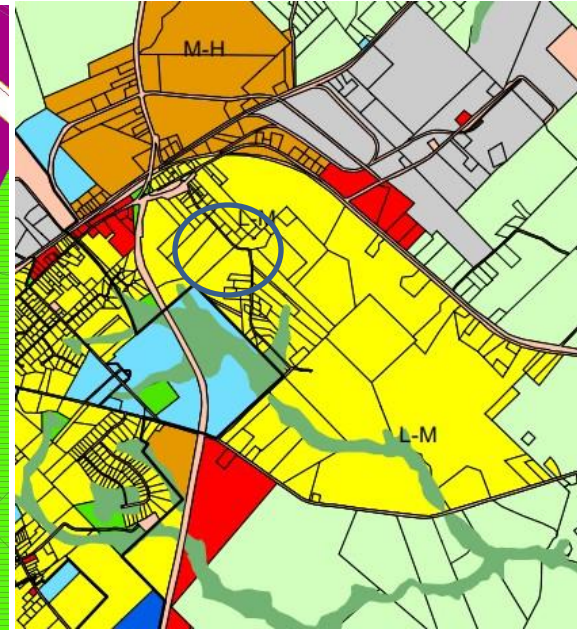




The parcel backs up to property owned by the Morgan County Building Authority. The green line on the image above is the city limits of Madison. The city parcel touching the subject parcel is Bill Wood Park. The Character Area Map (below) from the Morgan County Comprehensive Plan shows the parcel in the Transitional District, which contains a mixture of uses including residential, retail/commercial, office, industrial, entertainment and agricultural. The Transitional District is intended to accommodate appropriate transitions from urban uses to non-urban uses. See attached for a description of the Transitional District.



County Character Area Map



Madison Character Area Map

The City of Madison also included the area in their Comprehensive Plan's Character Area Map which is identified as Traditional Neighborhood Residential. If collaboration with the City is considered, the area would remain a residential area within the County's Transitional District. The City was notified of the application, per the Service Delivery Agreement.

## Criteria for Consideration

(Please note that the criteria below are bulleted in the Morgan County Zoning Ordinance, Section 19.3.1. They are numbered here for ease of use.

1. Compatibility with Adjacent Uses and Districts: Existing uses and use districts of surrounding and nearby properties, whether the proposed use district is suitable in light of such existing uses and use districts of surrounding and nearby properties, and whether the proposal will adversely affect the existing use or usability of adjacent or nearby properties.
2. Property Value: The existing value of the property contained in the petition under the existing use district classification, the extent to which the property value of the subject property is diminished by the existing use district classification, and whether the subject property has a reasonable economic use under the current use district.
3. Suitability: The suitability of the subject property under the existing use district classification, and the suitability of the subject property under the proposed use district classification.
4. Vacancy and Marketing: The length of time the property has been vacant or unused as currently used under the current use district classification; and any efforts taken by the property owner(s) to use the property or sell the property under the existing use district classification.
5. Evidence of Need: The amount of undeveloped land in the general area affected which has the same use district classification as the map change requested. It shall be the duty of the applicant to carry the burden of proof that the proposed application promotes public health, safety, morality or general welfare.
6. Public Facilities Impacts: Whether the proposal will result in a use, which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, schools, parks or other public facilities and services.
7. Consistency with Comprehensive Plan: Whether the proposal is in conformity with the policy and intent of the locally adopted comprehensive plan.
8. Other Conditions: Whether there are any other existing or changing conditions affecting the use and development of the property that give supporting grounds for either approval or disapproval of the proposal.

## Staff Comments

The impetus for the application is to allow the existing grandfathered business to expand with a new building and a tow yard. Neither the building nor tow yard would be allowed without the change to a commercial zoning district. Paving and the resulting groundwater increase, as well as lighting, could be concerns near residences. The closest commercial zoning is across the by-pass, so the request could be considered spot-zoning. The Comprehensive Plans provide both support and opposition for the application, as commercial uses are allowed in the County Transitional District, but the Madison plan indicates that the area will stay residential within the Transition District.









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## **First Call Towing**

1231 Turner Road  
Madison, Ga 30650  
(706) 818-1436

August 9, 2021

Attn: Planning and Zoning

### **Overview:**

The vision for First Call Towing is to become one of the leading and best towing companies. Our company is determined to always deliver the best services to customers by helping them store, transport or repair their vehicles. We have reliable and dependable tow truck drivers and mechanics that provide excellent services.

### **Goals:**

The major goal is to become one of the leading tow truck companies within the next few years. Also to expand our business and services to more companies and clients.

### **Specifications:**

The products and services provided to our customers are as follows:

- Towing of motor vehicles
- Emergency roadside repair of vehicles
- Towing of a passenger car, light duty truck, and medium duty vehicles
- Motor vehicles wrecking and roadside assistance services

### **Milestones:**

Our company has a list of the people and organizations that we do business with and they are as follows:

Vehicle Owners

Auto Clubs (Agero, AAA, and Allstate)

Roadside

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In closing we want to be included on the roster of accident responders. This will help us expand the business and clients. Also allowing us to be of service to people when they are in need of help. These are services that we already provide and we plan to continue to the best of our ability.

Sincerely,

**Jerome Jackson**



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**First Call Towing**

1231 Turner Road  
Madison, Ga 30650  
(706) 818-1436

August 10, 2021

Attn: Planning and Zoning

The upcoming changes that we are in the process of making are as follows:

- There will be a new building placed on the property in October. The area is being cleared and graded beforehand. It will serve as the automotive repair shop, tow yard and storage for cars waiting to be picked up by their owners. This building will be placed approx. 5 feet behind where the current shop resides.
- We plan to gravel the areas surrounding the shop entrance and regular parking area which is for employees and customers. The area that cars can enter the facility will be here. The customer and employee parking will be the area off to the side of the shop, basically the place where they enter the property.
- Also a fence will be installed which will be located on the cleared road that stretches further back behind the shop. The fence will be placed approx. ½ a mile to 1 mile down this particular road. This area will be the designated place for loading and unloading of vehicles.
- Lights will be installed on the lot. So that it does not create traffic hazards. The traffic will be limited to only certain people having access. Avoiding any congestion in the area.

Sincerely,

**Jerome Jackson**





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## Morgan County, GA

## Summary

**Parcel Number** 035 175 A  
**Location Address** 1231 TURNER RD  
**Legal Description** 7.101 ACRES/ 1231 TURNER RD  
 (Note: Not to be used on legal documents)  
**Class** R4-Residential  
 (Note: This is for tax purposes only. Not to be used for zoning.)  
**Tax District** UNINCORPORATED (District 01)  
**Millage Rate** 25.193  
**Acres** 7.1  
**Homestead Exemption** No (S0)  
**Landlot/District** 68 / 5

[View Map](#)


## Owner

BRINEY KELVIN  
 1231 TURNER ROAD  
 MADISON, GA 30650

## Rural Land

Type	Description	Calculation Method	Soil Productivity	Acres
RUR	A-D Small Tract	Rural	1	7.1

## Commercial Improvement Information

**Description** 14Service Garage Shed  
**Value** \$7,116  
**Actual Year Built** 1973  
**Effective Year Built** 1990  
**Square Feet** 1440  
**Wall Height** 10  
**Wall Frames** Bearing Wall  
**Exterior Wall** Concrete Block  
**Roof Cover** Asphalt Shingles  
**Interior Walls** Unfinished  
**Floor Construction** Concrete On Ground  
**Floor Finish** Concrete  
**Ceiling Finish** No Ceiling  
**Lighting** Standard F.F.  
**Heating** No Heat  
**Number of Buildings** 1

## Accessory Information

Description	Year Built	Dimensions/Units	Identical Units	Value
Site Improvement - Low	2005	0x0 / 1	0	\$1,850
general accessory bldg fair	1975	15x24 / 0	1	\$144
14 - Prebill MH Identifier	1969	12x56 / 0	2044	\$1

## Prebill Mobile Homes

Account Number	Owner	Lot Number	Year Built	Manufacturer	Model	Width x Length
<a href="#">2044</a>	JACKSON EUGENE		1969	1 A GRADE 76-90	FAIR	12x56

## Permits

Permit Date	Permit Number	Type
08/07/2015	2015-999	TIMBER
02/05/2015	2015-070	ELECTRICAL

## Sales

Sale Date	Deed Book / Page	Plat Book / Page	Sale Price	Reason	Grantor	Grantee
3/6/2015	538 344	44 129	\$30,000	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	THRASHER MARY M (ESTATE)	BRINEY KELVIN
3/6/2015	538 341	6 299	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	THRASHER MARY M (ESTATE)	BRINEY KELVIN

3/6/2015	538 338	6 299	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	THRASHER JOHN EDMOND (ESTATE)	THRASHER MARY M (ESTATE)
12/12/2014	538 337	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	HUFF STAR T A/K/A YVONNE STAR HUFF	BRINEY KELVIN
12/12/2014	538 336	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	THRASHER ERNEST J	BRINEY KELVIN
12/12/2014	538 335	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	THOMPSON ANNETTE T	BRINEY KELVIN
12/12/2014	538 334	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	FAMBROUGH JOE A/K/A JOEL FAMBROUGH	BRINEY KELVIN
12/12/2014	538 333	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	JOHNSON LINDA F	BRINEY KELVIN
9/26/2014	533 214	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	LOCKLIN ALFREDA P	THRASHER MARY M (ESTATE)
9/26/2014	533 212	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	ADAMS MARCUS T (ESTATE) &	THRASHER MARY M (ESTATE)
9/26/2014	533 210	44 129	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	COOPER ANNETTE N &	THRASHER MARY M (ESTATE)
4/8/2014		44 129	\$0	ADJOINING PROPERTY OWNERS	THRASHER MARY M (ESTATE)	THRASHER MARY M (ESTATE)
6/14/2013	E 13 032		\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	THRASHER MARY M	THRASHER MARY M (ESTATE)
2/18/1997	464 153	5 23	\$0	DEED OF GIFT, QUIT CLAIM, ESTATE SALE	THRASHER JOHN E	THRASHER MARY M
12/3/1974	87 563	5 23	\$0	FORECLOSURE	MACK CLYDE &	THRASHER JOHN E &
9/17/1966	67 40	5 23	\$0	NOT ON OPEN MARKET (LESS THAN 1,000) UNDEFINED	INGRAM ED	MACK CLYDE &
9/3/1942	26 69		\$0	NOT ON OPEN MARKET (LESS THAN 1,000) UNDEFINED	HARRIS DILLARD	INGRAM ED

## Valuation

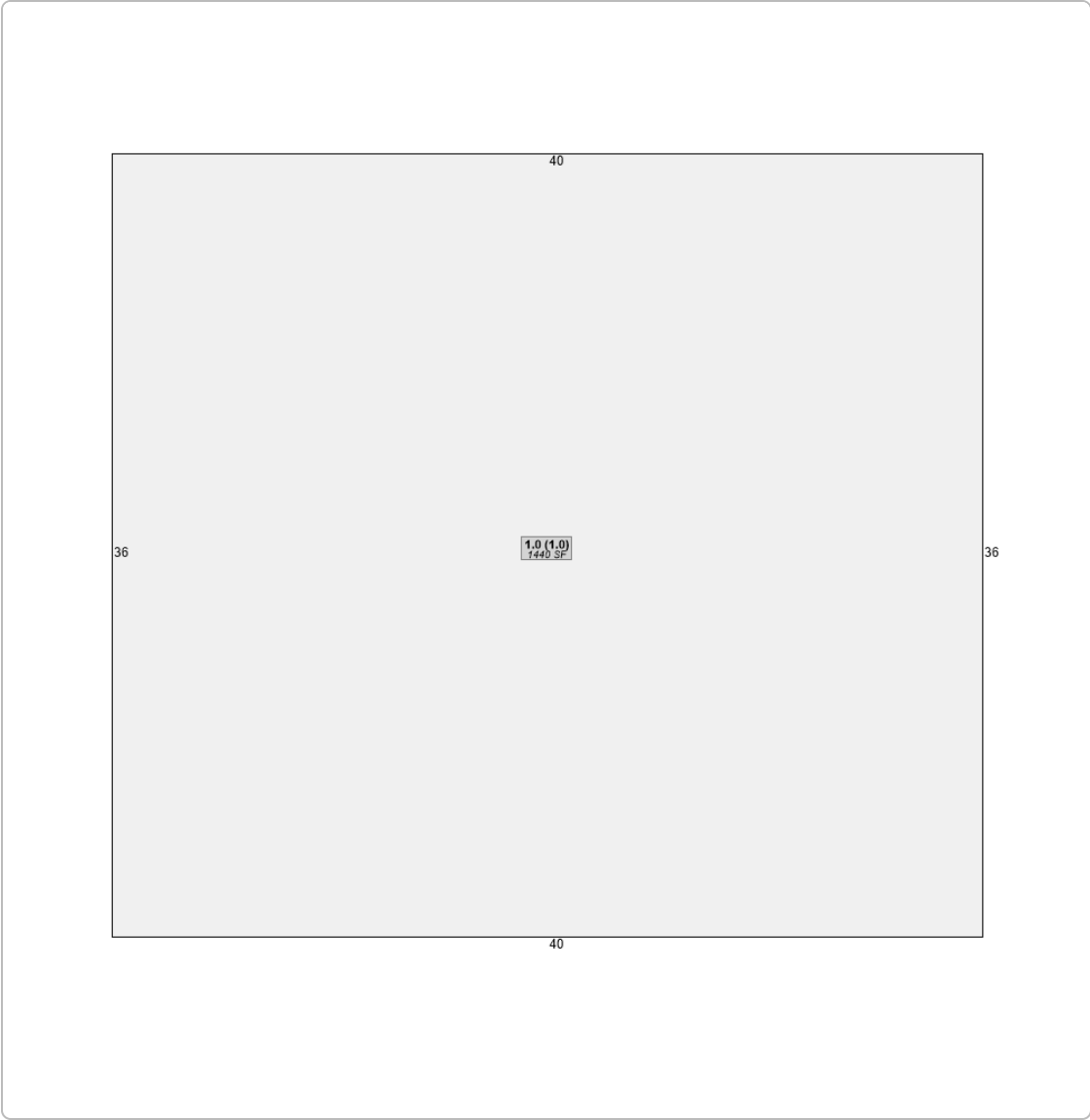
	2021	2020	2019
Land Value	\$71,278	\$71,278	\$71,278
+ Improvement Value	\$7,116	\$7,116	\$4,744
+ Accessory Value	\$1,995	\$1,995	\$1,995
= Current Value	\$80,389	\$80,389	\$78,017

## Photos





Sketches



Assessment Notices 2018

2018 Assessment Notice

**Assessment Notices 2019**[2019 Assessment Notice \(PDF\)](#)**Assessment Notices 2020**[2020 Assessment Notice \(PDF\)](#)**Assessment Notices 2021**[2021 Assessment Notice \(PDF\)](#)

**No data available for the following modules:** Land, Conservation Use Rural Land, Residential Improvement Information, Mobile Homes.

The Morgan County Assessor makes every effort to produce the most accurate information possible. No warranties, expressed or implied are provided for the data herein, its use or interpretation. The assessment information is from the last certified tax roll. All other data is subject to change.

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## MORGAN COUNTY AGENDA REQUEST

Department:

Transit

Presenter(s):

Stephanie Martin

Meeting Date: mm/dd/yyyy 10/19/2021

Type of Request:

New Business

Wording for the Agenda:

Section 5311 Grant Application

Background/History/Details:

The 5311 Grant is the support Morgan County Transit receives from the Federal Transit Administration (FTA) through the Georgia Department of Transportation (GDOT). Every year the FTA requires the application to be submitted to continue funding assistance.

What action are you seeking from the Board of Commissioners?

A motion to approve the Resolution Authorizing the filing of the application and authorize the Chairman to sign all grant application, certificate and award documents for FY23.

If this item requires funding, please describe:

The Grant itself does not require funding, it is the funding source the County gets to assist in running Transit.

Has this request been considered within the past two years?

Yes

If so, when?

Every year

Is Audio-Visual Equipment Required for this Request?\*

No

Backup Provided with Request?

No

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance

No

Approved by Purchasing

No

Manager's Approval

No

Staff Notes:





## **FEDERAL TRANSIT ADMINISTRATION**

### **SECTION 5311 PROGRAM FORMULA FUNDS FOR RURAL TRANSIT**

### **FY 2023 GRANT APPLICATION**

Please use Adobe Acrobat Reader to complete this application. You may use the tab button to navigate between fillable form fields.

Only the Transmittal Letter and Authorizing Resolution should be printed and returned as a scanned application attachment. All other application components should be completed and returned electronically.

**APPLICATION DUE DATE  
NOVEMBER 1, 2021**

**Transit Agency Name:**

Morgan County

**Submitted By:**

Stephanie Martin

**Date Submitted:**

11/1/2021

**GDOT District Project Manager Signature:  
(To be completed by GDOT staff)**

**Date Received:**

**(To be completed by GDOT staff)**



## FY 2023 Section 5311 Grant Application Checklist

Applicant organizations shall conduct the following completeness checklist prior to submitting their grant application. **For an application to be considered ALL items must be complete and included in the application submitted prior to November 1, 2021.**

Name/Description of Item	Completed? (Yes/No)	
Part A: Grant Applicant Profile	Yes	<input type="checkbox"/>
Part B: Transmittal Letter	Yes	<input type="checkbox"/>
Letter must be on organization letterhead	Yes	<input type="checkbox"/>
Part C: Authorizing Resolution	Yes	<input type="checkbox"/>
Resolution must be notarized	Yes	<input type="checkbox"/>
Part D: FTA-Funded Assets/State of Good Repair	Yes	<input type="checkbox"/>
Part E: Sources of Local Matching Funds and Three -Year Budget Trends	Yes	<input type="checkbox"/>
Part F: Third Party Operators	No	<input type="checkbox"/>
Attach copy of all TPO Contracts	No	<input type="checkbox"/>
Part G: Public Notice & Private Enterprise Coordination	Yes	<input type="checkbox"/>
Attach copy of Public Notice	Yes	<input type="checkbox"/>
Part H: FTA Title VI Data Collection, Reporting, and Economic Impacts	Yes	<input type="checkbox"/>
Attach copy of current Fare Sheet	Yes	<input type="checkbox"/>
Part I: Certification of No Intent to Charter Service	Yes	<input type="checkbox"/>
Part J: Drug-Free Workplace and Drug and Alcohol Program	Yes	<input type="checkbox"/>
Part K: Drug-Free Workplace Act Certification for Public and Private Entities	Yes	<input type="checkbox"/>
Part L: Certification of Equivalent Access for Persons with Disabilities	Yes	<input type="checkbox"/>
Part M: FTA Civil Rights Assurance	Yes	<input type="checkbox"/>
Part N: Debarment and Suspension	Yes	<input type="checkbox"/>
Part O: Disadvantaged Business Enterprise (DBE) Semi-Annual Reporting	Yes	<input type="checkbox"/>
Part P: Lobbying Restrictions	Yes	<input type="checkbox"/>
Part Q: FTA Certifications and Assurances	Yes	<input type="checkbox"/>
Part R: Financial Certifications	Yes	<input type="checkbox"/>
Part S: Expenditures Form	Yes	<input type="checkbox"/>

Application Checklist Completed By:	Name:	Title:	Date:
	Phillip Von Hanstein	Chairman	10/29/2021

Does your organization employ 100 or more transit related employees?

Yes ☐  
No ☒

## Contract Authorization Request

### Part A: Grant Applicant Profile

General Information	SUBRECIPIENT ORGANIZATION Information		
	Organization Official Name (as it appears in W9) Morgan County	Physical Address 991 South Main Street	Mailing Address (if different) 991 South Main Street
		DUNS Number 79379467	eVerify 114439
Subrecipient Contract Information	Key Personnel (EXCLUDE THIRD PARTY OPERATORS)		
	Contract Reviewer	Name	Stephanie Martin
		Title	Morgan County Transit Director
		Phone	706-342-4052
		Email	smartin@morgancountyga.gov
	Executor - Authorized Official that will execute the grant	Name	Phillip Von Hanstein
		Title	Chairman
		Phone	706-342-0725
		Email	pvonhanstein@morgancountyga.gov
	Executor 2 - Second executor only if required by the subrecipient	Name	Phillip Von Hanstein
		Title	Chairman
		Phone	706-342-0725
		Email	pvonhanstein@morgancountyga.gov
	Attestor/Witness - Designated Staff Person who will Attest the Executing Official's Signature and Affix the Government's Seal	Name	Leslie Brandt
		Title	County Clerk
		Phone	706-342-0725
		Email	lbrandt@morgancountyga.gov
	Notary - Designated Notary who will Notarize the Executing and Attesting Officials' Signatures	Name	Kim Cox
		Title	Notary
		Phone	706-342-0725
		Email	kcox@morgancountyga.gov

	<b>Attorney</b>	<b>Name</b> Christian Henry
		<b>Title</b> Attorney
		<b>Phone</b>
		<b>Email</b>

## Part B: Transmittal Letter

The following page includes a sample transmittal letter with fillable fields. Applicants should only complete the fillable fields, all remaining fields will auto-populate. Once all fields are complete, Applicants should print the letter on the Applicant Organization's letterhead. A scanned copy of the signed letter (on letterhead) should be submitted as an attachment with the complete application package.

Applicants must submit the transmittal letter on the Applicant Organization's letterhead and include the signature of the Authorized Official. Please note that the Transmittal Letter and/or Authorized Official MAY NOT be submitted to GDOT from a Third-Party Operator (TPO) on the TPO's letterhead.

Date

Ms. Kaycee Mertz  
Transit Program Manager  
Division of Intermodal  
Georgia Department of Transportation  
600 W. Peachtree Street  
Atlanta, Georgia 30308

Dear Ms. Mertz:

The Morgan County is applying for an FTA Section 5311 grant to aid in the operation of the Morgan County Transit for FY2023 in the amount of \$451,600 as detailed in the table below. The financial assistance requested for this project has been reviewed and approved by the local transportation planning process and is identified in the State Transportation Improvement Program.

	Federal Share	State Share	Local Share	Total
Operating Assistance	\$225,800.00			\$225,800.00
Large Capital				
Small Capital	\$47,243.00	\$5905.30		\$5905.30
Mobility Management				
Total				

Local operating assistance will be provided by Morgan County.

Local share of Large Capital Purchases will be provided by Morgan County.

Local share of Small Capital Purchases will be provided by Morgan County.

Local share of Mobility Management will be provided by Morgan County.

The Applicant certifies sufficient financial capacity exists to carry out the proposed projects listed above for a minimum of 90 days in the event of delays in the receipt of federal funds or execution of a contract. The applicant certifies the local match is from an eligible source of funds.

The applicant certifies all of the information contained in this funding application is correct and the applicant has the legal, financial, technical, and managerial capacity to carry out the proposed project and maintain the project property. If you have questions about this request for funding, please contact Stephanie Martin at 706-342-4052 or smartin@morgancountyga.gov.

\_\_\_\_\_  
Signature

Phillip Von Hanstein  
Name of Authorized Official

Chairman  
Title of Authorized Official

## Part C: Authorizing Resolution

The following two pages include an authorizing resolution that must be enacted by the governing body of the Applicant Organization and signed by the Chair of the County Commission, Mayor, or the head of the governing body as appropriate. Please complete the fillable fields on the resolution, then print and sign the designated fields. The authorizing resolution must be properly witnessed and notarized, including the date the notary's commission expires. The resolution should also be stamped with the notary seal as well as the seal of the county commission, city, or appropriate applicant jurisdiction. The certificate of the attesting officer must also be completed.

A scanned copy of the completed, signed, and notarized Authorizing Resolution should be submitted as an attachment with the full application package.

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION AND THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR A GRANT FOR PUBLIC TRANSPORTATION ASSISTANCE UNDER TITLE 49 U.S.C., SECTION 5311.**

**WHEREAS**, the Federal Transit Administration and the Georgia Department of Transportation are authorized to make grants to non-urbanized (rural) areas for mass transportation projects; and

**WHEREAS**, the contract for financial assistance will impose certain obligations upon Applicant, including the provision of the local share of project costs; and

**WHEREAS**, it is required by the United States Department of Transportation and the Georgia Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Federal Transit Act, the applicant gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the United States Department of Transportation requirements thereunder; and

**WHEREAS**, it is the goal of the Applicant that Minority Business Enterprise (Disadvantaged Business Enterprise and Women's Business Enterprise) be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority business shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant and other services.

**NOW THEREFORE, BE IT RESOLVED BY** Morgan County Board of Commissioners  
**hereinafter referred to as the "Applicant",**

1. That the Designated Official, Phillip Von Hanstein hereinafter, referred to as the "Official" is authorized to execute and file an application on the behalf of the Applicant, a City/County government, with the Georgia Department of Transportation to aid in the financing of public transportation assistance pursuant to Section 5311 of the Federal Transit Act.
2. That the Official is authorized to execute and file such application and assurances or any other document required by the U.S. Department of Transportation and the Georgia Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964.
3. That the Official is authorized to execute and file all other standard assurances or any other document required by the Georgia Department of Transportation or the U.S. Department of Transportation in connection with the application for public transportation assistance.
4. That the Official is authorized to execute grant contract agreements on behalf of the Applicant with the Georgia Department of Transportation.

(Page 1 of 2)



5. That the Official is authorized to set forth and execute Minority Business Enterprise, DBE (Disadvantaged Business Enterprise) and WBE (Women Business Enterprise) policies and procedures in connection with the project's procurement needs as applicable.
6. That the applicant while making application to or receiving grants from the Federal Transit Administration will comply with FTA Circular 9040.1G, FTA Certifications and Assurances for Federal Assistance 2021 as listed in this grant application and General Operating Guidelines as illustrated in the Georgia State Management Plan.
7. That the applicant has or will have available the required non-federal funds to meet local share requirements for this grant application.

APPROVED AND ADOPTED this 29th day of October, 2021.

\_\_\_\_\_  
Authorized Official

Phillip Von Hanstein

\_\_\_\_\_  
Type Name and Title

Signed, sealed and delivered this 29th day of October, 2021 in the presence of

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Notary Public/Notary Seal

#### CERTIFICATE

The undersigned duly qualified and acting County Clerk of  
Morgan County (*Title of Certifying/Attesting Official*) (*Applicant's*  
*Legal Name*) certifies that the foregoing is a true and correct copy of a resolution  
adopted at a legally convened meeting held on 29th, 2021.

\_\_\_\_\_  
Name of Certifying/Attesting Officer

Leslie Brandt, County Clerk

\_\_\_\_\_  
Title of Certifying/Attesting Officer

(Place Seal Here)

(Page 2 of 2)

## Part D: FTA-Funded Assets/State of Good Repair

FTA requires that organizations receiving federal transit funds maintain a complete inventory of their transit (revenue-producing) vehicles and transit facilities. Please complete the respective inventory tables below. Please include any new rolling stock acquired after 6/30/21 with a mileage of zero (0), and include anticipated annual mileage for the vehicle.

**Table 4: Inventory of Rolling Stock Vehicles**[illegible]

**Table 4: Inventory of Rolling Stock Vehicles (cont'd)**[illegible]

**Table 4: Inventory of Rolling Stock Vehicles (cont'd)**[illegible]

**Table 4: Inventory of Rolling Stock Vehicles (cont'd)**[illegible]

**Table 5: Inventory of Transit Facilities**[illegible]

## Part E: Sources of Local Matching Funds and Three-Year Budget Trends

Please list ALL sources of local matching funds, including the amounts for each. The use of purchase of service (POS) contracts with the Georgia Department of Human Services (DHS) and other similar entities should also be shown, along with the source of the POS revenues.

For budgeting purposes, all POS revenues must be deducted from the total transit operating expenses (as defined by FTA) as "program revenue" to arrive at the net Section 5311 transit operating expenses each month. The funding share of the net operating expenses is then calculated at 50% federal funds and 50% local funds.

Please note that other FTA funds, including Section 5310, 5316, and 5317 funds, are not eligible sources of local match funds. Local match funds must be traceable back to the source of origination (from a specific local governmental entity) and can be used only once as a local match source for a federal grant.

### Part E-1: Purchase of Service Contracts

List all POS contracts in Table 6 below. Include contracting agency/office, the contract start/end dates, amounts, and cost per unit of service.

**Table 6: List of POS Contracts**

<b>POS Contracting Agency/Office:</b>	<b>Contract Start Date:</b>	<b>Contract End Date:</b>	<b>Total Contract Amount:</b>	<b>Cost Per Unit of Transit Service:</b>	<b>Anticipated Annual Trips:</b>
POS with DHS from FTA & Non FTA	7/1/2021	6/30/2022	\$28,000.00	\$0-\$400.00	10,000
<b>Total of all POS Contracts</b>			<b>\$28,000.00</b>		

**Part E-2: Sources of Local Matching Funds**

Please list all sources of local matching funds in Table 7 below.

**Table 7: Sources of Local Matching Funds**

<b>Local Funding Source:</b>	<b>Amount:</b>
Local Government General Revenues	\$225,800.00
Estimated NEMT Revenues (DCH Brokers)	
POS Contracts (total from Table 6 above)	\$28,000.00
Other Local Fund Source (please specify, add rows for additional sources as needed)	
<b>TOTAL LOCAL MATCHING FUNDS</b>	<b>\$253,800</b>

**Part E-3: Three-Year Operating Budget Trend (FY2021-FY2023)**

Please complete Table 8 with federal and local operating funding from FY2021 through FY2023.

Actual FY2021 funding levels should be extrapolated from your agency's Final Reimbursement Form from July 2021. FY2022 funding levels should be extrapolated from the budget submitted by your agency for FY2022. Proposed FY2023 funding levels should be extrapolated from the budget submitted with this application.

**\*Only operating funds should be used to populate Table 8.**

**Table 8: Three-Year Operating Budget Trend**

<b>FY 2021 (actual)</b>		<b>FY 2022 (current year budget)</b>		<b>Proposed FY 2023 (this application)</b>	
Federal Funds	\$282,524.83	Federal Funds	\$262,235.40	Federal Funds	\$225,800.00
Local Funds (total including general fund and POS revenues)	\$32,489.25	Local Funds (total including general fund and POS revenues)	223,563.55	Local Funds (total including general fund and POS revenues)	\$225,800.00
<b>Total</b>	<b>\$315,014.08</b>	<b>Total</b>	<b>\$485,798.90</b>	<b>Total</b>	<b>\$451,600.00</b>



## Part F: Third Party Operators

Please check one (1) of the boxes below to indicate whether your agency employs a third-party operator (TPO). If your agency employs one or more TPOs, you must attach a copy of all TPO contracts to this application.

***TPO contracts must include a maximum amount or "Not to exceed" amount for proposed transit operations in FY2023.***

Does this applicant Agency employ a Third-Party Operator?

☐ This Agency employs a TPO and a copy of the TPO contract(s) is attached.

☒ This Agency does not employ a TPO.

\*\*\* A copy of all TPO contracts must be attached to this application. \*\*\*

## **Part G: Public Notice & Private Enterprise Coordination**

The Applicant Organization **MUST** publish the public notice, on the following page, one time in the local government's legal newspaper, and have a 15-day comment period that concludes **PRIOR** to November 1, 2021.

This is required to make private transportation service providers aware of the Applicant's grant application. The original legal ad and notarized publisher's affidavit from the newspaper must be included in your grant application.

The "Private Enterprise Coordination Certification" (see Part H-1) must be completed and included in the Applicant's completed grant application. Applicants must indicate if no response is received within the fifteen (15) days. If there is a response to the Public Notice, the Applicant must include the responses in Certification form.

**The Applicant Organization MUST publish the following notice one time in the local government's legal newspaper, and have a 15-day comment period that concludes PRIOR to November 1, 2021. This is required to make private transportation service providers aware of the Applicant's grant application. The original legal ad and notarized publisher's affidavit from the newspaper must be included in your grant application.**

### **Public Notice**

The Morgan County is applying for funding assistance under Title 49 U.S.C. Section 5311 of the Federal Transit Act pertaining to rural areas.

The Morgan County will offer general public transportation to all citizens of \_\_\_\_\_ for any worthwhile purpose, including but not limited to shopping, medical treatment, social services, and other purposes.

The Morgan County solicits private sector input and participation to assure that private for-profit transportation operators have a fair and timely opportunity to participate in the development of this program.

The Morgan County also solicits comments and concerns from the general population on local rural public transportation services.

The Morgan County also solicits comments and concerns from the elderly, low-income, and disabled population and their representatives to assure that issues relating to the disabled are addressed in the service design proposed during the planning process.

Interested persons are invited to request that a public hearing be held to discuss the services being offered or development of the application.

Written comments, requests for a public hearing and/or written notice of intent by private for-profit transportation operators to provide or participate in any or all of the above services should be submitted no later than fifteen (15) days from the date of this publication to:

**Commission Chairman/Mayor/Chief Executive of Applicant Organization:**

Chairman Phillip Von Hanstein

**Address/City/State/Zip Code of Applicant:**

PO Box 168, Madison, GA. 30650

**Phone Number of Applicant:** 706-342-0725

If no response is received within the fifteen (15) days, the Morgan County will proceed with the application to the Georgia Department of Transportation.

**Part G-1: No Response to Public Notice Private Enterprise Coordination Certification**

The Applicant Organization's County Commission Chair, Mayor, or Authorized Executive must complete the certification below, sign, and date this form. The Applicant must also attach a Notice and Affidavit from the newspaper or letter sent to private transportation providers. For paper application submissions, these attachments should be inserted after this page.

This form, the original legal ad appearing in the local newspaper, and a notarized publisher's affidavit from the newspaper must be included in this Section 5311 grant application.

Advertisement run in the 10/29/2021 Edition of the Legals.

Indicate whether Applicant received a response to the public notice within 15 days:

- ☒ No response received  
☐ Response(s) received

If one or more responses were received, please complete Table 9 below with a list of private transportation providers operating in the service area, including a contact person, address, and phone number.

**Table 9: List of Private Transportation Providers**

Private Transportation Provider	Point of Contact	Phone Number	Address

Date of Notification(s) Requesting Public Hearing (if any): N/A.

Last day for private transportation providers to request the public hearing: 10/28/2021.

The Applicant's organization, Morgan County, will annually review existing service and any proposed service changes to determine the feasibility of private providers providing the public service. An annual review will be scheduled and a review format will be developed to carry out this task. Private transportation service providers will be notified and their interest in the service provision will be assessed. Private transportation service providers will be invited to attend and be a part of the annual review process.

\_\_\_\_\_  
Signature of Authorized Official

**Phillip Von Hanstein**

\_\_\_\_\_  
Printed Name of Authorized Official

**Chairman**

\_\_\_\_\_  
Printed Title of Authorized Official

**10/29/2021**

\_\_\_\_\_  
Date

## Part H: FTA Title VI Data Collection, Reporting, and Economic Impacts

The Applicant Organization must complete the following sections pertaining to its Title VI Program activities.

### Part H-1: General Reporting

1. List any Title VI-related lawsuits or complaints filed pertaining to the Applicant Organization's Section 5311 program.

N/A

2. Has your organization applied for any other federal financial assistance for transportation?

☐ Yes ☒ No

If "Yes," what kind of financial assistance and from which source?

N/A

3. In the last three years, has any Civil Rights/Title VI Compliance Review Activity been conducted at your organization?

☐ Yes ☒ No

## **Part H-2: Title VI Monitoring Procedures/Monthly Vehicle Reports**

GDOT requires the following monthly reporting in order to meet FTA National Transit Database requirements. Accurate completion of the following information is critical to continued Section 5311 grant eligibility. Subrecipients must provide this data monthly, including data on population of your service area, percentage of trips made by minority population (compared to the total); types of services provided; days and hours of operation; number and type of vehicles in operation; number/percentage of wheelchair-equipped vehicles total seating capacity; service area; total monthly ridership; transit costs by hour, mile, etc.; number of trips by trip purpose; quality of service; etc. Please seek technical assistance from your District Project Manager, if you have any questions regarding the definitions or completion of these data.

The Applicant Organization agrees to provide this data on a monthly basis in a format designated by GDOT.

---

Signature of Authorized Official

**Phillip Von Hanstein**

---

Printed Name of Authorized Official

**Chairman**

---

Printed Title of Authorized Official

**10/29/2021**

---

Date

### Part H-3: Performance and Quality of Service

#### Part H-3-1: Level of Service

Complete the Table 10 below with the requested information regarding Applicant Organization's transit service and area. Please use <https://www.census.gov/quickfacts/fact/table> to obtain information for population and minority percentage.

**Table 10: Level of Service Data**

<b>Total Population:</b>	19,276
<b>Percent Minority:</b>	28%
<b>Type of Service:</b>	Demand Response
<b>Days/Hours of Operation:</b>	Monday- Friday 6am to 5:15pm
<b>Number of Vehicles:</b>	5
<b>Number of Wheelchair Equipped Vehicles:</b>	3
<b>Total Seating Capacity:</b>	71

#### Part H-3-2: Performance and Quality of Service

Complete Table 11 below with Applicant Organization trip data from FY2021. Suggested calculation methods are included in parenthesis.

**Table 11: Performance Data**

<b>Annual Trip Total:</b>	17,681
<b>Average Trips Per Month: (Trip total divided by 12)</b>	1473
<b>Annual Trips Serving Minority Populations: (Annual trip total less trips by Caucasian riders)</b>	15,239
<b>Percentage of Trips Serving Minority Populations: (trips serving minority populations divided by total annual trips, multiplied by 100)</b>	86%

Complete Table 12 below with trip purpose data from Applicant Organization's records for FY2021.

**Table 12: Trip Counts by Purpose**

	<b>Trip Count</b>
Medical	2929
Employment	9590
Nutrition	1114
Social/Recreation	681
Education	406
Shopping/Personal	2961
<b>TOTAL</b>	17,681

### Part H-3-3: Transit Cost Analysis

Table 13 below is used to complete the transit cost analysis for this application. The table includes embedded formulas to calculate the cost per hour, cost per one-way passenger trips, and cost per mile. Applicants should enter data into each of the highlighted cells below ONLY. Once the requested data is entered, the remaining fields should update automatically using the embedded formulas.

The Applicant Organization should use the FEDERAL SHARE, LOCAL SHARE, and TOTAL line items from its FY2021 Final Reimbursement Form.

**Table 13: Transit Cost Analysis**

Total Annual Trip Count	Federally Allocated Funds Spent in FY 2021	Locally Allocated Funds Spent in FY 2021	Total Funds Spent in FY 2021	Annual Revenue Service Hours in FY 2021	Annual Miles in Revenue Service in FY 2021
17,681.00	\$ 282,524.83	\$ 0.00	\$ 282,524.83	9,784.00	97,567.00
Cost Per Hour	\$ 14.44	\$ 14.44	\$ 28.88		
Cost Per One- Way Passenger Trips (OWPT)	\$ 7.99	\$ 7.99	\$ 15.98		
Cost Per Mile	\$ 1.45	\$ 1.45	\$ 2.90		
Number of Revenue Vehicles in FY 2021	5.00		Farebox Revenue in FY 2021	32,489.25	
Cost Per Vehicle	\$ 3,536.20		Farebox Revenue Per Trip	\$ 1.84	



## Part H-4: Economic Impacts

### Part H-4-1: Transportation System and Services:

Applicant Organization should describe its current Section 5311 transit system in the text boxes below.

1. Service area (e.g. Countywide, city only, multi-county. Specify and all counties and municipalities served):  
County wide/ Multi- County (DHS and Medical Trips)
2. Methods used to communicate transit system information to the public (Check all that apply):  

<input checked="" type="checkbox"/> Word of Mouth	<input type="checkbox"/> Public Meetings	<input checked="" type="checkbox"/> Newsletters
<input checked="" type="checkbox"/> Newspaper	<input checked="" type="checkbox"/> County Website	<input type="checkbox"/> Social Media
<input type="checkbox"/> TV/Radio	<input type="checkbox"/> Government Buildings	
<input checked="" type="checkbox"/> Community Events	<input type="checkbox"/> Other: _____	
3. Trends in the number of public transit riders over the past three years. Please use data from the National Transit Database reports for FY2018 and FY2019 (<https://www.transit.dot.gov/ntd/ntd-data>):

# of OWPTs in FY2019	# of OWPTs in FY2020	# of OWPTs in FY2021
23,792	19,980	17,681

4. Please explain any significant drops or increases in ridership over the past three years (e.g. new POS contract, reduced service area):  
We still had drops due to COVID. When there was an increase in positives cases, we would have clients cancel.
5. Period of time Applicant Organization has provided transit services:  
For more than 30 years.
6. Description of how transit services are delivered (i.e. by a third party operator, by county staff, a combination of county and TPO staff, etc.):  

<input checked="" type="checkbox"/> County Staff
<input type="checkbox"/> Third Party Operator (TPO)
<input type="checkbox"/> Combination County Staff and TPO
<input type="checkbox"/> Other: _____

7. **\*\*Optional – New Starts Only\*\*** If Applicant Organization is applying to FTA for a NEW public transportation service, describe the area to be served, transit needs to be met, public outreach activities conducted, and overall organization for planning and delivering transit services. Please include all agencies/entities providing key transit-related activities, including vehicle operations, vehicle maintenance, operations reporting capabilities, etc.
- N/A

#### Part H-4-2: Service Area Details

### Table 14: Service Area Details

[illegible]

**\*\*\*Please insert a copy of the current fare sheet for the 5311 transit agency that shows fares charged for one-way passenger trips for all types of fares charged.\*\*\***

#### Part H-4-3: Statement of Public Benefits

List Applicant Organization's three most important focus areas in the communities it serves for FY2021. Describe the role transit plays in those focus areas (jobs, medical, etc.).

##### Focus Area #1

Transportation for Senior Citizens: We provide trips through a Purchase of Service Agreement with Northeast Georgia Regional Commission to bring Seniors to and from the Morgan County Senior Center for recreation .

##### Focus Area #2

Transportation for Employment: we have a positive impact on the local economy by providing trips for employment purposes. In FY21 we are slowly rebuilding this section as business start to rehire from the COVID

##### Focus Area #3

Several general transportation needs: We are the primary means for many residents to get to medical appointments and do their shopping. To help ensure clients receive medical care from specialist and to provide more shopping opportunities we have added routine trips to Greensboro

What specific actions are the Applicant Organization taking to increase ridership, especially among under-served populations (Veterans, transitioning services, etc.)?

We have updated our website and brochures. We have reached out to other service providers, such as a new senior center living facility, medical providers and local assisted living homes of our services. We have flyers/ brochures at our local welcome center, to notify visitors of our service. Local businesses keep our information to pass to employees.

#### Part H-4-4: Project Coordination

Describe how the FTA-funded services detailed in this grant application will be coordinated with social service agencies and private transportation providers in the Applicant Organization's service area. Descriptions should include, but not be limited to, coordination with DCH, DHS, employer contracts, and on-the-job training (OJT) programs. Provide detailed information on existing coordinated services and any planned coordination activities.

In addition to providing general public transportation, we have purchase of service agreements with Northeast Georgia Regional Commission to provide trips for our aging populations. The agreement also provides for transportation for our resident to receive mental health services in surrounding counties. This agreement also provides for transportation for our residents who are receiving assistance from DFCS for trips approved by DFCS. We coordinate with local assisted living facilities located in the County to provide public transportation for shopping and medical trips for their residents. We also provide transportation for the Ocmulgee Judicial Court Adult Treatment Program who need transportation to/from their facilities. There are no private public transportation companies providing transportation within Morgan County.

**\*\*\*For New Government Entity Applicants Only - Service Initiation and Delivery\*\*\***

If Applicant Organization is a NEW applicant for FTA Section 5311 funding, please describe your plan for initiating the service, including major phases and milestone dates for launching the new service and any other public or private sector partners participating in the launch of the new service).

N/A

## Part I: Certification of No Intent to Charter Service

The Applicant Organization must provide the certification shown below and include the signature of the Authorized Official.

The Applicant Organization, Morgan County certifies that it does not intend to and will not provide charter service with Federal Transit Administration funded equipment and facilities or provide any exclusive service during the operating period of this application.

The Applicant also certifies that conveyance of government officials shall not exceed 80 hours in a given year and such services must also be reported to the Federal Transit Administration.

\_\_\_\_\_  
Signature of Authorized Official

**Phillip Von Hanstein**

\_\_\_\_\_  
Printed Name of Authorized Official

**Chairman**

\_\_\_\_\_  
Printed Title of Authorized Official

**10/29/2021**

\_\_\_\_\_  
Date

## Part J: Drug-Free Workplace and Drug and Alcohol Program

Applicant Organizations that are current Section 5311 funding recipients must complete the following certification. New (or first time) Applicant Organizations may not sign this certification until their program has been approved by GDOT.

I, Phillip Von Hanstein, Chairman, certify that Morgan County, and its contractors, as required, for the Section 5311 Rural Public Transportation Program, has established and implemented an alcohol misuse prevention program and anti-drug abuse program in accordance with the terms of 49 CFR Part 40 and Part 655. I further certify that the employee training conducted under this part meets the requirements of 49 CFR, Part 40 and Part 655.

\_\_\_\_\_  
Signature of Authorized Official

Phillip Von Hanstein  
\_\_\_\_\_  
Printed Name of Authorized Official

Chairman  
\_\_\_\_\_  
Printed Title of Authorized Official

10/29/2021  
\_\_\_\_\_  
Date

## Part K: Drug-Free Workplace Act Certification for Public and Private Entities

Applicant Organizations must complete the following certification and include the signature of the Authorized Official.

The **Morgan County** \_\_\_\_\_, certifies that it will provide a drug-free workplace as specified in U.S. Department of Transportation's (DOT) rule, 49 CFR Part 40 and 655, which describes required procedures for conducting workplace drug and alcohol testing for FTA programs, including:

- A) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the Applicant's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- B) Establishing an ongoing drug-free awareness program to inform employees about:
  - The dangers of drug abuse in the workplace;
  - The Applicant's policy of maintaining a drug-free workplace;
  - Any available drug counseling, rehabilitation, and employee assistance programs; and, the penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- C) Making it a requirement that each employee to be engaged in the performance of the grant or cooperative agreement be given a copy of the statement required by paragraph (A);
- D) Notifying the employee in the statement required by paragraph (A) that, as a condition of employment under the grant or cooperative agreement, the employee will abide by the terms of the statement; and notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- E) Notifying the Federal agency in writing, within ten calendar days after receiving notice under subparagraph (D) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every project officer or other designee on whose project activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification numbers(s) of each affected grant or cooperative agreement;
- F) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (D), with respect to any employee who is so convicted:
  - Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
  - Requiring such employee to participate satisfactorily in a drug abuse



assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency; and

- G) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (A), (B), (C), (D), (E), and (F).
- H) The Applicant's headquarters are located at the following address:

Name of Applicant Organization:

Name of Authorized Official:

Address:

---

Signature of Authorized Official

**Phillip Von Hanstein**

---

Printed Name of Authorized Official

**Chairman**

---

Printed Title of Authorized Official

**10/29/2021**

---

Date

## Part L: Certification of Equivalent Access for Persons with Disabilities

Applicant Organization is required to sign this certification only if the organization is requesting the purchase of a vehicle without disability access features (i.e. wheelchair lift) as required in 49 CFR Part 38).

Morgan County certifies that all our vehicles are purchased with disability access features.

*Fill out the form below if the agency is requesting the purchase of vehicles without disability features.*

I hereby certify that when viewed in its entirety, the demand-responsive transportation program of Morgan County Transit provides disabled persons with access equal to that afforded to any other person in terms of the following criteria:

- Response time,
- Fares (demand response system cannot charge higher fare for wheelchair boarding),
- Geographic area of service,
- Hours and days of service,
- Restrictions based on trip purpose,
- Availability of information and reservations capabilities, and
- Constraints on capacity or service availability.

Public Demand Response Agencies: In accordance with 49 CFR 37.77, public funded entities operating demand responsive systems for the general public which receive financial assistance under Section 18 of the Federal Transit Act must file this certification with the appropriate state program office before procuring any inaccessible vehicle. Public entities receiving FTA funds under any other section of the FTA Act must file the certification with the appropriate FTA regional office.

Certified this 29th day of October, 2021.

\_\_\_\_\_  
Signature of Authorized Official

Phillip Von Hanstein

\_\_\_\_\_  
Printed Name of Authorized Official

Chairman

\_\_\_\_\_  
Printed Title of Authorized Official

10/29/2021

\_\_\_\_\_  
Date

## Part M: FTA Civil Rights Assurance

Applicant Organization must complete the following certification and include the signature of the Authorized Official.

The Morgan County hereby certifies that, as a condition of receiving Federal financial assistance under the Federal Transit Act, the organization will ensure that:

- No person on the basis of race, color, or national origin, will be subjected to discrimination in the level and quality of transportation services and transit related benefits.
- The Morgan County will compile, maintain, and submit in a timely manner Title VI information required by FTA Circular 4702.1B and in compliance with the Department of Transportation's Title VI regulation, 49 CFR Part 21.7(a).
- The Morgan County will make it known to the public that those persons alleging discrimination on the basis of race, color, or national origin as it relates to the provision of transportation services and transit-related benefits may file a complaint with the Federal Transit Administration and/or the U.S. Department of Transportation.

The Applicant/Recipient assures that it will comply with the following laws and regulations so that no person in the United States will be denied the benefits of, or otherwise be subjected to discrimination in any U.S. DOT or FTA funded program or activity (particularly in the level and quality of transportation services and transportation-related benefits on the basis of race, color, national origin, religion, sex, disability, or age:

- Federal transit laws, specifically 49 U.S.C. 5332, as amended by MAP-21 (prohibiting discrimination on the basis of race, color, religion, national origin, sex, disability, or age, and in employment or business opportunity),
- Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d,
- The Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, et seq.,
- The Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 et seq.,
- U.S. DOT regulations, "Nondiscrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964," 49 CFR part 21.7(a),
- U.S. DOT regulations, specifically 49 CFR parts 27, 37, 38, and 39, and
- Any other applicable Federal statutes that may be signed into law or Federal regulations that may be promulgated,

(Page 1 of 3)

As required by 49 CFR 21.7:

- It will comply with Federal guidance implementing Federal nondiscrimination laws and regulations, except to the extent FTA determines otherwise in writing, with 49 U.S.C. 5332, as amended by MAP-21, 42 U.S.C. 2000d, and 49 CFR Part 21 in the manner it conducts each Project, undertakes property acquisitions, and operates its Project facilities, including: its entire facilities and its facilities operated in connection with its Project. This assurance applies to your Applicant/Recipient's entire Project and to all parts of its facilities, including the facilities it operates to implement its Project,
- It will promptly take the necessary actions to carry out this assurance, including: notifying the public that discrimination complaints about transportation-related services or benefits may be filed with U.S. DOT or FTA, and submitting information about its compliance with these provisions to U.S. DOT or FTA upon their request,
- If it transfers FTA funded real property, structures, or improvements to another party, any deeds and instruments recording that transfer will contain a covenant running with the land assuring nondiscrimination: (1) while the property is used for the purpose that the Federal funding is extended, and (2) while the property is used for another purpose involving the provision of similar services or benefits,
- It will make any changes in its Title VI implementing procedures as U.S. DOT or FTA may request to comply with Title VI of the Civil Rights Act, 42 U.S.C. 2000d, U.S. DOT regulations, 49 CFR part 21, and Federal transit laws, 49 U.S.C. 5332, as amended by MAP-21,
- It will comply with Federal guidance issued to implement Federal nondiscrimination requirements, except as FTA determines otherwise in writing,
- It will extend the requirements of 49 U.S.C. 5332, as amended by MAP-21, 42 U.S.C. 2000d, and 49 CFR part 21 to each Third Party Participant, including: (1) Any Subrecipient, (2) Any Transferee, (3) Any Third Party Contractor or Subcontractor at any tier, (4) Any Successor in Interest, (5) Any Lessee, or (6) Any other Third Party Participant in its Project,
- It will include adequate provisions to extend the requirements of 49 U.S.C. 5332, as amended by MAP-21, 42 U.S.C. 2000d, and 49 CFR part 21 to each third party agreement, including: (1) Each subagreement, (2) Each property transfer agreement, (3) Each third party contract or subcontract at any tier, (4) Each lease, or (5) Each participation agreement, and

As required by U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," 49 CFR part 27, specifically 49 CFR 27.9, and consistent with 49 U.S.C. 5307(c)(1)(D)(iii), as amended by MAP-21, the Applicant/Recipient assures that:

(Page 2 of 3)

1. It will comply with the following prohibitions against discrimination on the basis of disability, which are a condition of approval or extension of any FTA funding awarded to: (1) Construct any facility, (2) Obtain any rolling stock or other equipment, (3) Undertake studies, (4) Conduct research, or (5) Participate in or obtain any benefit from any FTA administered program, and
2. In any program or activity receiving or benefiting from Federal funding that U.S. DOT administers, no otherwise qualified people with a disability will, because of their disability, be:
  - (1) Excluded from participation, (2) Denied benefits, or (3) Otherwise subjected to discrimination.

The United States has a right to seek judicial enforcement of any matter arising under Title VI of the Civil Rights Act, 42 U.S.C. 2000d, U.S. DOT regulations, 49 CFR Part 21, and this assurance.

The assurances made will remain in effect as long as: (1) Federal funding is extended to your Project, (2) Project property is used for a purpose for which the Federal funding is extended, (3) Project property is used for a purpose involving the provision of similar services or benefits, or (4) Ownership or possession is retained of its Project property.

The person whose signature appears below is authorized to sign this assurance on behalf of the recipient.

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Signature of Authorized Official

**Phillip Von Hanstein**

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Printed Name of Authorized Official

**Chairman**

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Printed Title of Authorized Official

**10/29/2021**

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Date



## Part N: Debarment and Suspension

If the Applicant Organization is requesting funding exceeding \$25,000, the Applicant must provide the following certification, including the signature of the Authorized Official.

### Part N-1: Non-procurement Suspension and Debarment

U.S. DOT regulations, "Non-procurement Suspension and Debarment," 2 CFR Part 1200, which adopts and supplements the provisions of U.S. Office of Management and Budget (U.S. OMB) "Guidelines to Agencies on Government-wide Debarment and Suspension (Non-procurement)," 2 CFR part 180, permit certifications to assure the Applicant/Recipient acknowledges that:

The Applicant/Recipient certifies to the best of its knowledge and belief that, it, its principals, and first tier sub-recipients:

- a. Are eligible to participate in covered transactions of any Federal department or agency and are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded, or disqualified.
- b. Have not within a three-year period preceding its latest application or proposal been convicted of or had a civil judgment rendered against any of them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction, or contract under a public transaction, violation of any Federal or State antitrust statute, or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making any false statement, or receiving stolen property.
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses listed in the preceding Section 'a' of this certification.
- d. Have not had one or more public transactions (Federal, State, or local) terminated for cause or default within a three-year period preceding this certification.
- e. Will promptly provide any information to the FTA if at a later time any information contradicts the statements of subparagraphs above, and
- f. Will treat each lower tier contract or lower tier subcontract under the Project as a covered lower tier contract for purposes of 2 CFR part 1200 and 2 CFR part 180 if it equals or exceeds \$25,000, is for audit services, or requires the consent of a Federal official.
- g. Will require that each covered lower tier contractor and subcontractor comply and facilitate compliance with the Federal requirements of 2 CFR parts 180 1200, and assure that each lower tier participant in the Project is not presently declared by any Federal department or agency to be:

(Page 1 of 2)

- Debarred from participation in the federally funded project,
- Suspended from participation in the federally funded project,
- Proposed for debarment from participation in the federally funded project,
- Declared ineligible to participate in the federally funded project,
- Voluntarily excluded from participation in the federally funded project, or
- Disqualified from participation in the federally funded Project.

The Applicant/Recipient will promptly provide a written explanation to GDOT if it or any of its principals, including any of its first tier sub-recipients or lower tier participants, is unable to certify to the preceding statements in this certification.

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Signature of Authorized Official

**Phillip Von Hanstein**

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Printed Name of Authorized Official

**Chairman**

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Printed Title of Authorized Official

**10/29/2021**

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Date

**Part N-2: SAM Certification**

GDOT subrecipients must verify they are current within the Federal government's System for Awards Management (SAM) before a contract can be extended. More information can be found on the SAM website: <https://www.sam.gov/SAM/pages/public/index.jsf>

Please attach a copy of the Applicant Organization's SAM certification when submitting the application package.

## Part O: Disadvantaged Business Enterprise (DBE) Semi-Annual Reporting

The Applicant Organization must complete the following certification that it will provide the required semi-annual DBE reports to GDOT on May 1st and November 1st of each year.

The Applicant, **Morgan County** will provide the required FTA Semi-Annual Disadvantaged Business Enterprise (DBE) Program Report, referred to as the Uniform Report of DBE Commitments/Award and Payments is a requirement of 49 CFR Part 26. The semi-annual DBE report is a spreadsheet that captures a detailed breakdown of DBE participation in the Georgia Department of Transportation's DBE program.

\_\_\_\_\_  
Authorized Official

**Phillip Von Hanstein**

\_\_\_\_\_  
Printed Name of Authorized Official

**Chairman**

\_\_\_\_\_  
Printed Title of Authorized Official

**10/29/2021**

\_\_\_\_\_  
Date

## Part P: Lobbying Restrictions

The lobbying requirements apply to all contracts and subcontracts of \$100,000 or more at any tier under a Federal grant. If any funds other than Federally 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 agreement, the payor must complete and submit the Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

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

1. No Federally 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.
2. If any funds other than Federally 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.
3. The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

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.

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Signature of Subrecipient's Authorized Official

**Phillip Von Hanstein**

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Printed Name of Authorized Official

Chairman

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Printed Title of Authorized Official

10/29/2021

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Date



## Part Q: FTA Certifications and Assurances

As part of this grant application package, all applicants must attach a signed copy of the most recent available FTA Certifications and Assurances (FY 2021) included as the following two pages.

The full FTA FY 2021 Certifications and Assurances document is available at :  
<https://www.transit.dot.gov/sites/fta.dot.gov/files/2021-01/FY21-certifications.pdf>

- The FTA FY 2021 Certifications and Assurances sheet listing all of the relevant documents should be marked with a check mark (v) showing that ALL categories numbered 01 through 18 are being certified by your organization, or indicate which of the categories are applicable.
- Original signatures must be placed on the FTA Fiscal Year 2021 Certifications and Assurances page which includes the "Affirmation of Applicant" and "Affirmation of the Applicant's Attorney".

**FEDERAL FISCAL YEAR 2021 CERTIFICATIONS AND ASSURANCES FOR FEDERAL  
TRANSIT ADMINISTRATION ASSISTANCE PROGRAMS**

Name of Applicant: Morgan County

The Applicant agrees to comply with applicable provisions of Categories 01 – 21. ☒

**OR**

The Applicant agrees to comply with applicable provisions of the Categories it has selected:

**Category Description**

- |     |  |                                     |
|-----|--|-------------------------------------|
| 1.  | Certifications and Assurances Required of Every Applicant  | <input checked="" type="checkbox"/> |
| 2.  | Public Transportation Agency Safety Plans  | <input checked="" type="checkbox"/> |
| 3.  | Tax Liability and Felony Convictions   | <input checked="" type="checkbox"/> |
| 4.  | Lobbying   | <input checked="" type="checkbox"/> |
| 5.  | Private Sector Protections   | <input checked="" type="checkbox"/> |
| 6.  | Transit Asset Management Plan  | <input checked="" type="checkbox"/> |
| 7.  | Rolling Stock Buy America Reviews and Bus Testing  | <input checked="" type="checkbox"/> |
| 8.  | Urbanized Area Formula Grants Program  | <input checked="" type="checkbox"/> |
| 9.  | Formula Grants for Rural Areas   | <input checked="" type="checkbox"/> |
| 10. | Fixed Guideway Capital Investment Grants and the Expedited<br>Project Delivery for Capital Investment Grants Pilot Program | <input checked="" type="checkbox"/> |
| 11. | Grants for Buses and Bus Facilities and Low or No Emission<br>Vehicle Deployment Grant Programs                            | <input checked="" type="checkbox"/> |
| 12. | Enhanced Mobility of Seniors and Individuals with Disabilities Programs  | <input checked="" type="checkbox"/> |
| 13. | State of Good Repair Grants  | <input checked="" type="checkbox"/> |
| 14. | Infrastructure Finance Programs  | <input checked="" type="checkbox"/> |
| 15. | Alcohol and Controlled Substances Testing  | <input checked="" type="checkbox"/> |
| 16. | Rail Safety Training and Oversight   | <input checked="" type="checkbox"/> |
| 17. | Demand Responsive Service  | <input checked="" type="checkbox"/> |
| 18. | Interest and Financing Costs   | <input checked="" type="checkbox"/> |
| 19. | Construction Hiring Preferences  | <input checked="" type="checkbox"/> |
| 20. | Cybersecurity certification for Rail Rolling Stock and Operations  | <input checked="" type="checkbox"/> |
| 21. | Tribal Transit Programs  | <input type="checkbox"/>            |

**FEDERAL FISCAL YEAR 2019 FTA CERTIFICATIONS AND ASSURANCES SIGNATURE PAGE**

(Required of all Applicants for federal assistance to be awarded by FTA in FY 2023)

**AFFIRMATION OF APPLICANT**

Name of the Applicant: Morgan County

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 2021, 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 2023.

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: 10/29/2021

Name Phillip Von Hanstein  
Authorized Representative of Applicant

For: Morgan County

As the undersigned Attorney for the above-named Applicant, I hereby affirm to the Applicant that it has authority under state, local, or tribal government law, as applicable, to make and comply with the Certifications and Assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the Certifications and Assurances have been legally made and constitute legal and binding obligations on it.

I further affirm that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these Certifications and Assurances, or of the performance of its FTA assisted Award.

Signature \_\_\_\_\_ Date: 10/29/2021

Name Christian Henry  
Attorney for Applicant

*Each Applicant for federal assistance to be awarded by FTA must provide an Affirmation of Applicant's Attorney 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.*

*Not every provision of every certification will apply to every applicant or award. If a provision of a certification does not apply to the applicant or its award, FTA will not enforce that provision. Refer to FTA's accompanying Instructions document for more information.*

*Text in italics is guidance to the public. It does not have the force and effect of law, and is not meant to bind the public in any way. It is intended only to provide clarity to the public regarding existing requirements under the law or agency policies.*

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

*All applicants must make the certifications in this category.*

### **1.1. Standard Assurances.**

*The certifications in this subcategory appear as part of the applicant's registration or annual registration renewal in the System for Award Management (SAM.gov) and 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.
- (e) 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 CFR 900, Subpart F).

- (f) Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to:
- (1) 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 CFR Part 21;
  - (2) 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 CFR 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.
  - (4) 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 CFR 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 CFR 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.
- (i) 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:
  - (1) Institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-90) 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).
- (l) 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 CFR Part 200, Subpart F, "Audit Requirements", as adopted and implemented by U.S. DOT at 2 CFR 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 CFR § 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:

- (a) U.S. DOT regulations, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 1201, which incorporates by reference U.S. OMB regulatory guidance, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,” 2 CFR Part 200, particularly 2 CFR §§ 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 CFR 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 CFR § 180.300. Additionally, each applicant must disclose any information required by 2 CFR § 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.

**1.5. Coronavirus Response and Relief Supplemental Appropriations Act, 2021, and CARES Act Funding.**

The applicant certifies that, to the maximum extent possible, and consistent with the Consolidated Appropriations Act, 2021 (Public Law 116–260):

- (a) Funds made available under title IV of division M of the Consolidated Appropriations Act, 2021 (Public Law 116–260), and in title XII of division B of the CARES Act (Public Law 116–136; 134 Stat. 599) shall be directed to payroll and operations of public transit (including payroll and expenses of private providers of public transportation); or
- (b) The applicant certifies that the applicant has not furloughed any employees.

**CATEGORY 2. PUBLIC TRANSPORTATION AGENCY SAFETY PLANS**

*This certification is required of each applicant under the Urbanized Area Formula Grants Program (49 U.S.C. § 5307), each rail operator that is subject to FTA’s state safety oversight programs, and each State that is required to draft and certify a public transportation agency safety plan on behalf of a small public transportation provider pursuant to 49 CFR § 673.11(d). This certification is required by 49 CFR § 673.13.*

*This certification does not apply to any applicant that receives financial assistance from FTA exclusively under the Formula Grants for the Enhanced Mobility of Seniors Program (49 U.S.C. § 5310), the Formula Grants for Rural Areas Program (49 U.S.C. § 5311), or combination of these two programs.*

If the applicant is an operator, the applicant certifies that it has established a public transportation agency safety plan meeting the requirements of 49 CFR Part 673.

If the applicant is a State, the applicant certifies that:

- (a) It has drafted a public transportation agency safety plan for each small public transportation provider within the State, unless the small public transportation provider provided notification to the State that it was opting-out of the State-drafted plan and drafting its own public transportation agency safety plan; and
- (b) Each small public transportation provider within the state has a public transportation agency safety plan that has been approved by the provider’s Accountable Executive

(as that term is defined at 49 CFR § 673.5) and Board of Directors or Equivalent Authority (as that term is defined at 49 CFR § 673.5).

### **CATEGORY 3. TAX LIABILITY AND FELONY CONVICTIONS.**

*If the applicant is a business association (regardless of for-profit, not for-profit, or tax exempt status), it must make this certification. 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. E.g., Consolidated Appropriations Act, 2021, Pub. L. 116-260, div. E, title VII, §§ 744–745. U.S. DOT Order 4200.6 defines a “corporation” as “any private corporation, partnership, trust, joint-stock company, sole proprietorship, or other business association”, and applies the restriction to all tiers of subawards. As prescribed by U.S. DOT Order 4200.6, FTA requires each business association 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 4. 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 CFR § 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 CFR Part 20.*

#### **4.1. 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.

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.

#### **4.2. 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 5. 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.*



**5.1. 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 CFR § 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 CFR Part 604, the terms and conditions of which are incorporated herein by reference.

**5.2. 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 CFR § 605.15.*

- (a) If the applicant is not authorized by the FTA Administrator under 49 CFR § 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 CFR § 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 6. 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 is in compliance with 49 CFR Part 625.

**CATEGORY 7. ROLLING STOCK BUY AMERICA REVIEWS AND BUS TESTING.**

**7.1. 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 CFR § 663.7.*

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

**7.2. 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 CFR § 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 CFR 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 8. 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. § 5339(c)), the applicant must make the following certification. This certification is required by 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 9. 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 10. 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 11. 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 8 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 9 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 8 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 8 or Category 9.*

**CATEGORY 12. 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 8 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 8, except that FTA has determined that (d), (f), (i), (j), and (k) of Category 8 do not apply to awards made under 49 U.S.C. § 5310 and will not be enforced.*

*In addition to the certification in Category 8, 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 13. 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 CFR Part 625.

#### **CATEGORY 14. 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 8 for the Urbanized Area Formula Grants Program, Category 10 for the Fixed Guideway Capital Investment Grants program, and Category 13 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 8, 10, and 13 by reference.*

#### **CATEGORY 15. 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 CFR § 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 CFR Part 655.

#### **CATEGORY 16. 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 CFR §§ 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 CFR Part 659, "Rail Fixed Guideway Systems; State Safety Oversight";
- (b) Compliant with the requirements of 49 CFR Part 672, "Public Transportation Safety Certification Training Program"; and
- (c) Compliant with the requirements of 49 CFR Part 674, "State Safety Oversight".



**CATEGORY 17. 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 CFR Part 37, it must make the following certification. This certification is required by 49 CFR § 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 18. 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 19. 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, 2021, Pub. L. 116-260, div. L, title I, § 199(b).*

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 grant recipient 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
- (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.

**CATEGORY 20. CYBERSECURITY CERTIFICATION FOR RAIL ROLLING STOCK AND OPERATIONS.**

*If the applicant operates a rail fixed guideway public transportation system, it must make this certification. This certification is required by 49 U.S.C. § 5323(v), a new subsection added by the National Defense Authorization Act for Fiscal Year 2020, Pub. L. 116-92, § 7613 (Dec. 20, 2019). For information about standards or practices that may apply to a rail fixed guideway public transportation system, visit <https://www.nist.gov/cyberframework> and <https://www.cisa.gov/>.*

The applicant certifies that it has established a process to develop, maintain, and execute a written plan for identifying and reducing cybersecurity risks that complies with the requirements of 49 U.S.C. § 5323(v)(2).

**CATEGORY 21. PUBLIC TRANSPORTATION ON INDIAN RESERVATIONS FORMULA AND DISCRETIONARY PROGRAM (TRIBAL TRANSIT PROGRAMS).**

*Before FTA may provide Federal assistance for an Award financed under either the Public Transportation on Indian Reservations Formula or Discretionary Program authorized under 49 U.S.C. § 5311(c)(1), as amended by the FAST Act, (Tribal Transit Programs), the applicant must select the Certifications in Category 21, except as FTA determines otherwise in writing.*

*Tribal Transit Program applicants may certify to this Category and Category 1 (Certifications and Assurances Required of Every Applicant) and need not make any other certification, to meet Tribal Transit Program certification requirements. If an applicant will apply for any program in addition to the Tribal Transit Program, additional certifications may be required.*

FTA has established terms and conditions for Tribal Transit Program grants financed with Federal assistance appropriated or made available under 49 U.S.C. § 5311(c)(1). The applicant certifies that:

- (a) It 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) It has or will have satisfactory continuing control over the use of its equipment and facilities acquired or improved under its Award.
- (c) It will maintain its equipment and facilities acquired or improved under its Award, in accordance with its transit asset management plan and consistent with FTA regulations, "Transit Asset Management," 49 CFR Part 625. Its Award will achieve maximum feasible coordination with transportation service financed by other federal sources.
- (d) With respect to its procurement system:
  - (1) It will have a procurement system that complies with U.S. DOT regulations, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," 2 CFR Part 1201, which incorporates by reference U.S. OMB regulatory guidance, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," 2 CFR Part 200, for Awards made on or after December 26, 2014,
  - (2) It will have a procurement system that complies with U.S. DOT regulations, "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments," 49 CFR Part 18, specifically former 49 CFR § 18.36, for Awards made before December 26, 2014, or
  - (3) It will inform FTA promptly if its procurement system does not comply with either of those U.S. DOT regulations.
- (e) It will comply with the Certifications, Assurances, and Agreements in:
  - (1) Category 05.1 and 05.2 (Charter Service Agreement and School Bus Agreement),
  - (2) Category 06 (Transit Asset Management Plan),
  - (3) Category 07.1 and 07.2 (Rolling Stock Buy America Reviews and Bus Testing),
  - (4) Category 09 (Formula Grants for Rural Areas),
  - (5) Category 15 (Alcohol and Controlled Substances Testing), and
  - (6) Category 17 (Demand Responsive Service).

**FEDERAL FISCAL YEAR 2021 CERTIFICATIONS AND ASSURANCES FOR FTA  
ASSISTANCE PROGRAMS**

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

Name of Applicant: \_\_\_\_\_

The Applicant certifies to the applicable provisions of categories 01–21. \_\_\_\_\_

*Or,*

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

<b>Category</b>	<b>Certification</b>
01 Certifications and Assurances Required of Every Applicant	_____
02 Public Transportation Agency Safety Plans	_____
03 Tax Liability and Felony Convictions	_____
04 Lobbying	_____
05 Private Sector Protections	_____
06 Transit Asset Management Plan	_____
07 Rolling Stock Buy America Reviews and Bus Testing	_____
08 Urbanized Area Formula Grants Program	_____
09 Formula Grants for Rural Areas	_____
10 Fixed Guideway Capital Investment Grants and the Expedited Project Delivery for Capital Investment Grants Pilot Program	_____
11 Grants for Buses and Bus Facilities and Low or No Emission Vehicle Deployment Grant Programs	_____

Certifications and Assurances

Fiscal Year 2021

- 12 Enhanced Mobility of Seniors and Individuals with Disabilities Programs
- 13 State of Good Repair Grants
- 14 Infrastructure Finance Programs
- 15 Alcohol and Controlled Substances Testing
- 16 Rail Safety Training and Oversight
- 17 Demand Responsive Service
- 18 Interest and Financing Costs
- 19 Construction Hiring Preferences
- 20 Cybersecurity Certification for Rail Rolling Stock and Operations
- 21 Tribal Transit Programs

**FEDERAL FISCAL YEAR 2021 FTA CERTIFICATIONS AND ASSURANCES SIGNATURE**

**PAGE**

(Required of all Applicants for federal assistance to be awarded by FTA in FY 2021)

**AFFIRMATION OF APPLICANT**

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 2021, 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 2021.

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 APPLICANT'S ATTORNEY**

For (Name of Applicant): \_\_\_\_\_

As the undersigned Attorney for the above-named Applicant, I hereby affirm to the Applicant that it has authority under state, local, or tribal government law, as applicable, to make and comply with the Certifications and Assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the Certifications and Assurances have been legally made and constitute legal and binding obligations on it.

I further affirm that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these Certifications and Assurances, or of the performance of its FTA assisted Award.

Signature \_\_\_\_\_ Date: \_\_\_\_\_

Name \_\_\_\_\_ Attorney for Applicant

*Each Applicant for federal assistance to be awarded by FTA must provide an Affirmation of Applicant's Attorney 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.*

## Part R: Financial Certifications

The GDOT Transit Department has recently finalized our Financial Management Policy requirements and have held multiple trainings on this subject so that our subrecipients understand and abide by the federal requirements of 2 CRR Part 200.

Please complete the following Financial Certification if you will be charging any indirect costs to your transit project.

Please only complete the certification for the type of entity making application i.e. "governmental or private-non profit".

If you have an approved De minimis Cost Allocation Plan, please include a full copy of that plan in your application

If you wish to charge indirect costs using the simplified method, please complete the "GDOT Modified Total Direct Cost Certification"

If GDOT is your cognizant agency, you may choose to use the Modified Total Direct Cost Plan which is a simplified method for determining your indirect cost basis.



## **Financial System Certification - Certification of Indirect Cost Rate Proposal**

To be completed annually by "Governmental Entities" charging Indirect Costs

### **Certification of Financial Management System:**

I, the undersigned, certify that Morgan County has a financial management system that accumulates and segregates direct costs (costs that can be specifically identified to a final cost objective, e.g., a project, program, or other direct activity of an organization) from indirect costs (costs incurred for a common or joint purpose benefitting more than one final cost objective, e.g. administrative costs such as clerical support, human resources, accounting, payroll, financial audits, rent, utilities, supplies, vehicle expense, executive management that are not readily assignable to the final cost objectives specifically benefitted, without effort disproportionate to the results achieved) and by project/activity, that are allowable in accordance with Title 2 Code of Federal Regulations Part 200 (2 CFR § 200).

### **I certify the agency's financial management system has the following attributes:**

- Account numbers identifying allowable direct, indirect, and unallowable cost accounts.
- Ability to accumulate and segregate allowable direct, indirect, and unallowable costs into different cost accounts.
- Ability to accumulate and segregate allowable direct costs by project, funding source, and type of cost (e.g., labor, consulting, pass-thru, or other).
- Internal controls to maintain integrity of financial management system.
- Ability to consistently record and report costs as described in 2 CFR § 200.403.
- Ability to ensure costs billed are in compliance with 2 CFR § 200.
- Ability to ensure costs billed reconcile to general ledgers and job costing ledgers.
- Ability to ensure costs are in compliance with contract terms and federal and state requirements.

### **I also certify that the types of records that are used to support the existence of these attributes include the following:**

- General ledger and job costing ledgers.
- Subsidiary general ledgers.
- Chart of accounts.
- Audited financial statements.
- Time keeping records.
- Documents supporting actual costs (e.g., invoices, canceled checks).
- Accounting policy and procedure manuals specific to the agency.

This is to certify that I have reviewed the indirect cost rate proposal submitted herewith and to the best of my knowledge and belief:

All costs included in this application proposal FY 2023 to establish billing or final indirect costs rates for the period of July 1, 2022 - June 30, 2023 are allowable in accordance with the requirements of the Federal award(s) to which they apply and the provisions of 2 CFR Part 200.19. Unallowable costs have been adjusted for, in allocating costs as indicated in the indirect cost proposal.

All costs included in this proposal are properly allocable to Federal awards on the basis of a beneficial or causal relationship between the expenses incurred and the subsequent agreements to which they are allocated in accordance with applicable requirements. Further, the same costs that have been treated as indirect costs have not been claimed as direct costs. Similar types of costs have been accounted for consistently and the Federal government cognizant agency will be notified of any accounting changes that would affect the predetermined rate.

I, hereby, declare that the foregoing is true and correct.

Morgan County

Governmental Unit / Subrecipient  
Name

Signature

Phillip Von Hanstein

Official Name

Chairman

Title

10/29/2021

Date of Execution of ICRP

## **Financial System Certification and Certification of Indirect Cost Proposal**

To be completed annually by "Non-Profit Organizations" charging Indirect Costs

### **Certification of Financial Management System:**

I, the undersigned, certify that Morgan County has a financial management system that accumulates and segregates direct costs (costs that can be specifically identified to a final cost objective, e.g., a project, program, or other direct activity of an organization) from indirect costs (costs incurred for a common or joint purpose benefitting more than one final cost objective, e.g. administrative costs such as clerical support, human resources, accounting, payroll, financial audits, rent, utilities, supplies, vehicle expense, executive management that are not readily assignable to the final cost objectives specifically benefitted, without effort disproportionate to the results achieved) and by project/activity, that are allowable in accordance with Title 2 Code of Federal Regulations Part 200 (2 CFR § 200).

### **I certify the agency's financial management system has the following attributes:**

- Account numbers identifying allowable direct, indirect, and unallowable cost accounts.
- Ability to accumulate and segregate allowable direct, indirect, and unallowable costs into different cost accounts.
- Ability to accumulate and segregate allowable direct costs by project, funding source, and type of cost (e.g., labor, consulting, pass-thru, or other).
- Internal controls to maintain integrity of financial management system.
- Ability to consistently record and report costs as described in 2 CFR § 200.403.
- Ability to ensure costs billed are in compliance with 2 CFR § 200.
- Ability to ensure costs billed reconcile to general ledgers and job costing ledgers.
- Ability to ensure costs are in compliance with contract terms and federal and state requirements.

### **I also certify that the types of records that are used to support the existence of these attributes include the following:**

- General ledger and job costing ledgers.
- Subsidiary general ledgers.
- Chart of accounts.
- Audited financial statements.
- Time keeping records.
- Documents supporting actual costs (e.g., invoices, canceled checks).
- Accounting policy and procedure manuals specific to the agency.

This is to certify that I have reviewed the indirect cost rate proposal submitted herewith and to the to the best of my knowledge and belief:

All costs included in this application proposal date of June 30, 2022 to establish billing or final indirect (F&A) costs rate for the Fiscal Year period beginning June 30, 2022 to June 30, 2022 are allowable in accordance with the requirements of the Federal awards to which they apply and with Subpart E—Cost Principles of Part 23 “Cost Principles for Nonprofit Organization”.

This proposal does not include any costs which are unallowable under Subpart E—Cost Principles of Part 200 such as (without limitation): public relations costs, contributions and donations, entertainment costs, fines and penalties, lobbying costs, and defense of fraud proceedings; and

All costs included in this proposal are properly allocable to Federal awards on the basis of a beneficial or causal relationship between the expenses incurred and the Federal awards to which they are allocated in accordance with applicable requirements.

I declare that the foregoing is true and correct.

\_\_\_\_\_  
Nonprofit Organization

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Phillip Von Hanstein  
Name of Official

\_\_\_\_\_  
Chairman  
Title

\_\_\_\_\_  
10/29/2021  
Date of Execution

## **Deminimus Cost Allocation Plan**

### **For Recovery of Indirect Costs for a Federal Grant Award**

#### **Certification of Financial Management System:**

I, the undersigned, certify that **Morgan County** has a financial management system that accumulates and segregates direct costs (costs that can be specifically identified to a final cost objective, e.g., a project, program, or other direct activity of an organization) from indirect costs (costs incurred for a common or joint purpose benefitting more than one final cost objective, e.g. administrative costs such as clerical support, human resources, accounting, payroll, financial audits, rent, utilities, supplies, vehicle expense, executive management that are not readily assignable to the final cost objectives specifically benefitted, without effort disproportionate to the results achieved) and by project/activity, that are allowable in accordance with Title 2 Code of Federal Regulations Part 200 (2 CFR § 200).

#### **I certify the agency's financial management system has the following attributes:**

- Account numbers identifying allowable direct, indirect, and unallowable cost accounts.
- Ability to accumulate and segregate allowable direct, indirect, and unallowable costs into different cost accounts.
- Ability to accumulate and segregate allowable direct costs by project, funding source, and type of cost (e.g., labor, consulting, pass-thru, or other).
- Internal controls to maintain integrity of financial management system.
- Ability to consistently record and report costs as described in 2 CFR § 200.403.
- Ability to ensure costs billed are in compliance with 2 CFR § 200.
- Ability to ensure costs billed reconcile to general ledgers and job costing ledgers.
- Ability to ensure costs are in compliance with contract terms and federal and state requirements.

#### **I also certify that the types of records that are used to support the existence of these attributes include the following:**

- General ledger and job costing ledgers.
- Subsidiary general ledgers.
- Chart of accounts.
- Audited financial statements.
- Time keeping records.
- Documents supporting actual costs (e.g., invoices, canceled checks).
- Accounting policy and procedure manuals specific to the agency.

#### **Certification of Eligibility:**

I, the undersigned, certify that **Morgan County** is eligible to use the 10% *de minimis* indirect cost rate as the organization has:

1. Received less than \$35 million in direct federal funding for the fiscal year requested and each fiscal year thereafter.

**Finally, I understand:**

The de minimis rate of 10% is to be applied to Modified Total Direct Costs which means all direct salaries and wages, applicable fringe benefits, materials and supplies, services, travel, and up to the first \$25,000 of each subaward (regardless of the period of performance of the subawards under the award). Modified Total Direct Cost excludes equipment, capital expenditures, rental costs, and the portion of each subaward in excess of \$25,000. Other items may only be excluded when necessary to avoid a serious inequity in the distribution of indirect costs, and with the approval of the cognizant agency for indirect costs.

Costs must be consistently charged as either indirect or direct but may not be double charged or inconsistently charged as both.

The proper use and application of the de minimis rate is the responsibility of Morgan County and GDOT reserves the right to perform an audit to ensure compliance with 2 CFR § 200 and agreements with GDOT. If it is determined that Morgan County inconsistently charged costs, or is otherwise not in compliance with 2 CFR § 200, Morgan County may be required to reimburse GDOT for any identified overbilling.

Morgan County's schedule of expenditures of federal awards must include a note on whether it elected to use the 10% *de minimis* cost rate in accordance with 2 CFR 200 § 200.510(b)(6).

**Certification**

By signing this declaration, I certify to the best of my knowledge and belief that the information is true, complete, and accurate. I am aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise. (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729-3730 and 3801-3812).

Morgan County

Name of Non-Federal Entity

\_\_\_\_\_  
Signature of Authorized Official\*

Chairman

\_\_\_\_\_  
Title

706-342-0725

\_\_\_\_\_  
Telephone

\*(Must be executive, financial officer, or equivalent of entity)

Phillip Von Hanstein

\_\_\_\_\_  
Name (Printed)

10/29/2021

\_\_\_\_\_  
Date

pvonhanstein@morgancountyga.gov

\_\_\_\_\_  
E-mail



## MORGAN COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date: mm/dd/yyyy

Type of Request:

Wording for the Agenda:

Background/History/Details:

What action are you seeking from the Board of Commissioners?

If this item requires funding, please describe:

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance

Approved by Purchasing

Manager's Approval

Staff Notes:





**BID TAB**  
Playground Equipment

Company	STARTED DATE	Warranty Structure	Child Capacity	Area	Elevated Events	Ground Events	Bid Price
Bliss Products	8 Weeks ARO	15 years	45-55	44' X 37' 5"	8	3	65,000.00
GameTime	12 Weeks	15 years	Not Provided	37' X 32'	Not Provided	Not Provided	63,437.16
KorKat	6 Weeks ARO	8 years	20-25	33' X 34'	3	3	65,000.00
PlaySouth Playground Creators	1/3/2021	15 years	66	35' 4" X 47' 7"	9	3	65,000.00
PPLT Farmington C/O Playworx Playsets, LLC	12/30/2021	15 years	32	45' 6" X 54' 0"	3	4	56,942.71



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**Play South**  
PLAYGROUND CREATORS



WILLIAM WOOD PARK

PROPOSAL #: 132-135406-6

COLOR KEY	
ORANGE	OPRANGE
GREEN	LIME
NAVY	NAVY
GRAY/BLACK	B



**WILLIAM WOOD PARK**

PROPOSAL #: 132-13







## MORGAN COUNTY AGENDA REQUEST

Department:

Administration

Presenter(s):

Adam Mestres

Meeting Date: mm/dd/yyyy 10/19/2021

Type of Request:

New Business

Wording for the Agenda:

Resolution 2021-RES-016 - Georgia Safari Conservation Park

Background/History/Details:

What action are you seeking from the Board of Commissioners?

Motion to approve resolution 2021-RES-016

If this item requires funding, please describe:

N/A

Has this request been considered within the past two years?

No

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

No

Backup Provided with Request?

No

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance

Not Applicable

Approved by Purchasing

Not Applicable

Manager's Approval

Yes

Staff Notes:

**RESOLUTION – ENDORSING TOURISM ATTRACTION PROJECT – GEORGIA SAFARI CONSERVATION PARK**

STATE OF GEORGIA  
COUNTY OF MORGAN

**WHEREAS**, O.C.G.A. § 48-8-270 et. seq. (“Georgia Tourism Development Act”) allows the refund of certain sales and use taxes by the Department of Revenue to approved companies engaged in tourism development;

**WHEREAS**, GCCP, LLC (“the company”) intends to construct the Georgia Safari Conservation Park (“Safari Park”) in Morgan County and partially in the City of Madison;

**WHEREAS**, the company intends to apply with the Department of Community Affairs for approval of the Safari Park as a tourism attraction project that, if approved, will enable the company to potentially receive refunds of certain sales and use taxes from the Department of Revenue;

**WHEREAS**, if the company’s application is approved, and if it qualifies to receive refunds of certain sales and use taxes, none of those sales and use taxes eligible for refund shall be local sales and use taxes, but will only be state sales and use taxes;

**WHEREAS**, in order to apply for approval of the Safari Park as a tourism development eligible for state sales and use tax refunds under the Georgia Tourism Development Act, the company needs a resolution from Morgan County endorsing the tourism attraction project pursuant to O.C.G.A. § 48-8-274(b)(7);

**WHEREAS**, the company projects that the Safari Park will directly employ 70+ people with a proposed initial investment of \$20 million, and when complete, the Safari Park will provide an immersive safari experience and animal engagement opportunities for guests from around the world as well as this region of Georgia, being less than an hour from Atlanta and less than a minute from Exit 113 off I-20;

**WHEREAS**, the Morgan County Board of Commissioners finds the following resolution promotes the health, safety and welfare of Morgan County.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

Morgan County determines that this development project is a significant tourism attraction advancing the public purpose of relieving unemployment by preserving and creating jobs together with creating tax revenue for the support of public services and the inducement of the creation of a tourism attraction project advances the public purpose.

Pursuant to O.C.G.A. § 48-8-274(b)(7), Morgan County, wherein the tourism attraction will be located, affirms its support of, acknowledges and endorses GSCP, LLC and the Georgia Safari Conservation Park as desirable and that the project as presented is in compliance with current zoning of the property.

Morgan County further supports this project to qualify for state sales and use tax refund as provided by the Georgia Tourism Development Act but not local sales and use taxes refunds because such funds are necessary for the County to continue to provide services to its citizens.

The Board of Commissioners authorizes the County Manager and his designees to undertake all actions reasonably necessary, in the determination of the County Manager, to carry out the intent of this Resolution—to support the company's application for approval of the Safari Park as a tourism development eligible for state sales and use tax refunds under the Georgia Tourism Development Act, including but not limited to the authority to execute applications on behalf of the County for such purposes.

**SO RESOLVED**, this 19th day of October, 2021.

MORGAN COUNTY, GEORGIA,  
Acting by and through its Board of Commissioners

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Philipp von Hanstein, Chairman

---

Ben Riden, Jr. Vice-Chair

---

Andrew A. Ainslie, Jr., Commissioner

---

Donald B. Harris, Commissioner

---

Bill Kurtz, Commissioner

---

Attest: Leslie Brandt, County Clerk



## MORGAN COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date: mm/dd/yyyy

Type of Request:

Wording for the Agenda:

Background/History/Details:

The Board recently approved changes to fees charged by Animal Services. The registration fee for wild and exotic animals was inadvertently omitted. Propose to modify the fee schedule for Animal Service to include a wild and exotic registration fee of \$20 per animal. The fee will be waived if the person/business is licensed by the State for exhibition or rehabilitation of wild and exotic animals.

What action are you seeking from the Board of Commissioners?

If this item requires funding, please describe:

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance

Approved by Purchasing

Manager's Approval

Staff Notes:



## **Animal Services Fee Schedule**

**Dog Adoption – 125.00**

**Dog Adoption (Event) 85.00**

**Cat Adoption – 85.00**

**Cat Adoption (Event) – 55.00**

**Small Mammals, Fowl and Reptiles – 10.00**

**Livestock and Pigs – 20.00**

**Impound Fee (1<sup>st</sup> Offence) – 30.00**

**Impound Fee (Subsequent Offences) – Increases by \$ 10.00 for each subsequent offence**

**Board Per Night – 10.00**

**Quarantine Fee– 100.00**

**Owner Surrender (Altered) – 20.00 per animal**

**Owner Surrender (Unaltered) – 40.00 per animal (Excluding puppies and kittens)**

**Puppy and Kitten Surrenders – 10.00 per animal**

**Owner Euthanasia Request – 30.00**

**Cremation Request – 50.00**

**Microchip – 20.00**

**Parvo/Distemper Vaccine – 10.00**

**Bordetella Vaccine – 15.00**

**Dangerous Dog Fee (Yearly) – 250.00**

**Vicious Dog Fee (Yearly) – 500.00**

**Required Sign – 50.00**

**Wild and Exotic Animals - \$20 per animal. Waived if licensed by the State for exhibition or rehabilitation.**

October 2021



## MORGAN COUNTY AGENDA REQUEST

Department:

Administration

Presenter(s):

Mark Williams

Meeting Date: mm/dd/yyyy 10/19/2021

Type of Request:

New Business

Wording for the Agenda:

Property to be Declared Surplus

Background/History/Details:

The attached list identifies equipment and property that are no longer used or have exceeded their useful life to be declared surplus. The items will be sold or properly disposed

What action are you seeking from the Board of Commissioners?

Motion to approved the items to be declared surplus and sold/disposed

If this item requires funding, please describe:

Has this request been considered within the past two years?

No

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

No

Backup Provided with Request?

Yes

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance

Yes

Approved by Purchasing

Yes

Manager's Approval

Yes

Staff Notes:

## PROPERTY TO BE DECLARED SURPLUS AND SOLD

[illegible]