

**A RESOLUTION AUTHORIZING THE FILING AND EXECUTION OF APPLICATIONS WITH THE U.S. DEPARTMENT OF TRANSPORTATION AND THE N.C. DEPARTMENT OF TRANSPORTATION FOR GRANTS AUTHORIZED BY TITLE 49 U.S.C. CHAPTER 53, U.S. CODE OF THE FEDERAL TRANSIT ACT, AS AMENDED (2009-06-22/R-3)**

WHEREAS, the United States Secretary of Transportation is authorized to make grants for mass transportation program of projects; and

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

WHEREAS, it is required by the U.S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, as amended, that in connection with the filing of applications for assistance under the Federal Transit Act, as amended, the applicant files an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the applicant that minority business enterprise be utilized to the fullest extent possible in connection with these projects, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts where procuring construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill:

1. That the Town Manager or his designee is authorized to execute and file applications on behalf of the Town of Chapel Hill with the U.S. Department of Transportation and the North Carolina Department of Transportation, to aid in the financing of operating, capital and planning assistance projects pursuant to Section 5303, 5307, 5309, 5316, 5317 and 5340 of the Federal Transit Act, as amended.
2. That the Town Manager or his designee is authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation fulfilling the purposes of Title VI of the Civil Rights Act of 1964.
3. That the Town Manager or his designee is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the applications for the program of projects and budget.
4. That the Town Manager or his designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the Town Manager or his designee is authorized to execute grant agreements on behalf of the Town of Chapel Hill with the U.S. Department of Transportation and N.C. Department

of Transportation for aid in the financing of the operating, capital, and planning assistance for the program of projects.

This the 22nd day of June, 2009.