



**Illinois Department
of Transportation**

**Downstate Area Programs
5317 New Freedom
Grant Application**

Illinois Department of Transportation

Section 5317 New Freedom

CY 2010 Grant Application

**All applications are to be submitted to the Metropolitan Planning Organization (MPO) or Human Services
Transportation Planning (HSTP) Regional Coordinator for your county.**

**PLEASE DO NOT SEND THIS APPLICATION TO THE ILLINOIS DEPARTMENT OF TRANSPORTATION OR THE
DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION**

SUBMITTED BY

Beverly Farm Foundation

II. NEW FREEDOM GRANT APPLICATION CHECKLIST

This checklist represents all of the information and attachments you will need to submit with your application to be considered for funding and must be completed and submitted with the application. Incomplete applications and those submitted after the deadline will not be considered for funding.

1. **Signed New Freedom Grant Application Checklist (THIS PAGE!)**
2. **One single sided "8 1/2 x 11" copy of a completed Project Application.**
Be sure that all parts of the Project Application are submitted. (Parts IV and V, Sections A-I)
3. **Executed Resolution of the Governing Board** (sample included in Appendix A)
*If Board meeting schedule conflicts with application due date, Executed Resolutions will be accepted after filing period.
4. **Letters of Support** (if applicable)

Martha Warford

Name of Agency's Authorized Representative

Martha Warford

Signature

2-24-10

Date

DO NOT COMPLETE THE SECTION BELOW THIS LINE – DPIT STAFF USE ONLY

MPO/HSTP Region:	_____
Project Name	_____
Project Type	<input type="checkbox"/> Rolling Stock <input type="checkbox"/> Non-Rolling Stock <input type="checkbox"/> Mobility Mgmt. <input type="checkbox"/> Operating
Total Project Cost \$	_____
Federal Funding Request \$	_____
Toll Revenue Credits Request \$	_____
MPO Review Completed by:	_____
Signature	Date

<p>A complete, original copy of this application is on file with the Illinois Department of Transportation Division of Public and Intermodal Transportation.</p> <p>An administrative staff review was completed by :</p>		
Name	Signature	Date

III. APPLICANT INFORMATION

Legal Name of Applicant: Beverly Farm Foundation

Contact Person: Maureen A. Concannon, Director of Development

Address: 6301 Humbert Road

City/State/Zip: Godfrey, IL 62035

Telephone: 618-466-0367

Fax: 618-466-3652

Email: mconcannon@beverlyfarm.org

Website: www.beverlyfarm.org

Please note that All New Freedom projects must be contained in a locally developed Coordinated Public – Transit Human Service Transportation Plan (HSTP).

MPO area or HSTP region: Region 9

Applicant Type: State or Local Government Private Non-Profit
 Public Transportation Provider Private Operator

Funding Requested For:

Mobility Management (80/20) Rolling Stock (80/20) Non-Rolling Stock (80/20) Operating (50/50)

Toll Revenue Credit Requested For:

Mobility Management (80/20) Rolling Stock (80/20) Non-Rolling Stock (80/20) Operating (50/50)

Project Information

Specific Area To Served:	City(ies)	<u>Alton, Godfrey, Jerseyville, St. Louis, Springfield, Jacksonville</u>
	County(ies)	<u>Madison, Jersey, St. Claire, St. Louis City, St. Louis County</u>
	Other	<u></u>
Service Provider (if different than above) Use additional sheets if more than one Service Provider.		<u>Madison County Transit</u>
Organization Name:		<u>Beverly Farm Foundation</u>
Contact:		<u>Maureen A. Concannon</u>
Title:		<u>Development Director</u>
Address:		<u>6301 Humbert Road</u>
City/State/Zip:		<u>Godfrey, IL 62035</u>
Telephone:		<u>618-466-0367 X627</u>
E-mail:		<u>mconcannon@beverlyfarm.org</u>

I certify that the information and statements provided in this application, and all supporting documents are correct and complete.

Martha Warford
 Signature of Authorized Representative (As Authorized by Board Resolution)
 Martha Warford
 Print Name of Authorized Official

2/17/2010
 Date
 Executive Director
 Title of Authorized Official

PROJECT APPLICATION

Beverly Farm is a training and residential facility for adults with developmental disabilities that has been in operation since 1897 creating an 80 acre community within the Village of Godfrey where 385 people with cognitive disabilities from moderate to profound live in a non-judgmental society in which work, play, recreation and health care are available on campus. Transportation has been important since Beverly Farm was founded: the founder, Dr. William Smith, was instrumental in a passenger railroad station being built in Alton. Before ADA requirements were written, Beverly Farm offered residents transportation with "door through door" support and assistance.

We currently offer transportation to the developmental training center in school busses and vans. Vans and mini vans are typically used for medical appointments, outings, shopping and field trips. Since homes are spread out over a large area, being able to designate a vehicle (or three) to the group homes will facilitate better service to the residents. The group homes (located on the south edge of the campus) share vehicles with the entire campus. Typically, residents in the group homes are more mobile and higher functioning so they often are involved in more activities off campus.

Any resident might require a doctor's appointment in Alton or the surrounding metropolitan area with some seeing physicians as far away as Springfield, IL. Any resident from the group homes that has a doctor's appointment or other special need is escorted to the appointment with a group home staff person who drives the vehicle – acting as both driver and escort.

For weekend and evening activities 15 passenger vans and mini-vans fulfill most of the trips. Trips and activities must be scheduled several weeks in advance to accommodate state regulations for outings plus the needs and wants of the residents. Especially during the end of the month there can be issues with appointments and activities conflicting with one another causing the residents of the group homes (mostly higher functioning and active residents) to postpone or reschedule events due to health care needs and the number of people using the same vehicles.

This proposal is to provide three minivans for use by the Beverly Farm Group Homes (where 96 adults with developmental disabilities live) in order that doctor's appointments and activities can be accomplished without undue rescheduling or stress on the transportation department for the main campus. An average month has 40 doctors office visits (80 non-emergency round trips.)

On an annual basis the group home residents create a total of approximately 25,440 trips. In addition to those trips there will be grocery shopping, haircuts and other personal trips that are not counted in that number.

IV. PROJECT APPLICATION

A. Applicant, Existing Services, and Service Area

1. Please provide a brief description of the applicant and its background with implementing this type of service

Beverly Farm is a training and residential facility for adults with developmental disabilities that has been in operation since 1897 creating an 80 acre community within the Village of Godfrey where 385 people with cognitive disabilities from moderate to profound live in a non-judgmental society in which work, play, recreation and health care are available on campus. Transportation has been important since Beverly Farm was founded: the founder, Dr. William Smith, was instrumental in a passenger railroad station being built in Alton. Before ADA requirements were written, Beverly Farm offered residents transportation with "door through door" support and assistance.

We currently offer transportation to the developmental training center in school busses and vans. Vans and mini vans are typically used for medical appointments, outings, shopping and field trips. Since homes are spread out over a large area, being able to designate a vehicle (or three) to the group homes will facilitate better service to the residents. The group homes (located on the south edge of the campus) share vehicles with the entire campus. Typically, residents in the group homes are more mobile and higher functioning so they often are involved in more activities off campus.

Any resident might require a doctor's appointment in Alton or in metropolitan St. Louis. Additional doctors are seen in Springfield, Jerseyville and Jacksonville, Illinois. Most field trips and all shopping happen in Illinois with the exception of trips to Busch Stadium for Cardinals baseball or other St. Louis attractions.

2. Provide a brief description of the applicant's existing services.

School Busses from First Student provide the bulk of the transportation to the Developmental Training Center each weekday. Busses have two aids to help with a bus load of individuals – size of a bus load is dependant on the number of wheelchair riders. These aids come from the classroom staff at the Developmental Training Center which is about 1 mile from the main campus. Any resident that misses the bus can get a ride in a 15 passenger, a medium duty bus or a mini-van. Any resident from the group homes that has a doctor's appointment or other special need is escorted to the appointment with a group home staff person who drives the vehicle – acting as both driver and escort. There are eight individuals who attend Developmental Training, but do not live on the Beverly Farm campus – Beverly Farm transports 5 of these individuals, two use ACT transportation and one is transported by her CILA.

For weekend and evening activities 15 passenger vans and mini-vans fulfill most of the trips. Trips and activities must be scheduled several weeks in advance to accommodate state regulations for outings plus the needs and wants of the residents. Especially during the end of the month there can be issues with appointments and activities conflicting with one another causing the residents of the group homes (mostly higher functioning and active residents) to postpone or reschedule events due to health care needs and the number of people using the same vehicles.

3. Provide a description of the service area. Attach any maps if necessary.

Beverly Farm serves 385 adults from 43 states of the United States; all are legal residents of Illinois. Most travel is within Metropolitan St. Louis; the bulk of it is in Madison County. However doctors are as far as Springfield and Jacksonville, IL and Chesterfield and Kirkwood, MO.

B. Proposed Project

1. Describe the proposed project, indicating the specific service to be provided, to implement, support, or maintain transportation service. This should include how service will go above and beyond what is required by the transportation section of the Americans with Disabilities Act (ADA). **Be sure to identify each component of the project by the funding requested.**

This proposal is to provide three minivans for use by the Beverly Farm Group Homes (where 96 adults with developmental disabilities live) in order that doctor's appointments and activities can be accomplished without undue rescheduling or stress on the transportation department for the main campus. All activities and appointments require an escort and sometimes more than one staff person in that role.

2. Identify the number of estimated individuals with disabilities to be served by the project and describe how this estimate was derived.

There are 96 individuals that live in the group homes: 16 people in each of the 6 homes.

3. Identify the number and locations of employers that have been contacted to be served or how the project will increase accessibility of target population to employment / employment opportunities.

Challenge Unlimited is non-campus/non-developmental training center work opportunity utilized by residents to which MCT transportation is used. Residents that attend William M. Bidell Achievement and Resource Center in Wood River are picked up by the center's transportation department.

4. Estimate the number of one way passenger trips per year this service will generate. A trip is defined by each time an individual passenger boards.

One activity trip off campus per resident per month is required by law which yields 192 individual trips a month.

An average month has 40 doctors office visits (80 non-emergency round trips – see the attached schedule for example.) Those two types yield 272 one way passenger trips per month.

The activities department reports that at least 30 group home residents attend activities in the recreation center on campus each week night and on the weekend. In general because of the distance and the darkness most residents need a ride to the recreation center creating 1800 one-way trips (900 roundtrips) per month.

Residents do use MCT busses to attend day classes at Lewis and Clark Community College in Godfrey, but those that attend College for Independence in Granite City take evening classes and those 6 individuals require van transportation one night a week – twelve trips per week; 48 trips per month.

On an annual basis all the above listed trips total 25,440 trips. In addition to those trips there will be grocery shopping, haircuts and other personal trips that are not counted in that number.

5. Identify the service area to be covered by the project (attach maps if necessary).

Alton and Godfrey, IL primarily, but Jacksonville, Jerseyville and Springfield, IL are other important locations. St. Louis city and county in Missouri provide venues for doctors' visits and activities.

C. Vehicle Inventory

Describe the applicant's current paratransit vehicle inventory (attach additional pages if necessary):
Beverly Farm receives 5311 funding -- see attached listing of vehicles.

Example entries shaded in gray

Year	Manufacturer	Type	Vehicle Identification Number (VIN)	Current Odometer Reading	No. Of Seats	ADA (Y/N)	IDOT Funded Vehicle?
2003	Braun	Mini-van	1FDX0034586IL01	45,000	6	Y	N
2000	El Dorado	Med. Duty	1BB01083589L18	95,000	14	Y	Y
2008	Chevy	Entervan	1GBDV13W38D130050	18,877	6	Y	Y
1999	Ford	Mini-van	1FDXE40F5XHA88403	110,761	6	Y	Y
2009	Ford	Van	1FDF45S09DS89583	1,117	14	Y	Y
2002	Ford	Mini-van	1FDWE35L52HB40769	74,445	6	Y	Y
2002	Ford	Min-van	1FWE35L92HB44419	79,482	6	Y	Y
2004	INTERNATIONAL	Super-Duty	IHVBTAFM14H654815	53,038	8	Y	Y
2005	CHEVY	Mini-Van	1GBDV13L65D208290	21,322	6	Y	Y
2001	Ford	E350 Econ	1FBSS31L81HB47378		8	Y	N
2007	Ford	E350	1FBSS31L87DA94598		8	Y	N
2005	GMC	3500	1GJHG39U951179123		15	N	N
2008	GMC	Savana	1GJHG39K081123378		12	N	N
2004	GMC	3500	1GJHG39UX41187519		15	Y	N
1999	Ford	E350	1FBSS31LXXHA16042		15	N	N
2004	Chevy	CG33503	1GBHG31U841227586		15	Y	N
1997	Ford	E350 Econ	1FBHE31L1VHA47386		15	N	N
2006	Chrysler	Mini-van	1A4GP45R26B535797		6	N	N
2005	GMC	3500	1GJHG39U251136162		15	N	N
2003	Chrysler	Mini-van	2C4GP24343R249387		6	N	N
2002	Chrysler	Mini-van	2C4GP44372R528665		6	N	N
2005	Ford	E350	1FBSS31L35HB02399		15	N	N
2005	Ford	E350	1FBSS31L75HB14362		15	N	N
2006	Chrysler	Mini-van	1A4GP45R46B670022		6	N	N
2006	Ford	E350 WC Van	1FDSS34L56DA46557		15	Y	N
2001	Ford	Focus	1FAFP36321W151564		5	N	N
2005	Chevy	Malibu	1G1ZS52F05F189374		5	N	N
2004	Ford	Focus	1FAFP58S34A175115		5	N	N

D. Responsiveness to Project Selection Criteria

1. Describe how the project responds to one or more of the strategies identified in the regional HSTP. This includes service gaps, challenges of the project area, or other issues:

Gap 3 & 6: lack of funding for adequate service and timing issues – Beverly Farm receives service from MCT and ACT, but only during the weekday. Many of these trips are evening and weekend trips.

Gap 7 – Increased transportation for Health Care Purposes – at least 480 trips are those to doctors' offices.

Strategy: Encourage Development of Service Contracts between public and private partners. Beverly Farm does use its vehicles or vehicles under contract to deliver non-residents to the Developmental Training Center on Airport Road in Godfrey and return them home after the work day.

2. Describe how the project demonstrates coordination among local jurisdictions, interested stakeholder organizations, and other agencies. Coordination can include activities such as joint planning or purchasing, sharing vehicles, dispatching, scheduling, training or maintenance, or coordinating client trips.
 - a. Indicate how other entities will be involved in coordination efforts and/or the project. Letters of support can be included as attachments to the application

3. Describe your agency's ability to manage the project, including its financial, human resources, and institutional capabilities. Please include a description of staff and years of experience.

Beverly Farm has been in the transportation business as it applies to the residents here since it began in 1897. We currently employ 5 IDOT drivers as well as having 164 staff members who are qualified to operate company vehicles. Beverly Farm operates a fleet of 7 IDOT vehicles and 18 Non IDOT Vehicles and has maintenance contracts with 5 local companies. There is an on-campus fuel depot.

Transportation Manager, Jim Hillery – has been involved in transportation for 8 years including 6 years at Beverly Farm.

4. What efforts have been undertaken to identify and obtain local funding for this project? What local funding sources have been committed to the project? (Attach documentation if necessary).

There is a family foundation established by a resident's family to support Beverly Farm that has purchased vehicles for Beverly Farm. The trust has purchased 4 vehicles in the last five years: 2 station wagons, one mini-van and one sedan used by the security department.

All other vehicle purchases come from the capital budget for Beverly Farm.

5. Describe how this new service will be promoted / marketed to potential users.

Potential users are residents of the 6 group homes at Beverly Farm. Staff and nurses will be instructed to sign out the vehicles for the use of residents using a method established by the Group Home Unit Director and staff in order to better serve the residents and take the pressure off the transportation department.

6. Briefly describe the new ideas, new technologies, innovative partnerships, creative funding sources, or other characteristics of the project that make it an innovative solution that responds to unmet transportation needs, and how the idea can be replicated elsewhere in the state.

Beverly Farm is unique in the aspect that it is very large – 385 total residents – and that it provides both residential and training facilities operated by the organization to further the mission of excellent care and life choices for adults with developmental disabilities. It is a 200-acre planned community (80 acres are developed) within a community located on the northern edge of Godfrey, Illinois. "Door-Through-Door" service reflects the mission of providing a loving, caring home for adults with developmental disabilities, providing each individual with physical and emotional security and a dignified quality of life, with opportunities and challenges within functional capabilities.

Group homes which typically provide housing in smaller groups (Beverly Farm's group homes house 16 people) for people who are higher functioning and fairly mobile require transportation just as Community Integrated Living Arrangements require their own vehicles. By having the group homes at Beverly Farm in close proximity to each other, they can share vehicles as the residents participate in similar activities. Having the homes close together allows fewer vehicles to serve more residents.

- 7 Describe your agency's involvement in the local transportation planning process.

Three staff members attend Region 9 Transportation Committee meetings: Resource Development Director, Maureen Concannon; Purchasing Manager, Gil Young; Transportation Manager, Jim Hillery. Beverly Farm has been applying for IDOT vehicles for at least 15 years. Because of the size of the resident population, it has been impossible to share vehicles with other agencies. There is an MCT bus stop on campus that is used by both residents and staff. Residents use ACT vehicles whenever possible.

E. Project Budget

Capital Equipment (Rolling Stock, Non-Rolling Stock, Mobility Management)					Total Capital Cost
Rolling Stock					
3 Lowered floor mini van with ramp; approximately \$35,584 each					106,751
Mobility Management					
Total Capital Cost					(1) 106,751
Federal Share Capital Cost					(2) 85,401
Local Share Capital Cost					(3) 21,350
Operating		Year 1	Year 2	Year 3	Total Operating Cost
Labor					
Fringe Benefits					
Fuel and Oil					
Maintenance					
Vehicle Insurance					
Purchased Transportation					
Other Expenses*					
Total Operating Expenses (A)		(5)			
Total Operating Revenue (B)		(6)			
Net Operating Project Cost (A-B)		(7)			
Note: The amount of eligible Operating expense does not include revenues.					
Federal Share Operating (50%)		(8)			
Local Share Operating (50%)		(9)			
PROJECT COST SUMMARY					
<i>**Enter sum of all sub-totals for entire project (capital and operating) in the boxes below:</i>					
Total Project Cost					(1+7) 106,751
Total Federal Share					(2+8) 85,401
Total Local Share					(3+9) 21,350
Total Revenue					(6) 0
* Please Indicate Other Expenses Here:					

F. Sources of Project Funding

Capital Project Funding		
	Rolling Stock	
	Indicate Source of Local Match:	<i>annual capital budget disbursal</i>
	Status of Match	<i>reliable</i>
	Non – Rolling Stock	
	Indicate Source of Local Match:	
	Status of Match	
Operating Project Funding		
	Year 1	
	Indicate Source of Match Y1:	
	Status of Match Y1:	
	Year 2	
	Indicate Source of Match Y2:	
	Status of Match Y2:	
	Year 3	
	Indicate Source of Match Y3:	
	Status of Match Y3:	
Mobility Management Project Costs		
	Indicate Source of Local Match:	
	Status of Match	

G. Project Scalability

1. Could the project be implemented on a more limited scope with less funding?

XXYes No

If "Yes" please describe:

We could use as few as an individual vehicle. The Group Homes sit side-by-side in pairs, so instead of each pair of homes sharing a vehicle, we could share two vehicles between 6 houses (one each for 3 homes) or share 1 vehicle between the 6 homes.

2. Could the project be implemented in phases depending upon the availability of project funding?

XXYes No

If "Yes" please describe:

Beverly Farm could take delivery of individual vehicles in successive years instead of all at one time. As far as maintenance that method might make more sense, since that would keep a "new" vehicle for each of three years.

H. Project Scalability

Provide an estimated operational plan for providing the service including timeline and milestones

Timeline and Project and Milestones	
Describe briefly the major steps that will be followed from project start through project end. For the Dave, please indicate estimated Completion of each task after grant approval.	
Milestone	Date
<i>Receive vehicle(s)</i>	<i>open</i>
<i>Vehicle in Operation</i>	<i>immediately upon receipt</i>

I. Joint Certifications and Assurances for Grantees

Illinois Department of Transportation (“IDOT”) and Federal Transit Administration (“FTA”) Assistance Programs Joint Certifications and Assurances for Grantees

Each Grantee will execute the following applicable assurances and certifications to cover all applications and government agreements that include federal capital and operating assistance. The fifteen categories of certifications and assurances are listed by roman numerals I through XV. All Grantees must make all certifications and assurances in Category I. Categories II through XIII will apply to some, but not all Grantees. The categories correspond to the following description or circumstances mandating submission of specific certifications, assurances or agreements.

The Grantee agrees to comply with all the applicable requirements of IDOT and FTA Assurance Programs Joint Certifications and Assurances for Grantees hereinafter listed.

(The Grantee may make this selection instead of individual selections below.) xx

OR

The Grantee agrees to comply with the applicable requirements of the following categories it has selected:

- | | | |
|------|--|--------------------------|
| (1) | Certifications and Assurances Required of Each Grantee | <input type="checkbox"/> |
| (2) | Lobbying Certification (if applicable exceeds \$100,000) | <input type="checkbox"/> |
| (3) | Effects on Private Mass Transportation Companies | <input type="checkbox"/> |
| (4) | Public hearing Certification for Projects with Substantial Impacts | <input type="checkbox"/> |
| (5) | Certification for the Purchase of Rolling Stock | N/A |
| (6) | Bus Testing Certification | N/A |
| (7) | Charter Service Agreement | <input type="checkbox"/> |
| (8) | School Transportation Agreement | <input type="checkbox"/> |
| (9) | Certification for Demand Responsive Service | <input type="checkbox"/> |
| (10) | Substance Abuse Certifications | <input type="checkbox"/> |
| (11) | Certification for a Project involving interest or Other Financing Costs | N/A |
| (12) | Certification regarding Intelligent Transportation System Program Assistance | N/A |
| (13) | Certifications for the Urbanized Area Formula Program, Job Access and Reverse Commute Program, and the Clean Fuels Program | <input type="checkbox"/> |
| (14) | Certifications and Assurances for the Elderly and Persons with Disabilities Program | N/A |
| (15) | Certifications for the Nonurbanized Area Formula Program | <input type="checkbox"/> |
| (16) | Certifications and Assurances for the State Infrastructure Bank Program (Not applicable in Illinois) | N/A |

The last page of the Joint Certifications and Assurances as well as the Affirmation of the Grantee’s Attorney must be appropriately completed, signed and attached with this application.

1. Certifications and Assurances Required of Each Grantee

A. Authority of Grantee and Its Representatives

The authorized representative of the Grantee and legal counsel who sign these certifications, assurances, and agreements attest that both the Grantee and its authorized representative have adequate authority under state and local law and the by-laws or internal rules of the Grantee organization to:

- (1) Execute and file the applications for Federal assistance on behalf of the Grantee,
- (2) Execute and file the required certifications, assurances and agreements on behalf of the Grantee binding the Grantee; and
- (3) Execute grant agreements and cooperative agreements with FTA or IDOT on behalf of the Grantee

B. Standard Assurances

The Grantee assures that it will comply with all applicable state & federal statutes, regulations, executive orders, FTA circulars, and other federal administrative requirements in carrying out any project supported by an FTA grant or cooperative agreement. The Grantee acknowledges that is under a continuing obligation to comply with the terms and conditions of the grant or cooperative agreement issued for its approved project with IDOT or FTA. The Grantee understands that federal laws, regulations, policies, and administrative practices might be modified from time to time and those modifications may affect project implementation. The Grantee agrees that the most recent state & Federal laws, regulations, requirements and directives will apply to the project, unless IDOT or FTA issues a written determination otherwise.

C. Debarment, Suspension, and Other Responsibility Matters for Primary Covered Transactions

Until new federal debarment and suspension regulations are promulgated that discontinue the current requirement for the Debarment and Suspension Certification and in accordance with U.S. Department of Transportation (U.S. DOT) regulations on Government wide Debarment and Suspension (Nonprocurement) at 49 CFR Part 29.510, the Grantee certifies to the best of its knowledge and belief, that it and its principals:

- (1) Are not presently debarred, suspended, proposed for debarment declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency;
- (2) Have not within a three year period preceding this Certification been convicted of or had a civil judgment rendered against 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 federal or state antitrust statutes; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (3) Are not presently indicted for or otherwise criminally or by civil action by a governmental entity (federal, state or local) with commission of any of the offenses listed in paragraph (2) of the certification; and,
- (4) Have not within a three year period preceding this Agreement had one or more public transactions (Federal, state, or local) terminated for cause or default.

The Grantee certifies that if it becomes aware of any later information that contradicts the statements in paragraphs (1) through (4) above, it will promptly inform IDOT. Should the Grantee be unable to certify the statements set forth paragraphs (1) through (4) above, it shall so acknowledge with its signature and provide a written explanation to IDOT.

D. Drug-Free Workplace Certification

Until new U.S. DOT Drug-Free Workplace regulations that rescind the requirements for a Drug-Free Workplace certification are promulgated, and in accordance with Illinois and U.S. DOT regulations on Drug-

Free Workplace Requirements (Grants) at 30 ILCS 580/1 *et seq.* and 49 CFR Part 29 at Subpart F, as amended by 41 U.S.C. Section 702 the Grantee certifies that it will provide a drug-free workplace by:

- (1) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the Grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- (2) Establishing an ongoing drug-free awareness program to inform employees about:
 - (a) The dangers of drug abuse in the workplace
 - (b) The Grantee's policy of maintaining a drug-free workplace;
 - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and,
 - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace
- (3) 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 (1).
- (4) Notifying the employee in the statement required by paragraph (1) that, as a condition of employment financed with federal and state assistance provided by the grant or cooperative agreement, the employee will:
 - (a) Abide by the terms of the statement, and
 - (b) Notify the employer in writing of her or her conviction of a criminal drug statute occurring in the workplace no later than 5 calendar days after such conviction.
- (5) Notifying IDOT in writing, within 10 calendar days after receiving notice under paragraph (4)(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to ever project officer or other designee on whose project activity the convicted employee was working. Notice shall include the identification number(s) of each affected grant or cooperative agreement.
- (6) Taking one of the following actions, within 30 calendar days of receiving notice number paragraph (4)(b), with respect to any employee who is so convicted:
 - (a) 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
 - (b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by federal, state or local health law enforcement, or other appropriate agency.
 - (c) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (1), (2), (3), (4), (5), and (6). The Grantee has or will provide to IDOT a list identifying its headquarters location and each workplace it maintains in which project activities supported by IDOT are conducted.

E. Drug-Free Workplace Certification

If required, the Grantee assures that each project application submitted to IDOT for assistance has been or will be submitted, as required by each state, for intergovernmental review to the appropriate state and local agencies. Specifically, the Grantee assures that it has fulfilled or will fulfill the obligations imposed on FTA by U.S. DOT regulations, "Intergovernmental Review of Department of Transportation Programs and Activities: 49 CFR Part 17.

F. Nondiscrimination Assurance

In accordance with 49 U.S. C. Section 5332, Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. Section 2000d, and U.S. DOT regulations, "Nondiscrimination in Federally Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act," 49CFR Part 21.7, the Grantee assures that it will comply with all requirements pursuant to 49 CFR Part 21; FTA Circular 4702.1, "Title VI Program Guidelines for Federal Transit Administration Recipients", and other applicable directives so that no person in the United States, on the bases of race, color, national origin, creed, sex or age will be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity (particularly in the level and quality of mass transportation services and mass transportation related benefits) for which the Grantee receives federal financial assistance from the U.S. DOT or the FTA.

The Grantee assures that the project or program will be conducted, property acquisitions will be undertaken, and project equipment will be operated in compliance with all requirements of 49 CFR Part 21 and 49 U.S. C. Section 5332. The Grantee understands that this assurance extends to its entire facility and to equipment operated in connection with the Project.

The Grantee assures that it will take appropriate action to ensure that any transferee receiving property financed with federal assistance derived from U.S. DOT for FTA will comply with the provisions of 49 CFR Part 21 and 49 U.S.C. Section 5332. As required by 49 CFR Part 21.7(a)(2), the Grantee will include in each third party contract, subgrant, or sub-agreement appropriate clauses to impose the requirements of 49 CFR Part 21, and 49 U.S.C. Section 5332; and include appropriate provisions imposing those requirements in deeds and instruments recording the transfer of real property, structures, improvements.

The grantee assures that it will promptly take the necessary actions to effectuate this assurance. In particular, the Grantee will notify the public that complaints pertaining to discrimination in the provision of mass transportation – related services or benefits may be filed with U.S. DOT or FTA. Upon request by U.S. DOT or FTA, the Grantee assures that it will make such changes in its 49 U.S.C Section 5332 and Title VI implementing procedures as U.S. DOT or FTA may request.

G. Assurances of Nondiscrimination on the Basis of Disability

As required by 49 U.S. C. 5332 and in accordance with U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," 49CFR Part 29, the Grantee assures that, as a condition to the approval or extension of any federal financial assistance from FTA or U.S. DOT to construct any facility, obtain any rolling stock or other equipment, undertake studies, conduct research, or to participate in or obtain any benefit from any program administered by FTA or IDOT, no otherwise qualified person with a disability shall be solely by reason of that disability, excluded from participation in denied the benefits of, or otherwise subjected to discrimination in any program or activity receiving or benefiting from federal financial assistance administered by the FTA or IDOT or any entity within U.S. DOT.

Specifically the Grantee assures it will implement any program or operate any facility so assisted in compliance with all applicable requirements implied by U.S. DOT regulations implementing the Rehabilitation Act of 1973, as amended, 29 U.S. C. Section 794 et seq., and the Americans with Disabilities Act of 1990, as amended, 42 U.S.C. Section 12101 et seq. and implementing U.S. DOT regulations, 49 CFR parts 27, 37 and 38, as well as all applicable regulations and directives issued in accordance thereto by other federal departments or agencies.

H. Procurement Compliance

The grantee certifies that its procurements and procurement system that involved FTA assistance will comply with all applicable requirements imposed by federal and state laws, executive orders, or regulations and FTA directives (including the requirements of FTA circular 4220.1E, "Third Party Contracting Guidelines," including any revisions thereto) and other requirements FTA may issue and any revisions thereto. The Grantee certifies that it will include in its contracts financed in whole or in part with FTA assistance all clauses required by federal and state laws, executive orders, or regulations, and will ensure that each subrecipient and contractor will also include in its subagreements and contracts financed in whole or in part with FTA assistance all applicable clauses required by federal laws, executive orders, or regulations.

I. Certifications Prescribed by the Office of Management and Budget (SF-424B and SF-424D)

The Grantee certifies that it:

- (1) Has the legal authority to apply for federal assistance and the institutional, managerial, and financial capability (including sufficient to pay the non-federal share of project cost) to ensure proper planning, management, and completion of the project described in its application.
- (2) Will give FTA, 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.
- (3) 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.
 - (4) Will initiate and complete the work within the applicable project time periods following receipt of FTA approval.
 - (5) Will comply with all statutes relating to nondiscrimination including, but not limited to:
 - (a) Title VI of the Civil Rights Act, 42 U.S.C. Section 2000d, which prohibits discrimination on the basis of race, color, or national origin;
 - (b) Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. Sections 1681 through 1683, and 1685 through 1687, and U.S. DOT regulations, "Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance," 49 CFT Part 25, which prohibits discrimination on the basis of sex;
 - (c) Section 504 of the Rehabilitation Act of 1973, as amended 29 U.S.C. Section 794, which prohibits discrimination on the basis of handicaps;
 - (d) The Age Discrimination Act of 1975, as amended 42 U.S.C. Sections 6101 through 6107, which prohibit discrimination on the basis of age;
 - (e) The Drug Abuse Office and Treatment Act of 1972, Pub. L. 92-255, March 21 1972, and amendments thereto, 21 U.S.C Section 1174 et seq., relating to nondiscrimination on the basis of drug abuse.
 - (f) The Comprehensive Alcohol Abuse and Alcoholism Prevention Act of 1970, Pub. L. 91-616 December 31, 1970, and amendments thereto, 42 U.S.C. Section 4581 et seq., relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
 - (g) The Public Health Service Act of 1912, as amended, 42 U.S.C Sections 290dd-3 and 290ee-3, related to confidentiality of alcohol and drug abuse patient records;
 - (h) Title VIII of the Civil Rights Act, 42 U.S.C. Sections 3601 et seq., relating to nondiscrimination in the sale, rental or financing of housing;
 - (i) Any other nondiscrimination provisions in the specific statutes under which federal assistance for the project may be provided including, but no limited to 49 U.S.C Section 5332, which prohibits discrimination on the basis of race, color, creed, national origin, sex, or age, and prohibits discrimination in employment or business or business opportunity, and section 1101(b) of the Transportation Equity Act for the 21st Century, 23 U.S.C. Section 101 note, which provides for participation of disadvantaged business enterprises in FTA programs; and
 - (j) The requirements of any other nondiscrimination statute(s) that may apply to the project.
 - (6) Will comply, or has complied, with the requirements of titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (Uniform Relocation Act) 42 U.S.C. Section 4601 et seq., which among other things, 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. As required by U.S. DOT regulations, "Uniform Relocation Assistance and Real Property Acquisition for Federal and Federally Assisted Programs," at 49 CFR Part 24.4, and Sections 210 and 305 for the Uniform Relocation Act, 42 U.S.C Sections 4630 and 4655, the Grantee assures that it has the requisite authority under applicable state and local law and will comply with or has complied with that Act and those U.S. DOT implementing regulations, including, but no limited to the following:
 - (a) The Grantee will adequately inform each affected person of the benefits, policies, and procedures provided for in 49 CFR Part 24;
 - (b) The Grantee will provide fair and reasonable relocation payments and assistance required by 42 U.S.C Sections 4622, 4623, and 4624; 49 CFR Part 24; and any applicable FTA procedures, to or for families, individuals, partnerships, corporations or associations displaced as a result of any project financed with FTA assistance;
 - (c) The Grantee will provide relocation payments and assistance required by 42 U.S.C. Sections 4622, 4623, and 4624; 49 CFR Part 24; and any applicable FTA procedures, to or for families, individuals, partnerships, corporations or associations in the manner provided in 49 CFR Part 24 and FTA procedures;
 - (d) Within a reasonable time before displacement, the Grantee will make available comparable placement swellings to displaced families and individuals as required by 42 U.S.C. Section 4625 (c)(3);

- (e) The Grantee will carry out the relocation process in such a manner as to provide displaced persons with uniform and consistent services, and will make available replacement housing in the same range of choices with respect to such housing to all displaced persons regardless of race, color, religion, or national origin;
 - (f) In acquiring real property, the Grantee will be guided to the greatest extent practicable under state law, by the real property acquisition policies of 42 U.S.C. Sections 4651 and 4652;
 - (g) The Grantee will pay or reimburse property owners for necessary expenses as specified in 42 U.S.C. Sections 4653 and 4653, understanding that FTA will participate in the Grantee's costs of providing those payments and that assistance for the project as required by 42 U.S.C. Section 4631;
 - (h) The Grantee will execute such amendments to third party contracts and subagreements financed with FTA assistance and execute, furnish and be bound by such additional documents as FTA may determine necessary to effectuate or implement the assurances provided herein; and
 - (i) The Grantee agrees to make these assurances part of or incorporate them by reference into any third party contract or subagreement, or any amendments thereto., relating to any project financed by FTA involving relocation or land acquisition and provide in any affected document that these relocation and land acquisition provisions shall supersede any conflicting provisions.
- (7) To the extent applicable will comply with the Davis-Bacon Act, as amended, 40 U.S.C. Section 3141 et. seq., the Copeland Act, as amended, 18 U.S.C. Section 874, and the Contract Work Hours and Safety Standards Act, as amended, 40. U.S.C. Sections 3701 et seq., regarding labor standards for federally – assisted subagreements.
- (8) To the extent applicable, will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, as amended, 42 U.S.C. Section 4012(a), 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.
- (9) Will comply with environmental standards that may be prescribed to implement the following federal laws and executive orders:
- (a) Institution of environmental quality control measures under the National Environmental Policy Act of 1969, as amended, 42 U.S.C. Section 4321 et seq., and Executive Order No. 11514, as amended, 42 U.S.C. Section 4321 note;
 - (b) Notification of violating facilities pursuant to Executive Order No. 11738, 42 U.S.C. Section 7606 note;
 - (c) Protection of wetlands pursuant to Executive Order No. 11900, 42 U.S.C Section 4321 note, and the Interagency Wetland Policy Act (20 ILCS 830);
 - (d) Evaluation of flood hazards in floodplains in accordance with Executive Order No. 11988, 42 U.S.C. Section 4321 note;
 - (e) Assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972, as amended, 16 U.S.C. Section 1451 et. seq.;
 - (f) Conformity of federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1995, as amended, 42 U.S.C. Section 7401 et seq.;
 - (g) Protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended 42 U.S.C. Section 300h et seq.;
 - (h) Protection of endangered species under the Endangered Species Act of 1973, as amended, Endangered Species Act of 1973 as amended, 16 U.S.C. Section 1531 et seq.;
 - (i) Environmental protections for federal transit programs, including, but not limited to protections for a park, recreation area, or wildlife or waterfowl refuge of national, state, or local significance or any land from a historic site of national, state, or local significance used in a transit project as required by 49 U.S.C. Section 303;
 - (j) Protection of the components of the national wild and scenic rivers system, as required under the Wild and Scenic Rivers Act of 1968, as amended, 15 U.S.C. Section 1271 et seq.; and
 - (k) Provision of assistance to FTA and IDOT in assuring compliance with section 106 of the national Historic Preservation Act of 1966, as mended 16 U.S.C. Section 470f, Executive Order No. 11593 9identification and protection of historic properties), 16 U.S.C. Section 470 note, and the Archaeological and historic Preservation Act of 1974, as amended, 16 U.S.C. Section 469a-1 et seq.
- (10) Will comply with the Lead-Based Paint Poisoning Prevention Act, 42 U.S.C. Section 4831(b), which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
- (11) 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 on which a construction project supported with FTA assistance takes place

without permission and instructions from the awarding agency. Will record the federal interest in the title of real property in accordance with FTA 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.

- (12) Will comply with FTA requirements concerning the drafting, review, and approval of construction plans and specifications of any construction project supported with FTA assistance. As required by U.S. DOT regulations, "Seismic Safety," 49 CFR Part 41.117(d), before accepting delivery of any building financed with FTA assistance, it will obtain a certificate of compliance with the seismic design and construction requirements of 49 CFR Part 41.
- (13) Will provide and maintain competent and adequate engineering supervision at the construction site of any project supported with FTA assistance to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by FTA or IDOT.
- (14) Will comply with the National Research Act, Pub. L. 93-348, July 12, 1974, as amended, regarding the protection of human subjects involved in research, development, and related activities supported by the FTA assistance and DOT regulations. "Protection of Human Subjects." 49CFR Part II.
- (15) Will comply with the Laboratory Animal Welfare Act of 1966, as amended, 7 U.S.C. Section 2131 et seq. and pertaining to the care, handling, and treatment of warm blooded animals held or research, teaching or other activities supported by FTA assistance.
- (16) Will have performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996, 31 U.S.C. Section 7501 et seq. and OMB Circular No. A-133, "Audits of States, Local governments and Non-Profit Organizations." And the most recent applicable OMB A-133.
- (17) Will comply with all applicable requirements of all other federal laws, executive orders, regulations, and policies governing the project.

2. Lobbying Certification Required for Each Application Exceeding \$100,000

In accordance with U.S. DOT regulations, "New Restrictions on Lobbying," at 49 CFT Part 20.110, for each application for federal assistance exceeding \$100,000, the Grantee's authorized representative 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 Grantee, to any person for influencing or attempting to influence an officer or employee or any 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 grant or cooperative agreement, and the extension continuation, renewal, amendment, or modification of any federal grant 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 grant or cooperative agreement, the Grantee shall complete and submit Standard Form - LLL, "Disclosure For to Report Lobbying," in accordance with its instructions as amended by "Government Wide Guidance for New Restriction on Lobbying," including the information required by the form's instructions, which may be amended to omit such information as permitted by 31 U.S.C. Section 1532.
- C. The Grantee shall require that the language of this certification be included in the award documents for each sub-award at any tiers (including subcontracts, sub-grants, sub-agreements and contract under grants and cooperative agreements financed with FTA assistance) and that each grantee shall certify and disclose accordingly.

The Grantee understands that this certification is a material representation of fact upon which reliance is placed and that the submission of this certification is a prerequisite for providing Federal assistance for a transaction covered by 31 U.S.C. Section 1352; and the Grantee also understands that any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

3. Effects on Private Mass Transportation Companies

As required by 49 U.S.C. Section 5323(a)(1), the Grantee certifies that before it acquires property or an interest in property of a private mass transportation company or operates mass transportation equipment or a facility in competition with or in addition to transportation service provided by an existing mass transportation company it has or will have:

- A. Found that the assistance is essential to carrying out a program of projects as determined by the plans and programs of the metropolitan planning organization;
- B. Provided for the participation of private mass transportation companies to the maximum extent feasible, consistent with applicable FTA requirements and policies;
- C. Paid or will pay just compensation under state or local law to a private mass transportation company for its franchises or property acquired; and
- D. Acknowledged that assistance falls within the labor standards compliance requirements of 49 U.S.C. Section 5333(a) and 5333(b)

4. Public Hearing Certification For A Capital Project That Will Substantially Affect a Community or Its Transit Service

A Grantee seeking federal or state assistance under 49 U.S.C. Section 53 to acquire rolling stock must provide the certification detailed herein. As required by 49 U.S.C. Section 5323(b), the Grantee certifies that it has, or before submitting its application, will have:

- A. Provided an adequate opportunity for a public hearing with adequate prior notice of the proposed project published in a newspaper or general circulation in the geographic area to be served;
- B. Held that hearing and provided FTA and IDOT a transcript or detailed report summarizing the issues and responses, unless no one with a significant economic, social, or environmental interest requests a hearing;
- C. Considered the economic, social, and environmental effects of the project; and
- D. Determined the project to be consistent with official plans for developing the urban area.

5. A Grantee Seeking Federal Certification of Pre-Award and Post-Delivery Audit of Rolling Stock Required for Each Grantee That Purchases Rolling Stock

As required by 49 U.S.C. Section 5323(m), and implementing FTA regulations at 49 CFR Part 663.7, the Grantee certifies that it will that it will comply with the requirements of 49 CFR Part 663, in the course of purchasing revenue service rolling stock. Among other things, the Grantee will conduct or cause to be conducted the prescribed pre-award and post-delivery audits, and will maintain on file the certifications required by 49 CFR Part 663, Subparts B, C, and D.

6. Bus Testing Certification Required for the Acquisition of New Buses

In accordance with FTA regulations, "Bus Testing," at 49 CFR Part 665.7, the Grantee certifies that before authorizing final acceptance of the first bus of any new bus model with a major change in configuration or components (as described in 49 CFR Part 665) acquired or leased with federal assistance funds obligated by FTA, the following two conditions will have been met: (a) the model of the bus will have been tested at a bus testing facility approved by FTA; and (b) the Grantee will have received a copy of the test report prepared on the bus model.

7. Charter Service Agreement

In accordance with 49 U.S.C. Section 5323(d) and FTA regulations, "Charter Service," at 49 CFR Part 604.7, the Grantee agrees that it will provide charter service that uses equipment or equipment acquired with federal assistance authorized for 49 U.S.C. Section 53; or Title 23 U.S.C., only to the extent that there are no private charter service operators willing and able to provide the charter service that it or its recipients desire to provide unless one or more of the exceptions in 49 CFR Part 604.9 applies.

The Grantee further agrees that it will comply with the provisions of 49 CFR Part 604 before it provides any charter service using equipment or equipment provided with federal assistance authorized for the above statutes, that the requirements of 49 CFR Part 604 will apply to any such charter service that is provided, and that the definitions in 49 CFR Part 604 apply to this Agreement. The Grantee understands that a violation of this agreement may require corrective measures and the imposition of penalties, including Debarment from the receipt of further federal assistance for mass transportation.

8. School Transportation Agreement

- A. As required by 49 U.S.C. Section 5323(f) and FTA regulations, "School Bus Operations," at 49 CFR Part 605.14 the Grantee agrees that it:
- (1) Engage in school transportation operations in completion with private school transportation operators only to the extent permitted by an exception provided by 49 U.S.C. Section 5323(f) and implementing regulations, and
 - (2) Comply with the requirements of 49 CFR Part 605 before providing any school transportation using equipment or facilities acquired with federal assistance awarded by FTA and authorized by 49 U.S.C. Section 53 or Title 23 U.S.C. for transportation projects.
- B. The Grantee understands that the requirements of 49 CFR Part 605 will apply to any school transportation it provides, the definitions of 49 CFR Part 605 apply to this school transportation agreement, and a violation of this agreement may require corrective measures and the imposition of penalties, including debarment from the receipt of further federal assistance for transportation.

9. Certification Required for the Direct Award of FTA Assistance to a Grantee for its Demand Response Service

In accordance with U.S. DOT regulations, "Transportation service for Individuals with Disabilities (ADA)," AT 49 CFR Part 37.77, the Grantee certifies that its demand responsive service offered to persons with disabilities, including persons who use wheelchairs, is equivalent to the level and quality of service offered to persons without disabilities. Such service, when viewed in its entirety, is provided in the most integrated setting feasible and is equivalent with respect to: (1) response time; (2) fares; (3) geographic service area; (4) hours and days of service; (5) restrictions on trip purpose; (6) availability of information and reservation capability ; and (7) constraints on capacity or service.

10. Prevention of Alcohol Misuse and Prohibited Drug Use Certification

As applicable to the Grantee pursuant to federal regulations "Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations," at 49 CFR Part 665, Subpart I, the Grantee certifies that it has established and implemented an anti-drug and alcohol misuse program, and has complied with or will comply with the applicable requirements of FTA regulations, "Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations," at 49 CFR Part 665"

11. Certification for a Project Involving Interest or Other Financing Costs

As required by 49 U.S.C. Section 5307(g), 49 U.S.C. Section 5309(g)(2)(B), 49 U.S.C. Section 5309(g)(3)(A), and 49 U.S.C. Section 5309(3), the Grantee certifies that it will not seek reimbursement for interest and other financing costs unless its records demonstrate it has used reasonable diligence in seeking the most favorable financing terms underlying those costs, to the extent FTA might require.

12. Intelligent Transportation System Program Assistance

As applicable to any Intelligent Transportation System (ITS) PROJECT OF THE Grantee assures that it will comply with, and require its contractors and subcontractors to comply with, all applicable requirements imposed by Section V (Regional ITS Architecture) and Section VI (Project Implementation) of the FTA Notice, "FTA National Intelligent Transportation System Architecture Policy on Transit Projects" at 66 Fed. Reg. 1455 et seq. dated January 8, 2001 and other FTA requirements that may be issued in connection with any ITS project it undertakes financed with Highway Trust Funds (including funds from the mass transit account) or

funds made available for the ITS program authorized by TEA-21, Title V, subtitle C, 23 U.S.C. Section 502 note.

13. Certifications for the Urbanized Area Formula Program, The Job Access and Reverse Commute Program, and the Clean Fuels Program

In addition to the following certifications listed in A., B., and C., and if it has received Transit Enhancement funds under 49 U.S.C. Section 5307(k) (1), the Grantee must submit in its quarterly report for the fourth quarter of the proceeding federal fiscal year a list of the Transit Enhancement projects carried out during that federal fiscal year using those funds, and that report is incorporated by reference and made part of its certifications and assurances.

A. Certifications Required by Statute

As required by 49 U.S.C. Section (d)(1)(A) through (J), the Grantee certifies that:

- (1) It has or will have the legal, and technical capacity to carry out the proposed program of projects;
- (2) It has or will have satisfactory continuing control over the use of the equipment and facilities;
- (3) It will adequately maintain the equipment and facilities;
- (4) It will ensure that the elderly and handicapped persons, or any persons presenting a Medicare card issued to himself or herself under Title II or Title XVIII of the Social Security Act (42 U.S.C. Section 401 et seq. or 42 U.S.C. Section 1395 et seq.), will be charged during non-peak hours for transportation using or involving a facility or equipment of a project financed with federal assistance authorized for 49 U.S.C. Section 5307 or Section 3037 of the Transportation Equity Act for the 21st Century (TEA-21), 49 U.S.C. Section 5309 note, not more than 50 percent of the peak hour fare;
- (5) In carrying out a procurement financed with federal assistance authorized for the Urbanized Area Formula Program at 49 U.S.C. Section 5307 or Section 3037 of TEA-21, 49 U.S.C. Section 5309 note, it will use competitive procurement (as defined or approved by the Secretary), it will not use a procurement using exclusionary or discriminatory specifications, and it will comply with applicable Buy America laws in carrying out a procurement;
- (6) It has complied or will comply with the requirements of 49 U.S.C. Section 5307, specifically, it has or before submitting its application it will: (a) make available to the public information on amounts available for the Urbanized Area Formula Program at 49 U.S.C. Section 5307 and, if applicable, the Job Access and Reverse Commute Grant Program, 49 U.S.C. Section 5309 note, and the program of projects it proposes to undertake with those funds; (b) develop, in consultation with interested parties, including private transportation providers, a proposed program of projects for activities to be financed; (c) publish a proposed program of projects in a way that affected citizens, private transportation providers, and local elected officials have the opportunity to examine the proposed program and submit comments on the proposed program and the performance of the Grantee; (d) provide an opportunity for a public hearing to obtain the views of citizens on the proposed program of projects; and (e) ensure that the proposed program of projects provides for the coordination of transportation services assisted under 49 U.S.C. Section 5336 with transportation services assisted by another federal government source, (f) consider comments and views received, especially those of private transportation providers, in preparing the final program of projects; and (g) make the final program of projects available to the public.
- (7) It has or will have available and will provide the amount of funds required by 49 U.S.C. Section 5307 (e) and applicable FTA policy (specifying federal and local shares of project costs);
- (8) It will comply with: (a) 49 U.S.C. Section 5301 (a) (requirements to develop transportation systems that maximize mobility and minimize fuel consumption and air pollution); (b) 49 U.S.C. Section 5301 (d) (requirements for transportation of the elderly and persons with disabilities); (c) 49 U.S.C. Section 5303 through 5306 (planning requirements); and (d) 49 U.S.C. Section 5310 (d) (programs for the elderly and persons with disabilities);
- (9) It has a locally developed process to solicit and consider public comment before raising fares or implementing a major reduction of transportation; and
- (10) As required by 49 U.S.C. Section 5307 (d)(1)(J), unless the Grantee has determined that it is not necessary to expend one percent of the amount of federal assistance it receives for this transit security projects, it will expend at least one percent of the amount of that assistance for transit security projects, including increased lighting in or adjacent to a transit system (including bus stops, subway stations, parking lots, and garages), increased camera surveillance of an area in or adjacent

to that system, emergency telephone line or lines 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 transit system.

B. Certification Required for Capital Leasing

As required by FTA regulations, "Capital Leases," 49 CFR Parts 639.15(b)(1) and 639.21, to the extent that the Grantee uses federal assistance authorized for 49 U.S.C. Section 5307 or Section 3037 of TEA-21, 49 U.S.C. Section 5309 note, to acquire any capital asset by lease, the Grantee certifies that:

- (1) It will not use federal assistance authorized for 49 U.S.C. Section 5307 or Section 3037 of TEA-21, 49 U.S.C. Section 5309 note, to finance the cost of leasing any capital asset until it undertakes calculations demonstrating that it is more cost-effective to lease the capital asset than to purchase or construct similar assets;
- (2) It will complete these calculations before entering into the lease or before receiving a capital grant for the asset, whichever is later; and
- (3) It will not enter into a capital lease for which FTA can only provide incremental funding unless it has the financial capacity to meet its future obligations under the lease in the event federal assistance is not available for capital projects in subsequent years.

C. Certifications Required for Sole Purchase of Associated Capital Maintenance Item

As required by 49 U.S.C. Section 5325(c), to the extent that the Grantee procures an associated capital maintenance item under the authority of 49 U.S.C. Section 5307(b)(1), the Grantee certifies that it will use competition to procure an associated capital maintenance item unless the manufacturer or supplier of that item is the only source for the item and the price of the item is no more than the price similar customers pay for the item, and maintain sufficient records pertaining to each such procurement on file easily retrievable for FTA or IDOT inspection.

D. Certification Required for Clean Fuels Program

As required by 49 U.S.C. Section 5308 (c)(2), the Grantee certifies that, in connection with any application for assistance authorized for the clean Fuels Formula Program, vehicles purchased with grant funds made available for 49 U.S.C. Section 5308 will be operated only with clean fuels.

14. Certifications and Assurances for the Elderly and Persons with Disabilities Program

Based on its own knowledge the Grantee, administering the Elderly and Persons with Disabilities Program authorized by 49 U.S.C. Section 5310, certifies and assures that the following requirements and conditions will be fulfilled:

- A. It will not enter into a capital lease for which FTA can only provide incremental funding unless it has the financial capacity to meet its future obligations under the lease in the event federal assistance is not available for capital projects in subsequent years.
- B. The Grantee assures that it either is recognized under state law as private nonprofit organization with the legal capability to contract with the state to carry out the proposed project, or is public body that has met the statutory requirements to receive federal assistance authorized for 49 U.S.C. Section 5310.
- C. The Grantee application for 49 U.S.C. Section 5310 assistance contains information for which the state concludes that the transit service provided or offered to be provided by existing public or private transit operators is unavailable, insufficient, or inappropriate to meet the special needs of the elderly and persons with disabilities.
- D. The Grantee assures that sufficient non-federal funds have been or will be committed to provide the required local share.
- E. The Grantee has, or will have by the time of delivery, sufficient funds to operate and maintain the vehicles and equipment purchased with federal assistance awarded for this project.
- F. The Grantee has, to the maximum degree feasible, coordinated with other transportation providers and users, including social service agencies authorized to purchase transit service, and has provided an opportunity for a public hearing in connection with any capital assistance.
- G. The Grantee is in compliance with all applicable civil rights requirements, and has signed the Nondiscrimination Assurance.

- H. The Grantee will comply with applicable requirements of U.S. DOT regulations on participation of disadvantaged business enterprises in U.S. DOT programs.
- I. The Grantee will comply with all existing federal requirements regarding transportation of the elderly and persons with disabilities. The Grantee has provided to the state an Assurance of Nondiscrimination on the Basis of Disability, as set forth in the Certifications and Assurances required of each Grantee for FTA assistance. If non-accessible vehicles are being purchased for use by a public entity in demand responsive service for the general public, the Grantee will provide a "Certification of Equivalent Service," which states that the public entity's demand responsive service offered to persons with disabilities, including persons who use wheelchairs, meets the standard of equivalent service set forth in 40 CFR Part 37.77.
- J. The Grantee will comply with the transit employee protective provisions of 49 U.S.C. Section 5333(b).
- K. The Grantee will comply with 49 CFR Part 604 in the provision of any charter service provided with equipment or facilities acquired with FTA funds.
- L. The Grantee has certified to the state that it will comply with applicable provisions of 49 CFR Part 605 and 20 ILCS 2705/49.19(6) pertaining to school bus operations.
- M. Unless otherwise noted, each of the Grantee's projects qualifies for a categorical exclusion and does not require further environmental approvals, as described in the joint FHWA/FTA regulations, "Environmental Impact and Related Procedures," at 23 CFR Part 771.117. The Grantee certifies that financial assistance will not be provided for any project that does not qualify for a categorical exclusion described in 23 CFR Part 771.117(c) until FTA has made the required environmental finding. The Grantee further certifies that no financial assistance will be provided for project requiring a conformity finding in accordance with the Environmental Protection Agency's Clean Air Conformity regulations at 40 CFR Parts 51 and 93, until FTA makes the required conformity finding.
- N. The Grantee has submitted (or will submit) all applicable certifications and assurances currently required, including, but not limited to: a certification that its procurements and procurement system will comply with all applicable requirements imposed by federal laws, executive orders, or regulations and requirements of FTA Circular 4220.1D, "Third Party Contracting Requirements," and other implementing requirements FTA may issue; a certification that its project provides for the participation of private mass transportation companies to the maximum extent feasible; a certification that it has paid or will pay just compensation under state or local law to each private mass transportation company for its franchise or property acquired under the project, a non-procurement suspension and debarment certification, a bus testing certification for new models; a pre-award and post-delivery review certification, and a lobbying certification for each application exceeding \$100,000.
- O. The Grantee recognizes FTA's and IDOT's authority to conduct audits to verify compliance with the foregoing requirements and stipulations.

15. Certifications and Assurances for the Nonurbanized Area Formula Program

The Grantee administering the Nonurbanized Area Formula Program authorized by 49 U.S.C. Section 5311 certifies and assures that the following requirements and conditions will be fulfilled:

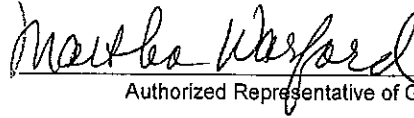
- A. The Grantee will have necessary legal, financial, and managerial capability to apply for, receive and disburse federal assistance authorized for 49 U.S.C. Section 5311; and to implement and manage the project.
- B. The Grantee assures that sufficient non-federal funds have been or will be committed to provide the required local share.
- C. The Grantee has, or will have by the time of delivery, sufficient funds to operate and maintain the vehicles and equipment purchased with federal assistance authorized for this project.
- D. The Grantee has, to the maximum extent feasible, coordinated with other transportation providers and users, including social service agencies authorized to purchase transit service.
- E. The Grantee is in compliance with all applicable civil rights requirements, and has signed the Nondiscrimination Assurance.
- F. The Grantee will comply with applicable requirements of U.S. DOT regulations on participation of disadvantaged business enterprise in U.S. DOT programs.
- G. The Grantee will comply with all existing federal requirements regarding transportation of elderly persons and persons with disabilities. The Grantee has provided to the IDOT an Assurances of Nondiscrimination on the Basis of Disability, as set forth in the Certifications and Assurances required for each Grantee for FTA assistance in Category 1 of this document. If non-accessible vehicles are being purchased for use by a public entity in demand responsive service for the general public, the state will obtain from the Grantee

The Grantee affirms the truthfulness and accuracy of the certifications and assurances it has made in the statements submitted herein with this document and any other submission made to FTA or IDOT, and acknowledges that the provisions of the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. Section 3801 et seq., as implemented by U.S. DOT regulations, "Program Fraud Civil Remedies." 49 CFR Part 31 apply to any certification, assurance or submission made to IDOT or FTA. The criminal fraud provisions of 18 U.S.C. Section 1001 apply to any certification, assurance, or submission made in connection with the FTA and IDOT formula assistance program for urbanized areas, and may apply to any other certification, assurance, or submission made in connection with any program administered by FTA or

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 Grantee are true and correct.

3-1-2010

Date



Authorized Representative of Grantee

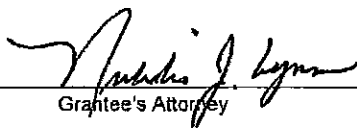
J. Affirmation of Grantee's Attorney

For:

(Name of Grantee)

As the undersigned legal counsel for the above named Grantee, I hereby affirm that the Grantee has authority under state and local law 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 constitutes legal and binding obligations on the Grantee.

I further affirm that, to the best of my knowledge ^{there} is no legislation or litigation pending or threatened that might adversely affect the validity of these certifications and assurances, or of the performance of the project.


Grantee's Attorney

2/27/10
Date

**BEVERLY FARM FOUNDATION
BOARD RESOLUTION**

A Resolution authorizing application for Public Transportation Financial Assistance under Section 5317 of the Federal Transit Act of 1991, as amended (49 U.S.C. 5311).

WHEREAS, the provision of general public or enhancement of specialized transportation service is essential to the transportation of persons with disabilities; and

WHEREAS, Section 5317 of the Federal Transit Act of 1991, as amended (49 U.S.C. 5311), makes funds available to help offset certain eligible capital or operating expenses; and

WHEREAS, grants for said funds will impose certain obligations upon the recipient, including the provision by it of the local share of funds necessary to cover costs not covered by funds provided under Section 5317 of the Federal Transit Act of 1991, as amended (49 U.S.C. 5311).


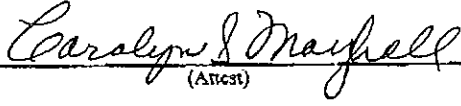
NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF BEVERLY FARM FOUNDATION.

- Section 1. That an application be made to the Division of Public and Intermodal Transportation, Department of Transportation, State of Illinois, for a financial assistance grant under Section 5317 of the Federal Transit Act of 1991, as amended (49 U.S.C. 5311), for the purpose of off-setting a portion of New Freedom grant assistance program.
- Section 2. That while participating in said assistance program the FOUNDATION will provide all required local matching funds or will request the use of State of Illinois Toll Revenue Credits
- Section 3. That Martha Warford, Executive Director of the Beverly Farm Foundation is hereby authorized and directed to execute and file on behalf of the Beverly Farm Foundation such application.
- Section 4. That Martha Warford, Executive Director of the Beverly Farm Foundation is authorized to furnish such additional information as may be required by the Illinois Department of Transportation and the Federal Transit Administration in connection with the aforesaid application for said grant.
- Section 5. That Martha Warford, Executive Director of the Beverly Farm Foundation is hereby authorized and directed to execute and file on behalf of the Beverly Farm Foundation all required Grant Agreements with the Illinois

Department of Transportation, in order to obtain grant assistance under the provisions of the Section 5317 of the Federal Transit Act of 1991, as amended (49 U.S.C. 5311).

Section 6. That Martha Warford, Executive Director of the Beverly Farm Foundation is hereby authorized to provide such information and to file such documents as may be required to perform the Grant Agreement and to receive the grant.

PRESENTED and ADOPTED this 22nd day of February, 2010.

 _____ (Signature of Authorized Official) Barry Allswang	 _____ (Attest)
Chairman of the Board of Directors _____ (Title)	2/22/10 _____ (Date)



Public Hearing Notice
Beverly Farm Foundation

RE: State of Illinois Section 5317 New Freedom CY 2010
2010 New Freedom Procurement for Rolling Stock
Capital Assistance Application

On: Friday, March 12, 2010; 9am – 11:00am
Place: Liberty Bank, 3112 Godfrey Rd, Godfrey, IL 62035
Community Room

I. For the purpose of considering a project for which financial assistance is being sought from the Illinois Department of Transportation, pursuant to the Illinois Department of Transportation's general authority to make such Grants and which is generally described as follows:

A. Description of the Project: One (3)six (6) passenger min-van, wheel chair accessible with ramp at a cost of \$35,584 each for a total of \$106,751 to be used for residents of the Group Homes and possible community members who are disabled and/or elderly for community integration, work, recreation and medical appointments.

The project will be included in the New Freedom Program undertaken by the State of Illinois on behalf of Beverly Farm Foundation with state and federal funds

- B. Relocation: Relocation Assistance will not be required
- C. Environment: the project is being implemented to minimize environmental impact
- D. Comprehensive Planning: This project is in conformance with comprehensive transportation planning in the area.
- E. Elderly and Disabled: All new equipment included in this project will meet ADA accessibility rules for the elderly and persons with disabilities

II. At the hearing Beverly Farm will afford an opportunity for interested persons or agencies to be heard with respect to the social, economic and environmental aspects of the project. Interested persons may submit orally or in writing, evidence and recommendations with respect to said project.

III. A copy of the application for a state grant for the proposed project for the intended service are will be made available for public inspection at Beverly Farm Foundation, 6301 Humbert Rd, Godfrey, IL 62035

Contact: Maureen Concannon, Director of Resource Development, 6301 Humbert Rd., Godfrey, IL 62035 618-466-0367 X627

