

RESOLUTION

**ELMIRA-CHEMUNG TRANSPORTATION COUNCIL
POLICY COMMITTEE ENDORSEMENT**

NUMBER: 16-P2

DATE: May 24, 2016

SUBJECT: ECTC Self-Certification

MOVED BY: Ted Bennett

SECONDED BY: Daniel J. Mandell

CONSENSUS: YES X NO _____
ABSTENTIONS: 0
ABSENT: 1

WHEREAS, the Elmira-Chemung Transportation Council (ECTC) is the designated Metropolitan Planning Organization (MPO) responsible for the performance of the transportation planning process for the Elmira/Chemung Urbanized Area, and

WHEREAS, it is the responsibility of the ECTC to ensure that said policy, planning and programming process is consistent with applicable Federal and State Law, and is also consistent with local area objectives, and

WHEREAS, the MPO and the State must now certify that the MPO process is being carried on in conformance with all applicable requirements of specific Federal Acts and Regulations,

NOW, THEREFORE, BE IT RESOLVED, that the Elmira Chemung Transportation Council (ECTC) Policy Committee hereby affirms that:

1. The ECTC's metropolitan transportation planning process includes activities to support the development and implementation of the transportation plan and TIP and subsequent project development activities including the environmental impact assessment process, and
2. The ECTC's planning process is consistent with Federal Laws, Acts, and Regulations pertaining to involvement of appropriate public and private transportation providers, and
3. Any problem identified through this certification review or FHWA's Program Management Review will be addressed by the appropriate ECTC member agencies, and

BE IT FURTHER RESOLVED, that in accordance with 23 CFR 450.334, the metropolitan planning organization for the Elmira-Chemung urbanized areas hereby certifies that the transportation planning process is addressing the major issues in the metropolitan planning area and is being conducted in accordance with the applicable requirements of:

1. The provisions included in the Fixing America's Surface Transportation (FAST) Act to the extent implemented by regulation;
2. 23 U.S.C. 134 and 135;
3. U.S.C. Section 5303 and 23 CFR 450 Subpart C;
4. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21, and Environmental Justice and Limited English Proficiency requirements;

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5. 49 U.S.C. Section 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex or age in employment or business opportunity;
6. Section 1101 (b) (Pub. L. 109-59) and 49 CFR Part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
7. 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-Aid highway construction contracts;
8. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38;
9. The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
10. Section 324 of title 23 U.S.C. regarding the prohibition of discrimination based on gender; and
11. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities.
12. In regard to Federal Transit Administration procurements, shall
 - a. Comply with FTA Circular Guidance 4220.1F, Third Party Contracting Requirements and the most current FTA Master Agreement,
 - b. Maintain a written history of all FTA-funded procurements, and
 - c. Incorporate clauses and certifications required for FTA program assistance funding.

RESOLVED, that this self-certification be forwarded to the various Federal and State agencies as required for further action and approval.

**ELMIRA-CHEMUNG
TRANSPORTATION COUNCIL**

I, the undersigned, Secretariat of the Elmira-Chemung Transportation Council (ECTC), DO HEREBY CERTIFY, that the foregoing is a copy of the resolution adopted by said Elmira-Chemung Transportation Council (ECTC) on May 24, 2016 that it is a correct transcript therefrom and of the whole of said original.

IN WITNESS WHEREOF, I have hereunto set my hand June _____, 2016.

Brian C. Kelly, Secretariat