

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO EXECUTE AN AGREEMENT WITH THE CITY OF ASHEVILLE, AS DIRECT RECIPIENT OF FEDERAL TRANSIT ADMINISTRATION FUNDS, FOR FUNDS UNDER THE NEW FREEDOM PROGRAM

WHEREAS, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users, (SAFETEA-LU) (Pub. L. 109-059), was enacted on August 10, 2005, and codified in 49 U.S.C. Chapter 53 and provides \$286.4 billion in guaranteed funding for Federal surface transportation programs over six years through FY 2009, including \$52.6 billion for federal transit programs; and

WHEREAS, the New Freedom Program is a federal transit program authorized under SAFETEA-LU which seeks to integrate Americans with disabilities into the work force and full participation in society by expanding the transportation mobility options available to people with disabilities beyond the requirements of the ADA of 1990; and

WHEREAS, through partnership with the French Broad River Metropolitan Planning Organization and the Land of Sky Regional Council, the City of Asheville, as the designated recipient of federal transit funds for the urbanized area, is responsible for the overall administration of the program and funding, including the Section 5317 New Freedom Program; and

WHEREAS, Buncombe County has been awarded funding under the New Freedom Program through the Federal Transit Administration (FTA), and prior to disbursing funding, the provisions of SAFETEA-LU require the City, as the FTA Designated Recipient, to enter into a subrecipient agreement with any entity approved for grant funding;

WHEREAS, the County desires to enter into said agreement to receive New Freedom Program funds for programs and activities that will increase transportation options for individuals with disabilities and older adults in Buncombe County.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That the County Manager be and she is hereby authorized to execute an agreement with the City of Asheville for funding under the Section 5317 New Freedom Program, which agreement is attached hereto as Exhibit A.
2. That this Resolution is effective upon its adoption.

Adopted this _____ day of _____, 2009.

ATTEST:

BOARD OF COMMISSIONERS
FOR THE COUNTY OF BUNCOMBE

Kathy Hughes, Clerk to the Board

By: _____
David Gantt, Chairman

APPROVED AS TO FORM:

County Attorney