



A RESOLUTION BY:

02- R -0159

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ATLANTA TO SIGN A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ATLANTA AND THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR THE ESTABLISHMENT AND SUPPORT OF A UNIFIED CERTIFICATION PROGRAM FOR THE UNITED STATES DEPARTMENT OF TRANSPORTATION DISADVANTAGED BUSINESS ENTERPRISE PROGRAM; WITH THE COSTS THEREOF TO BE CHARGED TO AND PAID FROM FUND ACCOUNT CENTER NO. 2HO1 729002 T31001; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta, as owner and operator of Hartsfield Atlanta International Airport ("Airport"), accepts funds from the United States Department of Transportation (USDOT), through the Federal Aviation Administration (FAA) for funding of various Airport Projects;

WHEREAS, as a condition of accepting funds from USDOT the CITY is required to follow all applicable Federal Regulations including USDOT Disadvantaged Business Enterprise Regulations; and

WHEREAS, the pursuant to 49 CFR Part 26 all DOT recipients receiving funds from the FAA, Federal Transit Administration (FTA) and/or Federal Highway Administration are required to develop a Unified Certification Program (UCP) by March 4, 2002; and

WHEREAS, the Georgia Department of Transportation (GDOT) was chosen to become the lead agency, with assistance from the Metropolitan Atlanta Rapid Transit Authority (MARTA) to accept responsibility for the administration of the UPC; and

WHEREAS, the purpose of the UPC is to establish a single uniform process for DBE applications, certifications, re-certifications, appeals and the development of a single point DBE directory; and

WHEREAS, all USDOT recipients will be required to ratify a UCP agreement and any agency's refusal to participate may result in denied funding for projects, grants and contracts; and

WHEREAS, all recipients who anticipate accepting FAA grants of more than \$250,000 for Airport planning and development are mandated by Federal regulations to contribute to the budget of the UCP to assist in the implementation and sustaining of the program; and

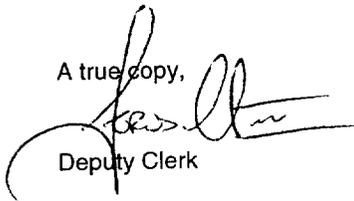
WHEREAS, the CITY anticipates accepting FAA or USDOT grants of more than \$250,000 for Airport planning and development; and

WHEREAS, the CITY's portion of the funding for the UCP will be \$10,000 for implementation of the program and \$2,000 for each fiscal year thereafter.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF ATLANTA, GEORGIA, that the Mayor is authorized to sign a Memorandum of Understanding (MOU) with GDOT for the implementation of the UCP; and

BE IT FINALLY RESOLVED that the cost to the City under said MOU shall be charged to and paid from Fund Account Center No. 2H01 729002 T31001 .

A true copy,



Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

JAN 22, 2002
JAN 24, 2002



**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
THE GEORGIA DEPARTMENT OF TRANSPORTATION,
And THE CITY OF ATLANTA**

This Memorandum of Understanding documents the participation of U.S. DOT Recipients and funding arrangements for the creation and implementation of the Unified Certification Program (UCP) in the State of Georgia.

PREAMBLE

WHEREAS, the Georgia Department of Transportation (GDOT), an agency of the State of Georgia, has undertaken a Unified Certification Program to certify all Disadvantaged Business Enterprises in the State of Georgia with the cooperation of The Metropolitan Atlanta Rapid Transit Authority (MARTA)

WHEREAS, the initial assessment involves compiling information and developing tools regarding the development of a UCP in the State of Georgia; and

WHEREAS, this MOU will establish the certification procedures for Disadvantaged Business Enterprises participating in federally funded projects; and

WHEREAS, the certification program will require expertise to carry out its implementation on a statewide level; and

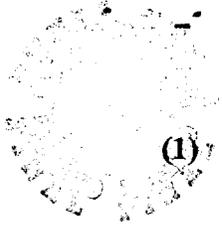
WHEREAS, the Georgia Department of Transportation will be the Lead Agency for the Unified Certification Program and accepts the responsibility for the statewide certification program, and;

WHEREAS, the State of Georgia Unified Certification Program is consistent with the laws, rules and regulation of Title VI of the 1964 Civil Rights Act and 49 Code of Register, Part 26, and,

WHEREAS, the U. S. DOT Recipients have a mission to:

1. Coordinate and participate in the certification review processes that affect socially and economically disadvantaged businesses.
2. Promote and maintain a UCP directory of socially and economically disadvantaged businesses.

Now, Therefore, in consideration of the mutual promises and covenant herein contained, it is hereby agreed by and between the parties:



(1) PURPOSE

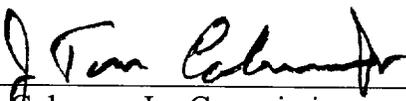
- (a) This Memorandum of Understanding outlines the scope of work including the obligations, responsibilities, and cost sharing of each participating agency.
- (b) GDOT, FHWA, MARTA, FAA, FTA and other recipients will have access to all work completed as part of the Unified Certification Program.

(2) FUNDING FOR THE UNIFIED CERTIFICATION PROGRAM:

- (a) **The City of Atlanta** shall provide Ten Thousand Dollars (\$10,000) in funding toward the UCP budget for implementation and Two Thousand Dollars (\$2,000) sustainment of the Unified Certification Program each fiscal year thereafter.
- (b) All of the signatory parties must consult and agree on funding of any costs required to complete the work described in the certification procedures and process prior to the work beginning.
- (c) All of the signatory parties agree to consult on the use of funds for work described in the certification procedure and process provided that all funds will be used for documentation and dissemination of the information on Disadvantaged Business Enterprises.

This agreement is entered into, by and among the recipients of Georgia Department of Transportation and **The City of Atlanta**. This agreement will take effect at the time of approval by all entities, as well as and the expenditure of funds referenced in this agreement.

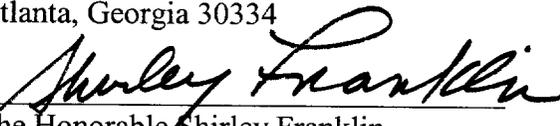
The signatory parties mutually agree to consult regarding any amendments or issues to be addressed. This agreement may be modified by written mutual consent of the signatory parties.



 J. Tom Coleman, Jr., Commissioner
 Georgia Department of Transportation
 2 Capitol Square Suite 102
 Atlanta, Georgia 30334

12/27/01

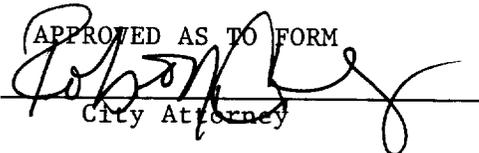
 Date



 The Honorable Shirley Franklin
 Mayor, City of Atlanta
 55 Trinity Ave. SW Suite 2400
 Atlanta, GA 30303

1/24/02

 Date

APPROVED AS TO FORM


 City Attorney

RCS# 3417
1/22/02
2:06 PM

Atlanta City Council

Regular Session

RESOLUTION

Personal Paper/H. Lamar Willis
Regarding Transportation Funds
ADOPT

YEAS: 12
NAYS: 3
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

Y Smith	N Archibong	N Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	N Boazman	NV Woolard

RESOLUTION

02-R-0159

(Do Not Write Above This Line)

A RESOLUTION

BY *H. Lamar Willis*

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*1/22/02 - Personal Paper
Introduced; Adopted by roll
Call vote 12 Yeas; 3 Nays*

ADOPTED BY
JAN 22 2002

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee	_____
Date	_____
Chair	_____
Action:	_____
Fav, Adv, Hold (see rev. side)	_____
Other:	_____
Members	_____
Refer To	_____

Committee	_____
Date	_____
Chair	_____
Action:	_____
Fav, Adv, Hold (see rev. side)	_____
Other:	_____
Members	_____
Refer To	_____

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Readings
- Consent
- V Vote
- RC Vote

CERTIFIED

CERTIFIED

JAN 22 2002

ATLANTA CITY COUNCIL PRESIDENT

Catherine W. Woodard

CERTIFIED

JAN 22 2002

MUNICIPAL CLERK

Barbara Hamilton Johnson

Shirley Green

MAYOR'S ACTION

APPROVED

JAN 24 2002

Shirley Green
MAYOR