



AUTHORIZING RESOLUTION

RESOLUTION NO. 2021- 008

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF ANAHEIM TRANSPORTATION NETWORK, THROUGH THE CITY OF ANAHEIM, TO FILE GRANT FUNDING APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION, AN OPERATING ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FOR FEDERAL TRANSPORTATION ASSISTANCE AUTHORIZED BY 49 U.S.C. CHAPTER 53; TITLE 23, UNITED STATES CODE, OR OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL TRANSIT ADMINISTRATION

WHEREAS, the Federal Transit Administrator has been delegated authority to award federal financial assistance for a transportation projects; and

WHEREAS, the grant or cooperative agreement for federal financial assistance will impose certain obligations upon the applicant, and may require the applicant to provide the local share of the project cost; and

WHEREAS, the statues related to federally funded transit projects required the Lead Agency to execute an agreement with the US Department of Transportation before it can be reimbursed to the project expenditures; and

WHEREAS, the City of Anaheim has agreed to serve as the Lead Agency on behalf of Anaheim Transportation Network; and

WHEREAS, Anaheim Transportation Network will provide all annual Certifications and Assurances to the Federal Transit Administration required for the project.

WHEREAS, Anaheim Transportation Network wishes to delegate authorization to execute agreement and any amendments thereto with either the City of Anaheim, the US Department of Transportation or Federal Transit Administration to the Anaheim Transportation Network's Executive Director.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE ANAHEIM TRANSPORTATION NETWORK

- 1. That Anaheim Transportation Network's Executive Director is authorized to execute and file an application for federal assistance on behalf of Anaheim Transportation Network with the Federal Transit Administration and the City of Anaheim for federal assistance authorized by 49 U.S.C. Chapter 53, title 23, United States Code, or other federal statutes authorizing a project administered by the Federal Transit Administration.**



2. That Anaheim Transportation Network's Executive Director is authorized to execute and file with the Anaheim Transportation Network applications the annual certifications and assurances and other documents the Federal Transportation Administration requires before awarding a federal assistance grant or cooperative agreement.
3. That Anaheim Transportation Network Executive Director is authorized to execute any other grant and cooperative agreements with the Federal Transit Administration required to effectuate the applications set forth above.

CERTIFICATION

The undersigned duly qualified Anaheim Transportation Network Chairman of the Board acting on behalf of the Anaheim Transportation Network, certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Anaheim Transportation Network Board of Directors held on August 25, 2021.



Chairman of the Board

August 25, 2021

Date



Executive Director

August 25, 2021

Date



OPINION OF COUNSEL

Anaheim Transportation Network
1354 South Anaheim Boulevard
Anaheim, CA 90805

Dear City of Anaheim Representative

This communication will serve as the requisite opinion of counsel to be filed with the Federal Transit Administration, United States Department of Transportation, in connection with the application of Anaheim Transportation Network for federal transportation assistance authorized by 49 U.S.C. Chapter 53; title 23, United States Code; and other federal statutes authorizing activities administered by the Federal Transit Administration.

Citations to laws, regulations, etc. establishing the legal authority of Anaheim Transportation Network to carry out transportation projects for which federal assistance is sought is set forth below:

1. Anaheim Transportation Network is authorized by City of Anaheim Ordinance No. 6464 to provide public transportation services; and
2. The authority of Anaheim Transportation Network to provide funds for the local share of the project is set forth in Capital Improvement Program and Budget as approved by the Anaheim Transportation Network Board of Directors.

I have reviewed the pertinent federal, state, and local laws, and I have concluded that there is no legal impediment to your filing an application for the project for which Anaheim Transportation Network seeks assistance. Furthermore, as a result of my examination, I find that there is no pending or threatened litigation or other action which might in any way adversely affect the proposed project or the capability of Anaheim Transportation Network to carry out the project.

Sincerely,

Cummins & White, LLP, a California Limited Liability
Partnership of Professional Corporations

By: Fred M. Whitaker, P.C.
Managing Partner



OPINION OF COUNSEL

Anaheim Transportation Network
1354 South Anaheim Boulevard
Anaheim, CA 90805

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