



**Port of
Whitman
County**

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October 6, 2011

Ray LaHood, Secretary
U.S. Department of Transportation
1200 New Jersey Avenue, SE
Washington, DC 20590

RE: Tiger III Discretionary Grants

Dear Secretary LaHood:

The Port of Whitman County, Washington, as administrator of federal construction projects, will comply with the requirements of subchapter IV of chapter 31 of title 40, United States Code (Federal wage rate requirements, as required by the FY2010 Appropriations Act) with respect to the applicability of Davis-Bacon and Related Acts requirements as stated in Section V, Part C, Construction and Contract Administration, of the Stewardship Agreement.

The Port of Whitman County uses contract specifications requiring prime contractors and all subcontractors to pay their laborers and mechanics employed under the contract a wage not less than the highest wage applicable to their work classifications, as specified by the current and applicable Federal Wage Determination. If no federal work classification appears to apply, the prime contractor shall make a written request to obtain the applicable work classification and wage rates prior to the start of construction. When the same classification appears in both the Federal and State Wage Decisions, the preemption noted at 24 CFR 965.101 shall apply. The prime contractor is responsible for ensuring subcontractor compliance with Davis-Bacon and Related Acts Requirements.

Furthermore, the Port of Whitman County will comply with the Davis-Bacon Act as amended, 40 U.S.C. 3141 *et seq.*, the Copeland "Anti-Kickback" Act, as amended, 18 U.S.C. 874 and the Contract Work Hours and Safety Standards Act, as amended, 40 U.S.C. 3701 *et seq.*, regarding labor standards for federally assisted projects. The Port of Whitman County certifies to the provisions within its annual Certifications and Assurances to the Federal Transit Administration.

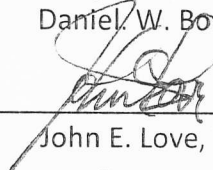
If the Port of Whitman County is awarded a Tiger III grant for a Unit Train Loader, we will require all prime and subcontractors to meet the above federal wage requirements.

Very Sincerely,

Port of Whitman County Commissioners



Daniel W. Boone, President



John E. Love, Vice President



Donald Cox, Secretary