

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING THE 2021-26 METROPOLITAN TRANSPORTATION IMPROVEMENT PROGRAM (MTIP) TO INCREASE THE CONSTRUCTION PHASE FOR THE I-205, I-5 to OR 213, PHASE IA PROJECT ALLOWING THE CONSTRUCTION PHASE TO MOVE FORWARD AND BE IMPLEMENTED (MY22-11-MAY1)) RESOLUTION NO. 22-5265
) Introduced by: Chief Operating Officer
) Marissa Madrigal in concurrence with
) Council President Lynn Peterson
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WHEREAS, the Metropolitan Transportation Improvement Program (MTIP) prioritizes projects from the Regional Transportation Plan (RTP) to receive transportation related funding; and

WHEREAS, the Joint Policy Advisory Committee on Transportation (JPACT) and the Metro Council approved the 2021-24 MTIP via Resolution 20-5110 on July 23, 2020; and

WHEREAS, JPACT and the Metro Council must approve any subsequent amendments to add new projects or substantially modify existing projects in the MTIP; and

WHEREAS, the U.S. Department of Transportation (USDOT) has issued clarified MTIP amendment submission rules and definitions for MTIP formal amendments and administrative modifications that both ODOT and all Oregon MPOs must adhere to which includes that all new projects added to the MTIP must complete the formal amendment process; and

WHEREAS, ODOT's I-205 I-5 to OR 213, Phase IA Project, also referred to as the I-205 Abernethy Bridge segment will reconstruct and widening I-205/Abernethy Bridge, include lane widening, a roundabout at I-205/OR43 interchange construction, reconstruct the OR99 interchange, include sound walls, stormwater improvements, and various paving, signage, and landscaping; and

WHEREAS, construction phase bids were submitted much higher than expected resulting in a revised construction phase cost and a funding shortfall; and

WHEREAS, the revised construction phase cost estimate has increased from \$375 million to \$495 million; and

WHEREAS, ODOT will utilize added bonding capacity under HB3055 to initially cover the funding increase; and

WHEREAS, the ODOT Region 1 Unit Mobility Office requires approval from the Oregon Transportation Commission (OTC) for the added funding for the project; and

WHEREAS, a formal/full MTIP amendment is required to address the funding increase which includes proof of funding validation, plus fiscal constraint verification, and is contingent upon OTC approval for the added funds for the project; and

WHEREAS, Metro also will complete a special amendment performance evaluation as the project exceeds \$100 million, is capacity enhancing, and is regionally significant; and

WHEREAS, the project scope and limits remain unchanged as a result of the cost increase; and

WHEREAS, the a review of the proposed project changes has been completed against the current approved Regional Transportation Plan to ensure the projects remain consistent with the goals and strategies identified in the Regional Transportation Plan; and

WHEREAS, Regional Transportation Plan consistency check areas included financial/fiscal constraint verification, an assessment of possible air quality impacts, consistency with regional approved goals and strategies, and a reconfirmation that the MTIP's financial constraint finding is maintained a result of this amendment; and

WHEREAS, Metro's Transportation Policy and Alternatives Committee (TPAC) received their notification plus amendment summary overview, and recommended approval to Metro's Joint Policy Advisory Committee on Transportation (JPACT) on May 6, 2022; and

WHEREAS, OTC approved ODOT's revised funding approach to secure the additional funds for the project on May 12, 2022; and

WHEREAS, JPACT approved Resolution 22-5265 consisting of the I-205 I-5 to OR 213, Phase IA Project cost increase Formal MTIP Amendment on May 21, 2022 and provided their approval recommendation to Metro Council; now therefore

BE IT RESOLVED that the Metro Council hereby adopts the recommendation of JPACT on May 24, 2022 through Resolution 22-5265 to formally amend the 2021-26 MTIP to complete the cost increase for the I-205 I-5 to OR 213, Phase IA Project.

ADOPTED by the Metro Council this ____ day of _____ 2022.

Lynn Peterson, Council President

Approved as to Form:

Carrie MacLaren, Metro Attorney