# Memo



Date: January 10, 2025

To: JPACT and Interested Parties

From: Ken Lobeck, Funding Programs Lead

Subject: January FFY 2025 MTIP Formal Amendment & Resolution 25-5456 Approval

Request - JA25-04-JAN1

#### FORMAL MTIP AMENDMENT STAFF REPORT

# **Amendment Purpose Statement**

FOR THE PURPOSE OF ADDING OR AMENDING NINE PROJECTS TO THE 2024-27 MTIP INCLUDING SIX NEW AMERICANS WITH DISABILITIES ACT UPGRADE PROJECTS TO MEET FEDERAL PROJECT DELIVERY REQUIREMENTS

#### **BACKROUND**

# **What This Is - Amendment Summary:**

The January 2025 Formal Metropolitan Transportation Improvement Program (MTIP) Formal/Full Amendment represents the regular monthly formal amendment submission and contains nine projects. Six projects are new ODOT funded Americans with Disabilities Act (ADA) upgrades, one projects adds a new Congressionally Directed Spending (CDS) award with the remaining two existing projects addressing funding issues. Three of the new ODOT ADA upgrade projects add construction and Utility Relocation implementation phases. Final proposed project site locations have now been identified within the project limits. The staff report includes three attachments that include the project site locations for the three ADA implementation phase projects.

# What is the requested action?

TPAC received their official notification on January 10 2025, now is providing their approval recommendation to JPACT to approved Resolution 25-5456 to complete all required MTIP programming actions for the nine projects in the January 2025 MTIP Formal Amendment.

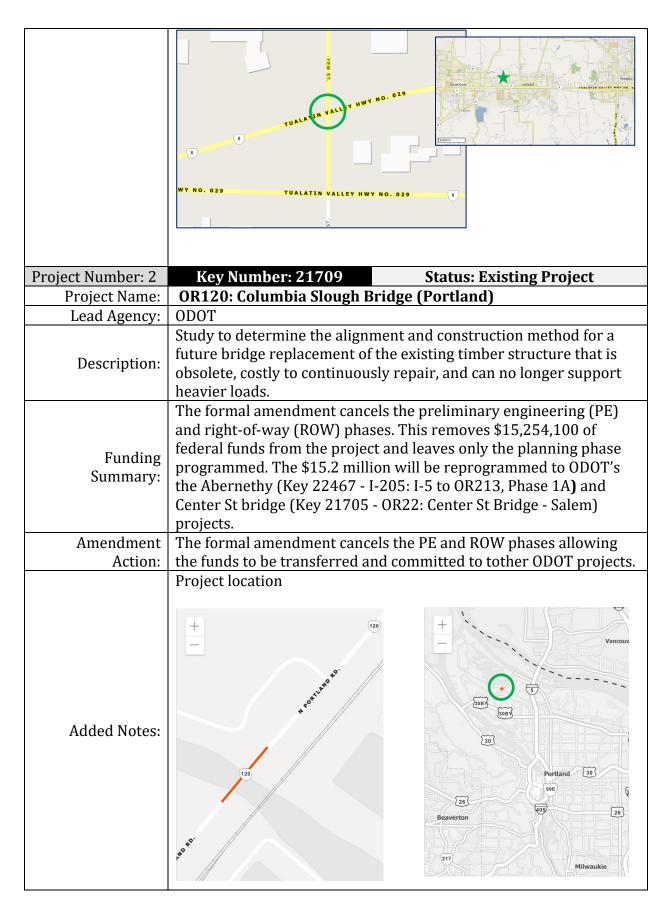
1/10/2025 TPAC Meeting Summary: TPAC met on January 10, 2025. TPAC members received their official notification and overview of the project amendments within the January 2025 Formal Amendment bundle. TPAC members raised a couple of questions about how the funding for the ADA projects occur and the reprogramming background about the Columbia Slough Bridge project. Chris Ford, ODOT provided updates to both, but also cautioned that the details for the ADA allocations occur through OTC and the Bridge program controls how the bridge program funds are use, redirected, and reprogrammed. With no further discussion, TPAC unanimously provided their approval recommendation

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for JPACT to approve Resolution 25-5456 which includes the nine projects in the amendment bundle.

A summary of the project amendments are stated in the following tables

Project Number: 1	Key Number: 23814	Status: Add New Project					
Project Name:	East Forest Grove Safety Improvement Project						
Lead Agency:	Forest Grove						
Description:	On OR8/N Adair St in eastern Forest Grove at MP 17.35 at the Yew St intersection, install a new traffic signal to reduce crashes and provide better protection for pedestrians to connect a low-income and historically disadvantaged community to transit and commercial options. (CDS 2024 award #225)						
	The East Forest Grove Safety Improvement Project received a FFY 2024 Congressionally Directed Spending award totaling \$850,000. The funding will support the completion of Preliminary Engineering (PE) activities. With the required match, a total \$947,286 is being programmed in the PE phase. The RTP estimated total project cost is \$3,200,000.						
Funding Summary:	Amount available under P.L. 118-42						
		oject Project State Total Safety Upgrades at High Crash 2,349,600					
	Intersections (Portland, OR) OR OR222 Historic Columbia River High to Mitchell Creek	way State Trail: Perham Creek 850,000					
	OR OR223 Hood River/White Salmon In Project	terstate Bridge Replacement 4,000,000					
	OR OR224 Reaverton Downtown Loop	1 616 279					
	OR OR225 East Forest Grove Safety Imp OR OR226 Abernethy Green Access Pro OR OR227 OR 22: Rural Community Enl Gates, and Idanha)	ect 4,000,000					
A 1		the new CDS awarded project to the					
Amendment Action:		ll ensure the CDA awarded funds can d will be expended in a timely fashion					
Added Notes:	Project Location – See next p	age					



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#### FROM: KEN LOBECK

# **ADA Upgrade Projects Summary:**

The next six projects represent new ODOT funded ADA upgrade projects being added to the MTIP.

# ADA Program Upgrade Summary (From the December 4, 2024 OTC staff report item):

In 2017, the Oregon Department of Transportation entered into a settlement agreement with the Association of Oregon Centers for Independent Living and implemented a dedicated ADA Program to bring nearly 26,000 curb ramps up to current standards. The 15-year settlement agreement specifies that 30% of the curb ramps are compliant by 2022, 75% of the curb ramps are compliant by 2027, and 100% of the curb ramps are compliant by 2032.

Initially, design funds are used to conduct the required survey and preliminary engineering needed to establish each ramp footprint. Programming cost estimates for ADA Delivery Program projects use a statewide average per ramp cost multiplied by the number of curb ramps in each project. The actual cost of individual curb ramps vary based on the complexity of each location and this is refined as project design progresses, at which time the project funding is adjusted as needed for construction. Standard inflation factors are added based on scheduled construction year. ADA Delivery Program Funds remaining from the previous STIP cycle have been returned to the Program's bottom line, as an outcome of projects being completed for less than the originally programmed amount. As a result of those actions, the Program currently has \$27,000,000 remaining from completed STIP projects, which can now be allocated to other ADA projects. Funding for the ADA Delivery Program is allocated in the 2024-2027 STIP. Funds are distributed from this reserve to individual projects through this quarterly STIP amendment process.

All six projects required OTC approval to authorize and commit the funding for the projects. OTC approval occurred during their December 4, 2024 meeting. The proposed funding responsibility will be from State GARVEE bonds. MTIP programming will utilize Advance Construction fund code (AC) with the expected conversion code being GARVEE bonds (or AC-GARVEE). The OTC's approval included:

- Amendments on 25 individual ADA projects.
- Moving funds out of 7 ADA funding buckets (*project grouping funding buckets*).
- Adding 15 new projects (*statewide*).
- Adding construction phases to 3 existing projects (non-Region 1 projects).
- Utilizing funds already committed to ADA Delivery Program.

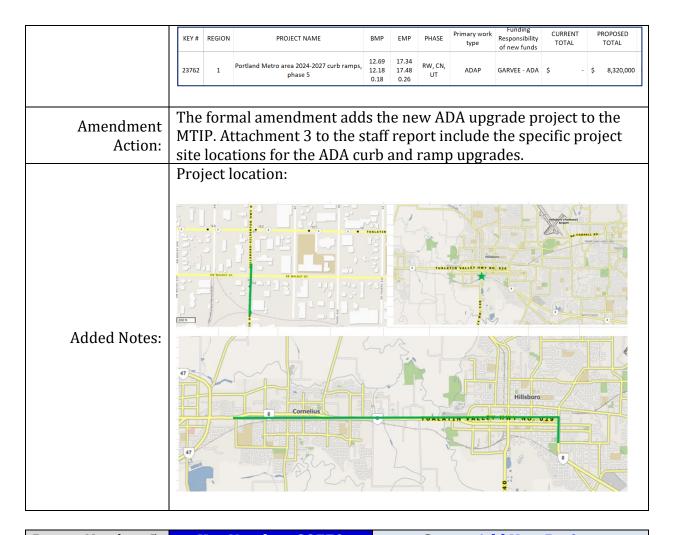
# The Six new ADA projects:

Three of the six projects include implementation phases (utility relocation and construction). This reflects that the final site locations are now defined. This staff report contains three attachments listing the final site locations for reference for the ADA

upgrades. Three o projects are just starting and include funding for preliminary engineering (PE). The site locations are not yet finalized within their stated project location. ODOT will determine the final site locations for these three projects through the PE phase. A summary of the six new ADA now follows.

Project Number: 3	Key Number: 23734 Status: Add New Project							
Project Name:	Portland Metro Area 2024-2027 Curb Ramps, Phase 3							
Lead Agency:	ODOT							
Description:	Construct curb ramps to meet compliance with the ADA standards on OR99E and US26. UR and construction phases are being added through this amendment.							
Funding		850,000 for this project. The federal required state match of \$1,114,295.						
Summary:	KEY# REGION PROJECT NAME	Primary work Responsibility CURRENT PROPOSED BMP EMP PHASE type of new funds TOTAL TOTAL						
Summary.	Portland Metro area 2024-2027 curb ramps, phase 3	1.1 5.49 1.45 2.65 CN, UT ADAP GARVEE - ADA \$ - \$ 10,850,000						
Amendment Action:	The formal amendment adds the new ADA upgrade project to the MTIP. Attachment 2 to the staff report include the specific project site locations for the ADA curb and ramp upgrades.							
Added Notes:	Project Location:  Bardine Hill Company of the Comp	Brooklyn  Weodstock  Westmoreland  Eastmoreland  Emplisheight						

Project Number: 4	Key Number: 23762	Status: Add New Project			
Project Name:	Portland Metro Area 2024-2027 Curb Ramps, Phase 5				
Lead Agency:	ODOT				
Description:	Construct curb ramps to meet compliance with the ADA standards on OR219 and OR8.				
Funding Summary:	OTC approved a total of \$8,32 portion is \$7,465,536 with a	20,000 for this project. The federal required state match of \$854,464.			



Project Number: 5	Key Number: 23770 Status: Add New Project					ect				
Project Name:	OR	OR8 Curb Ramps (Beaverton & Hillsboro)								
Lead Agency:	OD	ODOT								
Description:		Construct curb ramps to meet compliance with ADA standards on OR8.								
Funding	OTC approved a total of \$3,646,000 for this project. The federal portion is \$3,271,556 with a required state match of \$374,444.									
Summary:	KEY#	REGION	PROJECT NAME	ВМР	EMP	PHASE	Primary work type	Funding Responsibility of new funds	CURRENT TOTAL	PROPOSED TOTAL
	23770	1	OR8 curb ramps (Beaverton & Hillsboro)	4.02	11.95	PE, RW, UT, CN	ADAP	GARVEE - ADA	\$ -	\$ 3,646,000
Amendment Amendment adds the new ADA upgrade project to the MTIP. The project is just beginning and include a PE phase. The ADA upgrade site locations have not been finalized. This action will through the PE phase.										
Added Notes:	Pro	Project location:								



Project Number: 6	Key Number: 23771 Status: Add New Project								
Project Name:	OR224 & OR213 Curb Ramps (Happy Valley & Mulino)								
Lead Agency:	DDOT								
Description:	Construct curb ramps to meet compliance with the Americans with Disabilities Act (ADA) standards on OR224 and OR213.								
Funding Summary:	OTC approved a total of \$1,690,000 for this project. The federal portion is \$1,516,437 with a required state match of \$173,563.    KEY #   REGION								
Amendment Action:	The formal amendment adds the new ADA upgrade project to the MTIP. The project is just beginning and include a PE phase. The ADA upgrade site locations have not been finalized. This action will through the PE phase.								
Added Notes:	Project Location:  OR213 Limits are MP 10.90 to MP 11.06 S Graves Rd to S. Mulino Rd	CR224 Limits are MP 8.49 to MP 11.06 SE Goosehollow Drto South Springwater Rd							

Project Number: 7	Key Number: 23772 Status: Add New Project							
Project Name:	OR141 Curb Ramps (Durh	am)						
Lead Agency:	ODOT							
Description:		Construct curb ramps to meet compliance with the Americans with Disabilities Act (ADA) standards on OR141						
Funding	portion is \$2,130, 190 with a	74,000 for this project. The federal required state match of \$243,810.						
Summary:	KEY # REGION PROJECT NAME	BMP EMP PHASE type Responsibility of new funds TOTAL TOTAL						
	23772 1 OR141 curb ramps (Durham)	7.69 8.62 PE, RW, UT, CN ADAP GARVEE - ADA \$ - \$ 2,374,000						
Amendment Action:	The formal amendment adds the new ADA upgrade project to the MTIP. The project is just beginning and include a PE phase. The ADA upgrade site locations have not been finalized. This action will through the PE phase.							
Added Notes:	Project location	Total Superior Cook  Coo						

Project Number: 8	Key Number: 23748	Status: Add New Project			
Project Name:	Portland Metro Area 2024-2027 Curb Ramps, Phase 4				
Lead Agency:	ODOT				
Description:	Construct curb ramps to meet compliance with the Americans wit Disabilities Act (ADA) standards along I-84, US26, US30, OR99E, OR211, OR281, and OR282.				
Funding Summary:	OTC approved a total of \$10,7 portion is \$9,152,460 with a	200,000 for this project. The federal required state match of \$1,047,540.			

	1	KEY#	REGION	PROJECT NAME	ВМР	EMP	PHASE	Primary work type	Funding Responsibility of new funds	CURRENT TOTAL	PROPOSED TOTAL
	4	23748	1	Portland Metro area 2024-2027 curb ramps, phase 4	VAR	VAR	RW, CN, UT	ADAP	GARVEE - ADA	\$ -	\$ 10,200,000
Amendment Action:	M	The formal amendment adds the new ADA upgrade project to the MTIP. Attachment 4 to the staff report include the specific project site locations for the ADA curb and ramp upgrades.									
Added Notes:	None										

End ADA upgrade project submissions

Project Number: 9	Key Number: 20304	Status: Existin	ng Project				
Project Name:	City of Portland Safety Project						
Lead Agency:	Portland						
	Work may include intersection im	provements upgr	ade to ADA;				
Description:	utility relocation; signal work; med	dians; traffic sepa	rators; striping;				
	signing; warnings and other safety	improvements. (	ARTS PGB)				
	The project initially was funded from	om ODOT's All Ro	ads				
	Transportation Safety (ARTS) prog	gram. In addition	to this funding,				
	Portland received a Congressional	ly Directed Spend	ling (CDS) award				
	which is now being applied to the	project to address	s project cost				
	increases. The CDS award totals \$2	2,349,600. The tot	tal revised				
	project programming amount with	n added match inc	creases the				
	project from \$7,286,750 to \$10,22	3,750. This equal	s a 40% net				
	increase to the project which is ab	ove the 20% thre	shold for				
_	administrative cost changes and tr	riggers the need fo	or a formal				
Funding	amendment.						
Summary:	Revised June 7, 2024						
	Amount available under P.L. 118-42 Allocation of YY This Memor						
	State Demo ID Project	Project State Total	Project State Total				
	OR OR221 SE 112th Avenue Signal and Safety Upgrades at High Crash Intersections (Portland, OR)	2,349,600	2,349,600				
	OR OR222 Historic Columbia River Highway State Trail: Perham Creek to Mitchell Creek	850,000	850,000				
	OR OR223 Hood River/White Salmon Interstate Bridge Replacement Project OR OR224 Beaverton Downtown Loop	4,000,000	4,000,000				
	OR OR224 Beaverton Downtown Loop OR OR225 East Forest Grove Safety Improvement Project OR OR226 Abernethy Green Access Project	1,616,279 850,000 4,000,000	1,616,279 850,000 4,000,000				
	OR OR226 Abernethy Green Access Project OR OR227 OR 22: Rural Community Enhanced Crossings (Mill City, Gates, and Idanha)	2,800,000	2,800,000				
	outed, and radinaly						
	The formal amendment adds avail	able Congression	ally Directed				
Amendment	Spending (CDS) award to the ROW	_	-				
Action:	support updated phase costs to meet project scope requirements.						
	Project locations are throughout the		•				
Added Notes:	,						
Tidded Hotes.	Totalions are noted below.						
	<u> </u>						

DATE: JANUARY 10, 2025

# METRO REQUIRED PROJECT AMENDMENT REVIEWS

In accordance with 23 CFR 450.316-328, Metro is responsible for reviewing and ensuring MTIP amendments comply with all federal programming requirements. Each project and their requested changes are evaluated against multiple MTIP programming review factors that originate from 23 CFR 450.316-328. They primarily are designed to ensure the MTIP is fiscally constrained, consistent with the approved RTP, and provides transparency in their updates, changes, and/or implementation. The programming factors include ensuring that the project amendments:

#### APPROVAL STEPS AND TIMING

Metro's approval process for formal amendment includes multiple steps. The required approvals for the January 2025 Formal MTIP amendment (JA25-04-JAN1) will include the following actions:

- Are eligible and required to be programmed in the MTIP.
- Properly demonstrate fiscal constraint.
- Pass the RTP consistency review which requires a confirmation that the project(s)
  are identified in the current approved constrained RTP either as a stand- alone
  project or in an approved project grouping bucket.
- Are consistent with RTP project costs when compared with programming amounts in the MTIP.

- If a capacity enhancing project, the project is identified in the approved Metro modeling network and included in transportation demand modeling for performance analysis.
- Supports RTP goals and strategies consistency: Meets one or more goals or strategies identified in the current RTP.
- Contains applicable project scope elements that can be applied to Metro's performance requirements.
- Verified to be part of the Metro's annual Unified Planning Work Program (UPWP) for planning projects that may not be specifically identified in the RTP.
- Verified that the project location is part of the Metro regional transportation network, and is considered regionally significant, or required to be programmed in the MTIP per USDOT direction.
- Verified that the project and lead agency are eligible to receive, obligate, and expend federal funds.
- Does not violate supplemental directive guidance from FHWA/FTA's approved Amendment Matrix.
- Reviewed and evaluated to determine if Performance Measurements will or will not apply.
- Successfully complete the required 30-day Public Notification/Opportunity to Comment period.
- Meets other MPO responsibility actions including project monitoring, fund obligations, and expenditure of allocated funds in a timely fashion.

Proposed Processing and Approval Actions:

<u>Action</u>	<u>Target Date</u>

•	TPAC agenda mail-out	January 3, 2025
•	Initiate the required public notification/comment process	January 6, 2025
•	TPAC approval recommendation to JPACT	January 10, 2025
•	JPACT approval and recommendation to Council	<b>January 16, 2025</b>
•	Completion of public notification/comment process	February 4, 2025
•	Metro Council approval	February 6, 2025

#### Notes:

- \* The above dates are estimates. JPACT and Council meeting dates could change.
- \*\* If any notable comments are received during the public comment period requiring follow-on discussions, they will be addressed by JPACT.

USDOT Approval Steps. The below timeline is an estimation only and assume no changes to the proposed JPACT or Council meeting dates occur:

Action Target Date

- Final amendment package submission to ODOT & USDOT...... February 12, 2025
- USDOT clarification and final amendment approval...... Mid to Late March 2025

## **ANALYSIS/INFORMATION**

1. **Known Opposition:** None known at this time.

### 2. Legal Antecedents:

- a. Amends the 2024-27 Metropolitan Transportation Improvement Program adopted by Metro Council Resolution 23-5335 on July 20, 2023 (FOR THE PURPOSE OF ADOPTING THE 2024-2027 METROPOLITAN TRANSPORTATION IMPROVEMENT PROGRAM FOR THE PORTLAND METROPOLITAN AREA)
- b. Oregon Governor approval of the 2021-24 MTIP on September 13, 2023.
- c. 2024-2027 Statewide Transportation Improvement Program (STIP) Approval and 2024 Federal Planning Finding on September 25, 2023.
- 3. **Anticipated Effects:** Enables the new and amended projects to be added and updated into the MTIP and STIP. Follow-on fund obligation and expenditure actions can then occur to meet required federal delivery requirements.
- 4. **Metro Budget Impacts:** None.

#### **RECOMMENDED ACTION:**

TPAC received their official notification on January 10 2025, now is providing their approval recommendation to JPACT to approved Resolution 25-5456 to complete all required MTIP programming actions for the nine projects in the January 2025 MTIP Formal Amendment.

#### Attachments:

- 1. Attachment 1: ADA Curb Ramps OTC Staff Report
- 2. Attachment 2: Key 23734 Project Locations
- 3. Attachment 3: Key 23762 Project Locations
- 4. Attachment 4: Key 23748 Project Locations