

Memo



Metro

600 NE Grand Ave.
Portland, OR 97232-2736

Date: January 20, 2023
To: Metro Council and Interested Parties
From: Ken Lobeck, Funding Programs Lead
Subject: January FFY 2023 MTIP Formal Amendment & Resolution 23-5308 Approval Request

FORMAL MTIP AMENDMENT STAFF REPORT

Amendment Purpose Statement

FOR THE PURPOSE OF ADVANCING METRO ELIGIBLE UNIFIED PLANNING WORK PROGRAM (UPWP) PROJECTS FOR INCLUSION IN THE STATE FISCAL YEAR 2024 UPWP AND COMPLETING A SCOPE CHANGE FOR AN ODOT AMERICANS WITH DISABILITIES CURBS AND RAMPS PROJECT

BACKGROUND

What This Is:

The January FFY 2023 Formal Metropolitan Transportation Improvement Program (MTIP) Formal/Full Amendment bundle is primarily a positioning amendment supporting the development of the State fiscal Year (SFY) Unified Planning Work Program (UPWP). The January FFY 2023 Formal MTIP Amendment also completes a necessary scope and cost change to one of ODOT's Americans with Disabilities (ADA) projects. The summary of changes includes the following:

- Three Metro Regional Flexible Fund Allocation (RFFA) Step 1 UPWP program allocations for the SFY 24 UPWP (Freight/Goods Movements administration (Key 22146), TSMO administration (Key 22170), and the FFY 2023 UPWP STBG Regional Planning allocation (in Key 22152) are being advanced from non-constrained out-tears of the MTIP and combined into Key 22311.
- Key 22311 will function as the primary SFY 2024 UPWP project containing all approved UPWP projects part of the Master Agreement with ODOT.
- The ODOT State contribution is being added to Key 22311.
- Finally, Federal Highways based "PL" planning funds, and Federal Transit based Administration Section 5303 funding levels are being updated per revised authorized amounts to the MPOs.
- The fifth project in the bundle is an ODOT ADA improvement project on US30BY and OR99E is completing a scope and cost change to drop the OR99E portion and adjust the costs for the remaining US30BY ADA improvement portion.

What is the requested action?

JPACT approved TPAC's recommendation on January 19, 2023 and now recommends Metro Council provide the final approval for Resolution 23-5308 consisting of the five amended projects enabling further required UPWP updates to occur and allow ODOT to move forward with their US30BY ADA project.

A summary of the projects and amendment actions within the bundle are shown on the next pages.

December FFY 2023 Formal Transition Amendment Bundle Contents				
Amendment Type: Formal/Full				
Amendment #: JA23-05-JAN				
Total Number of Projects: 5				
Key Number & MTIP ID	Lead Agency	Project Name	Project Description	Amendment Action
(#1) ODOT Key # 22146 MTIP ID 71119	Metro	Freight and Economic Development Planning (FFY 2023)	Regional planning to support freight systems planning and economic development planning activities. (FY 2023 UPWP allocation year)	<u>ADVANCE & COMBINE</u> Key 22146 is being advanced to FFY 2023 and combined into Key 22311 to be part of the SFY 2024 UPWP Master Agreement project list
(#2) ODOT Key # 22170 MTIP ID 71125	Metro	TSMO Administration (FFY 2023)	Administration of the regional TSMO program; providing program strategy and direction, administration of grant allocations, and staffing of the Transport committee. (FY 2023 allocation year)	<u>ADVANCE & COMBINE</u> Key 22170 is being advanced to FFY 2023 and combined into Key 22311 to be part of the SFY 2024 UPWP Master Agreement project list
(#3) ODOT Key # 22152 MTIP ID 71132	Metro	Regional MPO Planning (FFY 2023)	Funding to support transportation planning activities and maintain compliance with federal planning regulations. (FY2023 UPWP allocation year)	<u>ADVANCE & COMBINE</u> Key 22152 is being advanced to FFY 2023 and combined into Key 22311 to be part of the SFY 2024 UPWP Master Agreement project list
(#4) ODOT Key # 22311 MTIP ID: 71225	Metro	Portland Metro Planning SFY24	Portland Metro MPO planning funds for SFY 24 (FFY 2023). Projects will be selected and support the annual Metro Unified Planning Work Program (UPWP)	<u>ADD & COMBINE</u> Key 22311 adds the ODOT contribution (State STBG) to the SFY 24 UPWP Master Agreement and combines STBG-U from Keys 22146, 22152, and 22170.
(#5) ODOT Key # 22469 MTIP ID: 71259	ODOT	US30BY & OR99E Curb Ramps (Portland) US30BY Curb Ramps (Portland)	Construct to American Disabilities Act (ADA) standards, curbs and ramps at multiple locations along OR99E and US30BY to reduce mobility barriers and make state highways more accessible to disabled persons	<u>SCOPE & COST CHANGE:</u> PBOT will use Lombard as a pilot project for streamlining and expediting ADA permitting for Lombard project. As a result, Key 22469's scope, name, and funding is being

				adjusted. An additional \$1.6 million is being pulled from the ADA program to address the revised cost to US30BY locations. The OR99E segment is being eliminated.
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AMENDMENT BUNDLE SUMMARY:

A total of five projects are included in the January FFY 2023 MTIP Formal Amendment bundle. The amendment bundle is proceeding under amendment number JA23-05-JAN. All changes are to existing projects. There are no new projects included in the bundle. All projects completed a 30-day public notification/opportunity to comment period consistent with Metro's Public Participation Plan. The public comment period opened on January 4, 2023 and closed on February 2, 2023.

JPACT January 19, 2023 Meeting Summary:

The January 2023 Formal MTIP Amendment bundle under Resolution 23-5308 was included in the JPACT agenda as a consent item. JPACT approved the item on the consent calendar without discussion.

TPAC January 6, 2023 Meeting Summary:

Ken Lobeck, Metro Funding Lead provide TPAC members with an overview of the January MTIP Formal Amendment bundle. Ken explained that four of the five projects involve advancing and combining projects in support of the SFY 2024 UPWP. The fifth project involves a needed scope and cost change to the ODOT US30BY/OR99E ADA Curbs and Ramps project which requires a scope change to remove the OR99E portion and a cost update.

A question was raised to clarify why the UPWP projects were programmed in FFY 2025 and are now being advanced from to FFY 2023. Ken explained that normally are programed in their expected year of obligation. However, the UPWP is a fluid document and the annual planning needs and funding requirements change from year to year. To avoid conflicts with the annual Obligation Targets and to provide added flexibility to the UPWP, many of the STBG funded UPWP projects were pushed out to FFY 2025. They are then advanced as required to their specific year of obligation once it's clear through the UPWP budget development process that the funding is needed to support the annual UPWP. Ken added that this is a two-step amendment process, and few more project advancements will occur as part of the February 2023 Formal Amendment bundle.

With no further discussion, TPAC move and unanimously approved staff's recommendation to provide JPACT an approval recommendation for Resolution 23-5308 and the five included projects.

A more detailed overview of each project amendment in the bundle begins on the next page.

Project #1 Key 22146	Freight and Economic Development Planning (FFY 2023) (Advance & Combine) Lead Agency: Metro
<u>Project Description:</u> Regional planning to support freight systems planning and economic development planning activities. (FY 2023 UPWP allocation year)	
Identifications/Key Consistency Check Areas: <ul style="list-style-type: none"> • Lead Agency: Metro • ODOT Key Number: 22146 • MTIP ID#: 71119 • RTP ID: 11103 • Proof-of Funding/Fiscal Constraint Demonstrated: Yes • Conformity Status: Exempt from air quality analysis and transportation demand modeling requirements • OTC approval required: No. • Performance Measurements applicable: No. The project is a planning project. Performance measurements are not applicable to planning projects. • Special Amendment Performance Assessment Required: No. Same reason as for performance measurements. • Were overall RTP Consistency checks achieved and satisfactory? Yes • UPWP approved project: Yes. The project allocation will support the development of the SFY 2024 UPWP • Can the required changes be made to the MTIP without issues? Yes 	
<u>Description of Changes</u> The formal amendment advances the project from the non-financially constrained year of FFY 2025 to FFY 2023 to be included in the SFY 2024 UPWP Master Agreement list of approved projects. Programming for UPWP Master Agreement will occur through Key 22311. Each year Metro develops the annual Unified Planning Work Program (UPWP). As the MPO, Metro is required by the federal government to develop the Unified Planning Work Program each year with input from local governments, TriMet, the Oregon Department of Transportation, Federal Highway Administration and Federal Transit Administration. The program is a guide for transportation planning activities to be conducted over the course of each fiscal year (July 1 to June 30). The UPWP includes: <ul style="list-style-type: none"> • Planning priorities for the region • Projects of regional significance: description, objectives, previous work, methodology, products expected, responsible entities, costs, funding sources and schedules • Transportation planning, programs, projects, research and modeling: participating entities, tasks and products for the coming year along with costs, funding sources and schedules. The final approved UPWP and budget will include twenty or more planning projects. Some are required to remain as stand-alone projects and are programmed separately in the MTIP and STIP. The remaining UPWP projects are consolidated into a single Master Agreement list of approved projects. Rather than obligation eighteen or more separate projects and trying to manage their obligations and expenditures separately, they are combined into a single project and obligated together at the same time.	

Developing the annual UPWP is a multi-step process which TPAC members participate. Initially, the projects are identified individually as a RFFA Step 1 approved allocation for their specific year. From there, the process refines the list and approved funding. The final product produces a summary budget table containing the project list. The below table is an example from the SFY 23 UPWP approved budget for reference.

As the annual budget table takes shape, related MTIP programming adjustments also begin occurring. The purpose is the position the required funding for the expected approved projects in the correct year, and begins the single-key programming consolidation for the Master Agreement list of approved projects. For the SFY 2024 UPWP Master Agreement list of approved projects, Key 22311 will be used as the single obligation project Key.

METRO		Requirements	Resources											
		Total Direct and Indirect Costs	PL	PL Match (ODOT)	5303	5303 Match (Metro)	STBG	STBG Match (Metro/ODOT)	FTA, FHWA, ODOT Discretionary Grants	FTA, FHWA, ODOT Grants Match (Metro)	Metro Direct Contribution	Local Support	Total	
Regional Transportation Planning														
1	Transportation Planning	\$ 469,533					\$ 421,312	\$ 48,221					\$ 469,533	
2	Climate Smart Implementation	\$ 478,854					\$ 69,858	\$ 7,996			\$ 401,000		\$ 478,854	
3	Regional Transportation Plan Update 2023	\$ 2,632,643	\$ 289,828	\$ 33,172			\$ 539,089	\$ 61,701			\$ 1,458,853	\$ 250,000	\$ 2,632,643	
4	Metropolitan Transportation Improvement Program	\$ 1,615,520	\$ 1,243,227	\$ 142,293							\$ 230,000		\$ 1,615,520	
5	Air Quality Program	\$ 26,918					\$ 24,153	\$ 2,764					\$ 26,918	
6	Regional Transit Program	\$ 384,984					\$ 121,121	\$ 13,863			\$ 250,000		\$ 384,984	
7	Regional Freight Program	\$ 215,337					\$ 193,222	\$ 22,115					\$ 215,337	
8	Complete Streets Program	\$ 126,635					\$ 113,630	\$ 13,005					\$ 126,635	
9	Regional Travel Options and Safe Routes to School Program	\$ 3,804,676							\$ 3,642,938	\$ 161,738			\$ 3,804,676	
10	Transportation System Management & Operations - Regional Mobility Program	\$ 310,438					\$ 278,556	\$ 31,882					\$ 310,438	
11	Enhanced Transit Concepts Program	\$ 2,513,252									\$ 2,513,252		\$ 2,513,252	
12	Regional Freight Delay and Commodities Movement Study	\$ 130,000					\$ 116,649	\$ 13,351					\$ 130,000	
13	Economic Value Atlas Implementation	\$ 66,491					\$ 59,663	\$ 6,829					\$ 66,491	
14	Regional Emergency Transportation Routes Phase 2	\$ 138,216										\$ 138,216	\$ 138,216	
Regional Transportation Planning Total:			\$ 12,913,498	\$ 1,533,055	\$ 175,465	\$ -	\$ -	\$ 1,937,253	\$ 221,727	\$ 3,642,938	\$ 161,738	\$ 4,853,105	\$ 388,216	\$ 12,913,498
Regional Corridor/Area Planning														
1	Investment Areas Corridor Refinement and Project Development	\$ 547,668									\$ 547,668		\$ 547,668	
2	Southwest Corridor Transit Project	\$ 537,215							\$ 413,750	\$ 97,218		\$ 26,248	\$ 537,215	
3	Columbia Connects	\$ 133,136					\$ 119,463	\$ 13,673					\$ 133,136	
4	City of Portland Transit and Equitable Development Assessment	\$ 50,000							\$ 50,000				\$ 50,000	
5	TV Highway Transit and Development Project	\$ 1,089,418					\$ 224,043	\$ 25,643	\$ 425,000	\$ 47,222	\$ 367,511		\$ 1,089,418	
6	Westside Multimodal Improvements Study	\$ 267,681							\$ 125,000		\$ 142,681		\$ 267,681	
7	82nd Ave	\$ 817,401					\$ 244,697	\$ 28,007			\$ 544,697		\$ 817,401	
Regional Corridor/Area Planning Total:			\$ 3,442,518	\$ -	\$ -	\$ -	\$ -	\$ 588,202	\$ 67,322	\$ 1,013,750	\$ 144,440	\$ 1,602,556	\$ 26,248	\$ 3,442,518
Administration & Support														
1	MPO Management and Services	\$ 473,552	\$ 349,842	\$ 40,041							\$ 83,669		\$ 473,552	
2	Data Management and Visualization	\$ 1,695,045			\$ 461,429	\$ 52,813					\$ 1,180,804		\$ 1,695,045	
3	Land Use and Socio-Economic Modeling Program	\$ 375,831			\$ 300,137	\$ 34,352					\$ 41,341		\$ 375,831	
4	Travel Model Program	\$ 727,063	\$ 289,161	\$ 33,096	\$ 290,000	\$ 33,192					\$ 81,614		\$ 727,063	
5	Oregon Household Travel and Activity Survey Program	\$ 237,514					\$ 213,121	\$ 24,393					\$ 237,514	
6	Technical Assistance Program	\$ 111,759					\$ 100,281	\$ 11,478					\$ 111,759	
7	Intergovernmental Agreement Fund Management	\$ 2,406,523									\$ 2,406,523		\$ 2,406,523	
Administration & Support Total:			\$ 6,027,287	\$ 639,003	\$ 73,137	\$ 1,051,566	\$ 120,356	\$ 313,403	\$ 35,870	\$ -	\$ -	\$ 3,793,951	\$ -	\$ 6,027,287
GRAND TOTAL			\$ 22,383,303	\$ 2,172,058	\$ 248,602	\$ 1,051,566	\$ 120,356	\$ 2,838,858	\$ 324,920	\$ 4,656,688	\$ 306,178	\$ 10,249,612	\$ 414,464	\$ 22,383,303

2021-2026 Metropolitan Transportation Improvement Program (MTIP)

Current Approved Project List with Approved Amendments

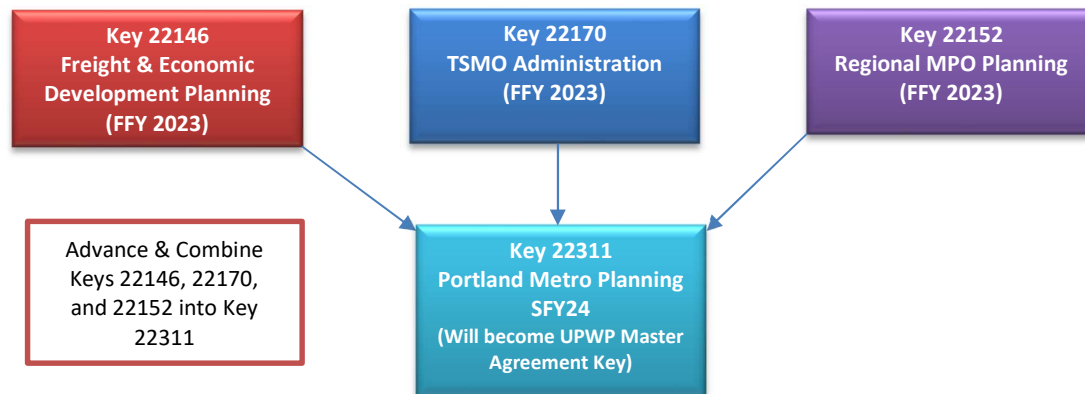


LEAD AGENCY		Metro				
PROJECT NAME		Portland Metro Planning SFY24				
Project IDs		Project Description				Project Type
ODOT KEY	22311	Portland Metro MPO planning funds for SFY 24 (FFY 2023). Projects will be selected and support the annual Metro Unified Planning Work Program (UPWP)				Other
MTIP ID	71225					
RTP ID	11103					
Phase	Year	Fund Type	Federal Amount	Minimum Local Match	Other Amount	Total Amount
Planning	2023	Metro Planning (Z450)	\$2,107,855	\$241,253	\$0	\$2,349,108
Planning	2023	Metro PL (5303)	\$620,694	\$71,041	\$0	\$691,735
FY 21-26 Totals			\$2,728,549	\$312,294	\$0	\$3,040,843
Estimated Project Cost (YOES)			\$2,728,549	\$312,294	\$0	\$3,040,843

Since the UPWP includes federal Metro Surface Transportation Block Grant (STBG-U) funds, they federal funds are also part of Metro's required annual Obligation Targets program. Unfortunately, the obligation targets must be completed and submitted to ODOT by the end of December. The UPWP budget is not completed until nearly March. Due to this disconnect, staff rely in a multi-step amendments process to complete the required adjustments once the projects are known and funding amounts for them are clear.

The January FFY 2023 Formal MTIP Amendment is the first of multiple MTIP amendments that may be required to properly build Key 22311 with its final approved projects and required funding levels. This first amendment begins by positioning and known UPWP project funding in the correct obligation year, combining the UPWP Master Agreement projects together into the single obligation key, and updates approved funding if known.


The action to Key 22146 takes the allocated UPWP administrative funds for the Freight/Goods Movements program, advances them to FFY 2023, and combines them into Key 22311.



Support Item(s): Existing MTIP Programming for Key 22146

- Scope and funds are being advanced and combined into Key 22311

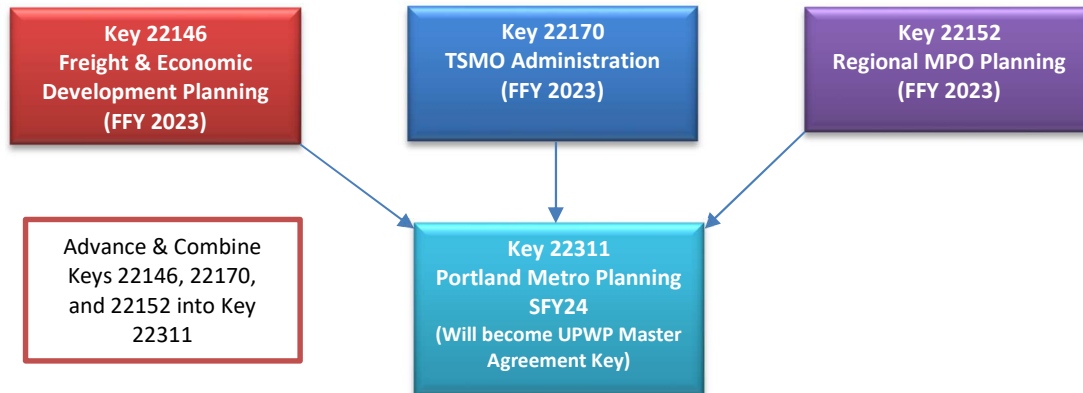
LEAD AGENCY		Metro				
PROJECT NAME		Freight and Economic Development Planning (FFY 2023)				
Project IDs		Project Description				Project Type
ODOT KEY	22146	Regional planning to support freight systems planning and economic development planning activities. (FY 2023 UPWP allocation year)				Freight
MTIP ID	71119					
RTP ID	11103					
Phase	Year	Fund Type	Federal Amount	Minimum Local Match	Other Amount	Total Amount
Planning	2025	STBG-URBAN	\$76,491	\$8,755	\$0	\$85,246
FY 21-26 Totals			\$76,491	\$8,755	\$0	\$85,246
Estimated Project Cost (YOE\$)			\$76,491	\$8,755	\$0	\$85,246

Project #2 Key 22170	TSMO Administration (FFY 2023) (Advance & Combine) Lead Agency: Metro					
<u>Project Description:</u> Administration of the regional TSMO program; providing program strategy and direction, administration of grant allocations, and staffing of the Transport committee. (FY 2023 allocation year)						
Identifications/Key Consistency Check Areas: <ul style="list-style-type: none"> • Lead Agency: Metro • ODOT Key Number: 22170 • MTIP ID#: 71125 • RTP ID: 11104 • Proof-of Funding/Fiscal Constraint Demonstrated: Yes • Conformity Status: Exempt from air quality analysis and transportation demand modeling requirements • OTC approval required: No. • Performance Measurements applicable: No. The project is a planning project. Performance measurements are not applicable to planning projects. • Special Amendment Performance Assessment Required: No. Same reason as for performance measurements. • Were overall RTP Consistency checks achieved and satisfactory? Yes • UPWP approved project: Yes. The project allocation will support the development of the SFY 2024 UPWP • Can the required changes be made to the MTIP without issues? Yes 						
<u>Description of Changes</u> The formal amendment advances the project from the non-financially constrained year of FFY 2025 to FFY 2023 to be included in the SFY 2024 UPWP Master Agreement list of approved projects. Programming for UPWP Master Agreement will occur through Key 22311.						
2021-2026 Metropolitan Transportation Improvement Program (MTIP) Current Approved Project List with Approved Amendments						
LEAD AGENCY		Metro				
PROJECT NAME		Portland Metro Planning SFY24				
Project IDs		Project Description				Project Type
ODOT KEY	22311	Portland Metro MPO planning funds for SFY 24 (FFY 2023). Projects will be selected and support the annual Metro Unified Planning Work Program (UPWP)				Other
MTIP ID	71225					
RTP ID	11103					
Phase	Year	Fund Type	Federal Amount	Minimum Local Match	Other Amount	Total Amount
Planning	2023	Metro Planning (Z450)	\$2,107,855	\$241,253	\$0	\$2,349,108
Planning	2023	Metro PL (5303)	\$620,694	\$71,041	\$0	\$691,735
FY 21-26 Totals			\$2,728,549	\$312,294	\$0	\$3,040,843
Estimated Project Cost (VOE\$)			\$2,728,549	\$312,294	\$0	\$3,040,843

The January FFY 2023 Formal MTIP Amendment is the first of multiple MTIP amendments that may be required to properly build Key 22311 with its final approved projects and required funding levels. This first amendment begins by positioning and known UPWP project funding in the correct obligation year, combining the UPWP Master

Agreement projects together into the single obligation key, and updates approved funding if known.


The action to Key 22170 takes the allocated UPWP administrative funds for the Transportation Systems Management and Operations (TSMO) program, advances them to FFY 2023, and combines them into Key 22311.



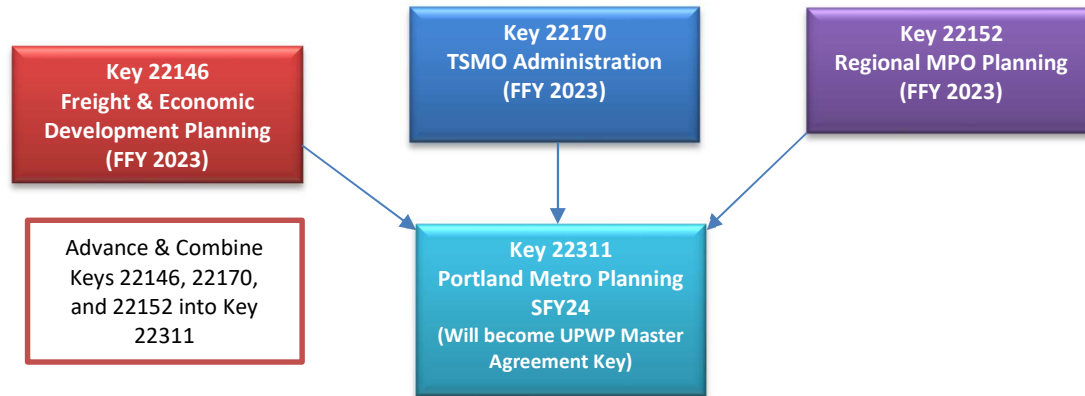
Support Item(s): Existing MTIP Programming for Key 22170

- Scope and funding are being advanced and combined into Key 22311

LEAD AGENCY		Metro				
PROJECT NAME		TSMO Administration (FFY 2023)				
Project IDs		Project Description				Project Type
ODOT KEY	22170	Administration of the regional TSMO program; providing program strategy and direction administration of grant allocations and staffing of the Transport committee. (FY 2023 allocation year)				Transportation System Management Operations
MTIP ID	71125					
RTP ID	11104					
Phase	Year	Fund Type	Federal Amount	Minimum Local Match	Other Amount	Total Amount
Other	2025	STBG-URBAN	\$194,369	\$22,246	\$0	\$216,615
FY 21-26 Totals			\$194,369	\$22,246	\$0	\$216,615
Estimated Project Cost (YOE\$)			\$194,369	\$22,246	\$0	\$216,615

Project #3 Key 22152	Regional MPO Planning (FFY 2023) (Advance & Combine) Lead Agency: Metro																																																																			
<u>Project Description:</u> Funding to support transportation planning activities and maintain compliance with federal planning regulations. (FY2023 UPWP allocation year)																																																																				
Identifications/Key Consistency Check Areas: <ul style="list-style-type: none"> • Lead Agency: Metro • ODOT Key Number: 22152 • MTIP ID#: 71132 • RTP ID: 11103 • Proof-of Funding/Fiscal Constraint Demonstrated: Yes • Conformity Status: Exempt from air quality analysis and transportation demand modeling requirements • OTC approval required: No. • Performance Measurements applicable: No. The project is a planning project. Performance measurements are not applicable to planning projects. • Special Amendment Performance Assessment Required: No. Same reason as for performance measurements. • Were overall RTP Consistency checks achieved and satisfactory? Yes • UPWP approved project: Yes. The project allocation will support the development of the SFY 2024 UPWP • Can the required changes be made to the MTIP without issues? Yes 																																																																				
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The action to Key 22152 takes the allocated UPWP Regional Planning STBG funds, advances them to FFY 2023, and combines them into Key 22311.



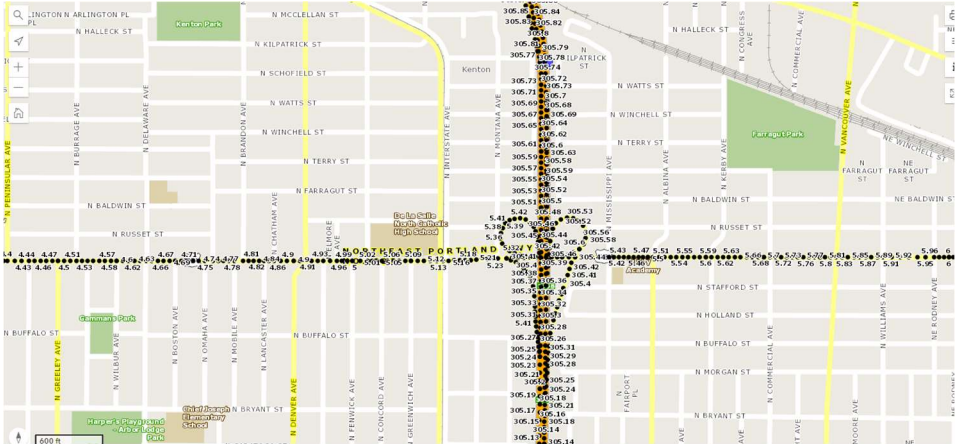
Support Item(s): Existing MTIP Programming for Key 22152

- Scope and funding are being advanced and combined into Key 22311

LEAD AGENCY		Metro				
PROJECT NAME		Regional MPO Planning (FFY 2023)				
Project IDs		Project Description				Project Type
ODOT KEY	22152	Funding to support transportation planning activities and maintain compliance with federal planning regulations. (FY2023 UPWP allocation year)				Regional Program
MTIP ID	71132					
RTP ID	11103					
Phase	Year	Fund Type	Federal Amount	Minimum Local Match	Other Amount	Total Amount
Planning	2025	STBG-URBAN	\$1,442,694	\$165,123	\$0	\$1,607,817
FY 21-26 Totals			\$1,442,694	\$165,123	\$0	\$1,607,817

Project #4 Key 22311	Portland Metro Planning SFY24 (Add & Combine) Lead Agency: Metro					
<u>Project Description:</u> Funding to support transportation planning activities and maintain compliance with federal planning regulations. (FY2023 UPWP allocation year)						
Identifications/Key Consistency Check Areas: <ul style="list-style-type: none"> • Lead Agency: Metro • ODOT Key Number: 22311 • MTIP ID#: 71225 • RTP ID: 11103 • Proof-of Funding/Fiscal Constraint Demonstrated: Yes • Conformity Status: Exempt from air quality analysis and transportation demand modeling requirements • OTC approval required: No. • Performance Measurements applicable: No. The project is a planning project. Performance measurements are not applicable to planning projects. • Special Amendment Performance Assessment Required: No. Same reason as for performance measurements. • Were overall RTP Consistency checks achieved and satisfactory? Yes • UPWP approved project: Yes. The project allocation will support the development of the SFY 2024 UPWP • Can the required changes be made to the MTIP without issues? Yes 						
<u>Description of Changes</u> The formal amendment advances the project from the non-financially constrained year of FFY 2025 to FFY 2023 to be included in the SFY 2024 UPWP Master Agreement list of approved projects. Programming for UPWP Master Agreement will occur through Key 22311.						
2021-2026 Metropolitan Transportation Improvement Program (MTIP) Current Approved Project List with Approved Amendments						
LEAD AGENCY		Metro				
PROJECT NAME		Portland Metro Planning SFY24				
Project IDs		Project Description				Project Type
ODOT KEY	22311	Portland Metro MPO planning funds for SFY 24 (FFY 2023). Projects will be selected and support the annual Metro Unified Planning Work Program (UPWP)				Other
MTIP ID	71225					
RTP ID	11103					
Phase	Year	Fund Type	Federal Amount	Minimum Local Match	Other Amount	Total Amount
Planning	2023	Metro Planning (Z450)	\$2,107,855	\$241,253	\$0	\$2,349,108
Planning	2023	Metro PL (5303)	\$620,694	\$71,041	\$0	\$691,735
FY 21-26 Totals			\$2,728,549	\$312,294	\$0	\$3,040,843
Estimated Project Cost (YOE\$)			\$2,728,549	\$312,294	\$0	\$3,040,843

The January FFY 2023 Formal MTIP Amendment is the first of multiple MTIP amendments that may be required to properly build Key 22311 with its final approved projects and required funding levels. This first amendment begins by positioning and known UPWP project funding in the correct obligation year, combining the UPWP Master

Project #5 Key 22469	US30BY & OR99E Curb Ramps (Portland) US30BY Curb Ramps (Portland) (Scope & Cost Change) Lead Agency: ODOT
<u>Project Description:</u> Construct to American Disabilities Act (ADA) standards, curbs and ramps at multiple locations along OR99E and US30BY to reduce mobility barriers and make state highways more accessible to disabled persons	
Identifications/Key Consistency Check Areas: <ul style="list-style-type: none"> • Lead Agency: ODOT • ODOT Key Number: 22469 • MTIP ID#: 71259 • RTP ID: 12095 • Proof-of Funding/Fiscal Constraint Demonstrated: Yes • Conformity Status: Exempt from air quality analysis and transportation demand modeling requirements • OTC approval required: No. • Performance Measurements applicable: Yes, Safety • Special Amendment Performance Assessment Required: No. • Were overall RTP Consistency checks achieved and satisfactory? Yes • UPWP approved project: No • Can the required changes be made to the MTIP without issues? Yes 	
<u>Description of Changes</u> PBOT will use Lombard as a pilot project for streamlining and expediting ADA permitting. As a result, Key 22469's scope, name, and funding are being adjusted. An additional \$1.6 million is being pulled from the ADA program to address the revised cost to US30BY locations. The OR99E segment is being removed from through the amendment. The cost increase which is well above the 30% threshold along with the scope update triggers the need for a formal amendment. The total project cost increases from \$1,349,000 to \$2,949,000 with the primary increase occurring to the construction phase.	
Support Item(s): Project area map for Key 22469 	

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. The programming factors include:

- Verification and eligible to be programmed in the MTIP.
- Passes fiscal constraint verification.
- Passes the RTP consistency review. Identified in the current approved constrained RTP either as a stand- alone project or in an approved project grouping bucket
- 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 has completed required air conformity analysis and transportation demand modeling
- Satisfies RTP goals and strategies consistency: Meets one or more goals or strategies identified in the current RTP.
- If not directly identified in the RTP's constrained project list, the project is verified to be part of the MPO's annual Unified Planning Work Program (UPWP) if federally funded and a regionally significant planning study that addresses RTP goals and strategies and/or will contribute or impact RTP performance measure targets.
- Determined the project is eligible to be added to the MTIP, or can be legally amended as required without violating provisions of 23 CFR450.300-338 either as a formal Amendment or administrative modification:
- Does not violate supplemental directive guidance from FHWA/FTA's approved Amendment Matrix.
- Reviewed and determined that Performance Measurements will or will not apply.
- Completion of the required 30-day Public Notification/Opportunity to Comment period:
- Meets MPO responsibility actions including project monitoring, fund obligations, and expenditure of allocated funds in a timely fashion.

APPROVAL STEPS AND TIMING

Metro's approval process for formal amendment includes multiple steps. The required approvals for the January FFY 2023 Formal MTIP amendment (JA23-05-JAN) will include the following:

<u>Action</u>	<u>Target Date</u>
• TPAC Agenda mail-out.....	December 30, 2022
• Initiate the required 30-day public notification process.....	January 4, 2023
• TPAC notification and approval recommendation.....	January 6, 2023
• JPACT approval and recommendation to Council.....	January 19, 2023
• Completion of public notification process.....	February 2, 2023
• Metro Council approval.....	February 9, 2023

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):

- | <u>Action</u> | <u>Target Date</u> |
|---|-------------------------|
| • Final amendment package submission to ODOT & USDOT..... | February 15 ,2023 |
| • USDOT clarification and final amendment approval..... | Early to mid-March 2023 |

ANALYSIS/INFORMATION

1. **Known Opposition:** None known at this time.
2. **Legal Antecedents:**
 - a. Amends the 2021-24 Metropolitan Transportation Improvement Program adopted by Metro Council Resolution 20-5110 on July 23, 2020 (FOR THE PURPOSE OF ADOPTING THE 2021-2024 METROPOLITAN TRANSPORTATION IMPROVEMENT PROGRAM FOR THE PORTLAND METROPOLITAN AREA).
 - b. Oregon Governor approval of the 2021-24 MTIP: July 23, 2020
 - c. 2021-2024 Statewide Transportation Improvement Program (STIP) Approval and 2021 Federal Planning Finding: September 30, 2020
3. **Anticipated Effects:** Enables the projects to obligate and expend awarded federal funds, or obtain the next required federal approval step as part of the federal transportation delivery process.
4. **Metro Budget Impacts:**
 - a. Parallels the development of the Metro SFY 2024 UPWP approved budget
 - b. MTIP programming is subordinate to UPWP budget approval.
 - c. MTIP programming will be adjusted to reflect the final approved SFY 2024 UPWP.

RECOMMENDED ACTION:

JPACT approved TPAC's recommendation on January 19, 2023 and now recommends Metro Council provide the final approval for Resolution 23-5308 consisting of the five amended projects enabling further required UPWP updates to occur and allow ODOT to move forward with their US30BY ADA project.

No Attachments