

BEFORE THE METRO COUNCIL

**FOR THE PURPOSE OF ADDING NEW OR
AMENDING EXISTING PROJECTS IN THE 2021-
26 METROPOLITAN TRANSPORTATION
IMPROVEMENT PROGRAM (MTIP) TO
COMPLETE REQUIRED PHASE SLIPS AND
MAKE REQUIRED CORRECTIONS TO MEET
FALL OBLIGATIONS OR FEDERAL APPROVAL
STEPS (SP23-01-SEP)**

) RESOLUTION NO. 22-5283
)
) Introduced by: Chief Operating Officer
) Marissa Madrigal in concurrence with
) Council President Lynn Peterson
)
)
)

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, the September Formal Amendment represents required clean-up and positioning actions for fifteen projects to be ready for early Fall obligations or complete required federal approval steps; and

WHEREAS, the Oregon Transportation Commission (OTC) approved on July 14, 2022 their OR8 – East Lane project and Portland Metro and Surrounding Areas Safety Reserve project as part of their Annual STIP Amendment process allowing MTIP programming to now occur; and

WHEREAS, ODOT's OR8: East Lane project will provide needed pedestrian safety upgrades in the Cornelius area; and

WHEREAS, ODOT's Portland Metro and Surrounding Area Safety Reserve will provide a dedicated safety improvement funding bucket that Region 1 can draw from to address urgent safety improvements across Region 1; and

WHEREAS, Multnomah County received an ODOT Bridge Program federal funding award of \$16,909,486 originating from the Infrastructure Investment and Jobs Act (IIJA) which along with the local matching funds will enable the construction phase for the Broadway Bridge Deck Replacement project to be implemented during FFY 2023; and

WHEREAS, the Federal Transit Administration (FTA) provided a revised FFY 2022 formula fund apportionment affecting the Portland Oregon-Washington Urbanized Zone Area (UZA) which significantly increased the available FTA section 5307, 5310, 5337, and 5339 formula funding to the UZA resulting in a new and updated funding split among TriMet, SMART, and C-Tran; and

WHEREAS, upon completing the updated funding split among the UZA participants, and a fund exchange between SMART and TriMet, numerous projects for both in FFY 2022 and FFY 2023 now require funding corrections and revisions; and

WHEREAS, while the majority of the corrections were completed during the past summer as administrative modifications, several included changes beyond FTA's cost change threshold which triggered the need for a formal/full amendment that is now proceeding; and

WHEREAS, the September Formal MTIP Amendment is completing the remaining transit projects updates that require formal amendments enabling them to move forward during early FFY 2023 and obligate their funds through FTA's fund obligation process; 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 September 2, 2022; and

WHEREAS, JPACT approved Resolution 22-5283 consisting of the fifteen projects on September 15, 2022 and provided their approval recommendation to Metro Council; now therefore

BE IT RESOLVED that the Metro Council hereby adopts the approval recommendation, made by JPACT that occurred on September 15, 2022, and approves Resolution 22-5283 to formally amend the 2021-26 MTIP to complete adding the three new projects, canceling SMART's 5310 project, and amending the remaining SMART and TriMet FFY 2023 transit projects ensuring federal approvals and fund obligations can then occur in a timely fashion.

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

Lynn Peterson, Council President

Approved as to Form:

Carrie MacLaren, Metro Attorney