



Memo

Date: February 21, 2025
To: Metro Council and Interested Parties
From: Ken Lobeck, Funding Programs Lead
Subject: February #2, 2025, MTIP Regular Formal Amendment & Resolution 25-5465
Approval Request – FB25-06-FEB2

FORMAL MTIP AMENDMENT STAFF REPORT

Amendment Purpose Statement

**FOR THE PURPOSE OF CANCELING AN ODOT RAIL HAZARDS SAFETY PROJECT AND
ADDING THREE NEW METRO PLANNING STUDIES TO THE 2024-27 MTIP**

BACKGROUND

What This Is - Amendment Summary:

The February #2, 2025, Regular Formal Metropolitan Transportation Improvement Program (MTIP) Formal/Full Amendment represents the regular monthly formal amendment submission and contains four projects. Three projects are new planning projects being added to the MTIP for historical monitoring purposes. One ODOT rail crossing hazards mitigation project is being canceled.

What is the requested action?

JPACT approved Resolution 25-5465 and now requests Metro Council provide their final approval for the four projects in the February #2, 2025, Regular MTIP Formal Amendment under Resolution 25-5465.

TPAC February 7, 2025, Meeting Summary:

TPAC received their official formal amendment notification and overview. Ken Lobeck, Metro Funding Programs Lead provided a summary of the project changes that will occur to the MTIP. There was no follow-on discussion among TPAC members. TPAC proceeded to then provide their approval recommendation to JPACT to approve Resolution 25-5465.

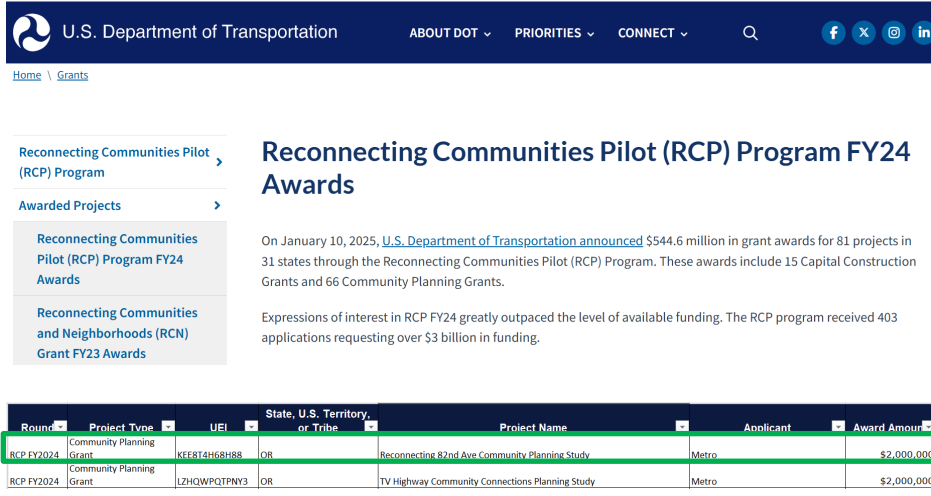
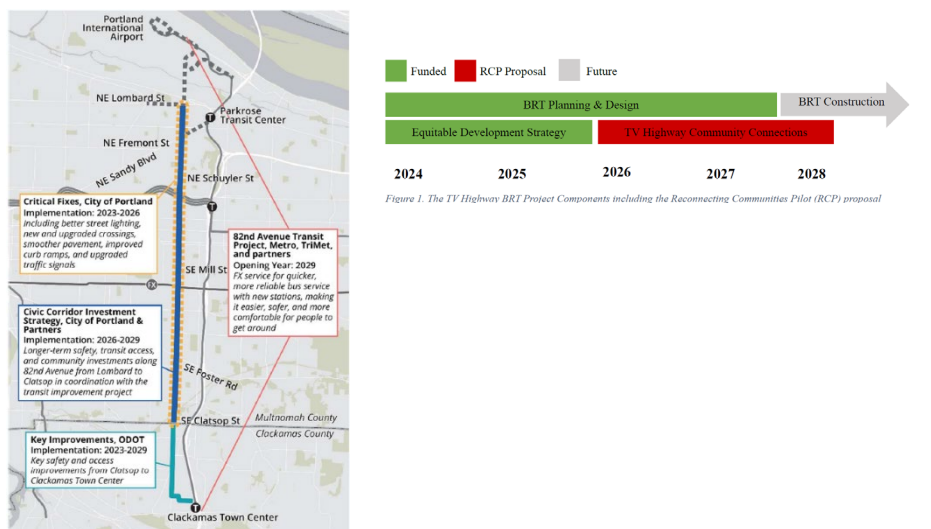
JPACT February 20, 2025, Meeting Summary:

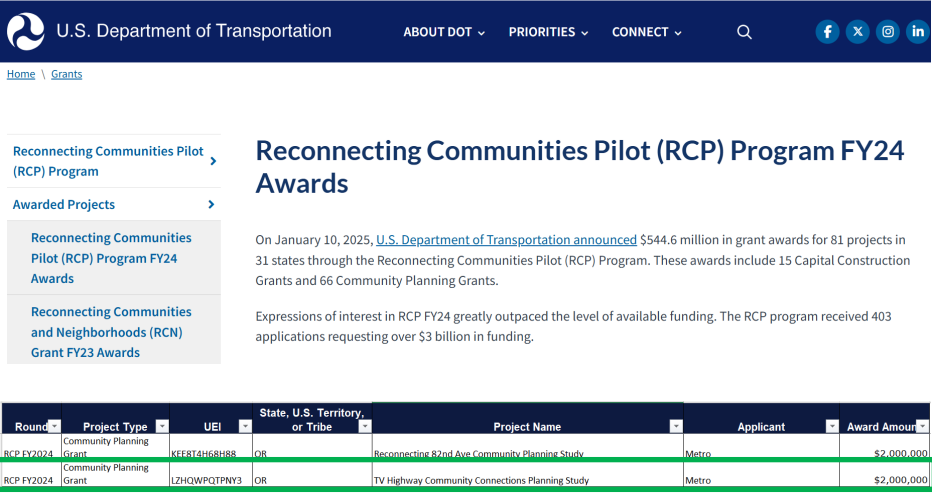
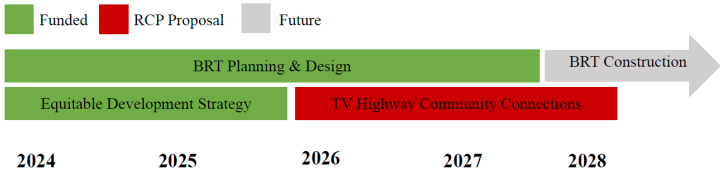
JPACT met on February 20, 2025. The February #2, 2025, Regular MTIP Formal Amendment was included as part of the agenda Consent Calendar. JPACT approved the Consent Calendar without discussion.

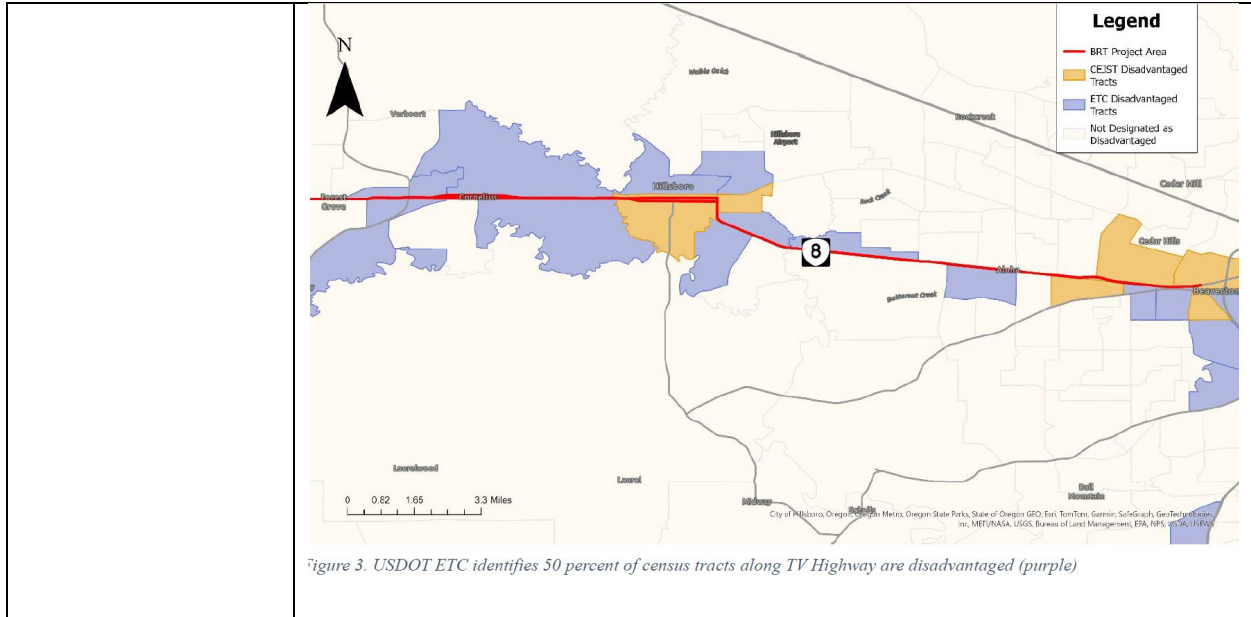
The following pages contain additional details about the project changes occurring as part of the formal MTIP amendment under Resolution 25-5465.

Project Number: 1	Key Number: 23834	Status: Add New Project
Project Name:	Regional Rail Futures Study (Metro)	
Lead Agency:	Metro	
Description:	SB 5701 funded study to evaluate the use of existing heavy freight rail assets in the Portland metropolitan area for passenger rail alternatives to augment existing transportation modes.	
Funding Summary:	<p>The project received a \$500,000 planning award from SB5701, Section 503. The funds are state funds.</p> <p style="text-align: center;">Enrolled Senate Bill 5701</p> <p style="text-align: center;">Sponsored by JOINT COMMITTEE ON WAYS AND MEANS</p> <p style="text-align: center;">CHAPTER</p> <p style="text-align: center;">AN ACT</p> <p>Relating to state financial administration; creating new provisions; amending section 3, chapter 452, Oregon Laws 2023, section 2, chapter 475, Oregon Laws 2023, sections 87, 159, 232, 248 and 318, chapter 605, Oregon Laws 2023, and section 40, chapter ___, Oregon Laws 2024 (Enrolled House Bill 5204); repealing section 275, chapter 605, Oregon Laws 2023; and declaring an emergency.</p> <p>Be It Enacted by the People of the State of Oregon:</p> <p>for Medicare and Medicaid Services of the use of Federal Medical Assistance matching funds by the Oregon Health Authority for this purpose.</p> <p>(2) If any of the moneys appropriated under subsection (1) of this section are not allocated by the Emergency Board prior to December 1, 2024, the moneys remaining on that date become available for any purpose for which the Emergency Board lawfully may allocate funds.</p> <p>SECTION 502. In addition to and not in lieu of any other appropriation, there is appropriated to the Water Resources Department, for the biennium ending June 30, 2025, out of the General Fund, the amount of \$60,000, for distribution to the City of Sodaville for water hauling.</p> <p>SECTION 503. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Transportation, for the biennium ending June 30, 2025, out of the General Fund, the amount of \$500,000, for distribution to the metropolitan service district organized under ORS chapter 268 to study the use of existing heavy freight rail assets in the Portland metropolitan area for passenger rail alternatives to existing transportation modes.</p> <p>SECTION 504. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 4 (3), chapter 475, Oregon Laws 2023, for the biennium ending June 30, 2025, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal</p>	
Amendment Action:	The formal amendment adds the new Metro Rail planning study to the 2024-27 MTIP for historical monitoring purposes. Inclusion in the Metro Unified Planning Work Program also will occur.	
Added Notes:	Project Location: NA: Regional application	

Project Number: 2	Key Number: New - TBD	Status: Add New Project
Project Name:	Reconnecting 82nd Ave Community Planning Study	
Lead Agency:	Metro	
Description:	A study to develop and deliver equitable outcomes through zero-emission, bus-rapid transit that connects disadvantaged communities to jobs, education, economic opportunity, public space, and parks, while further advancing the community's vision.	

<p>Funding Summary:</p>	<p>The project received a \$2,000,000 planning grant from the USDOT Reconnecting Communities Pilot (RCP) program. The grant requires a 20% match (or \$500,000). The total programming amount for the study is \$2,500,000.</p>  <table border="1" data-bbox="487 777 1412 871"> <thead> <tr> <th>Round</th> <th>Project Type</th> <th>UJEI</th> <th>State, U.S. Territory, or Tribe</th> <th>Project Name</th> <th>Applicant</th> <th>Award Amount</th> </tr> </thead> <tbody> <tr> <td>RCP FY2024</td> <td>Community Planning Grant</td> <td>KEF8T4H68H88</td> <td>OR</td> <td>Reconnecting 82nd Ave Community Planning Study</td> <td>Metro</td> <td>\$2,000,000</td> </tr> <tr> <td>RCP FY2024</td> <td>Community Planning Grant</td> <td>LZHQWQPTFNYS</td> <td>OR</td> <td>TV Highway Community Connections Planning Study</td> <td>Metro</td> <td>\$2,000,000</td> </tr> </tbody> </table>	Round	Project Type	UJEI	State, U.S. Territory, or Tribe	Project Name	Applicant	Award Amount	RCP FY2024	Community Planning Grant	KEF8T4H68H88	OR	Reconnecting 82nd Ave Community Planning Study	Metro	\$2,000,000	RCP FY2024	Community Planning Grant	LZHQWQPTFNYS	OR	TV Highway Community Connections Planning Study	Metro	\$2,000,000
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<p>Amendment Action:</p>	<p>The formal amendment adds the new RCP federally funded planning grant for Metro to the 2024-27 MTIP.</p>																					
<p>Added Notes:</p>	<p>Project Location: On 82nd Ave from approximately PDX in the north and then south to Clackamas Town Center.</p>  <p>Legend: ■ Funded ■ RCP Proposal ■ Future</p> <p>Timeline: 2024-2027: BRT Planning & Design 2024-2026: Equitable Development Strategy 2024-2026: TV Highway Community Connections 2027-2028: BRT Construction</p> <p><i>Figure 1. The TV Highway BRT Project Components including the Reconnecting Communities Pilot (RCP) proposal</i></p>																					

Project Number: 3	Key Number: New - TBD	Status: Add New Project																					
Project Name:	TV Highway Community Connections Planning Study																						
Lead Agency:	Metro																						
Description:	A study on TV Hwy/OR8 to develop equitable outcomes through zero-emission, bus-rapid transit that connects disadvantaged communities to jobs, education, economic opportunity, public space, and parks, while further advancing the community's vision.																						
Funding Summary:	<p>The project received a \$2,000,000 planning grant from the USDOT Reconnecting Communities Pilot (RCP) program. The grant requires a 20% match (or \$500,000). The total programming amount for the study is \$2,500,000.</p>  <table border="1" data-bbox="493 1050 1419 1136"> <thead> <tr> <th>Round</th> <th>Project Type</th> <th>UEI</th> <th>State, U.S. Territory, or Tribe</th> <th>Project Name</th> <th>Applicant</th> <th>Award Amount</th> </tr> </thead> <tbody> <tr> <td>RCP FY2024</td> <td>Community Planning Grant</td> <td>KEERT4H68H88</td> <td>OR</td> <td>Reconnecting 82nd Ave Community Planning Study</td> <td>Metro</td> <td>\$2,000,000</td> </tr> <tr> <td>RCP FY2024</td> <td>Community Planning Grant</td> <td>LZHQPQTPNY3</td> <td>OR</td> <td>TV Highway Community Connections Planning Study</td> <td>Metro</td> <td>\$2,000,000</td> </tr> </tbody> </table>		Round	Project Type	UEI	State, U.S. Territory, or Tribe	Project Name	Applicant	Award Amount	RCP FY2024	Community Planning Grant	KEERT4H68H88	OR	Reconnecting 82nd Ave Community Planning Study	Metro	\$2,000,000	RCP FY2024	Community Planning Grant	LZHQPQTPNY3	OR	TV Highway Community Connections Planning Study	Metro	\$2,000,000
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Added Notes:	<p>Project Timing and approximate Location</p>  <p>Figure 1. The TV Highway BRT Project Components including the Reconnecting Communities Pilot (RCP) proposal</p>																						



Project Number: 4	Key Number: 23090	Status: Cancel Phase/Project
Project Name:	US30B: (NE Lombard St) NE Lombard Pl - NE 11th	
Lead Agency:	ODOT	
Description:	Design and right-of-way to improve the rail crossing on NE 11th Ave and close the crossing at NE Lombard Place while retaining business access. Install new railroad signals and gates and improve the signalized intersection at NE Lombard St and 11th Ave. Construct sidewalk infill west from NE 11th Ave to existing sidewalk. This project aims to improve safety at this location.	
Funding Summary:	The project currently has \$1,882,000 of federal Rail Crossing Hazard mitigation funds programmed in the PE phase. The federal funds are 100% federal. There is no required match. ODOT's most recent project review indicates insufficient funding is available to complete the construction phase. The funding will be returned to the Rail program.	
Amendment Action:	The formal MTIP amendment cancels the PE phase. This effectively cancels the project.	
Added Notes:	<p>Project location:</p>	

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 February #2 2025 Formal MTIP amendment (FB25-06-FEB2) 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.
- 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 31, 2025
• Initiate the required public notification/comment process.....	February 5, 2025
• TPAC approval recommendation to JPACT.....	February 7, 2025
• JPACT approval and recommendation to Council.....	February 20, 2025
• Completion of public notification/comment process.....	March 6, 2025
• Metro Council approval.....	March 13, 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:

<u>Action</u>	<u>Target Date</u>
• Final amendment package submission to ODOT & USDOT.....	March 19, 2025
• USDOT clarification and final amendment approval.....	April-May 2025

Note: As of February 21, 2025, all formal/full MTIP/STIP amendments will require final approvals by the Oregon FHWA Office and from Headquarters FHWA in Washington, DC.

ANALYSIS/INFORMATION

1. **Known Opposition:** No opposition 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 2024-27 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:** Metro’s UPWP budget will be adjusted accordingly to incorporate the new state and federal grant awards.

RECOMMENDED ACTION:

JPACT approved Resolution 25-5465 and now requests Metro Council provide their final approval for the four projects in the February #2, 2025, Regular MTIP Formal Amendment under Resolution 25-5465.

No Attachments.