

STAFF REPORT

FOR THE PURPOSE OF AMENDING RESOLUTION NO. 16-4756, TO ADD THE COMPLETE CLEVELAND STREET PROJECT TO REGIONAL FLEXIBLE FUNDING ALLOCATION FOR THE YEARS 2019-21, WITH CONDITIONS, AND AMENDING EXHIBITS A AND D THERETO, PENDING AIR QUALITY CONFORMITY DETERMINATION

Date: March 29, 2017

Prepared by: Dan Kaempff

BACKGROUND

On February 2, 2017, Metro Council adopted Resolution No. 16-4756, which determined 13 projects to receive funding through the 2019-21 Regional Flexible Fund Allocation. These 13 projects were recommended to Metro Council for adoption by the Joint Policy Advisory Committee on Transportation (JPACT) at their January 19, 2017 meeting.

JPACT was not able to reach consensus on funding for a 14th project during their January 19 meeting. Two projects, both in the City of Gresham, were being considered. The projects were the Complete Cleveland Street project, and the Complete Division Street project. Their action indicated that they would continue to study the two projects and arrive at a decision at a later meeting. Subsequent to that, Metro Council's action on Resolution No. 16-4756 could be amended to include the JPACT-recommended project. This was done to enable the Metropolitan Transportation Improvement Program (MTIP) process to move forward and stay on schedule.

JPACT DELIBERATION AND DECISION

JPACT's discussion regarding the Cleveland and Division projects centered on the question of which project was of greater regional significance, and should thereby be included in the RFFA funding package. Some JPACT members viewed the Division project and its relation to the Division Transit Project as the most appropriate project for regional funding. Other members were of the opinion that the Cleveland project should be funded, given it was identified as a priority project by the East Multnomah County Transportation Committee.

After discussion at the February JPACT meeting did not result in a decision on the matter, City of Gresham and Metro staff worked out an agreement that was agreeable to all parties. In exchange for the Cleveland Street project receiving RFFA funds, the City pledged to dedicate \$2 million of City system development charges (SDCs) to the Division Street project, and to work with regional partners to identify the remainder of the funding needed to complete the project. An intergovernmental agreement, detailing the terms and conditions related to the RFFA funding, must be in place prior to January 1, 2018. Exhibit D to Resolution No. 16-4756, 2019-21 Recommended Regional Flexible Fund Grantees Conditions of Approval, lists the specific conditions under which funding will be allocated to the Cleveland Street project.

ANALYSIS/INFORMATION

1. **Known Opposition:** No known opposition.
2. **Legal Antecedents:** This resolution adds the Cleveland Street project to the list of projects funded through Resolution 16-4756, which allocates transportation funds in accordance with the federal transportation authorizing legislation (currently known as Moving Ahead for Progress in the 21st century or MAP-21). The allocation process is intended to implement the Regional Flexible Fund 2019-21 program policies as defined by Metro Resolution No. 16-4702, For The Purpose Of

Adopting The 2018-2021 Metropolitan Transportation Improvement Program and 2019-2021 Regional Flexible Funds Allocation Policy Statement For The Portland Metropolitan Area, adopted June 16, 2016 and Metro Resolution No. 10-4185 For the Purpose of Approving a Supplemental Multi-Year Commitment of Regional Flexible Funding for the Years 2015-2027, Funding the Portland-Milwaukie Light Rail Transit Project, and Project Development for the Portland-Lake Oswego Transit Project, and the Southwest Corridor and Authorizing Execution of an Amendment to the Existing Intergovernmental Agreement with TriMet Regarding the Multi-Year Commitment of Regional Flexible Funds.

3. **Anticipated Effects:** Adoption of this resolution would add the Cleveland project to the existing 2019-21 RFFA projects undergoing air quality conformity analysis of the effects of implementing these projects and programs for compliance with the State Implementation Plan for air quality.
4. **Budget Impacts:** No budget impacts would result from adoption of this resolution.

RECOMMENDED ACTION

Metro staff recommends the approval of Resolution No. 17-4791.