

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING)	RESOLUTION NO. 17-4791
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)	Introduced by Chief Operating Officer Martha
AND D THERETO, PENDING AIR QUALITY)	Bennett in concurrence with Council
CONFORMITY DETERMINATION)	President Tom Hughes

WHEREAS, on February 2, 2017, the Metro Council adopted Resolution 16-4756 as recommended by the Joint Policy Advisory Committee on Transportation (JPACT), which identified regional investments and project to receive approximately \$130.38 million in federal transportation funding forecast to be appropriated to the metropolitan region for the fiscal years 2019 through 2021 through the federal Surface Transportation Block Grant Program (STBG) and Congestion Mitigation – Air Quality (CMAQ) transportation funding programs; and

WHEREAS, the Metro Council and JPACT are authorized per federal regulation 23 CFR 450.324 to allocate these funds to projects and programs in the metropolitan region through the Regional Flexible Fund Allocation (RFFA) process; and

WHEREAS, Resolution 16-4756 contained a provision stating that discussion was still ongoing regarding a funding decision for either the Cleveland Street project or the Division Street project, both located in the City of Gresham, Oregon (City), and the Resolution stated that JPACT’s recommendation would be brought back to Metro Council at a later date; and

WHEREAS, on March 16, 2017, JPACT recommended that the Cleveland Street project be funded with RFFA funds so long as certain conditions are met by the City to fund the Division Street project with \$2,000,000 of City system development charges that the City agreed to assess for that project; and

WHEREAS, Metro and the City have agreed to enter into an intergovernmental agreement (IGA) by January 1, 2018 that will more fully describe the conditions for RFFA funding of Cleveland Street contingent on new City funding of \$2 million for the Division Street project, which conditions have been agreed to by the City and JPACT as set forth in Amendment 1 to Exhibit D attached hereto, and the IGA will provide for termination of RFFA funding for the Complete Cleveland Street project if the agreed-upon conditions are not fulfilled;

WHEREAS, Exhibit A to Resolution 16-4756 must also be amended to reflect the conditional funding agreement for the Cleveland Street and Division Street projects, as set forth in the amended Exhibits A attached hereto; now therefore

BE IT RESOLVED that the Metro Council hereby adopts the recommendation of JPACT to fund the Cleveland Street project subject to a fully-executed IGA with the City containing the funding conditions for Division Street as set forth in the amended Exhibit D to Resolution 16-4756 attached hereto; and the Metro Council hereby also amends Exhibit A to Resolution 16-4756 to reflect these changes.

ADOPTED by the Metro Council this 13th day of April, 2017.

Tom Hughes, Council President

Approved as to Form:

Allison R. Kean, Metro Attorney