

Date: October 28, 2015

To: Board of Directors

From: Neil McFarlane *Neil McFarlane*

Subject: RESOLUTION 15-10-64 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING SUBMISSION OF ONE (1) GRANT APPLICATION FOR FY2015 FEDERAL FORMULA FUNDS AND TEN (10) GRANT APPLICATIONS FOR FY2016 FEDERAL FORMULA AND DISCRETIONARY FUNDS TO THE FEDERAL TRANSIT ADMINISTRATION

1. **Purpose of Item**

The purpose of this item is to request that the TriMet Board of Directors (“Board”) adopt a resolution authorizing the General Manager to submit (1) grant application for FY2015 formula funding and ten (10) grant applications for FY2016 formula and discretionary funding to the Federal Transit Administration (“FTA”).

2. **Type of Agenda Item**

- Initial Contract
- Contract Modification
- Other: Board authorization to submit FTA grant applications

3. **Reason for Board Action**

The Board may authorize TriMet’s submittal of FTA grant applications by adoption of a resolution.

4. **Type of Action:**

- Resolution
- Ordinance 1st Reading
- Ordinance 2nd Reading
- Other _____

5. **Background**

Each year, staff presents to the TriMet Board for their authorization a summary of the grant applications to be submitted during the year. Attachment A to this memo lists one (1) grant application for FY2015 federal funding, which totals \$.280 million, and ten (10) grant applications for FY2016 federal funding, which total \$199.9 million, and shows both the federal and local shares. Grant amounts are high estimates; actual appropriations will most likely be lower. This Resolution notifies the Board of one (1) grant application previously not in the Program of Projects and authorizes TriMet to submit the aforementioned federal grant applications.

The **FY2015 federally funded grant** can be categorized as follows:

Designated for Specific Purpose:

\$.280 million federal Section 5307 Urbanized Area funds for North Hillsboro Job Connector Shuttle.

Background: The North Hillsboro Job Connector Shuttle is the result of many discussions with the Greater Hillsboro Chamber of Commerce. This service will connect MAX with employers in the North Hillsboro Industrial District. Startup begins in October 2015 and operations start in November 2015. As such, this project, while starting in FY2016, will utilize federal funds from FY2015, which have yet to be received.

Notice Requirements:

TriMet's FY2015 Final Program of Projects was previously published on June 2, 2014 on www.trimet.org for all but one of the FY2015 federally funded grant applications (North Hillsboro Job Connector Shuttle). A notice of opportunity for public comments on a revised FY2015 Final Program of Projects (containing the North Hillsboro Job Connector Shuttle) was published on www.trimet.org on September 30, 2015. The public received notification of the opportunity to submit comments or request a Public Hearing via email by October 14, 2015. TriMet received no requests for a Public Hearing and no public comments were received. TriMet's revised Final FY2015 Program of Projects on the grant application was then published on www.trimet.org on October 19, 2015.

The **FY2016 federally funded grants** can be categorized, by use, as follows:

- 1) Grant receipts pledged to debt service
- 2) Federal formula grants, which are used to offset ongoing TriMet maintenance costs
- 3) Grants designated for specific purposes, described below.

The applications are for the following amounts and projects:

Grant Receipts Pledged to Debt Service

1. \$11.0 million federal Congestion Mitigation Air Quality (CMAQ) funds to pay FY2016 debt service on TriMet's Capital Grant Receipt revenue bonds.
2. \$5.0 million federal Surface Transportation Program (STP) funds to pay for FY2016 preventive maintenance to free up \$5.0 million in general funds for debt service.

As part of the regional funding package for the construction of the light rail projects, TriMet issued revenue bonds secured by future CMAQ and STP grants allocated to the region. These grants have been pledged and are used to pay the principal and interest on the bonds until fully retired. TriMet contributes the 10.27% local match.

Federal Formula Grants Used to Offset TriMet Maintenance Costs

1. \$18.5 million federal Section 5337 State of Good Repair funds to pay for bus and rail preventive maintenance costs. These are federal formula funds available to bus and rail systems after seven years of operations. TriMet pays the 20% local match.
2. \$37.7 million federal Section 5307 Urbanized Area funds for bus and rail preventive maintenance costs. TriMet pays the 20% local match.
3. \$3.2 million federal Section 5339 Bus and Bus Facilities funds to pay the purchase of fixed route buses. TriMet pays the 20% local match.

Grants Designated for Specific Purposes

1. \$.280 million federal Section 5307 Urbanized Area funds for North Hillsboro Job Connector Shuttle. As discussed above.
2. \$.475 million federal STP funds for TriMet's Regional Transportation Options (RTO) program. These funds will be provided through Metro. TriMet pays the 10.27% local match.
3. \$3.0 million federal STP funds to pay for rail preventive maintenance costs. These funds will free up TriMet General Funds for Metro's Transit Oriented Development (TOD) program. There is no cost to TriMet of this fund exchange.
4. \$3.7 million federal STP funds for the Powell-Division corridor safety and access to transit as well as East Portland access to employment and education.
5. \$2.0 million federal Section 5310 Elderly & Disabled program funds for the fourth year of this program. The 5310 program permits "in-kind" match. The Section 5310 program is matched by Ride Connection's on-going volunteer transportation service program so there is no additional cost to TriMet to match this program.
6. \$115.0 million federal Section 5309 New Starts funds to pay for the Portland-Milwaukie Light Rail project.

Notice Requirements:

TriMet's FY2016 Final Program of Projects was previously published on June 4, 2015 on www.trimet.org for all but one of the FY2016 federally funded grant applications (North Hillsboro Job Connector Shuttle). A notice of opportunity for public comment on a revised FY2016 Final Program of Projects (containing the North Hillsboro Job Connector Shuttle) was published on www.trimet.org on September 30, 2015. The public received notification of the opportunity to submit comments or request a Public Hearing via email by October 14, 2015. TriMet received no requests for a Public Hearing and no public comments were received. TriMet's revised Final FY2016 Program of Projects on the grant application was then published on www.trimet.org on October 19, 2015.

6. Financial/Budget Impact

Approval of the Resolution will authorize TriMet to apply for the FTA grants listed. These funds are integral to TriMet's FY2016 Adopted Budget, and the light rail project finance plans. Some of the aforementioned grants have been pledged as security for TriMet bonds and TriMet has covenanted to pursue such grants.

7. Impact if Not Approved

The General Manager would not have Board authorization to submit FTA grant applications totaling \$199.9 million FY2016 federally funded dollars and \$.280 million FY2015 federally funded dollars, which are integral to the Budget.

DB/NY/AL/pc

Attachment A
Board Memo Resolution 15-10-64
Grant Applications to be Submitted by TriMet

No.	Description	Federal	Local Match	Total	FY2016 Sources
1	Congestion Mitigation Air Quality (Debt Service)	\$11,000,000	\$1,258,999	\$12,258,999	FY2016 Congestion Mitigation Air Quality (Debt Service)
1	Rail Preventive Maintenance (Debt Service)	\$5,000,000	\$572,272	\$5,572,272	FY2016 Surface Transportation Program (Debt Service)
2	State of Good Repair Program	\$18,510,000	\$4,627,500	\$23,137,500	FY2016 Section 5337 State of Good Repair Formula
3	Bus and Rail Preventive Maintenance	\$37,739,293	\$9,434,823	\$47,174,116	FY2016 Section 5307 Urbanized Area Formula
4	North Hillsboro Job Connector Shuttle	\$280,000	\$70,000	\$350,000	FY2016 Section 5307 Urbanized Area Formula
5	Bus Purchase	\$3,168,908	\$792,227	\$3,961,135	FY2016 Section 5339 Bus and Bus Facilities Formula
6	Regional Transportation Options Program	\$473,772	\$54,225	\$527,997	FY2016 Surface Transportation Program
7	Rail Preventive Maintenance (TOD Trade)	\$3,021,148	\$345,784	\$3,366,932	FY2016 Surface Transportation Program (TOD Centers Program)
8	Powell-Division & East Portland Access	\$3,682,912	\$421,526	\$4,104,438	FY2016 Surface Transportation Program
9	Elderly & Disabled Program	\$2,000,000	\$500,000	\$2,500,000	FY2016 Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities
10	Milwaukie Light Rail Project	\$115,000,000	\$90,809,773	\$205,809,773	FY2016 Section 5309 New Starts
	TOTAL	\$199,876,033			

No.	Description	Federal	Local Match	Total	FY2015 Source
1	North Hillsboro Job Connector Shuttle	\$280,000	\$70,000	\$350,000	FY2015 Section 5307 Urbanized Area Formula
	TOTAL	\$280,000			

RESOLUTION 15-10-64

RESOLUTION OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING SUBMISSION OF ONE (1) GRANT APPLICATION FOR FY2015 FEDERAL FORMULA FUNDS AND TEN (10) GRANT APPLICATIONS FOR FY2016 FEDERAL FORMULA AND DISCRETIONARY FUNDS TO THE FEDERAL TRANSIT ADMINISTRATION

WHEREAS, the Secretary of Transportation is authorized to award Federal financial assistance for transportation projects; and

WHEREAS, the contracts for financial assistance will impose certain obligations upon the applicant or subrecipient to the applicant, including the provision of the local share of project costs; and

WHEREAS, it is required by the U.S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under U.S.C Title 49, the applicant gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the policy of the Tri-County Metropolitan Transportation District of Oregon (TriMet) that disadvantaged businesses be provided an equal opportunity to receive and participate in U.S. Department of Transportation-assisted contracts, and that a program be established and administered to implement this policy;

NOW, THEREFORE, BE IT RESOLVED:

1. That the TriMet Board of Directors (“Board”) hereby authorizes the General Manager and his designee(s) to execute and file one (1) grant application for FY2015 federal formula funds and ten (10) grant applications for FY2016 federal formula and discretionary funds on behalf of TriMet with the Federal Transit Administration of the U.S. Department of Transportation and; to execute and file with such applications any assurance or other documents required by the U.S. Department of Transportation effectuating the purpose of Title VI of the Civil Rights Amendment of 1964.
2. That the General Manager and his designee(s) are further authorized to:
 - a. Furnish such additional information as the U.S. Department of Transportation may require in connection with these applications, agreements or projects.
 - b. Establish disadvantaged business policies in connection with the project’s procurement needs.

- c. Execute grant amendments, revisions and agreements on behalf of TriMet with the U.S. Department of Transportation for the financing of these grant applications.
3. That the local match for the grants will be provided as noted in the Resolution Board memo.

Dated: October 28, 2015

Presiding Officer

Attest:

Recording Secretary

Approved as to Legal Sufficiency:



Legal Department