

T Transportation Committee

Item: 2009-107

For the Metropolitan Council meeting of April 8, 2009 (*tabled*)

Metropolitan Council April 22, 2009 (removed from table)

ADVISORY INFORMATION

Date Prepared: March 24, 2009

Subject: 2009-2012 TIP Amendment to Allocate American Recovery and Reinvestment Act (ARRA) Funds, TAB Action 2009-19

Proposed Action:

That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2009-2012 Transportation Improvement Program (TIP) to include 22 MnDOT projects on metro area trunk highways that may be funded using American Recovery and Reinvestment Act (ARRA) funds.

Summary of Committee Discussion / Questions:

Carl Ohrn, MTS Planning Analyst, presented this item; Kevin Roggenbuck, TAB Liaison, and John Chiglo, MnDOT, were also present to answer questions from committee members.

Committee discussed the motion and McFarlin requested information about the Greater Minnesota project schedules (letting dates) and why the rush for this TIP amendment to include smaller projects. Staff clarified that it is MnDOT's opinion that this is the prudent and proactive thing to do to in order to ensure that people are put to work as soon as possible in case the TH169/I-494 project is not a possible option. McFarlin has a concern that by approving this motion, a signal would be sent to the FHWA that we are willing to accept something other than the two big projects. Legal Counsel has stated that the motion cannot be divided. He, therefore, moved the motion below.

Leppik requested that the Council be provided with information on the TAB's approach to local match for projects.

Motion by McFarlin, seconded by Leppik to **move the action forward to the full Council** for action at the 4/08/09 Council meeting **with no recommendation from the Transportation Committee**, at which time representatives from MnDOT and FHWA give an update on the discussions and negotiations around the TH169/I-494 project.

(This item was tabled at the April 8 Metropolitan Council meeting. It was brought forth at the April 22 Council meeting and amended with the language in 2009-142. Business item 2009-142 was approved by the Council on April 22, 2009.)

T Transportation Committee

Meeting date: March 23, 2009

Council Meeting April 8, 2009

ADVISORY INFORMATION

Date:	March 19, 2009
Subject:	2009-2012 TIP Amendment to Allocate American Recovery and Reinvestment Act (ARRA) Funds, TAB Action 2009-19
District(s), Member(s):	All
Policy/Legal Reference:	TAB Action
Staff Prepared/Presented:	Arlene McCarthy, Director MTS (651-602-1754) Amy Vennewitz, Dep. Dir, Finance & Planning MTS (651-602-1058) Carl Ohrn, Planning Analyst MTS (651-602-1719)
Division/Department:	Metropolitan Transportation Services

Proposed Action

That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2009-2012 Transportation Improvement Program (TIP) to include 22 MnDOT projects on metro area trunk highways that may be funded using American Recovery and Reinvestment Act (ARRA) funds.

Background

These projects totaling \$125.6 million, are the second set of projects in the Metro District that may be funded using ARRA funds. Most of these projects will be funded 100% with federal ARRA funds from the state's (MnDOT) allocation. The one exception is the TH 610 project which will use \$84 million from the MnDOT share of ARRA funds and \$2 million from the metro area local share of the ARRA funds.

One provision of the ARRA requires 50% of state funds to be obligated within 120 days. These projects will allow MnDOT to meet this requirement. This amendment will allow MnDOT to keep these projects moving toward potential April and May letting dates. However, MnDOT will not move forward with these projects (with the exception of the TH 610 project) if there is a decision made at the April 15, 2009 TAB meeting to fund the 169/I494 interchange rather than the smaller projects in this TIP amendment. This action also positions Minnesota well to compete for funds redistributed from other states' ARRA funds, should they become available. The projects are consistent with the guiding principles developed by both MnDOT and the Transportation Advisory Board and are consistent with the Metropolitan Council 2030 Transportation Policy Plan.

Rationale

These projects can be ready to have contracts let quickly to meet the 120-day obligation deadline for 50% of state ARRA funds.

Funding

The \$125.6 million of ARRA funds includes \$123.8 M of MnDOT ARRA funds and \$2.0 million of TAB/Council regional ARRA funds for TH 610.

Known Support / Opposition

The TAB passed the amendment unanimously even though there was significant discussion.

Transportation Advisory Board

of the Metropolitan Council of the Twin Cities

Donn R. Wiski
Chair

March 19, 2009

County Commissioners

Dennis Berg
Anoka County

Tom Workman
Carver County

Paul Krause
Dakota County

Mark Stenglein
Hennepin County

Tony Bennett
Ramsey County

Jon Ulrich
Scott County

Myra Peterson
Washington County

Municipal Officials

Dick Swanson
Blaine City Council

Bethany Tjornhom
Chanhassen City Council

Dan Gustafson
Burnsville City Council

Julia Whalen
Champlin City Council

James Howland
Mayor of Edina

Wendy Wulff
Lakeville City Council

Robert Lillgren
Minneapolis City Council

Judy Johnson
Plymouth City Council

Russ Stark
St. Paul City Council

William Hargis
Mayor of Woodbury

Citizen Members - Precinct

Steven Schulte - A

Bill Guidera - B

James Meyers - C

Chuck Haik - D

Bart Ward - E

Donn Wiski - F

Jill Smith - G

Ken Johnson - H

Agency Representatives

Peggy Leppik
Metropolitan Council

Scott McBride
Minnesota DOT

Sherry Stenerson
M.A.C.

David Thomson
M.P.C.A.

Modal Representatives

Richard Mussell
Transit

Glenn Olson
Transit

Ron Have
Freight

David Gepner
Non-motorized

Peter Bell, Chair
Metropolitan Council
390 Robert Street No.
St. Paul, MN 55101

Mr. Bell,

On March 18, 2009, the Transportation Advisory Board voted to amend the 2009-2012 Transportation Improvement Program (TIP) to include 22 projects to be funded almost entirely with the State's share of funds through the American Recovery and Reinvestment Act. The projects are identified in the attached documentation.

The TAB forwards this action to the Metropolitan Council for concurrence along with additional information described in TAB action transmittal 2009-19.

Sincerely,



DK Donn Wiski, Chair
Transportation Advisory Board

Transportation Advisory Board
of the Metropolitan Council of the Twin Cities

ACTION TRANSMITTAL

No. 2009-19

DATE: March 19, 2009
TO: Metropolitan Council
FROM: Transportation Advisory Board
SUBJECT: 2009-2012 TIP Amendment to include MN/DOT projects to be funded through the American Recovery and Reinvestment Act (ARRA) Program.

MOTION: The Transportation Advisory Board amended the 2009-2012 Transportation Improvement Program (TIP) to include projects identified in the MN/DOT TIP Amendment letter to be funded through the American Recovery and Reinvestment Act (ARRA) Program.

BACKGROUND AND PURPOSE OF ACTION: These projects totaling \$125.6 million, identified in the attached TIP Amendment request, are the second set of projects in the Metro District to be funded through the ARRA. Most of these projects will be funded 100% with federal ARRA funds from the state's (MN/DOT) allocation. One provision of the ARRA requires 50% of state funds be authorized within 120 days. The projects in the attached list meet the requirements of the ARRA and advance projects to meet these deadlines. It also positions Minnesota well for redistributed funds, should they become available. The projects are also consistent with the guiding principles developed by both MN/DOT and the Transportation Advisory Board and are consistent with the Metropolitan Council Transportation Policy Plan.

MN/DOT will pursue approval of these projects into the State TIP from the Federal Highway Administration (FHWA). After receiving approval from the FHWA, MN/DOT can quickly get these projects out for bids and obligate the Recovery funds. MN/DOT will pursue a spring contract letting for the TH 610 project; however, all the remaining projects on this list will not proceed to letting using the Recovery funds if the I-494/TH169 interchange is included in the ARRA project list. MN/DOT will submit an Interchange Access Request to the FHWA requesting approval of the reduced scope design. The FHWA response is expected by April 15.

ROUTING

TO	ACTION REQUESTED	DATE COMPLETED
TAC Funding & Programming Committee	Review & Recommend	February 25, 2009
Technical Advisory Committee	Review & Recommend	March 4, 2009
TAB Programming Committee	Review & Recommend	March 18, 2009
Transportation Advisory Board	Review & Adopt	March 18, 2009
Metropolitan Council	Concurrence	



Minnesota Department of Transportation

Metro District
1500 west County Road B-2
Roseville, MN 55113

Office Telephone: (651) 234-7783
Fax: (651) 234-7786

February 25, 2009

Timothy Mayasich, Chair
Transportation Advisory Committee
Metropolitan Council
390 Robert Street N.
St. Paul, Minnesota 55101

Re: Amendment to the Twin Cities 2009-2012 Transportation Improvement Program (TIP)
State Project Number: See Attached Table

Dear Mr. Mayasich:

Please amend the 2009 – 2012 Transportation Improvement Program (TIP) to include these projects in 2009. The projects are being submitted with the following information:

PROJECT IDENTIFICATION:

See Attached Table.

PROJECT BACKGROUND:

1. Briefly describe why amendment is needed (e.g., project in previous STIP but not completed; illustrative project and funds now available; discretionary funds received; inadvertently not included in STIP).

President Obama signed the \$787 billion American Recovery and Reinvestment Act into law on Tuesday, February 17, 2009. This bill included increased funding for infrastructure across the country. Minnesota is expected to receive approximately \$500 million. One provision of the bill requires 50% of the funds to states be authorized within 120 days.

The projects in the attached list meet the requirements of this Economic Recovery Program and advance projects to meet these deadlines. It also positions the Twin Cities Metropolitan Area well for redistributed funds, should they become available. The projects are also consistent with the guiding principles as developed by both MnDOT and the Metropolitan Council. Criteria used to develop the list included:

- *Job Creation should be the overriding objective for project selection*
- *Project "readiness" for authorization or contract letting as well as project deliverability should be given priority*
- *Consistency with performance based plans; projects of value to region or state.*
- *Projects already in the out years of the STIP/TIP where project development is complete or near completion should be considered for advancement*
- *Project timing should be considered so as to spread the demand for labor, equipment, and capital resources over the entire eligibility period and ultimately keep material and labor costs in check.*
- *Work type balance*

According to rates from the U.S. DOT, the projects in this amendment are expected to create approximately 3393 jobs (27 jobs per million construction dollars).

2. How is Fiscal Constraint Maintained as required by 23 CFR 450.216?

- *These projects will be funded through the American Recovery and Reinvestment Act. Based on our current understanding of the funding contained within the bill, Mn/DOT will receive approximately \$502 million. The total amount assumed for the Twin Cities Metro Area is approximately \$250 million. The breakdown of funds is shown below:*

MnDOT(50% of State Discretionary)	\$168 Million
Met Council (STP Urban Guarantee)	\$ 74 Million
Enhancements	\$ 8 Million

- *The projects in this amendment equal \$125.65 million (Formal Amendment total = \$109.5 million; Administrative Modifications = \$16.2 million).*

AIR QUALITY CONFORMITY:

- Subject to conformity determination _____
- Exempt from regional level analysis* Yes, except TH 610
- Exempt from project level analysis** Yes
- Exempt by virtue of interagency consultation..... _____
- N/A (not in a nonattainment or maintenance area)..... _____

* TH 610 is subject to regional level conformity analysis and has been included in the regional analysis which resulted in a positive conformity determination.

Timothy Mayasich
February 25, 2009
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CONSISTENCY WITH MPO LONG RANGE PLAN:

This amendment is consistent with the Metropolitan Council Transportation Policy Plan, adopted on December 14, 2004, with FHWA/FTA conformity determination established on February 1, 2005.

We are requesting approval of this TIP amendment at this time. If you have any questions, please contact me at 651.234.7783.

Sincerely,

A handwritten signature in black ink that reads "Pat Bursaw". The signature is written in a cursive, flowing style.

Pat Bursaw
Director, Planning, Program Management and Transit
Metro District

cc: Marv Lunceford, Metro Program Management

ECON. RECOVERY

T PROJECT LIST FOR USE OF ECONOMIC RECOVERY FUNDS												
Route System	Project Number	Agency	Description	Miles	Program	Type of Work	PROPOSED FUNDS	STIP TOTAL	FED ECON RECOVERY FUNDS (STATE \$)	ECON RECOVERY FUNDS (LOCAL \$)	Air Quality Codes	COMMENTS
TH 610	2771-38	MnDOT	**ES** - From Fernbrook to TH 169 in Brooklyn Park and Maple Grove - Construct TH 610	3.5	MC	Grade and Surface	NHS	86,000,000	84,000,000	2,000,000	A-10	
I35E	1982-156	MnDOT	**ES** - EB and WB 1494 Ramps to SB I35E in the City of Eagan - Interchange Modification - Separate Ramps	0.5	MC	Grade and Surface	HSIP	1,284,000	1,284,000		E-3	
TH 212	2744-64	MnDOT	**ES** - WB 1494 to WB 212/65 add lane from NE loop in Eden Prairie - Interchange Modification	1.0	MC	Grade and Surface	NHS	1,070,000	1,070,000		E-3	
I494	2785-357	MnDOT	**ES** - Landscaping from TH 5 to TH 100 NB	4.0	RB	Appurtenances	NHS	267,500	267,500		O-6	
I494	2785-358	MnDOT	**ES** - Landscaping from TH 5 to TH 100 NB	4.0	RB	Appurtenances	NHS	267,500	267,500		O-6	
TH 999	8825-343	MnDOT	**ES** Metrowide Signal & Lighting Cabinet Replacement	0.0	SC	Traffic Mgmt. System	STP	1,926,000	1,926,000		S-7	
TH999	8825-345	MnDOT	**ES** Metrowide Fiber Installation	0.0	TM	Traffic Mgmt. System	STP	1,177,000	1,177,000		S-7	
TH999		MnDOT	**ES** Metrowide Permanent Pavement Markings	0.0	SC	Traffic Control Devices	STP	1,077,000	1,077,000		S-11	
TH999	8825-346	MnDOT	**ES** Metrowide Loop Detectors	0.0	SC	Traffic Mgmt. System	STP	214,000	214,000		S-7	
TH 169	2772-86	MnDOT	**ES** Lighting Replacement from I94 to I694	0.0	SC	Lighting	NHS	5,350,000	5,350,000		S-18	
TH 999	8825-347	MnDOT	**ES** Metrowide TMS Upgrades	0.0	TM	Traffic Mgmt. System	STP	1,391,000	1,391,000		S-7	
TH 999	8825-348	MnDOT	**ES** Metrowide CMS & Shelters	0.0	TM	Traffic Mgmt. System	STP	1,605,000	1,605,000		S-7	
TH 100	2735-190	MnDOT	**ES** HOV Ramp Meter Bypass Paving	0.0	TM	Traffic Mgmt. System	HSIP	642,000	642,000		S-10	
TH 999	8825-349	MnDOT	**ES** Metrowide Fiber Installation	0.0	TM	Traffic Mgmt. System	STP	1,284,000	1,284,000		S-7	
TH 999		MnDOT	**ES** Metrowide Overhead Signs & Structures	0.0	SC	Signaling	STP	1,391,000	1,391,000		O-7	
I35E	6280-356	MnDOT	**ES** Storm Tunnel Restoration	0.0	DR	Appurtenances	IM	3,905,000	3,905,000		NC	
52	1907-70	MnDOT	**ES** - N of CSAH 42 to N Jct TH 65 in Rosemount and Inver Grove Hts. - Concrete Rehab/Bituminous Mill and Overlay & Deck Repair on Bridges	5.0	RS	Mill and Overlay	NHS	4,922,000	4,922,000		S-10	
TH 95	8210-85	MnDOT	**ES** - From 0.2 Mi N of TH 97 in New Scandia Twp. To 0.1 Mi S of Nelson St. in Stillwater - Bituminous Mill & Overlay	15.9	RS	Mill and Overlay	STP	5,986,600	5,986,600		S10	

ECON. RECOVERY

Route System	Project Number	Agency	Description	Miles	Program	Type of Work	PROPOSED FUNDS	STIP TOTAL	FED ECON RECOVERY FUNDS (STATE \$)	ECON RECOVERY FUNDS (LOCAL \$)	Air Quality Codes	COMMENTS
TH 169	2772-81	MnDOT	**ES*- SB Exit Ramp to Medicine Lake Rd in Plymouth - Reconstruct Ramp, Extend Decel, Etc.	0	SH	Spot Improvement	HSIP	749,000	749,000		E-3	
TH 10	0214-41	MnDOT	**ES*- From TH 65 in Blaine to N. Jct I35W in Mounds View- Bituminous Mill & Overlay, Guardrail, Etc.	2.7	RS	Mill and Overlay	NHS	4,494,000	4,494,000		S-10	
TH 13	1901-151	MnDOT	**ES** River Hills Dr. in Burnsville-Rebuild Traffic Signal	0	SC	Traffic Signal Revision	STP	374,000	374,000		E-2	
TH 13	1901-152	MnDOT	**ES**- At CSAH 30(Diffley Rd)/Cedarbridge Ave. - Rebuild Traffic Signal	0	SC	Traffic Signal Revision	STP	374,000	374,000		E-2	