

Transportation Advisory Board
of the Metropolitan Council of the Twin Cities

ACTION TRANSMITTAL

No. 2010-51

DATE: August 5, 2010
TO: Transportation Advisory Board
FROM: Technical Advisory Committee
SUBJECT: TIP Amendment Request for City of St Paul SP#164-595-01AC, 164-595-02AC, 164-595-04AC: Mississippi River Enhancements projects AC payback
MOTION: That the TAB amends the 2010-2013 TIP to include SP#164-595-01AC, 164-595-02AC, 164-595-04AC: Mississippi River Enhancements projects AC payback.

BACKGROUND AND PURPOSE OF ACTION: This amendment is needed to include in this fiscal year and Advance Construction payback for three projects that were authorized in 2009 (State Fiscal year 2010). At the time of authorization, there was not enough obligation authority available for the state fiscal year so the projects were switched to Advance Construction projects to allow them to move forward. Payback of this Advance Construction was not entered into the 2010-2013 STIP which prevents MN/DOT from converting federal funds now that the obligation authority is available. Metro District was unaware of this error until the end of SFY 2010 and unable to process a TIP amendment before July 1. The funds for the payback will come from District C federal funds in the amount of \$2,254,160 that have not been allocated in SFY 2011.

ROUTING

| TO | ACTION REQUESTED | DATE COMPLETED |
|-------------------------------------|-------------------------|-----------------------|
| TAC Funding & Programming Committee | Review & Recommend | July 15, 2010 |
| Technical Advisory Committee | Review & Recommend | August 4, 2010 |
| TAB Programming Committee | Review & Recommend | |
| Transportation Advisory Board | Review & Adopt | |
| Metropolitan Council | Concurrence | |



Minnesota Department of Transportation

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July 15, 2010

Karl Keel, Chair
 TAC Funding and Programming Committee
 Metropolitan Council
 390 N. Robert St.
 St. Paul, Minnesota 55101

Re: Amendment to the Twin Cities 2010-2013 Transportation Improvement Program (TIP)
 State Project Number: 164-595-01AC Upper Landing Park
 164-595-02AC Harvest States/High Bridge Barge Fleeting Area
 164-595-04 AC Commercial Navigation Interpretive Miss. Overlook

Dear Mr. Keel:

Please amend the 2010– 2013 Transportation Improvement Program (TIP) to include these projects in 2011. These projects are being submitted with the following information:

PROJECT IDENTIFICATION:

| STATE FISCAL YEAR | ATP | DIST | ROUTE SYS | PROJECT NUMBER (S.P. #) (Fed # if available) | AGENCY | DESCRIPTION include location, description of all work, & city (if applicable) | MILES |
|-------------------|-----|------|-----------|--|-------------------|--|-------|
| 2011 | M | M | EN | 164-595-01AC | St. Paul | Upper Landing Park, Mississippi Riverbank Improvements(AC payback) | 0.2 |
| 2011 | M | M | EN | 164-595-02AC | St. Paul | Harvest States/High Bridge Fleeting Area, Mississippi Riverbank Improvements(AC Payback) | 0.3 |
| 2011 | M | M | EN | 164-595-04AC | St. Paul Park/Rec | Commercial navigation interpretive Mississippi River Overlook(AC Payback) | 0.0 |

| PROG | TYPE OF WORK | PROP FUNDS | TOTAL \$ | FHWA Target | HPP \$ | Earmark \$ | FHWA Target AC \$ | HPP AC \$ | TH \$ | OTHER \$ |
|------|--------------|------------|-----------|-------------|--------|------------|-------------------|-----------|-------|----------|
| EN | Enhancement | TEA | 1,186,100 | 1,186,100 | 0 | 0 | 0 | 0 | 0 | 0 |
| EN | Enhancement | TEA | 641,064 | 641,064 | 0 | 0 | 0 | 0 | 0 | 0 |
| EN | Enhancement | TEA | 426,996 | 426,996 | 0 | 0 | 0 | 0 | 0 | 0 |

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).

This amendment is needed to include in SFY 2011 an AC payback for three projects that were authorized September 24, 2009 (SFY 2010). At the time of authorization, there was not enough obligation authority available for SFY 2010. The projects were switched to managed AC projects in order to allow the projects to move forward. However, AC payback project lines were never entered into the 2010-2013STIP (approved in December 18, 2009) in SFY 2010. This omission prevents MnDOT from converting federal funds now that obligation authority is available. The District was unaware of the error until the end of SFY 2010 and unable to process a TIP and STIP amendment before July 1.

2. How is Fiscal Constraint Maintained as required by 23 CFR 450.216 (check all that apply)?

- New Money _____
- Anticipated Advance Construction _____
- ATP or MPO or Mn/DOT Adjustment by deferral of other projects _____
- Earmark or HPP not affecting fiscal constraint* _____
- Other** X

*MnDOT Office of Capital Programs and Performance Measures will provide Dist C federal funds in the amount of \$2,254,160, that have not been allocated in SFY 2011, to maintain fiscal constraint.

AIR QUALITY CONFORMITY:

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

*Exemption Code: O-9 Transportation Enhancement Activities pursuant to titles 23 and 49U.S.C. federal-aid systems revisions.

Karl Keel
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CONSISTENCY WITH MPO LONG RANGE PLAN:

This amendment is consistent with the Metropolitan Council Transportation Policy Plan, adopted on January 19, 2009, with FHWA/FTA conformity determination established on September 16, 2009.

We are requesting approval of this TIP amendment at this time. If you have any questions, please contact me at 651.234.7793

Sincerely,

A handwritten signature in cursive script, reading "Sherry Narusiewicz".

Sherry Narusiewicz
Transportation Program Coordinator
Metro District-Investment Management

Cc: Cindy Krumsieg, MnDOT Metro Investment Management