

**Metropolitan Transportation Commission
Administration Committee**

April 13, 2022

Agenda Item 5c - 22-0542

MTC Resolution No. 4516.

**FY 2022-23 Overall Work Program (OWP) Planning Process Self-Certification,
Authorization to the Administration Committee to Monitor the OWP and take related
actions, and Authorization to the Executive Director for Execution of Agreements for
Federal and State Planning Grants, Execution of Amendments to Grant Applications and
Filing of Assurances**

Subject:

A request that the Committee refer MTC Resolution No. 4516 to the Commission for approval.

Background:

The Overall Work Program (OWP) is an annual or biennial statement of work identifying the planning priorities and activities to be carried out within a metropolitan planning area. At a minimum, an OWP includes a description of the planning work and resulting products, who will perform the work, time frames for completing the work, the cost of the work, and the source(s) of funds. Metropolitan Planning Organizations (MPOs) are required to develop an OWP to govern work programs for the expenditure of Federal Highway Administration (FHWA), Federal Transit Administration (FTA), and State planning funds pursuant to Title 23 Code of Federal Regulations (CFR) 450.308(b). The Metropolitan Transportation Commission (MTC), as the federally designated MPO for the nine-county San Francisco Bay Area region, annually develops and maintains the OWP, which is the principal document governing the budget, allocation, and use of federal and state transportation planning funds.

The FY 2022-23 OWP is developed in consultation and coordination with the regions transit operators, county transportation agencies (CTAs), the Association of Bay Area Governments, Caltrans, the Federal Highway Administration (FHWA), and the Federal Transit Administration (FTA). The FY 2022-23 OWP includes Caltrans' Overall Work Program and transportation and air quality related planning activities proposed for the nine-county San Francisco Bay Area region for the state fiscal year July 1, 2022 to June 30, 2023.

Plan Bay Area 2050, adopted by the Commission in October 2021, guides the regional planning priorities established in the OWP. The Plan Bay Area 2050 Implementation Plan outlines more than 80 specific implementation actions that MTC and ABAG are slated to advance in

partnership with other entities over the next five years. High priority actions for next year include but are not limited to:

- Providing guidance for local jurisdictions through the Transit-Oriented Communities (TOC) Policy;
- Advancing transit recovery through implementation of the Blue Ribbon Transit Recovery Task Force priorities, as well as further progress on the Major Project Advancement Policy and completion of the Fare Coordination and Integration Study;
- Conducting deep community engagement on the future of Bay Area freeways, and how pricing can play a role, through the Next-Generation Freeways Study; and
- Expanding coordination with the Bay Area Air Quality Management District to accelerate implementation of all climate mitigation strategies, from sustainable commute targets to electric vehicle subsidies and marketing to travel demand management programs.

The FY 2022-23 OWP works to accomplish a set of ten federal planning factors, as well as an additional set of Planning Emphasis Areas (PEAs) released by FHWA and FTA to guide MPO activities. The Prospectus chapter at the beginning of the OWP document, describes how the various work elements support these priorities.

On December 2, 2021 MTC held the annual OWP Planning meeting with FHWA, FTA and Caltrans. The meeting attendees discussed the FY 2022-23 OWP highlights which included the following:

- FY 2021-22 activities carried over to FY 2022-23
- FY 2022-23 Senate Bill 1 (SB1) Sustainable Communities grant funded transportation planning activities
- FY 2022-23 milestones to be accomplished
- Performance based planning and programming activities
- Transit planning and COVID-19 recovery priorities

MTC staff provided the Draft OWP for review to Caltrans, FHWA and FTA in March 2022. MTC staff will incorporate comments received from the state and federal agencies in the final FY 2022-23 OWP, as appropriate.

Attached for your review and consideration for referral to the Commission is MTC Resolution No. 4516, which includes the following actions:

- Approves the final OWP for FY 2022-23
- Authorizes the programming of approximately \$20 million in FY 2022-23 transportation planning funds as follows;

Federal Highway Administration Planning (FHWA PL) (FY 2022-23)	\$9,713,542
Federal Highway Administration Planning (FHWA PL) (FY 2021-22) (Carryover)	591,159
Federal Transit Administration (FTA) 5303 (FY 2022-23)	4,093,241
Federal Transit Administration (FTA) 5303 (FY 2021-22) (Carryover)	1,120,000
Federal Highway Administration State Planning and Research (FHWA SP&R) (FY 2021-22) (Carryover)	500,000
Federal Transit Administration (FTA) 5304 (FY 2021-22) (Carryover)	500,000
Federal Transit Administration (FTA) 5304 (FY 2020-21) (Carryover)	400,000
Federal Transit Administration (FTA) 5304 (FY 2019-20) (Carryover)	452,578
Road Maintenance and Rehabilitation Account (RMRA) Senate Bill 1 (SB1) Sustainable Communities Formula (FY 2022-23)	2,106,140
Road Maintenance and Rehabilitation Account (RMRA) Senate Bill 1 (SB1) Sustainable Communities Formula (FY 2021-22) (Carryover)	450,000
State Highway Account (SHA) Sustainable Communities (FY 2020-21) (Carryover)	441,997
Total	\$20,368,657

- Authorizes the Executive Director or designee to apply for grants and execute agreements to secure federal and state funds for transportation planning activities in the nine-county San Francisco Bay Area for FY 2022-23.

In addition to the transportation planning funds authorized in Resolution No. 4516, the MTC FY 2022-23 OWP contains operating and capital projects and funding.

Commission approval is the first step in authorizing the FY 2022-23 expenditure of federal and state funds. Following approval by the Commission, Caltrans, FHWA, and FTA will review and approve the OWP, which must then be included in the MTC Operating budget for FY 2022-23.

An electronic version of the FY 2022-23 OWP can be reviewed at the following link:

<https://mtc.ca.gov/about-mtc/administrative-requirements/overall-work-program-owp>

Recommendation:

Staff recommends that the Committee refer MTC Resolution No. 4516 to the Commission for approval.

Attachments:

MTC Resolution No. 4516, FY 2022-23 Overall Work Program (OWP)



Therese W. McMillan

Date: April 27, 2022
W.I.: 1121
Referred by: Administration Committee

ABSTRACT

MTC Resolution No. 4516

This resolution adopts MTC's FY 2022-23 Overall Work Program (OWP) for transportation planning activities in the nine-county San Francisco Bay Area, authorizes MTC's Administration Committee to monitor, direct and update the OWP for FY 2022-23, and authorizes MTC's Executive Director or designee to apply for grants and execute agreements to secure federal and state funds for transportation planning activities, execute and file assurances as requested by the California Department of Transportation (DOT) and to make administrative changes to grant applications.

Date: April 27, 2022
W.I.: 1121
Referred by: Administration Committee

Re: FY 2022-23 Overall Work Program (OWP) Planning Process Self-Certification, Authorization to the Administration Committee to monitor the OWP and take related actions, and Authorization to the Executive Director for Execution of Agreements for Federal and State Planning Grants, Execution of Amendments to Grant Applications and Filing of Assurances.

METROPOLITAN TRANSPORTATION COMMISSION

RESOLUTION NO. 4516

WHEREAS, MTC is the federally designated Metropolitan Planning Organization (MPO) for the Bay Area and maintains a continuing, comprehensive, and cooperative metropolitan transportation planning and programming process required to preserve the region's eligibility for federal and state funds for transportation planning, capital improvements, and operations; and

WHEREAS, the Metropolitan Transportation Commission (MTC) is also the Regional Transportation Planning Agency (RTPA) for the San Francisco Bay Area pursuant to Government Code Section 66500 *et seq.*; and

WHEREAS, MTC has articulated goals and objectives for the region's transportation system through its current Regional Transportation Plan (RTP)/Sustainable Communities Strategy (SCS) entitled Plan Bay Area 2050, which was adopted in October 2021; and

WHEREAS, MTC has developed, in cooperation with the State of California Department of Transportation (Caltrans) and with publicly-owned operators of mass transportation services, a work program for carrying out continuing, comprehensive, and cooperative transportation planning; and

WHEREAS, an Overall Work Program (OWP) for planning activities in the Bay Area for FY 2022-23 has been prepared by MTC, the Association of Bay Area Governments, the California Department of Transportation (Caltrans), the Federal

Highway Administration (FHWA), the Federal Transit Administration (FTA), and public transportation operators; and

WHEREAS, the OWP for Fiscal Year 2022-23 includes Caltrans' Overall Work Program for the fiscal year to achieve the goals and objectives in MTC's Regional Transportation Plan (RTP); and

WHEREAS, MTC's Administration Committee has reviewed and referred approval of the OWP for FY 2022-23; and

WHEREAS, 23 Code of Federal Regulations (CFR) 450.308 requires that the designated MPO shall document metropolitan transportation planning activities performed with funds provided under title 23 U.S.C. and title 49 U.S.C. Chapter 53 in a unified planning work program; and

WHEREAS, MTC desires to apply for and execute one or more agreements with the United States Department of Transportation (DOT) for a grant(s) to aid in the financing of MTC's Overall Work Program for fiscal year 2022-23; now, therefore, be it

RESOLVED, that MTC does hereby adopt the FY 2022-23 OWP, which authorizes the programming for approximately \$20 million in transportation funds and , attached hereto as Attachment A to this Resolution and incorporated herein as though set forth at length; and be it further

RESOLVED, that MTC's Administration Committee shall monitor, direct, and update the OWP as necessary during Fiscal Year 2022-23 and shall incorporate any amendments into appropriate supplements to the OWP; and be it further

RESOLVED, that the Executive Director or designee is authorized to apply for and execute any agreements with the DOT for grants to aid in the financing of MTC's Overall Work Program included in Attachment A to this Resolution; and be it further

RESOLVED, that the Executive Director or designee is authorized to execute and file with such application assurances or other documentation requested by DOT of

MTC's compliance with applicable federal statutory and regulatory requirements; and be it further

RESOLVED, that the Executive Director or designee is authorized to make administrative changes to the grant application(s) for the Overall Work Program included as Attachment A so long as such changes do not affect the total amount of the grant or scope of work.

METROPOLITAN TRANSPORTATION COMMISSION

Alfredo Pedroza, Chair

The above resolution was entered into by the Metropolitan Transportation Commission at a regular meeting of the Commission held in San Francisco, California and at other remote locations on April 27, 2022.

Date: April 27, 2022
W.I.: 1121
Referred by: Administration Committee

Attachment A
Resolution No. 4516
Page 1 of 1

Attachment A is the FY 2022-23 Overall Work Program for Planning Activities in the San Francisco Bay Area. Copies are on file at the MTC library.

Attachment B
Resolution No. 4516
Page 1 of 1

In accordance with 23 CFR part 450, the California Department of Transportation and the Metropolitan Transportation Commission (MTC), the designated Metropolitan Planning Organization for the San Francisco Bay Area urbanized area(s), hereby certify that the transportation planning process is being carried out in accordance with all applicable requirements including:

- 1) 23 U.S.C. 134, 49 U.S.C. 5303, and subpart C of 23 CFR part 450;
- 2) In nonattainment and maintenance areas, sections 174 and 176(c) and (d) of the Clean Air Act, as amended (42 U.S.C. 7504, 7506(c) and (d)) and 40 CFR part 93;
- 3) Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21;
- 4) 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, origin in employment or business opportunity;
- 5) Section 1101(b) of the FAST Act (Pub. L. 114-94) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
- 6) 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
- 7) The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38;
- 8) The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
- 9) Section 324 of title 23 U.S.C. regarding the prohibition of discrimination based on gender; and
- 10) Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities.

Date: April 27, 2022
W.I.: 1121
Referred by: Administration Committee

Attachment C
Resolution No. 4516
Page 1 of 1

Attachment C includes all amendments and supplements to the FY 2021-22 Overall Work Program for Planning Activities in the San Francisco Bay Area. Copies are on file at the
MTC offices.