

**Metropolitan Transportation Commission
Administration Committee**

June 10, 2020

Agenda Item 2d - 20-0814

**MTC Resolution No. 4370, Revised –
FY 2019-20 Overall Work Program (OWP) Amendment**

Subject: A request to refer MTC Resolution No. 4370, Revised, the MTC FY 2019-20 Overall Work Program (OWP), Amendment No. 4, approving a final revised allocation which includes a \$102,034 decrease in Federal Highway Administration Planning funds and a \$238,602 increase in Federal Transit Administration 5303 funds.

Background: The Fixing America's Surface Transportation Act (FAST Act) calls for the development of the OWP by the federally designated Metropolitan Planning Organization (MPO). 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. The OWP is the principal document governing the budget, allocation, and use of federal and state transportation planning funds in the nine-county San Francisco Bay Area region.

The FY 2019-20 OWP is developed in consultation and coordination with the region's transit operators, congestion management agencies (CMAs), the Association of Bay Area Governments, Caltrans, the Federal Highway Administration (FHWA), and the Federal Transit Administration (FTA). The Final FY 2019-20 OWP includes Caltrans' Unified 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, 2019 to June 30, 2020.

The FY 2019-20 OWP was approved by MTC on June 26, 2019 and was jointly approved by FHWA and FTA on June 30, 2019.

The OWP is subject to periodic adjustments resulting from changes in activities/scope of work/project tasks and deliverables as well as revisions in revenues and expenditures during the fiscal year. The proposed Amendment No. 4 to the FY 2019-20 OWP accounts for programming the final FHWA Planning (PL) and FTA 5303 estimates.

- A decrease of \$102,034 in FHWA PL
- An increase of \$238,602 in FTA 5303

The aggregate transportation planning funds in the amount of \$136,568 will be utilized for planning staff costs.

MTC's OWP for FY 2019-2020 is available to view/download on MTC's website at https://mtc.ca.gov/sites/default/files/FINAL_FY_2019-20_OWP.pdf.

Recommendation: Staff requests approval to submit Resolution 4370, Revised to the MTC Commission for approval.

Attachments: MTC Resolution No. 4370, Revised, FY 2019-20 Overall Work Program (OWP) Amendment



Therese W. McMillan

Date: May 22, 2019
W.I.: 1152
Referred by: Administration Committee
Revised: 09/25/19-C
12/18/19-C
06/24/20-C

ABSTRACT

MTC Resolution No. 4370, Revised

This resolution approves MTC's Overall Work Program (OWP) for transportation planning activities in the nine-county San Francisco Bay Area for FY 2019-20, certifies that the planning process of the Metropolitan Transportation Commission (MTC) is in conformance with the applicable joint metropolitan transportation planning and programming regulations of the U.S. Department of Transportation (DOT), and authorizes MTC's Executive Director to apply for and execute agreements with the DOT for grants to aid in the financing of the OWP.

Attachment C to the resolution was revised on September 25, 2019 to add two new grants and a final SB1 allocation of \$64,013. The two new grants are: a new SB1 Adaptation Planning grant for State Route 37 Resilient Corridor Program for Marin and Sonoma Counties for \$500,000 and an FTA 5304 Strategic Partnerships grant for BART Metro 2030 and Beyond for \$466,559.

Attachment C to the resolution was revised on December 18, 2019 to add \$2,994,680 FHWA PL, FTA 5303 and FTA 5304 of unspent carryover funds from FY 2017-18 and FY 2018-19, as well as \$1,874,599 SB1 Formula and Competitive grants.

Attachment C to the resolution was revised on June 24, 2020 to reflect the final estimates which reduce FHWA PL by \$102,034, and increase FTA 5303 by \$238,602.

Further discussion of the OWP is contained in the Cover Memorandum dated May 8, 2019 and the Administration Committee Summary Sheets dated September 4, 2019, December 11, 2019, and June 10, 2020.

Date: May 22, 2019
W.I.: 1152
Referred by: Administration Committee

Re: Overall Work Program for Fiscal Year 2019-20, Certification of Compliance with Requirements of Federal Metropolitan Transportation Planning and Programming Regulations, and Authorization to Apply for and Execute Agreements for Federal Grants.

METROPOLITAN TRANSPORTATION COMMISSION

RESOLUTION NO. 4370

WHEREAS, the Metropolitan Transportation Commission (MTC) is the regional transportation planning agency for the San Francisco Bay Area pursuant to Government Code Section 66500 *et seq.*; and

WHEREAS, MTC is also the designated Metropolitan Planning Organization (MPO) for the Bay Area and is charged with carrying out the metropolitan transportation planning and programming process required to maintain the region's eligibility for federal funds for transportation planning, capital improvements, and operations; 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 2040, which was adopted in July 2017; and

WHEREAS, MTC has developed, in cooperation with the State of California 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 2019-20 has been prepared by MTC, the Association of Bay Area Governments, the California Department of Transportation (Caltrans), the Federal Highway Administration (FHWA), and the Federal Transit Administration (FTA); and

WHEREAS, the OWP for Fiscal Year 2019-20 includes Caltrans' Unified 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 recommended adoption of the OWP for FY 2019-20; and

WHEREAS, 23 Code of Federal Regulations (CFR) 450.334 requires that the designated MPO certify each year that the planning process is being conducted in conformance with the applicable requirements; 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 2019-20; now, therefore, be it

RESOLVED, that MTC does hereby adopt the FY 2019-20 OWP and proposed budget therein, attached hereto as Attachment A to this Resolution and incorporated herein as though set forth at length; and be it further

RESOLVED, that MTC certifies that MTC's planning process is addressing the major issues in the metropolitan area and will be conducted in accordance with 23 CFR 450.334 and the Fixing America's Surface Transportation Act (FAST Act) and applicable requirements that are set forth in Attachment B 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 2019-20 and shall incorporate any amendments into appropriate supplements to the OWP; and be it further

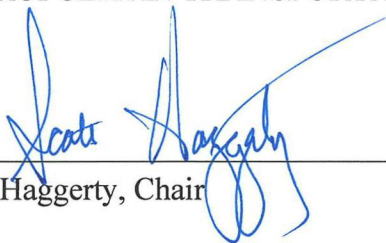
RESOLVED, that the Executive Director or her designee is authorized to apply for and execute any agreements with DOT for grants to aid in the financing of MTC's Overall Work Program included in Attachment A to this Resolution and to execute any subsequent amendments to such agreement(s) consistent with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

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

METROPOLITAN TRANSPORTATION COMMISSION



Scott Haggerty, Chair

The above resolution was entered into by
the Metropolitan Transportation Commission
at a regular meeting of the Commission
held in San Francisco, California on May 22, 2019

Date: May 22, 2019
W.I.: 1152
Referred by: Admin

Attachment A
Resolution No. 4370
Page 1 of 1

Attachment A is the FY 2019-20 Overall Work Program for Planning Activities in the San Francisco Bay Area. Copies are on file at the MTC library.

Attachment B
Resolution No. 4370
Page 1 of 1

In accordance with 23 CFR 450.334 and 450.218, and the Fixing America's Surface Transportation Act (the "FAST Act"), Metropolitan Transportation Commission ("MTC"), the Metropolitan Planning Organization for the San Francisco Bay Area, hereby certifies that the transportation planning process is addressing the major issues in the metropolitan planning area, and is being conducted in accordance with all applicable requirements, including:

- (1) 23 U.S.C. 134 and 135, 49 U.S.C. 5303 and 5304, and Part 450 of Subchapter E of Chapter 1 of Title 23 of the Code of Federal Regulations;
- (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, or age 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: May 22, 2019
W.I.: 1152
Referred by: Admin
Revised: 09/25/19-C
12/18/19-C
06/24/20-C

Attachment C
Resolution No. 4370
Page 1 of 1

Attachment C includes all amendments and supplements to the FY 2019-20 Overall Work Program for Planning Activities in the San Francisco Bay Area. Copies are on file at the MTC offices.

Amendment No. 1 to the FY2019-20 OWP adds a new SB1 Adaptation Planning grant in the amount of \$500,000 for State Route 37 Resilient Corridor Program for Marin and Sonoma Counties and an FTA 5304, grant for BART Metro 2030 and Beyond in the amount of \$466,559, as well as a final SB1 allocation of \$64,013.

Amendment No. 2 to the FY2019-20 OWP adds the following unspent carryover funds from FY2017-18 and FY2018-19. FHWA Metropolitan (PL) \$673,731.10; FTA 5303 Statewide & Metropolitan Planning \$1,820,948.70; FTA 5304 Strategic Partnerships \$500,000; SB1 Sustainable Communities \$1,202,042.46; Adaptation Planning Grants totaling \$363,955.86; and SB1 Sustainable Communities Competitive Grants \$308,600.60.

Amendment No. 3 to the FY2019-20 OWP reflects the Final estimate of FHWA (PL) and FTA 5303; which reduces FHWA (PL) by (\$102,034), and increases FTA 5303 by \$238,602.