

Date: September 18, 2019

To: Board of Directors



From: Doug Kelsey

Subject: RESOLUTION NO. 19-09-70 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING SUBMISSION OF TEN GRANT APPLICATIONS FOR FY2020 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 ten (10) grant applications for FY2020 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, TriMet presents to the Board for their authorization a summary of grant applications to be submitted during the year. Attachment A to this memo lists ten (10) grant applications for FY2020 federal funding, which total \$195.70 million, and shows both the federal and local shares. Grant amounts are high estimates and actual appropriations will most likely be lower.

The FY2020 federally funded grants can be categorized, by use, as follows:

- a. Grant receipts pledged to debt service;
- b. Federal formula grants, which are used to offset ongoing maintenance costs; and
- c. 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 and Air Quality (CMAQ) funds to pay FY2020 debt service on TriMet's Capital Grant Receipt revenue bonds.
2. \$10.39 million federal Surface Transportation Block Grant Program (STBG) funds to pay FY2020 debt service on TriMet's Capital Grant Receipt revenue bonds.

As part of the regional fund package for the construction of the light rail projects, TriMet issued revenue bonds secured by future CMAQ and STBG 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. \$27.12 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. \$42.17 million federal Section 5307 Urbanized Area funds for bus and rail preventive maintenance costs. TriMet pays the 20% local match.
3. \$5.19 million federal Section 5339(a) Bus & Bus Facilities funds to pay for the purchase of fixed route buses. TriMet pays the 20% local match.
4. \$2.09 million federal Section 5339(c) Bus Program to purchase zero emission, battery electric buses. TriMet pays the 50% match.

Grants Designated for Specific Purposes

1. \$7.69 million federal STBG funds to pay for rail preventive maintenance costs. These funds will free up TriMet General Funds for funding exchanges with Metro. There is no cost to TriMet for these fund exchanges.
2. \$1.27 million federal Section 5310 Enhanced Mobility and Senior and Individuals with Disabilities program funds for the eight 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.
3. \$1.0 million federal STBG funds to purchase fixed route buses. TriMet pays the 10.27% local match.
4. \$0.400 million federal STBG funds for TriMet's Regional Transportation Options (RTO) program. These funds will be provided through Metro. TriMet pays the 10.27% local match.
5. \$87.4 million federal Section 5309 Capital Investment Program (Small Starts) funds to pay for the Division Transit Project.

Notice Requirements:

A notice for opportunity for public comment on the FY2020 Proposed Program of Projects was published on www.trimet.org on April 17, 2019. TriMet received no requests for a Public Hearing and did not receive any public comment. TriMet's Final FY2020 Program of Projects for all FY2020 federally funded grant applications was then published on www.trimet.org on July 1, 2019.

6. Procurement Process

N/A

7. **Diversity**

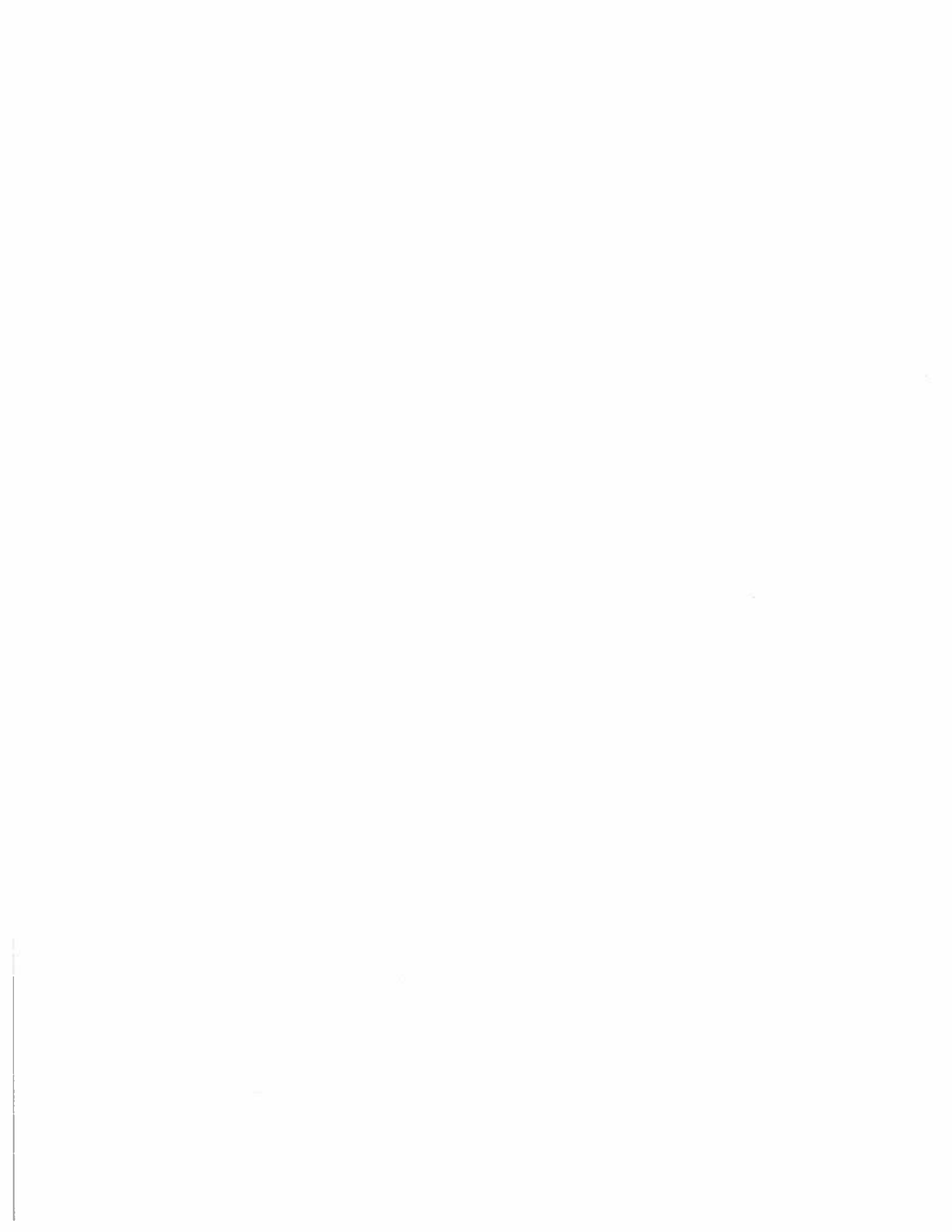
N/A

8. **Financial/Budget Impact**

Approval of the Resolution will authorize TriMet to apply for the FTA grants listed. These funds are integral to TriMet's FY2020 Adopted Budget. Some of the aforementioned grants have been pledged as security for TriMet bonds and TriMet has covenanted to pursue such grants.

9. **Impact if Not Approved**

The General Manager would not have Board authorization to submit FTA grant applications totaling \$195.70 million FY2020 federally funded dollars, which are integral to the Budget. In addition, debt service payments would have to be made with unbudgeted general fund dollars and projects for which the grant funds are used would have to be put on hold or deferred indefinitely.



RESOLUTION NO. 19-09-70

**RESOLUTION NO. 19-09-70 OF THE TRI-COUNTY METROPOLITAN
TRANSPORTATION DISTRICT OF OREGON (TRIMET)
AUTHORIZING SUBMISSION OF TEN GRANT APPLICATIONS FOR
FY2020 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 accordance with the provisions of the 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 TriMet that disadvantaged businesses be provided an equal opportunity to receive and participate in the 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 TriMet's Budget Officer (Board) hereby authorizes the General Manager and his designee(s) to execute and file ten (10) grant applications, which total \$195.70 million, for FY2020 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 Board memorandum accompanying this Resolution.

Dated: September 18, 2019

Presiding Officer

Attest:

Recording Secretary

Approved as to Legal Sufficiency:



Legal Department

Attachment A

Board Memo Resolution 19-09-70

Grant Applications to be Submitted by TriMet

No.	Description	Federal	Local Match	Total	FY2020 Sources
1	Congestion Mitigation & Air Quality (Debt Service)	\$11,000,000	\$1,258,999	\$12,258,999	FY2020 Congestion Mitigation & Air Quality Program (Debt Service)
1	Surface Transportation Block Grant (Debt Service)	\$10,390,000	\$1,189,182	\$11,579,182	FY2020 Surface Transportation Block Grant Program (Debt Service)
2	State of Good Repair Program	\$27,116,729	\$6,779,182	\$33,895,911	FY2020 Section 5337 State of Good Repair Formula
3	Bus and Rail Preventive Maintenance	\$42,174,352	\$10,543,588	\$52,717,940	FY2020 Section 5307 Urbanized Area Formula
4	Bus Purchase	\$5,193,089	\$1,298,272	\$6,491,361	FY2020 Section 5339(a) Bus & Bus Facilities Formula
5	Bus Purchase	\$965,717	\$110,531	\$1,076,248	FY2020 Surface Transportation Block Grant Program
6	Low or No-Emission Bus Purchase	\$2,088,599	\$2,159,401	\$4,248,000	FY2020 Section 5339(c) Bus Program
7	Regional Transportation Options Program	\$400,000	\$45,782	\$445,782	FY2020 Surface Transportation Block Grant Program
8	Rail Preventive Maintenance (Fund Exchanges)	\$7,688,792	\$880,017	\$8,568,809	FY2020 Surface Transportation Block Grant Program (Fund Exchanges)
9	Elderly & Disabled Program	\$1,272,900	\$747,829	\$2,020,729	FY2020 Section 5310 Enhanced Mobility of Seniors Program
10	Division Transit Project	\$87,413,951	\$58,275,967	\$145,689,918	FY2020 Section 5309 Capital Investment Program (Small Starts)
TOTAL		\$195,704,129			

