



## SACOG Board of Directors

March 8, 2007

### **Public Hearing: Draft Amendment #5 to the 2007/10 Metropolitan Transportation Improvement Program**

**Issue:** Approval of Draft Amendment #5 to the Metropolitan Transportation Improvement Program (MTIP), which meets new federal requirements and makes needed changes to federally funded and/or regionally significant projects.

**Recommendation:** The Transportation Committee recommends that the Board hold a second public hearing and then vote to approve Draft Amendment #5 to the 2007/10 MTIP and the accompanying conformity determination.

**Committee Action/Discussion:** Draft Amendment #5 to the MTIP includes federally funded and/or regionally significant projects needing changes in programming in order to receive funding.

Also, in an effort to meet the new requirements of the *Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users* (SAFETEA-LU), SACOG is adding a fourth year of programming to the MTIP, federal fiscal year 2010. As a result, the new document title becomes the "2007/10 MTIP." This entails adding a fourth year to the financial plan in the MTIP, reprinting the full list of programmed projects with fourth year information, and correcting the text in the MTIP to change all references from three years to four years. The fourth year will appear for information purposes only until federal agencies determine the MTIP complies with SAFETEA-LU. Once the MTIP complies, the additional year will give SACOG staff more flexibility to advance and program transportation projects. Another requirement of SAFETEA-LU is that Amendment #5 include a discussion of revenue sources.

SACOG invites public review and comment on the proposed amendment and conformity determination during the February 9 – March 12, 2007, review period. SACOG held a public hearing during the February 15, 2007, Board meeting. The SACOG Board will hold a second public hearing to discuss this matter and is scheduled to vote on the amendment and conformity determination at its March 15, 2007, meeting.

Subsequent to the Transportation Committee meeting, SACOG staff has received comments from the Federal Transit Administration (FTA) and the Federal Highway Administration (FHWA), reiterating their conditional approval of the 2007/09 MTIP. In the October 2, 2006, letter from FTA and FHWA (Attachment A), SACOG's 2007/09 MTIP received approval into the 2007 California Federal Statewide Transportation Improvement Program (FSTIP). However, the letter withheld approval of Sacramento Regional Transit District (RT) projects proposed for inclusion in federal fiscal years (FFY) 2007/08 and 2008/09. Only projects in FFY 2006/07 received federal approval. The approval was withheld pending SACOG's demonstration of compliance with 23 CFR 450.310, which requires SACOG to fulfill the terms of its memorandum of understanding (MOU) with transit operators, including RT. The MOU requires that a current Short Range Transit Plan (SRTP) be prepared. The RT Board approved the SRTP update on February 26, 2007. SACOG and RT staff have been working together to address the federal agencies' concerns by preparing an update to RT's SRTP. FTA and FHWA have not yet determined that SACOG is in compliance with 23 CFR 450.310, therefore, SACOG is prohibited from amending funding for RT projects until SACOG has been found to comply with the regulation cited.

Staff believes that federal approval of RT's projects in the MTIP will be forthcoming shortly, and continues to work with RT staff to expedite the approval. SACOG will defer the RT projects included in Draft Amendment #5 to a later amendment in order to comply with federal planning and programming requirements.

Staff recommends that the Board approve Draft Amendment #5 and exclude the following RT projects contained in the amendment.

**Project ID and Title**

- REG17786 13<sup>th</sup> and 16<sup>th</sup> St. LRT Station Connectivity Improvements
- REG16470 NE Corridor Enhancements
- REG15040 SRTD Amtrak / Folsom Corridor LRT Project
- REG17300 SRTD Satellite Bus Maintenance Facility

Copies of the Draft Amendment #5 and the accompanying conformity determination were mailed to the public and Board in February. The document is available online at [www.sacog.org](http://www.sacog.org).

Approved by:

Mike McKeever  
Executive Director

MM:JLC:ts

Attachments

Key Staff: Pete Hathaway, Director of Transportation Planning, (916) 340-6235  
Debra Jones, Project Delivery Manager, (916) 340-6242  
David H. Young, Senior Planner, (916) 340-6232  
José Luis Cáceres, Assistant Planner, (916) 340-6218

S:\SACOG\BRDPCKTS\2007 Packets\March\09-MTIP #5.doc 0700202

## Revisions to Draft Amendment #5 to the 2007/10 MTIP

1. Remove four Sacramento Regional Transit District (RT) projects from the amendment. Defer these projects to a later amendment. Until SACOG complies with 23 CFR 450.310, SACOG is prohibited from amending RT projects.
  - a. REG17786 13th and 16th St. LRT Station Connectivity Improvements
  - b. REG16470 NE Corridor Enhancements
  - c. REG15040 SRTD Amtrak / Folsom Corridor LRT Project
  - d. REG17300 SRTD Satellite Bus Maintenance Facility
2. Add text note to the project description to five RT projects in the 2007/09 MTIP Action Element to reflect the federal withholding of programming approval for RT projects in federal fiscal year (FFY) 2008, 2009, and 2010.
  - a. REG16680 RT Preventive Maintenance
  - b. REG16670 SRTD Operating Assistance
  - c. REG15053 South Sacramento Light Rail Project - Phase 2
  - d. REG17320 Downtown-Natomas LRT Extension
  - e. REG17300 Satellite Bus Maintenance Facility
3. Remove City of Sacramento Project.

SAC16140 West El Camino Bridge. Remove from amendment and process by administrative amendment. The edits to funding are minor and urgent.
4. Corrected funding on two Sacramento County DOT projects.
  - a. SAC19620 Elverta Road & Dry Creek Bridge Widening. Changed Measure A funds in 2009 to Highway Bridge Program funds.
  - b. SAC19350 U.S. 50 / Watt Ave. Interchange Modification. Change funds in later years to reflect the \$12,500,000 increase in project cost. The updated cost for the construction phase is now \$45,000,000 instead of \$32,500,000.
5. Correct funding on City of Elk Grove project.

SAC24060 Elk Grove Transit Preventive Maintenance. Increased funding in FFY 2008 to 450,000 in FTA 5307 and 90,000 TDA; Increased funding in FFY 2009 to 477,000 FTA 5307 and 95,400 TDA.
6. Correct lead agency and SACOG ID for Yolo County Department of Public Works Project.

YOL15983 Salt Creek Bridge Replacement. This project replaces YUB15983 Salt Creek Bridge Replacement. (See # 6. a. below.)
7. Correct information for Yuba County Department of Public Works Projects.
  - a. YUB15983 Salt Creek Bridge Replacement. Change lead agency to Yolo County Dept. of Public Works. Change ID to YOL15983. Advance HBP funding from FFYs 2009 and 2011 to 2007 and advance completion year from 2011 to 2008.
  - b. YUB15600 Honcut Road Bridge Replacement. Delay FFY 2007 HBP funding to FFY 2008.
8. Update VAR55000 Lump Sum Transportation Enhancements. Update fund type and dollar amount to match State Bond funding.
9. Correct *Financial Summary Table: Programmed* to show remove funding programmed to RT in FFY 2008, 2009, and 2010. Also, edit *Financial Summary Table: Revenue* to remove FTA 5309 (b) New Starts funds from FFYs 2009 and 2010. These discretionary funds are not reasonably available in FFY 2009 and 2010.
10. Edit *Expedited Selection Procedures* and the cover page of the adopted in adopted 2007/09 MTIP to reflect the addition of a fourth year of programming, FFY 2010.
11. Add language to the *Board Resolution* to reflect that the SACOG Board is adding a fourth year of programming, FFY 2010.

## Financial Summary Table: Revenue Amendment #5 to the 2007/10 MTIP

(Dollars X 1,000)

Source of Funds	2006/07	2007/08	2008/09	2009/10	TOTAL
<b>State Highway Account Funds (State &amp; State FHWA Funds)</b>					
SHOPP	\$22,779	\$19,543	\$15,738	\$53,974	\$112,034
SHOPP (AC)	\$74,133	\$145,983	\$93,720	\$46,354	\$360,190
STIP	\$65,041	\$135,516	\$54,301	\$11,716	\$266,574
STIP Prior	\$34,563				\$34,563
<b>Local Assistance</b>					
CMAQ Funds Transferred to FTA	\$8,231				\$8,231
Congestion Mitigation and Air Quality	\$25,207	\$26,559	\$26,952	\$26,952	\$105,670
Highway Bridge Program	\$26,334	\$5,241	\$4,484	\$817	\$36,876
Regional Surface Transportation Program	\$19,657	\$21,152	\$21,553	\$20,489	\$82,851
Safe Routes to School	\$419	\$260			\$679
Surface Transportation Program Hazard Elimination & Safety	\$920	\$928			\$1,848
Surface Transportation Program Railroad	\$400				\$400
Surface Transportation Program Safety Fund				\$6,889	\$6,889
<b>Other Federal Highway Programs</b>					
HPP / Federal Demonstration	\$128,440	\$12,671	\$66,562	\$400	\$208,073
Intelligent Transportation System Program	\$389				\$389
NCPD Program/Borders/Corridor Program	\$2,787	\$815			\$3,602
Other Fed - Energy and Water Dvlp Appro Act	\$15,000	\$24,000	\$27,000		\$66,000
Other Federal Funds				\$1,000	\$1,000
Projects of National and Regional Significance	\$900	\$750	\$750	\$650	\$3,050
Recreational Trails	\$1,089		\$1,931		\$3,020
Transportation Improvement	\$1,346	\$1,404	\$1,522	\$1,580	\$5,852
<b>Federal Transit Administration Funds</b>					
5303 Metropolitan Planning Program					
5307 - Urbanized Area Formula Program	\$27,762	\$23,865	\$23,865	\$23,865	\$99,357
5309(a) - Fixed Guideway Modernization	\$4,370	\$3,947	\$4,144	\$4,144	\$16,605
5309(b) - New Starts					
5309(c) - Bus Allocation	\$4,537	\$565	\$2,951	\$2,951	\$11,004
5310 - Elderly & Person with Disabilities	\$1,410	\$368	\$820	\$742	\$3,340
5311 - Nonurbanized Area Formula	\$2,283	\$1,386	\$1,386	\$1,386	\$6,441
5316- Job Access and Reverse Commute	\$1,570	\$1,100	\$1,100	\$1,100	\$4,870
<b>Other State Funds</b>					
Other (TCI/TSM/TDA/PTA)	\$60,307	\$26,917	\$23,518	\$9,175	\$119,917
Regional Surface Transportation Program Exchange	\$1,175	\$1,232	\$323	\$323	\$3,053
State Assembly Bill 2766	\$55	\$35			\$90
State Bike Lane Account	\$80				\$80
State Bond (16 Programs)	\$20,000	\$80,000	\$80,000	\$80,000	\$260,000
Traffic Congestion Relief Program	\$34,600	\$63,000	\$6,280	\$6,280	\$110,160
<b>Local Funds</b>					
Benefit Assessment District	\$43,819	\$5,365	\$2,191	\$3,679	\$55,054
Fair Share / In Lieu					
Farebox Revenue	\$655	\$41,600	\$41,600	\$41,600	\$125,455
Local - Developer - Direct Cost	\$300	\$150,000	\$150,000	\$150,000	\$450,300
Local - Developer - General Mitigation Fee	\$103,285	\$65,500	\$164,363	\$24,147	\$357,295
Local - Developer - Transportation Improvement Fee	\$154,611	\$170,000	\$170,000	\$200,000	\$694,611
Local Agency Funds	\$300,000	\$300,000	\$400,000	\$400,000	\$1,400,000
Local Matching Funds	\$11,445	\$251			\$11,696
Local Transportation Fund	\$82,000	\$85,600	\$85,600	\$85,600	\$338,800
Redevelopment Funds	\$7,307	\$710	\$710	\$3,300	\$12,027
Road Fund	\$61,500	\$62,100	\$62,700	\$63,400	\$249,700
Sacramento County Measure A Sales Tax	\$107,657	\$109,100	\$109,100	\$109,100	\$434,957
Sacramento Housing and Redevelopment Authority	\$1,493	\$44			\$1,537
University Fees	\$63	\$1,506	\$20,405	\$1,650	\$23,624
Grand Total	\$1,459,919	\$1,589,013	\$1,665,569	\$1,383,263	\$6,097,764

## **Expedited Project Selection Procedures**

The Sacramento Area Council of Governments (SACOG) has a formal process in place for selecting projects for delivery, developed in consultation with our member agencies, transit operators and the State Department of Transportation. SACOG also has a similarly developed process to certify that projects listed within the four-year element of SACOG's Metropolitan Transportation Improvement Program (MTIP) have all been selected based on the requirements described in Title 23 of the Code of Federal Regulations (CFR) part 450 (see attachment A). This process, which permits advancing and delaying projects within the four-year element of SACOG's MTIP is consistent with the "expedited project selection procedure" (EPSP) as described in 23 CFR 450.332(c).

SACOG agrees that projects funded through the State Transportation Improvement Program (STIP) may be advanced or delayed within the four-year element of the MTIP subject to any required amendments or allocations by the California Transportation Commission (CTC). SACOG and Caltrans agree that projects funded through the State Highway Operation Protection Program (SHOPP) may be advanced or delayed within the four-year element of the MTIP by the program manager, without amending the MTIP, upon notification to SACOG.

SACOG agrees that projects funded through the Highway Bridge Program (HBP) and the Hazard Elimination Safety (HES) program have been programmed through a project selection process implemented by the Caltrans Division of Local Assistance in cooperation with the FHWA, SACOG and the implementing agencies and that they may be advanced or delayed within the four-year element of the MTIP by the appropriate HBP and HES program managers without amending the MTIP, upon notification to SACOG.

SACOG agrees that projects funded through the Regional Surface Transportation Program (RSTP), the Congestion Mitigation and Air Quality (CMAQ) program, Federal Transit Administration (FTA) section 5307 program, FTA section 5309 program, FTA section 5311 program and all other programs have been programmed through a project selection procedure in consultation with member agencies, transit operators and the State Department of Transportation consistent with the requirements listed in 23 CFR 450.332 (c), and that they may be advanced or delayed within the four-year element of the MTIP by SACOG staff consistent with SACOG's adopted EPSP.

SACOG also acknowledges that any advancement or delay of projects within the four-year element of the MTIP through the EPSP will not invalidate the financial constraint of the MTIP.

**Project Selection Procedures - Consultation and Cooperation Requirements**

<b>Region</b>	<b>Project Type</b>	<b>Selecting Agency</b>	<b>Selection Procedure</b>	<b>Consulted/Cooperating Agency</b>
<b>TMA MPO</b>	Projects funded with title 23 and Federal Transit Act funds - except: projects on the NHS, HBRR, IM and FLHP funded projects	MPO	Consultation	State and Transit Operator
	Projects on the NHS, and projects funded under the HBP and IM programs	State	Cooperation	MPO
	Projects funded with Federal Lands Highway Program (FLHP) funds	Selected in accordance with 23 U.S.C. 204		



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 12 - 2007**

**APPROVING AMENDMENT #5 TO THE 2007/10 METROPOLITAN  
TRANSPORTATION IMPROVEMENT PROGRAM (MTIP) AND FINDING THAT IT  
CONFORMS TO THE 2005 RATE-OF-PROGRESS STATE IMPLEMENTATION PLAN  
(ROP/SIP) UNDER THE EPA CONFORMITY RULE FOR THE SACRAMENTO  
OZONE (ROG AND NOX) NONATTAINMENT AREA, CARBON MONOXIDE (CO)  
MAINTENANCE AREA AND PARTICULATE MATTER (PM-10) MODERATE  
NONATTAINMENT AREA**

**WHEREAS**, SACOG, as the designated Metropolitan Planning Organization (MPO) for the Sacramento metropolitan planning area as defined by Section 134(c) of the Federal Highway Act, as well as for the Yuba City-Marysville urbanized area; and

**WHEREAS**, SACOG and the Secretary of Business, Transportation, and Housing have executed memoranda of understanding (MOUs) with both the Placer County Transportation Planning Agency (PCTPA) and the El Dorado County Transportation Commission (EDCTC) which establish a framework of representation for how SACOG will carry out its federal MPO responsibilities in both El Dorado and Placer counties in cooperation and coordination with the agencies and jurisdictions in those areas within the ozone nonattainment area; and

**WHEREAS**, the SACOG Board of Directors adopted the 2007/09 Metropolitan Transportation Improvement Program (MTIP) on July 20, 2006; and

**WHEREAS**, Amendment #5 adds a fourth year, 2009/10, to the existing transportation program and, by doing so, changes the title of the document to the "2007/10 MTIP;" and

**WHEREAS**, the SACOG Board of Directors is scheduled to approve Amendment #5 to the 2007/10 MTIP on March 15, 2007; and

**WHEREAS**, the 2006 MTP and the 2007/10 MTIP through Amendment #5 are fiscally constrained consistent with 23 CFR 450 and 40 CFR 93.108 and include a financial plan that demonstrates which projects can be implemented using committed funds; and

**WHEREAS**, the 2007/10 MTIP, up to and including Amendment #5 is consistent with the transportation system and financial plan described in the 2006 Metropolitan Transportation Plan (MTP); and

**WHEREAS**, the projects contained in the 2007/10 MTIP, up to and including Amendment #5 do not interfere with the timely implementation of any Transportation Control Measures (TCMs) in the approved SIP; and

**WHEREAS**, the assurance of conformity to an implementation plan is the affirmative responsibility of the Executive Director of SACOG; and

**WHEREAS**, the 2007/10 MTIP through Amendment #5 promotes travel and development patterns that facilitate attainment of established air quality standards contained in the 2005 ROP/SIP; and

**WHEREAS**, the 2007/10 MTIP through Amendment #5 fulfills interagency and public consultation requirements of 40 CFR 93.105 and 23 CFR 450; and

**WHEREAS**, the emission estimates developed for this conformity determination were based on the latest population and employment projections that were adopted by the SACOG Board of Directors on December 16, 2004; and

**WHEREAS**, the projects contained in the 2007/10 MTIP up to and including Amendment #5 do not contradict in a negative manner any specific requirements or commitments contained in the 2005 ROP/SIP; and

**WHEREAS**, the EPA Conformity Rule requires that transportation programs contribute to reductions in reactive organic gases (ROG), nitrogen oxides (NOx), and carbon monoxide (CO) emissions in future years when compared against an emissions budget; and

**WHEREAS**, no new emissions modeling was required for this conformity determination because the projects were found to conform as part the previous regional emissions analysis, on which a conformity determination was made on July 20, 2006 and approved by FHWA in a letter to SACOG dated October 2, 2006; and

**NOW, THEREFORE, BE IT RESOLVED**, that the SACOG Board of Directors hereby amends the 2007/10 Metropolitan Transportation Improvement Program as indicated in Amendment #5 and makes the finding that the amendment conforms with the 2005 ROP/SIP and CO Maintenance Plan based upon the “Transportation Conformity Rule Amendments: Flexibility and Streamlining; Final Rule” for the Sacramento nonattainment areas, as published in the August 15, 1997, Federal Register and in accordance with USDOT’s February 7, 2002, Revised Guidance for Implementing the March 1999 Circuit Court Decision Affecting Transportation Conformity.

**BE IT FURTHER RESOLVED**, that SACOG staff is hereby directed and authorized to work with the California Department of Transportation, the Federal Highway Administration, the Federal Transit Administration, and the Environmental Protection Agency to make whatever technical changes or corrections are needed to the content, format and organization of the document to obtain its approval by these agencies.

**PASSED AND APPROVED** this 15<sup>th</sup> day of March 2007, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

---

Rusty Dupray  
Chair

---

Mike McKeever  
Executive Director