



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Shannon Valentine
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Agenda item # 15

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

December 9, 2020

MOTION

Made By: Ms. Hynes, Seconded By: Mr. Rucker

Action: Motion Carried, Unanimously

Title: Approval of I-66 Commuter Choice Program of Projects for FY2021

WHEREAS, the Commonwealth Transportation Board (CTB") approved a Memorandum of Agreement ("MOA") among the CTB, the Virginia Department of Transportation ("VDOT"), the Virginia Department of Rail and Public Transportation ("DRPT") and the Northern Virginia Transportation Commission ("NVTC") relating to implementation of the Transform 66: Inside the Beltway Project (the "Project") on December 9, 2015, which was subsequently amended and restated on January 5, 2017 and February 19, 2020; and

WHEREAS, the goals of the Project are to (1) move more people; (2) enhance transportation connectivity; (3) improve transit service; (4) reduce roadway congestion; and (5) increase travel options (collectively, the "Improvement Goals"), all of which are reasonably expected to benefit the users of the portion of I-66 beginning at the Capital Beltway and ending at U.S. Route 29 in the Rosslyn area of Arlington County, Virginia (the "Facility"); and

WHEREAS, the Project will facilitate implementation of recommendations from VDOT's June 2012 *Final Report of the I-66 Multimodal Study Inside the Beltway*, and the further refinements found in its *August 2013 Supplemental Report*, as well as recommendations from the Department of Rail and Public Transportation's ("DRPT") 2009 Transportation Demand Management/Transit Report and its 2019 I-66 Transit and Transportation Demand Management Plan, and projects in the region's constrained long range plan, as such plan may be updated from time to time, including but not limited to multimodal transportation improvements to the roadways and associated transportation and transit facilities in the vicinity of the Facility ("Components") as described in the aforesaid VDOT and DRPT reports; and

WHEREAS, the MOA delegated to NVTC the authority to select and administer the implementation of Components designed specifically to attain the Improvement Goals to be financed from a portion of the toll revenues of the Facility; and

WHEREAS, such Components shall be selected by NVTC in accordance with a process established by NVTC pursuant to the MOA; and

WHEREAS, the CTB shall approve the Components selected by NVTC and allocate toll revenues for them, provided the Components meet the criteria specified in the MOA and are selected in accordance with NVTC's selection process described in the MOA; and

WHEREAS, VDOT, on behalf of the CTB, will control and manage tolling on the Facility, with the toll revenues being utilized and distributed according to the MOA, to support the tolling operations and tolling maintenance of the Facility, and to fund the Components selected by NVTC and approved by the CTB for the Project designed specifically to attain the Improvement Goals; and

WHEREAS, pursuant to the MOA, as part of the Six Year Improvement Program presented to the CTB for approval in June of each year, NVTC shall submit to the CTB, Components to be funded in whole or in part with Toll Revenues from the Facility, to be paid to NVTC as provided therein; and

WHEREAS, the COVID-19 pandemic has resulted in significant impacts to transportation, including reductions in toll collections which may impact the availability of toll revenues in FY21 to deliver the recommended Components; and

WHEREAS, NVTC approved a program of Components, attached hereto, in the amount of \$3,777,230 at its meeting on October 1, 2020; and

WHEREAS, NVTC has identified \$3,712,790 that consists of previous allocations that have been carried over from prior fiscal years, funds deallocated from completed projects, and interest earnings attributed to the I-66 Commuter Choice program that are available to support the recommended program of projects if toll revenues are insufficient to advance the recommended Components; and

WHEREAS, DRPT recommends that the CTB approve the Components, attached hereto, and allocate funding for the Components as allocated in FY2021 of the Six Year Improvement Program,

NOW THEREFORE, BE IT RESOLVED that the Board approves the I-66 Commuter Choice Program Components, attached hereto, that have been previously approved by NVTC; and

BE IT FURTHER RESOLVED that the Board allocates \$3,777,230 in funding for the I-66 Commuter Choice Program Components in FY2021 of the Six Year Improvement Program.

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CTB Decision Brief

Title: Approval of I-66 Commuter Choice Program of Projects for FY 2021

Issue: In accordance with the Transform 66: Inside the Beltway Memorandum of Agreement (“MOA”) among the CTB, VDOT, DRPT and the Northern Virginia Transportation Commission (NVTC), as amended, NVTC, on October 1, 2020 approved its fourth program of multimodal projects for the I-66 Commuter Choice Program. The new Program of Projects requires CTB approval for inclusion into FY2021 of the Six Year Improvement Program (SYIP). DRPT and NVTC staff briefed the CTB on the NVTC multimodal program development process at the CTB workshop on October 20, 2020. The total cost of the proposed Program of Projects is \$3,777,230 and includes 6 projects to be implemented by five separate entities as well as NVTC program administration costs. A list of the projects approved for funding by NVTC is attached. Projects are referred to as “Components” in the MOA and the attached resolution.

Facts: A Memorandum of Agreement among the CTB, VDOT and NVTC relating to the implementation of the I-66 Commuter Choice Program was approved by the CTB on December 9, 2015 and executed on January 5, 2016. The MOA was subsequently amended, restated and executed by the three Parties on January 5, 2017 and on February 19, 2020. The MOA delegates to NVTC the authority to select and administer the implementation of multimodal projects that are specifically designed to attain the improvement goals for the Transform 66: Inside the Beltway Project and to be financed from a portion of the toll revenues from the facility. The MOA outlines the process to be used by NVTC for selecting multimodal projects to be funded with toll revenues and it requires the CTB to give final approval to the program of multimodal projects by allocating funding for the projects in the SYIP. Between fall 2019 and spring 2020 NVTC issued a call for projects, received and evaluated project applications, developed a proposed program of multimodal projects (with input and guidance from DRPT and VDOT), and received public input. However, action on the proposed program of projects was delayed due to the COVID-19 pandemic and uncertainty regarding impacts to toll revenues and the resulting impacts to proposed projects. NVTC reevaluated the potential projects and proposed a conservative one year program of projects focused on continuation of existing operations and small capital improvements which was approved by the Commission on October 1, 2020. The total cost of the proposed Program of Projects is \$3,777,230 and includes 6 projects to be implemented by five separate entities as well as NVTC program administration costs. NVTC has identified \$3,712,790 in previously approved revenues (carryover, de-obligated funding from completed projects, and interest earnings) to support program delivery in the event that toll revenues are unavailable to support the recommended program. Due to the uncertainty of toll revenues during the pandemic, only \$64,400 in new FY21 toll revenues are necessary to support implementation of the recommended components. A list of the projects approved for funding by NVTC is attached.

Recommendation: DRPT recommends that the CTB approve the proposed I-66 Commuter Choice Program of Projects and include funding for the projects in the SYIP for FY 2021. DRPT staff provided input and guidance to NVTC throughout the development of the proposed Program of Projects and coordinated a legal review of the program with the Office of the Attorney General. DRPT is satisfied that the proposed I-66 Commuter Choice Program of Projects was developed in compliance with the MOA and that the selected components meet the improvement goals of Project.

Action Required by CTB: Approval of the attached resolution to allocate \$3,777,230 in funding for the 6 identified multimodal projects in the SYIP for FY 2021.

Options: Approve, Deny or Defer.

I-66 Commuter Choice, Round Four (FY 2021-2022)

Proposed Initial (FY 2021) Program of Projects

Multimodal Program Project Description	Applicant	Total Funding Request
McLean Metro Station North Entrance	Fairfax County	\$ 1,000,000
Renewal of Bus Service from Gainesville to Pentagon/Navy Yard	OmniRide	\$ 461,100
Renewal of Bus Service from Haymarket to Rosslyn	OmniRide	\$ 137,100
City of Fairfax Bike Share Implementation	City of Fairfax	\$ 460,000
Lee Highway HOV and Bus-Only Lane in Rosslyn	Arlington County	\$ 710,000
Renewal of Purcellville Metro Connection Bus Service	Loudoun County	\$ 709,030
Program Administration and Oversight for FY 2021	NVTC	\$ 300,000
Total		\$ 3,777,230