



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

W. Sheppard Miller, III
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Agenda item # 4

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 14, 2025

MOTION

Made By: Mr. Stant, **Seconded By:** Mr. Coleman

Action: Motion Carried, Unanimously

Title: SMART SCALE Project Cancellation
Route 179 Market Street Road Diet Project (UPC 119283) – Hampton Roads District

WHEREAS, the Commonwealth Transportation Board's (the "Board's") SMART SCALE Project Prioritization Process last approved December 4, 2023, and as revised January 16, 2024, (the "Policy") states that a project that has been selected for funding through either the High Priority Projects Program or Highway Construction District Grant Program may be cancelled only by action of the Board; and

WHEREAS, the Board's Policy states that surplus Construction District Grant Funds no longer needed for delivery of a project will remain in the applicable Construction District Grant Program and may not be used in other districts and, further, provides that such surplus funds may either be reserved to address budget adjustments for current SMART SCALE projects or for allocation in the next solicitation cycle for SMART SCALE; and

WHEREAS, the Board's Policy states that surplus High Priority Projects Program Funds no longer needed for delivery of a project will remain in the statewide High Priority Projects Program and, further, provides that such surplus funds may either be reserved to address budget adjustments for current SMART SCALE projects or for allocation in the next solicitation cycle for SMART SCALE; and

WHEREAS, the Board's Policy states that in cases where programmed funds are no longer needed for delivery of a project due to estimate decreases, contract award savings, schedule changes, etc., the unexpended surplus funds are SMART SCALE unless superseded by the terms of a signed project agreement; and

WHEREAS, the Route 179 Market Street Road Diet Project (UPC 119283) (the “Project”) was submitted by Accomack County for consideration and selected for \$1,728,540 in funding through the Construction District Grant Program in the fourth round of the prioritization process pursuant to Va. Code § 33.2-214.1; and

WHEREAS, the Project is VDOT-administered and has not yet started; and

WHEREAS, since the application was approved, Accomack County received complaints regarding the Project and subsequently held a public hearing on August 21, 2024; and

WHEREAS, all citizen comments received by Accomack County at the hearing urged the Board to preserve the current configuration of Route 179 Market Street; and

WHEREAS, following the public hearing, on August 21, 2024, Accomack County requested cancellation of the Project; and

WHEREAS, at its meeting on December 4, 2024, the Board was briefed on the proposed cancellation of the Project and transfer of all Construction District Grant funds to the Hampton Roads Construction District Grant deallocation balance entry (UPC -21763); and

WHEREAS, VDOT recommends that the Board take action to cancel the Project and transfer all Construction District Grant funds allocated to the Project to the Hampton Roads District Construction District Grant deallocation balance entry (UPC -21763).

NOW THEREFORE BE IT RESOLVED, by the Commonwealth Transportation Board, that the Route 179 Market Street Road Diet Project (UPC 119283) is hereby cancelled.

BE IT FURTHER RESOLVED, by the Commonwealth Transportation Board that all Construction District Grant funds allocated to the Project be transferred to the Hampton Roads District Construction District Grant deallocation balance entry (UPC -21763).

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CTB Decision Brief
SMART SCALE Project Cancellation
Route 179 Market Street Road Diet Project (UPC 119283)

Issue: The Route 179 Market Street Road Diet Project (UPC 119283) (the “Project”) was selected for funding in the fourth round of the Commonwealth Transportation Board’s (the “Board’s”) SMART SCALE Prioritization Process. For reasons stated herein, Accomack County requested cancellation of the Project. Board approval is needed for cancellation of this Project pursuant to the Policy for Implementation of the SMART SCALE Project Prioritization Process last approved by the Board December 4, 2023, and as revised January 16, 2024 (the “Policy”).

Facts: The Project was submitted by Accomack County and screened in for meeting a VTrans need. The Project consisted of re-stripping Route 179 Market Street to reduce travel lanes from 4 lanes to 2 lanes with a center turn lane and a buffer separated 5-foot bicycle lane. It was selected for funding and received \$1,728,540 in Construction District Grant funds to fully fund the Project. The project is VDOT-administered and has not yet started.

Since the application was approved, Accomack County received complaints regarding the Project and subsequently held a public hearing on August 21, 2024. All citizen comments received by the Accomack County at the hearing urged the Board to preserve the current configuration of Route 179 Market Street. Following the public hearing, on August 22, 2024, Accomack County requested cancellation of the Project.

The Board’s Policy states that a project that has been selected for funding through either the High Priority Projects Program or Highway Construction District Grant Program may be cancelled only by action of the Board. In the event that a project is not advanced to the next phase of construction when requested by the Board, the locality or metropolitan planning organization may be required, pursuant to § 33.2-214 of the Code of Virginia, to reimburse the Department for all state and federal funds expended on the project.

The Board’s Policy also states that Surplus Construction District Grant Funds no longer needed for delivery of a project will remain in the applicable Construction District Grant Program and may not be used in other districts. In addition, the Prioritization Process provides that such surplus funds may either be reserved to address budget adjustments for current SMART SCALE projects or for allocation in the next solicitation cycle for SMART SCALE.

The Board’s Policy further states that in cases where programmed funds are no longer needed for delivery of a project due to estimate decreases, contract award savings, schedule changes, etc., the unexpended surplus funds are SMART SCALE unless superseded by the terms of a signed project agreement.

Recommendation: VDOT recommends that the Board cancel the Route 179 Market Street Road Diet Project (UPC 119283) and transfer all Construction District Grant funds to the Hampton Roads District Construction District Grant deallocation balance entry (UPC -21763).

Decision Brief

SMART SCALE Project Cancellation Route 179 Market Street Road Diet Project (UPC 119283)

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Action Required by CTB: The Board will be presented with a resolution for a formal vote to cancel the Route 179 Market Street Road Diet Project (UPC 119283) and transfer all Construction District Grant funds to the Hampton Roads District Construction District Grant deallocation balance entry (UPC -21763).

Result, if Approved: If approved, the Project will be removed from the Six-Year Improvement Program and all Construction District Grant funds allocated to the Project will be transferred to the Hampton Roads District Construction District Grant deallocation balance entry (UPC -21763).

Options: Approve, Deny, or Defer.

Public Comments/Reactions: None