

**Transportation Advisory Board**  
of the Metropolitan Council of the Twin Cities

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**ACTION TRANSMITTAL No. 2012-43**

**DATE:** November 15, 2012  
**TO:** Technical Advisory Committee  
**FROM:** TAC Funding and Programming Committee  
**REQUESTED BY:** MnDOT Metro District  
**PREPARED BY:** Brian Isaacson, MnDOT Metro District (651-234-7788)  
Kevin Roggenbuck, TAB Coordinator (651-602-1728)  
**SUBJECT:** 2013-2016 TIP amendment to add two NHPP pavement preservation projects

**MOTION:** Recommend that the Transportation Advisory Board adopt an amendment to the 2013-2016 Transportation Improvement Program (TIP) to add SP# 7080-51, unbounded concrete overlay on I-35 from CSAH 2 to the I-35E/I-35W split and SP# 0285-65, mill and overlay of I-694 from the I-94/I-694 split to east of I-35W.

**BACKGROUND AND PURPOSE OF ACTION:** The passage of MAP-21 increased funding for the national Highway System (NHS) beyond levels anticipated by MnDOT. Additionally, MnDOT advanced a number of Advanced Construction paybacks and other projects programmed in 2013 in order to use all the available obligating authority in FY 2012. The net result is the State Transportation Improvement Program (STIP) is currently under programmed by \$90 million statewide for FY 2013. This TIP amendment will utilize federal funds available to the Metro District and address the programming imbalance in FY 2013.

**RELATIONSHIP TO REGIONAL POLICY:** Federal law requires that all transportation projects that will be partially funded with federal funds must be in an approved TIP and meet the following four tests: fiscal constraint; consistency with the adopted regional transportation plan; air quality conformity and opportunity for public input. It is the TAB's responsibility to adopt and amend the TIP according to these four requirements.

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**ROUTING**

<b>TO</b>	<b>ACTION REQUESTED</b>	<b>DATE COMPLETED</b>
TAC Funding & Programming	Review & Recommend	November 15, 2012
Technical Advisory Committee	Review & Recommend	
Transportation Advisory Board	Review & Adopt	
Metropolitan Council	Concurrence	



**Minnesota Department of Transportation**

**Metropolitan District**

1500 West County Road B-2  
Roseville, MN 55113

November 12, 2012

Karl Keel, Chair  
TAC Funding and Programming Committee  
Metropolitan Council  
390 N. Robert St.  
St. Paul, Minnesota 55101

RE: Amendment to the Minnesota 2013-2016 Transportation Improvement Program (TIP)  
State Project Number: 7080-5, 0285-65  
Federal Project Number:

Dear Mr. Keel:

Please amend the Minnesota 2013-2016 Transportation Improvement Program (TIP) to add the following new projects into SFY 2013 of the TIP. These projects are being submitted with the following information:

**PROJECT IDENTIFICATION:**

SEQ #	STATE FISCAL YEAR	A T P	D I S T	ROUTE SYSTEM	PROJECT NUMBER (S.P. #) (Fed # if available)	AGENCY	DESCRIPTION include location, description of all work, & city (if applicable)	MILES
	2013	M	M	I-35	7080-51	MnDOT	I-35, FROM NORTH OF 260TH ST E (CSAH 2) IN NEW MARKET TWP TO SOUTH JUNCTION 35E/35W SPLIT IN BURNSVILLE - CPR AND UNBONDED CONCRETE OVERLAY, CONSTRUCT CO RD 50 ENTRANCE RAMP EXTENSION	10.5
	2013	M	M	I-694	0285-65	MnDOT	FROM I94/I694 SPLIT IN BROOKLYN CENTER TO EAST OF I35W IN ARDEN HILLS - MILL & OVERLAY, CPR, GUARDRAIL, DRAINAGE, BRIDGE DECK MILL, BRIDGE DECK PATCH REPAIRS AND EXPANSION JOINTS	6.9

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PROG	TYPE OF WORK	PROP FUNDS	TOTAL \$	FHWA \$	AC \$	FTA \$	TH \$	OTHER \$
RS	Overlay	NHPP	\$12,000,000	\$10,800,000	0	0	\$1,200,000	0
RS	Grade, Surface and Bridge	NHPP	\$21,100,000	\$18,990,000	0	0	\$2,110,000	0

**PROJECT BACKGROUND:**

1. Briefly describe why amendment is needed (e.g. project in previous TIP but not completed; illustrative project and funds now available; discretionary funds received; inadvertently not included in TIP).

The STIP is currently under programmed in federal funds by \$90 million statewide for FY 2013.

The Moving Ahead for Progress in the 21st Century Act (MAP-21) was signed into law on July 6, 2012 by President Obama. MAP-21 funds \$105 billion in surface transportation programs for fiscal years (FY) 2013 and 2014 through six core programs. However, the STIP guidance for FY 2013-2016 was developed prior to reauthorization and was conservative in estimating the federal obligation authority available, which leaves an approximate gap of \$40 million in FY 2013.

In FY 2012 a number of financing mechanisms were used to expend all federal funds including; converting AC paybacks early, advancing ELLAs and using FFY 2012 funds on SFY 2013 projects, this left approximately a \$50 million gap in FY 2013.

In addition to under programming \$90 million in federal funds the 2013-2016 STIP is under programmed in NHPP projects. To deal with this imbalance, a collaborative effort between the Districts, the Office of Materials, and the Office of Capital Programs and Performance Measures was used to identify projects that could utilize the available federal funds. The focus of this program is to improve pavement conditions statewide. As a result Metro District was awarded funding for two projects that are not currently in the TIP, SP 7080-51, I-35 unbonded concrete overlay and SP0285-65, I-694 mill and overlay.

This amendment is needed to identify the two new projects in the TIP.

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2. How is Fiscal Constraint Maintained as required by 23 CFR 450.216 (check all that apply)?

- New Money –   X\*    
 (Discretionary, Special Allocations or Other New Funding Sources)
- Anticipated Advance Construction
- ATP or MPO or Mn/DOT Adjustment  
 of other projects
- Earmark or HPP federal funds outside ATP  
 target
- Other

\*Projects SP 7080-51 and SP 0285-65 will use \$29,790,000 of the \$90 million in federal funds available in FY 2013 from projects advanced into SFY 2012 and from underestimating the obligation authority prior to the passage of MAP 21. The remaining federal funds are available for use by future projects. Project 8680-162 in District 3 is being converted from a state funded project to a federally funded project. The \$7,534,640 in state funds from Project 8680-162 are available for use by this project. The \$90 million in federal funds along with the \$7,534,640 in state funds from SP 8680-162 are sufficient to fully fund this project therefore fiscal constraint is maintained.

**CONSISTENCY WITH MPO LONG RANGE PLAN:**

This amendment is consistent with the Metropolitan Council Transportation Policy Plan, adopted on January 14, 2009, with FHWA/FTA conformity determination established on September 16, 2009. The amendment is also consistent with the 2030 Policy Plan update adopted by the Metropolitan Council on November 10, 2010 with FHWA/FTA conformity determination established on February 23, 2011.

**AIR QUALITY CONFORMITY:**

- Subject to conformity determination.....
- Exempt from regional level analysis\*.....  YES
- Exempt from project level analysis\*.....  YES
- Exempt by virtue of interagency consultation\*.....
- N/A (not in a nonattainment or maintenance area) .....

\*Exempt Project Category # S-10 Pavement resurfacing and/or rehabilitation for both projects Per Section 93.126 of the Conformity Rules

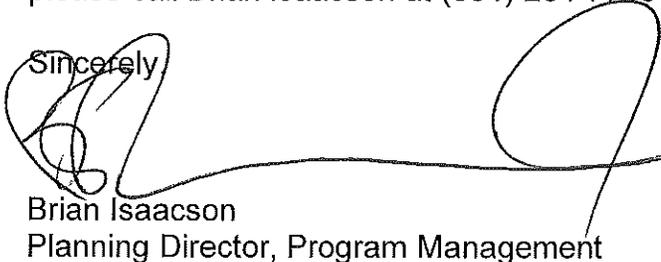
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Karl Keel  
November 12, 2012  
Page 4

We are requesting approval of this TIP amendment at this time. If you have any questions, please call Brian Isaacson at (651) 234-7788

Sincerely



Brian Isaacson  
Planning Director, Program Management

Enclosures: None

cc: Heidi Schallberg, Metropolitan Council  
Jon P. Solberg, Metro Program Management  
Cynthia Krumsieg, Metro Program Management

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