

Resolution # TC – 2058

Award of FY 2013 FASTER Transit Funds

Approved by the Transportation Commission on: February 16, 2012

WHEREAS, pursuant to 43-4-811 (2) the Department will receive, from the State share of the FASTER program, ten million dollars for state fiscal year 2013 for each succeeding state fiscal year, to be used by the Department “for the planning, designing, engineering, acquisition, installation, construction, repair, reconstruction, maintenance, operation, or administration of transit-related projects, including, but not limited to, designated bicycle or pedestrian lanes of highway and infrastructure needed to integrate different transportation modes within a multimodal transportation system, that enhance the safety of state highways for transit users;” and

WHEREAS, this funding from the State share is herein referred to as the FASTER Transit Statewide funds; and

WHEREAS, pursuant to 43-4-811 (c)(2) the Department will receive, from the Local share of the FASTER program, five million dollars for state fiscal year 2013 and for each succeeding state fiscal year, to be used by the Department “to provide grants to local governments for local transit projects;” and

WHEREAS, this funding from the Local share is herein referred to as the FASTER Transit Local funds; and

WHEREAS, the Transportation Commission agrees to use a portion of the FASTER Transit Statewide funds for administrative expenses associated with the Division of Transit and Rail in the amount of \$1 million for FY 2013; and

WHEREAS, the Transportation Commission, in Resolution No. 1906, dated September 16, 2010, established written guidelines to be followed in offering, distributing and awarding the FASTER Transit Statewide and Local funds to Local Agencies and how projects would be implemented; and

WHEREAS, those guidelines were revised to make them more consistent with guidelines established for Federal capital improvement grant programs in order to establish a more uniform capital improvement program; and

WHEREAS, Division of Transit and Rail staff distributed these guidelines and issued a call for projects throughout the state; and

WHEREAS, the Division of Transit and Rail received applications for FASTER funding and discussed with the CDOT Engineering Regions which applications were best suited for consideration for the FASTER Transit Statewide funds and

which were best suited for consideration for the FASTER Transit Local funds; and

WHEREAS, the Division of Transit and Rail did not allocate the FASTER Transit Statewide funds geographically but gave consideration to Regional equity when recommending projects for funding; and

WHEREAS, Division of Transit and Rail staff, along with staff from the Division of Transportation Development and the Office of Policy and Government Relations, evaluated and scored the applications considered best suited for consideration for the FASTER Transit Statewide funds using five evaluation criteria, those being criticality, financial capacity, financial need, project impacts, and readiness, and developed a list of projects recommended for funding, attached hereto as Table A; and

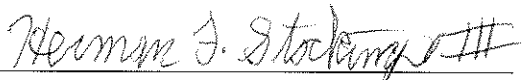
WHEREAS, the CDOT Engineering Regions evaluated and scored the applications considered best suited for FASTER Transit Local funds using the same five evaluation criteria, as well as consideration to geographical equity and Transportation Planning Region input, and developed a list of projects recommended for funding, attached hereto as Table B; and

WHEREAS, the CDOT Engineering Regions had at their disposal \$44,608 in FASTER Transit Local funds from withdrawn projects from prior fiscal years and wish to award those funds to new projects;

NOW THEREFORE BE IT RESOLVED, the Commission directs staff to award \$9.0 million in FASTER State Transit funds for Fiscal Year 2013 using "Table A: Projects Recommended for FY13 FASTER Transit State Pool Funding," dated February 3, 2012, and \$5,044,608 for Fiscal Year 2013 using "Table B, Projects Recommended for FY13 FASTER Transit Local Pool Funding," dated February 3, 2012, contingent upon the projects' inclusion in the appropriate MPO Transportation Improvement Program and the Statewide Transportation Improvement Program (STIP), using the implementation procedures set forth below:

- A. In general, projects must demonstrate progress towards implementation. Funding may be withdrawn by the Commission from projects failing to begin project implementation or failing to at least demonstrate considerable and sustained progress towards implementation. Specifically, projects awarded funds will be expected to begin developing a scope of work in cooperation with CDOT in the spring of 2012 and begin procurement (for equipment projects) or final design (for construction-related projects) no later than November of 2012. Exceptions must be approved by CDOT and set forth in the scope of work.

- B. If FASTER funds were proposed to be used to match a Federal grant and the Federal grant is not yet awarded, CDOT's expectation is that the Federal grant award is committed no later than November of 2012; otherwise, CDOT may withdraw the awarded FASTER funds;
- C. The Division of Transit and Rail and the CDOT Engineering Regions will negotiate scopes of work for the projects and will establish timelines and expectations related to the project.
- D. All Local Agency projects must have a 20 percent local match. Local match must be in cash or property linked directly to the project. Local match for equipment must be in cash. Local construction oversight may be accepted as in-kind local match. Federal funds may not be used as local match, but the FASTER funds may be used to match a Federal grant.
- E. No State funds may be used to pay for Local Agency staff unless otherwise provided for by CDOT.
- F. Division of Transit and Rail staff shall work in collaboration with the CDOT Engineering Regions to implement the projects, based on the type of project. Equipment-related projects, studies and projects that are part of a larger Federal Transit Administration grant will normally be administered by the Division of Transit and Rail and construction-related projects will be administered and overseen by the CDOT Engineering Regions as pass-through Local Agency projects.
- G. CDOT funding commitments will be held to the dollar amount awarded herein, not to the final project cost. Recipients will be responsible for any increased costs to finalize and accomplish the project as proposed in its application.
- H. Any reductions or revisions in original scope, or change in project sponsorship, must be approved by CDOT.
- I. If a local agency does not plan to use Federal funds for the project, this shall be explicitly stated in the negotiated scope of work. In such cases, Federal funds may not later be used for the project, given that it would be too late to comply with Federal regulations.



Herman Stockinger, Secretary
Transportation Commission of Colorado