

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

RESOLUTION 07-24-13-C

APPROVING THE PROJECTS TO BE FINANCED WITH REGIONAL NVTA FUNDS RECEIVED IN FISCAL YEAR 2014 ON A PAY-AS-YOU-GO BASIS

WHEREAS, the Northern Virginia Transportation Authority ("NVTA") is a political subdivision of the Commonwealth of Virginia (the "Commonwealth") created by the Northern Virginia Transportation Authority Act (the "NVTA Act"), Chapter 48.2, Title 15.2, Code of Virginia of 1950, as amended (the "Virginia Code"); and

WHEREAS, as provided by Section 15.2-4831 of the NVTA Act, NVTA embraces the Counties of Arlington, Fairfax, Loudoun, and Prince William, and the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park (collectively, the "Member Localities"); and

WHEREAS, Planning District 8 established pursuant to Chapter 42 of Title 15.2 of Virginia Code is composed of the Member Localities; and

WHEREAS, NVTA prepared and on November 8, 2012, approved a regional transportation plan for Planning District 8 entitled "TransAction 2040 Regional Transportation Plan" ("TransAction 2040") pursuant to Section 15.2-4838 of the NVTA Act; and

WHEREAS, on April 3, 2013, the Virginia General Assembly adopted the Governor's substitute for House Bill 2313 ("HB 2313"), which provides, among other things, for transportation funding and related reform both on a statewide basis and on a regional basis for NVTA and Planning District 8; and

WHEREAS, HB 2313 added Section 15.2-4838.01 to the NVTA Act, under which was established the Northern Virginia Transportation Authority Fund (the "NVTA Fund"); and

WHEREAS, the NVTA Fund will receive the revenues dedicated to it under Sections 58.1-638, 58.1-802.2 and 58.1-1742 of the Virginia Code and any other funds that may be appropriated to the Fund by the General Assembly (the "HB 2313 Transportation Revenues"); and

WHEREAS, subsection B of Section 15.2-4838.1 of the NVTA Act provides that 30% of the revenues received by NVTA (the "NVTA Revenues"), including the HB 2313 Transportation Revenues, shall be distributed on a pro rata basis to the Member Localities to be applied as provided therein; and

WHEREAS, subsection C.1. of Section 15.2-4838.1 ("Subsection C.1.") provides that in Fiscal Year 2014 NVTA shall use the remaining 70% of the NVTA Revenues plus the amount of any NVTA Revenues to be redistributed pursuant to subsection B (the "Regional NVTA Funds,") to fund (i) transportation projects selected by NVTA that are contained in TransAction 2040 or (ii) mass transit capital projects that increase capacity; and

WHEREAS, on April 25, 2013, NVTA directed the Project Implementation Working Group (the "PIWG") to recommend actions for NVTA to undertake transportation projects, including developing a list of projects to be funded in Fiscal Year 2014 through a process that, among other things, assures that each project will satisfy the statutory criteria for project selection set forth in the NVTA Act (the "Statutory Criteria"); and

WHEREAS, the PIWG developed a selection process (the "FY 2014 Project Selection Process") that has been previously approved by NVTA pursuant to a resolution entitled "**Resolution Approving the Process Used to Select Projects to be Financing with Fiscal Year 2014 NVTA Funds, the Projects to be Financed by such Funds and the Carryover of Certain Projects for Future Consideration**" (the "FY 2014 Project Selection Process Resolution"); and

WHEREAS, as described in the FY 2014 Project Selection Process Resolution, the PIWG (i) developed the FY 2014 Project Selection Process and applied it to a list of projects submitted by the Member Localities and transportation agencies and (ii) considered the public comments received regarding such projects as well as the results of the FY 2014 Project Selection Process in developing the projects ultimately approved for financing and attached as Attachment B.1. to the FY 2014 Project Selection Process Resolution (the "Recommended FY 2014 Program"); and

WHEREAS, pursuant to direction received at the June 20, 2013, NVTA meeting, the PIWG developed a selection process to evaluate projects for bond financing (the "Bond Selection Process"); and

WHEREAS, NVTA approved the application of the Bond Selection Process to the projects included in the Recommended FY 2014 Program pursuant to a resolution entitled "**Resolution Authorizing the Issuance of Transportation Facility Revenue Bonds**" (the "Bond Authorization Resolution");

WHEREAS, as described in the Bond Authorization Resolution, NVTA selected projects from the Recommended FY 2014 Program to receive bond financing (the "FY 2014 Bond Projects"); and

WHEREAS, the projects in the Recommended FY 2014 Program not selected to receive bond financing are set forth on Attachment D and referred to herein as the "FY 2014 PAYGO Projects;" and

WHEREAS, NVTA desires to approve the use of Regional NVTA Funds received in Fiscal Year 2014 to pay the costs of the FY 2014 PAYGO Projects on a pay-as-you-go basis.

After careful consideration and to further the public purposes for which NVTA was created, NOW, THEREFORE, BE IT RESOLVED BY NVTA THAT:


- 1. Approval of FY 2014 PAYGO Projects.** NVTA hereby approves of the use of Regional NVTA Funds received in Fiscal Year 2014 to pay the costs of the FY 2014 PAYGO Projects. NVTA hereby reaffirms its findings, determinations and approvals that are embodied in the FY 2014 Project Selection Process Resolution regarding the FY 2014 PAYGO Projects, which form a subset of the projects in the Recommended FY 2014 Program.


2. **Severability.** If any section, subsection, paragraph, sentence, clause, or phrase of, or project approved by, this Resolution is for any reason held or decided to be unconstitutional or invalid, such decision of unconstitutionality or invalidity shall not affect the validity of the remaining portions. NVTA hereby declares that it would have adopted this Resolution and each section, subsection, sentence, clause and phrase thereof and project listed therein even though any one or more sections, subsections, sentences, clauses, phrases or projects might be declared unconstitutional or invalid.

3. **Additional Actions.** Each member, officer and authorized representative of NVTA is authorized to execute and deliver on NVTA's behalf such other instruments, documents or certificates, and to do and perform such things and acts as he or she shall deem necessary or appropriate to carry out the transactions authorized by this Resolution. Any of the foregoing previously done or performed by any member, officer, or authorized representative of NVTA is in all respects approved, ratified and confirmed. In the Chairman's absence, the Vice Chairman is authorized to take any action specifically assigned to the Chairman under this Resolution.

4. **Effective Date.** This Resolution shall take effect immediately.

Adopted by the Northern Virginia Transportation Authority on this 24th day of July 2013.

BY: 
Chairman

ATTEST: 
Clerk

TRANSIT PROJECTS			Tier I Screen				Tier II Screen				20 year lifespan (only for bond projects)							
Item	Agency	Project	Funding Requested	Proposed Funding	Total Project Cost	Corridor	Station	CLB/TP	YAD/AB	Reduces Congestion	Increases Capacity	Withheld to NVTA Boundary	Meads All Requirements (Y/N)	Improves Safety	Project Readiness (max \$ mil)	Risks	Leverages External Funding	Tier II Total Points
1	Alexandria	Shelters and Real-Time Transit Information for DASH/Wmata	\$450,000	\$450,000	\$1,500,000	B	City's bus shelters currently at 65% design phase. Approx 10% more to be completed in FY2014.	YY	Y	Y	Y	Y	Y	1	6	T	1	1
2	Alexandria	DASH Bus Expansion	\$3,250,000	\$3,250,000	\$3,250,000	B	Project implementation scheduled for Fall of FY14. Start schedule and finalization of routing should be accomplished by June 15, 2013. Schedule to be completed by June 15, 2013.	YY	Y	Y	Y	Y	Y	1	6	T	0	1
3	PRTC	PRTC New Gainesville Service	\$500,000	\$500,000	\$500,000	B	City's bus shelters currently at 65% design phase. Approx 10% more to be completed in FY2014.	Y	Y	Y	Y	Y	Y	1	5	T	1	1
4	Alexandria	Traffic Signal Upgrades/Transit Signal Priority	\$660,000	\$660,000	\$1,200,000	E	It is anticipated that this \$5 million project can be completed in FY 14.	Y	Y	Y	Y	Y	Y	1	5	T	1	1
5	WMATA	Traction Power Upgrades on the Orange Line in Virginia	\$5,000,000	\$5,000,000	\$5,000,000	E	TransAction 2040's estimate of VA share for 100% 6-car train is \$400M. VA's share of schedule are being updated.	Y	Y	Y	Y	Y	Y	1	5	T	0	1
6	Arlington	Crystal City Multimodal Center	\$1,500,000	\$1,500,000	\$1,500,000	E	In design. Contributions to begin in FY14.	N	Y	Y	Y	Y	Y	1	4	M	1	1
7	Arlington	Blue/Silver Line Mitigation (ART Fleet Expansion) Purchase four Arlington Transit (ART) buses in FY 2014.	\$1,000,000	\$1,000,000	\$1,000,000	1,6,8	Buses should begin in FY14.	Y	Y	Y	Y	Y	Y	1	5	T	0	1
8	Loudoun	Transit Buses - 40-foot transit buses	\$800,000	\$800,000	\$800,000	1	Initial revenue service FY 14.	Y	Y	Y	Y	Y	Y	1	4	T	1	1
9	Herndon	Herndon Metrolink Intermodal Access Improvements	\$1,100,000	\$1,100,000	\$2,000,000	1	Concept design completed; approved by Town Council. PE to begin July 2013 and start with RFP during FY2014.	N	Y	Y	Y	Y	Y	1	4	M	1	1
10	VRE	VRE Gainesville-Haymarket Extension Project Development	\$1,500,000	\$1,500,000	\$1,500,000	E	Feasibility study complete.	Y	Y	Y	Y	Y	Y	1	4	T	1	1
11	WMATA	Ten New Buses on Virginia routes	\$7,000,000	\$7,000,000	\$8,000,000	1	Funds could be obligated in FY 14 and service could begin at the beginning of FY 15.	N	Y	Y	Y	Y	Y	1	3	T	0	1
12	Falls Church	Reduction Bridge	\$300,000	\$300,000	\$300,000	E	Assessment of Existing Conditions	AQ	Y	Y	Y	Y	Y	1	4	M	0	1
13	Falls Church	Funding for Bus Shelters	\$200,000	\$200,000	\$200,000	1	Design 50% Complete.	N	Y	Y	Y	Y	Y	1	4	T	1	1
14	Falls Church	Pedestrian Access to Transit	\$700,000	\$700,000	\$700,000	B	Design Start - FY 2014	Y	Y	Y	Y	Y	Y	1	5	T	1	1
15	Fairfax	Innovation Center Metrolink Station	\$68,000,000	\$21,000,000	\$68,000,000	1	MM&A will select a design-build contractor in May 2013.	Y	Y	Y	Y	Y	Y	1	4	T	1	1
16	NVTC (Falls Church)	Transit Alternatives Analysis Study in the Route 7 Corridor (King Street, Alexandria to Tysons Corner) (PHASE II)	\$638,000	\$638,000	\$638,000	1	By October 2013, Phase 1 of the Alternatives Analysis shall be complete. Four or less alternatives will be selected for further analysis in Phase 2.	N	Y	Y	Y	Y	Y	1	2	T	1	1
17	Alexandria	Robinson Yard Metrolink Station EIS	\$2,000,000	\$2,000,000	\$250,000,000	3	Planning, PE Construction; Planning transitioning to PE in FY2014.	YY	Y	Y	Y	Y	Y	1	4	T	1	1
Total				\$47,958,000	\$116,058,000													

Grand Total \$116,058,000