

**NORTHERN VIRGINIA TRANSPORTATION AUTHORITY**  
**MEMORANDUM**

**7.**

**TO:** Chair Phyllis J. Randall and Members  
Northern Virginia Transportation Authority

**FROM:** Monica Backmon, CEO

**DATE:** October 7, 2021

**SUBJECT:** Recommendation to Allocate Additional Transform 66 Outside the Beltway  
Concession Payment Funds to the Town of Vienna

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- 1. Purpose.** To seek Northern Virginia Transportation Authority recommendation to allocate Transform 66 Outside the Beltway Concession Payments for Town of Vienna.
- 2. Suggested Motion:** *I move Authority recommendation to the Commonwealth Transportation Board, to allocate an additional \$200,000 in I-66 Concession funds to Nutley Street Shared Use Path: Virginia Center Boulevard to Tapawingo Road (UPC112818) project.*
- 3. Background:**
  - As part of the Transform 66 Outside the Beltway Project, the Concessionaire paid the Virginia Department of Transportation (VDOT), a Concession Fee/Payment to fund additional transportation improvements in the corridor (Concession Payment).
  - Virginia Code specifies that allocations from the Concession Payments may be used to pay or finance all or part of the costs of programs or projects, but that (i) the allocations must be limited to programs and projects that are reasonably related to or benefit the users of the qualifying transportation facility that was the subject of a concession pursuant to the PPTA; and (ii) the priorities of metropolitan planning organizations, planning district commissions, local governments, and transportation corridors shall be considered by the Board in making project allocations from moneys in the Account.
  - On July 13, 2017, the Authority, with input from local jurisdictions, developed a list of projects for presentation to and consideration by the Commonwealth Transportation Board (CTB) as projects that may be funded with funds from the Concession Payment. Nutley Street Shared Use Path project was included in the Authority's recommendation. The Virginia Department of Transportation also recommended that the funding be used to support to fund, in whole or part the project in the Town of Vienna. On December 6, 2017, the CTB endorsed the list of projects recommended by the Authority including the Town of Vienna project.

- On September 23, 2021, the Town of Vienna requested an additional \$200,000 in I-66 Concession funds for the said project.
- Additional funding is needed to accommodate the increased construction cost estimate at the 30% design level. The increase in estimated cost is due a retaining wall and handrail that was extended longer than initially anticipated. The Town does anticipate that the cost will reduce as the design is advanced but needs to address the current deficit in order to close out the scoping phase.
- The RJACC recommended approval of the request at the September 23, 2021, meeting.

**4. Next Steps.** Upon Authority recommendation of approval, the fund request will be sent to the Commonwealth Transportation Board for final action.

**Attachment(s):** DRAFT Letter to VDOT NOVA District Administrator Lynch  
Request Letter from Town of Vienna

**Coordination:** Regional Jurisdiction and Agency Coordinating Committee



## Northern Virginia Transportation Authority *The Authority for Transportation in Northern Virginia*

October 14, 2021

Mr. John Lynch  
District Administrator  
Virginia Department of Transportation  
4975 Alliance Dr. Suite 4E-342  
Fairfax, Virginia 22030

Reference: Allocate additional Transform 66 Outside the Beltway Concession Payment funds for Town of Vienna

Dear Mr. Lynch:

As part of the Transform 66 Outside the Beltway Project, the Concessionaire paid the Virginia Department of Transportation (VDOT), a Concession Fee/Payment to fund additional transportation improvements in the corridor (Concession Payment). Virginia Code specifies that allocations from the Concession Payments may be used to pay or finance all or part of the costs of programs or projects, but that (i) the allocations must be limited to programs and projects that are reasonably related to or benefit the users of the qualifying transportation facility that was the subject of a concession pursuant to the PPTA; and (ii) the priorities of metropolitan planning organizations, planning district commissions, local governments, and transportation corridors shall be considered by the Board in making project allocations from moneys in the Account.

On July 13, 2017, the Northern Virginia Transportation Authority (the Authority), with input from local jurisdictions, developed a list of projects for presentation to and consideration by the Commonwealth Transportation Board (CTB) as projects that may be funded with funds from the Concession Payment. On December 6, 2017, the CTB endorsed the list of projects recommended by the Authority.

On September 23, 2021, Town of Vienna requested an additional \$2000,000 in I-66 Concession funds for the Nutley Street Shared Use Path: Virginia Center Boulevard to Tapawingo Road (UPC112818) project. The additional funds are needed to accommodate the increased construction cost estimate at the 30% design level. The increase in estimated cost is due a retaining wall and handrail that was extended longer than initially anticipated. The Town does anticipate that the cost will reduce as the design is advanced but needs to address the current deficit in order to close out the scoping phase.

On October 14, 2021, the Authority recommended approval of the additional fund allocation. Thank you very much.

Sincerely,

Phyllis J. Randall  
Chair

cc: Monica Backmon, CEO, NVTA  
Mike Gallagher, Director of Public Works, Town of Vienna



TOWN OF  
**VIENNA**  
*Public Works*

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September 15, 2021

Ms. Monica Backmon, Executive Director  
Northern Virginia Transportation Authority  
3040 Williams Drive, Suite 200  
Fairfax, VA 22031

RE: Request for additional I-66 Concession funds for UPC 112818 (Nutley Street SUP)

Dear Ms. Backmon,

The Town of Vienna was awarded \$295,000 in I-66 Outside the Beltway concessionaire funds for a Shared-Use Path along the west side Nutley St from Virginia Center Blvd to Tapawingo Road. The project is currently at the 30% design level and on August 4<sup>th</sup>, 2021 the Town hosted a CIM (Citizen Information Meeting) to review the proposed project with residents and address any comments.

The Town of Vienna requests NVTVA's recommendation to the Commonwealth Transportation Board for the approval for an additional \$200,000 for the construction phase of the Town's Nutley Street SUP project (UPC 112818).

The additional funds are needed to accommodate the increased construction cost estimate at the 30% design level. The increase in estimated cost is due a retaining wall and handrail that was extended longer than initially anticipated. The Town does anticipate that the cost will reduce as the design is advanced but needs to address the current deficit in order to close out the scoping phase.



TOWN OF  
**VIENNA**  
*Public Works*

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My contact information is 703-255-6380 or email at [Michael.Gallagher@viennava.gov](mailto:Michael.Gallagher@viennava.gov).

Sincerely,

Mike Gallagher, PE  
Director of Public Works

Enclosure(s):        N/A

cc:    Andrew Jinks, TOV  
      Marion Serfass, TOV  
      Sree Nampoothiri, NVT A  
      Susie Lue, VDOT  
      Carol Sinclair, VDOT  
      Nassre Obeed, VDOT