



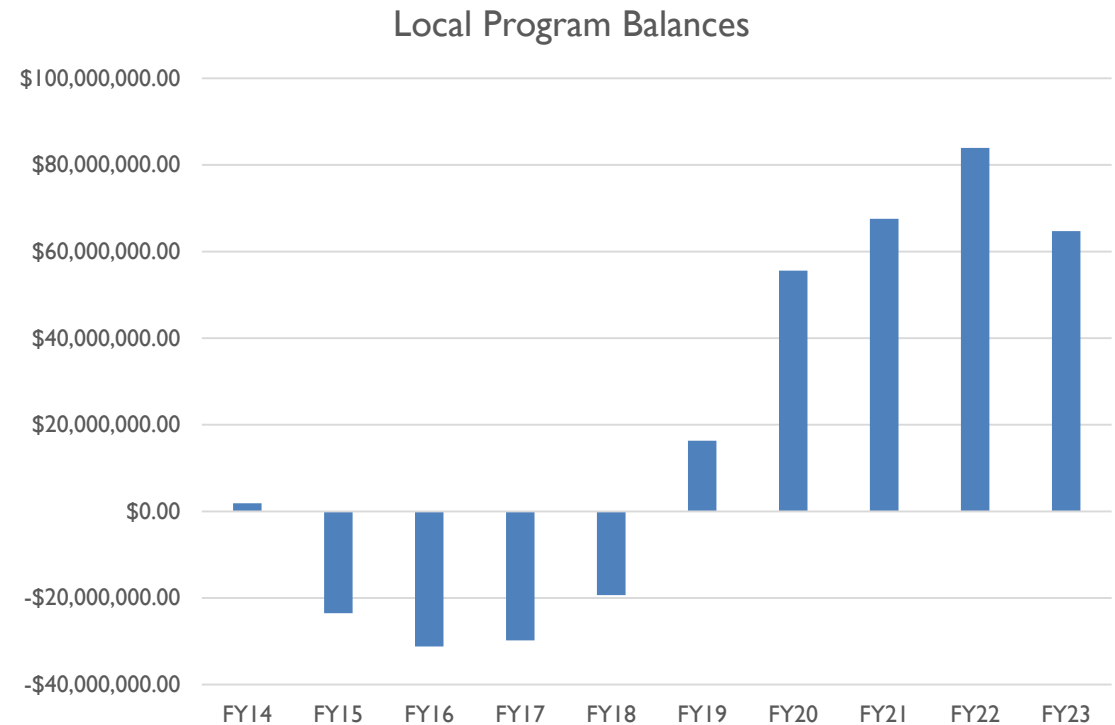
# LPA PROJECT DELIVERY

NOVEMBER 2023



# MODOT LPA POLICY

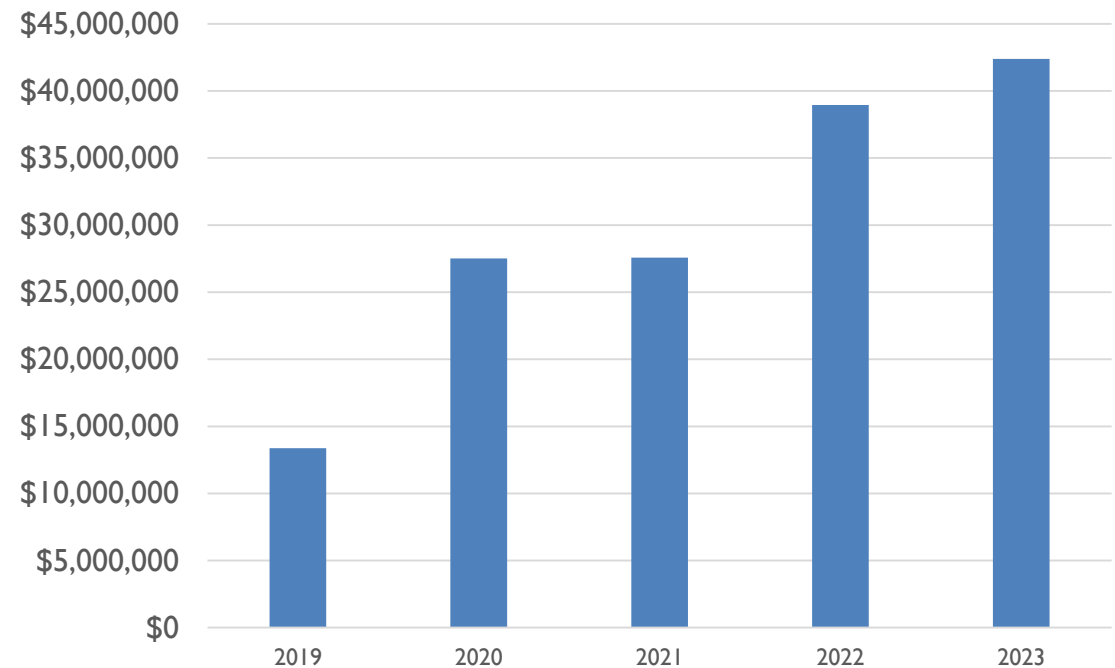
- **Existing Policy** – the Transportation Management Area’s (TMA) federal fiscal year ending balance is not allowed to exceed a total of three years of allocation. Any funds over the three-year allocation are reprogrammed at the discretion of MoDOT and the TMA
- **Policy Under Consideration** – to ensure the state of Missouri receives its relative share of the additional Obligation Limitation (OL) from August Redistribution in future years, consideration may have to be given to modify MoDOT policy to reduce or eliminate the carry-forward of LPAs OL balances at year-end



# IMPACTS OF NEW POLICY

- Updated Policy on Reasonable Progress – more rigid approvals, will have to deny extension requests
- Extensions could impact your ability to receive funding in the future (i.e., sponsor risks associated with project)
- Less flexibility in managing project schedules
- Potential loss of funds if there are unobligated balances at the end of the fiscal year

Schedule Extensions by Year



# WHAT HAS CAUSED LARGE UNOBLIGATED BALANCES?

- **Infrastructure Investment and Jobs Act (IIJA)** – increased funding amounts
- **Pandemic-related Project Delays** – workforce shortages, supply chain issues, inflation, project bids, court closures (ROW acquisition impacts)
- **Project Extensions** – high number of requests; extensions add cost to projects!
- **Sponsor Issues Managing Project Schedules** –
  - Waiting until start of FY to start Request for Qualifications for design consultant (for federally funded engineering)
  - Waiting too long to initiate Request for Environmental Review – should be initiated 3-4 months after design starts
  - Waiting to submit preliminary plans until environmental is clear
  - Waiting to submit final plans before ROW is clear
  - Not having ROW plan submittal ready shortly after preliminary plan approval
  - Not adequately staffed for ROW acquisition
  - Delaying appraisal process after MoDOT grants acquisition authority

# EWG REQUESTS - IMMEDIATE

- Identify projects in later years that can advance to FY 2024. Let EWG know ASAP.
- Recommended TAP projects scheduled for January 2024 approval:
  - If using federally funded design, start drafting Request for Qualifications ASAP to be ready to post to MoDOT's website in February 2024. EWG will be able to provide federal #s in January.
  - TAP projects with locally funded design can start anytime.
- FY 2024 projects with design phase programmed:
  - Federally funded - Start RFQ process now or use MoDOT on-call list (if applicable)
  - Locally funded – Start design now
- FY 2024 projects with right of way phase programmed:
  - Start request for environmental review – submit preliminary plans by February
- FY 2024 projects with construction:
  - Continue right of way acquisition. If full acquisition is not likely before July 15, prepare to file for condemnation.
  - Submit your PS&E documents to MoDOT before the July 15 deadline. ROW clearance is not required to submit PS&E documents.

# TIME KEEPS ON SLIPPIN...

In FY 2023 - -

- Average time to get engineering services contract approved (federally funded-RFQ) – 5 ½ months
- Average time to get environmental clearance – 5 months
- Average time to get right of way clearance (after acquisition authority granted) – 1 year
- Average number of parcels per project – 17

# INTO THE FUTURE

In FY 2024 – Tracking 162 projects/\$121 million federal

- Preliminary engineering (federally funded)
  - 42 projects – 28 have started RFQ process or will use on-call – 67% so far
- Right of way phase (federally funded)
  - 32 projects – 22 have started environmental review process – 69% so far
- Construction phase
  - 88 projects – 56 have received authority to acquire right of way (or have no right of way) – 63% so far
- Based on schedules in TIP applications we should obligate 51 projects at \$29 million in federal funds by Dec 31
  - As of today it's 3 projects at \$3.4 million...

# PROJECT DELIVERY SOLUTIONS

- EWG has been working with MARC (Kansas City), OTO (Springfield), and MoDOT to develop solutions to decrease LPA program balances in the short- and long-term
  - Examples (*not implemented*): raise on-call consultant from \$100K to \$200k, conditional approvals, assign more MoDOT staff to review PS&E, more rigid project tracking
  - Be responsive and fill out Reasonable Progress tracker information; if a consultant is filling in the information, confirm that they do so
- Send your documents to MoDOT for review and approval well before the due date
- Keep your project moving; reach out to EWG or MoDOT if you need assistance
- Do not request a project extension “just to be safe”
- You can always request to advance projects!!



# QUESTIONS AND COMMENTS

- EWG staff contacts
  - Jason Lange ([jason.lange@ewgateway.org](mailto:jason.lange@ewgateway.org))
  - Rachael Pawlak ([rachael.pawlak@ewgateway.org](mailto:rachael.pawlak@ewgateway.org))