



Bi-State Bridge Replacement Working Group Agenda

Meeting Date: December 12, 2022

Meeting Time: 2:00-4:00p

Location: 1000 E. Port Marina Drive, Hood River, OR

Zoom Meeting

<https://zoom.us/j/98078338082?pwd=RIEvT2RsK2NKKzllaWpCNTFyZGVaZz09>

Meeting ID: 980 7833 8082

Passcode: 966154

Members: Chair, Mike Fox (Commissioner), Port of Hood River; Vice Chair, Jake Anderson (Commissioner), Klickitat County; Catherine Kiewit (Mayor), City of Bingen; Marla Keethler (Mayor), City of White Salmon; Kate McBride (Mayor), City of Hood River; Bob Benton (Commissioner), Hood River County

Alternates: Kristi Chapman (Commissioner), Port of Hood River; Arthur Babitz (Commissioner), Hood River County; Joe Sullivan, City of Bingen (Councilor); Jason Hartmann (Councilor), City of White Salmon; David Sauter (Commissioner), Klickitat County; Jessica Metta (Councilor), City of Hood River.

Staff/Consultants: Kevin Greenwood (Executive Director), Port of Hood River; Genevieve Scholl, Port of Hood River; Michael Shannon (Project Manager), HNTB;

1) Welcome

2) Approval of Minutes

- Bi-State Working Group Meeting Minutes 11/14/2022

3) Review of Previous Action Items

Priority	Description/ Expected Outcome	Assigned To	Date Assigned	Due Date	Resolution/ Current Status	Status
Med	Track progress of BO following ODOT's commitment to have a draft in Mid-October Primary Contacts: Dennis Reicht: ODOT Tom Loynes – NMFS Liaison and Cash Chesselet – ODOT Environmental Program Coordinator – NMFS Liaison	Mike Shannon	9/19/2022	10/17/2022	10/17/2022 Staff will follow up with ODOT next week on Draft Document 10/31/2022 – Dennis said that Tom and Cash met with QC and NMFS and that it was their priority to get most of the draft completed this week. 11/14/2022 – Dennis ODOT indicated continued delays due to staff working on Abernathy Bridge issues 12/12-2022 – Carol ODOT emailed that the draft is 2-3 weeks out due to workload delays associated with Abernathy Bridge and Training	In Progress
Med	Track Progress of the Final BO	Mike Shannon	9/19/2022	1/31/2023	No Update	In Progress
High	Recommendations on approach for appointees to the BSBC	Mike Shannon/Steve Siegel	10/03/2022	10/17/22	10/17/2022 – Options discussed with the BSWG 10/31/2022 – Decision on approach 11/14/2022 – additional coordination needed by the counties	In Progress

Contact: Michael Shannon, (425) 577-8071 or mwshannon@hntb.com



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BRIDGE REPLACEMENT PROJECT

Location: 1000 E. Port Marina Drive, Hood River, OR

High	Review 2 nd Draft of CFA	Mike Shannon/Steve Siegel	10/03/2022	11/15/22	10/17/22 - PPB options memo presented to the BSWG - direction from the board to obtain public input from WA and OR on location - follow up with JLA on what that will look lie. 11/14/22 - JLA is developing questionnaire for review and approval for distribution to public 12/12/22 - Survey sent out with due date of 12/19 for responses	In Progress
Low	DC Trip – Set up initial meeting with Hal, Develop Schedule on Funding, Set Agenda for Trip	Hal H/Mike Shannon	10/31/22	11/14/22	Meeting was held with Hal on 11/8, Hal has developed schedule and agenda which are attached. 12/12/22 -	Complete
Low	Develop a delivery schedule for Treaty MOA's	Herb F/Mike Shannon	10/31/22	11/14/22	Draft Fishing Treaty MOA has been sent to FHWA for review (30 Day review) a schedule will be coordinated after FHWA review complete. RBMC continues to reach out and prep with Tribes concurrently 12/12/22- FHWA had no comments on the draft. Yakama Nation Treaty MOA has been sent to ODOT for coordination with YN.	In Progress
Low	Provide a Grant Dashboard	Mike S	10/13/22	12/12/22	Dashboard is in development 12/12/22 - data provided in Bridge Update Packet with summary of reimbursement and remaining funding in each grant	In Progress

4) Informational Items

Time	Discussion Topic	Owner/Presenter
2 Min	Update on DC Trip – Dec 6 th to 8 th (Comm Fox, Mayor Keethler, Comm Anderson, Mike S) <ul style="list-style-type: none"> • Meetings with <ul style="list-style-type: none"> ○ Rep. Newhouse ○ Rep. Blumenauer ○ Sen. Wyden ○ Sen. Murray ○ Sen. Merkley ○ Sen. Cantwell ○ Build America Bureau (BAB) – TIFIA Loans ○ Office of the Secretary - Grants 	Mike Shannon
2 Min	CFA 2 nd Draft Review <ul style="list-style-type: none"> • Business Location • Local Appointments • Legal Reviews 	Mike Shannon/ Steve S

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2 Min	Grant Status <ul style="list-style-type: none"> • MPDG (Rural/Mega) • BIP • Raise 2023 	Mike Shannon
5 Min	Treaty MOA's <ul style="list-style-type: none"> • Yakama – Draft Agreement sent to ODOT on 11/29/22 • Umatilla • Nez Perce • Warm Springs 	Mike Shannon
2 Min	NEPA/FEIS <ul style="list-style-type: none"> • Sec. 106 MOA • BiOp 	Mike Shannon
5 Min	RBMC <ul style="list-style-type: none"> • Geotech • Preliminary Eng • Project Delivery Method • Permitting • Amendment 2 	Mike Shannon
5 Min	Communications Update	
20 Min	WSTC Update Presentation on Traffic and Revenue Study	Carl See
20 Min	Project Delivery Method Recommendation	Paul Huston

5) Upcoming Actions

Description/ Expected Outcome	Anticipated Action Date
ODOT Tech Services IGA	Mid-October
HNTB Amendment 2	January
Project Delivery Method Determination	December
CFA Approval	January
BiOp	January

6) New Action Items

Priority	Description/ Expected Outcome	Assigned To	Due Date

Next Meeting, January 09, 2023

Contact: Michael Shannon, (425) 577-8071 or mwshannon@hntb.com



BRIDGE REPLACEMENT PROJECT

Bi-State Working Group Meeting Summary

Monday, November 14, 2022 | 2:00 p.m. – 4:00 p.m.
Port of Hood River – Commission Board Room & Via Zoom
1000 E Port Marina Drive, Hood River OR 97031

In Attendance:

Members: Chair, Mike Fox (Commissioner), Port of Hood River; Catherine Kiewit (Mayor), City of Bingen; Kate McBride (Mayor), City of Hood River.

Alternates: Arthur Babitz (Commissioner), Hood River County.

Staff/Consultants: Kevin Greenwood (Executive Director), Michael Shannon (Project Manager), HNTB; Kary Witt, HNTB; Steve Siegel, Siegel Consulting.

Guests: Michael Williams, WSDOT; Jessica Pickul, JLA; Steve Siegel, Siegel Consulting; Kary Witt, HNTB; Alice Hodge, JLA; Jessica Hostler; Hal Hiemstra, Summit Strategies.

Welcome

Commissioner Mike Fox called the meeting to order at 2:00 p.m.

Approval of Minutes

The Bi-State Working Group (BSWG) minutes for October 31 were approved by consensus.

Review of Previous Action Items

Michael Shannon, HNTB Project Manager, noted that they followed up with Oregon Department of Transportation (ODOT) regarding the Biological Opinion (BiOp). ODOT is anticipating having the draft BiOp ready by the end of November.

Shannon commented that the recommendation on the approach for appointees to the Bi-State Bridge Authority (BSBA) is moving forward in Hood River County. Commissioner Fox offered to forward the Hood River County draft to Klickitat County to be used as a template.

The third draft for the Commission Formation Agreement (CFA) went out last week for review. Kevin Greenwood, Executive Director, suggested having BSWG members attend other agency board meetings to present the CFA and provide a better understanding of the document. Commissioner Fox noted his concern regarding the proposed language in the footnote on the CFA that would prevent public officials from being on the board of the new BSBA. Shannon commented that legislation requires that the BSBA be named. Currently the name is Mid-Columbia Bridge Commission, but it requires approval from the BSWG. Mayor Catherine Kiewit requested that someone attend their council meeting on November 15 to discuss the CFA. Greenwood and Shannon will attend the meeting.

Shannon turned to Hal Hiemstra for a brief update on the DC Trip. Hiemstra reported that he has been in communication with Mike Shannon and Mike Fox to discuss talking points and strategies for the upcoming DC Trip. The schedule includes meetings with all the congressional staff who are relevant to the Bridge Replacement Project. There will also be meetings with the US Department of Transportation (USDOT) and the office of the Secretary. Greenwood inquired about the RAISE program. Hiemstra replied that the next round of RAISE funding will be announced by the end of November and anticipates the grant to be in the \$25-35 million range. Hiemstra added that this grant is flexible, but a significant amount tends to go towards alternative transportation such as bicycle or pedestrian infrastructure projects. Commissioner Fox suggested highlighting the bicycle and pedestrian path of the new bridge to Representative Earl Blumenauer. Commissioner Arthur Babitz commented that there is a different influence group for bike facilities that could help emphasize the need for the new bridge and asked if this would be productive. Hiemstra commented that the support from other entities would help the project.

Shannon reported that the draft Fishing Treaty MOA has been sent to Federal Highway Administration (FHWA) for review. At the last BSWG meeting there was a question regarding the TIFIA loan repayment schedule. Shannon noted that the interest incurs when the proceeds are drawn, and the principal payments can be deferred up to 5 years after substantial completion. JLA will provide regular updates on the communications plan. Updates will be provided in the meeting packets.

Shannon turned to Alice Hodge of JLA, for a brief overview of the website for the Replacement Bridge Project. Commissioner Fox suggested incorporating all the BSWG meetings into the new website. Shannon noted that the grant dashboard that was requested by the BSWG is in development.

Informational Items

- a. **Status on Oregon Legislative Meetings** – Shannon reported that there are two more meetings remaining.
- b. **NEPA/FEIS** – Section 106 was submitted with the MOA to FHWA. Once finalized the request will be made to separate the treaty tribe mitigation agreement from the FEIS/ROD to get it finalized.
- c. **RMBC** – Geotech drilling is in process. They will need a Section 106 clearance from ODOT that will take about 45 days. ODOT will also help with obtaining a tribal monitor for the cultural resources piece of the Geotechnical drilling. Once it is determined which tribe will be monitoring, a contract will need to be made with the tribe to reimburse the monitor's time.

Upcoming Actions

- d. **Project Delivery Method Determination** – Shannon noted that over 80 people attended the event, and there were 16–17 individual meetings with contracts and engineers.

New Action Items

- a. Add BSWG meetings to the new website.

Adjourn

Greenwood announced that as of January 2023 Mayor Kate McBride will no longer be attending the BSWG meetings, and it is unknown if the new Mayor will be attending the meetings. Next meeting is scheduled for December 12. Commissioner Fox adjourned the meeting at 3:20 p.m.

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Project Director Report

December 12, 2022

The following summarizes Replacement Bridge Project activities from Nov 14th to Dec 12th, 2022:

PROJECT MANAGEMENT

- *RBMC team is continuing to meet with WSP, ODOT and Federal Highway Administration (FHWA) related to the NEPA/FEIS process and Treaty Tribe MOA's.*
- *The RBMC is working through comments on Amendment 2 with the PORT and ARUP. The amendment covers a Funding/Finance/Tolling including increased Grant Support and Advocacy, Cultural resources work related to Geotechnical Exploration on tribal lands, Development of Treaty Tribe Fishing Memorandum of Agreement (MOA's) with the four treaty tribes and increased communication outreach for the project.*
- *Grant Tracking for WA, ARPA, Build Grants will be on going each quarter.*
- *Continued Legislative Outreach*

FUNDING FINANCE & TOLLING

- *Washington State Transportation Commission (WSTC) T&R Analysis*
 - *WSTC team will do an update presentation to the BSWG and PORT Commission in December.*
 - *HNTB and the PORT continue to coordinate with WSTC, providing traffic data and historical information as requested. WSTC is performing traffic counts in the area.*
 - *WSTC Technical Working Group meeting was held on Nov 29th. WSTC will present to the BSWG on Dec 12th and an update will be provided to the Port Comm.*
 - *Schedule Milestones:*
 - *Dec 2022 - WSTC will approve up to eight preliminary tolling scenarios for further analysis*
 - *March 2023 – WSTC approves two refined tolling scenarios for further analysis*
 - *May 2023 – Draft Study findings and recommendations presented to WSTC*
 - *June 2023 – Final Report of findings and recommendations presented to WSTC and submitted to Washington State Legislature*

PENDING GRANT FUNDING UPDATES

- *Raise Grant (2023)*
 - *Notice of Funding Opportunity (NOFO) issued : 11/30/22*
 - *Application Due: 2/28/23*
 - *For Rural Applications Min \$1M/Max \$25M (\$750M available to the program)*
- *Multimodal Project Discretionary Grant (MPDG)*

- *Mega Project is still pending*
- *Rural is still pending*
- *Anticipated award by end of 2022*
- *Bridge Infrastructure Program (BIP)*
 - *50% match required (other state grants/appropriations and bonds count)*
 - *Obligation date: September 30, 2025 (within 18-month period)*
 - *Amount requested: \$100M*
 - *Anticipated award by end of 2022*

EXECUTED GRANT FUNDING UPDATES

- *Build20*
 - *Grant Awarded 9/23/22*
 - *Funding: \$5M – Federal Share, \$1.25M Local Match (Washington Grant) – Total \$6.25M with an Expenditure Deadline of 12/31/2024*
 - *Total Submitted for Reimbursement: \$0*
 - *Total Reimbursement received to date: \$0*
 - *Remaining Funds: \$5 million*
 - *Coordinating meeting was held with FHWA on 11/8, FHWA is working on internal questions on the process. We have submitted application on 11/28/22 to become certified within FHWA system.*
Next reimbursement submittal pending coordination with FHWA
- *ARPA (Oregon Grant)*
 - *Grant Awarded 5/12/22*
 - *Funding: \$5M with an Expenditure Deadline of 12/31/26*
 - *Total Submitted for Reimbursement: \$179,074.35*
 - *Total Reimbursement received to date: \$0*
 - *Remaining Funds: \$4,820,925.65*
 - *1st Quarter reimbursement submitted for \$71,250.07 and 3rd Quarter reimbursement submitted for \$107,824.28 on (09/10/2022)*
Next reimbursement submittal January 2023
- *WA SB 5165 Grant*
 - *Grant Awarded 2/2/22*
 - *Funding: \$5M with an Expenditure Deadlines of 6/30/23 (\$3M) and 6/30/23 (\$2M)*
 - *Total Submitted for Reimbursement: \$384,693.39*
 - *Total Reimbursement received to date: \$384,693.39*
 - *Remaining Funds: \$4,615,306.61*
 - *3rd Quarter reimbursement submitted for \$322,210.34 (covers from 4/1/22 to 9/30/22). Received reimbursement payment on 11/23/22.*
Next reimbursement submittal January 2023.

GOVERNMENT AFFAIRS UPDATE

- *One on one Oregon Legislative briefings have concluded, we were able to meet with the following members:*
 - *Oregon*
 - *Representative McLain (D-Hillsboro)*
 - *Representative Lewis (R-Silverton)*
 - *Lindsay Baker, Assistant Director, Government and External Relation at ODOT*
 - *Senator Hansell (R-Athena) and Jake Pelroy*
 - *Representative Sanchez (D-N/NE Portland) and Jon Pugsley*
 - *Angela Donley, Policy Advisor for Senate Majority Leader Wagner*
 - *Matt Garrett, Climate, Energy and Transportation Policy Advisor to Gov. Brown*
 - *Jason Trombley, Legislative Director for House Majority Leader Fahey*
 - *Senator Steiner Hayward (D-NW Portland/Beaverton), Tatiana Amrein, and Ellie Forness*
 - *Tony Lapiz and Jenn Baker, Legislative Director and Chief of Staff for Speaker Rayfield*
 - *Senator Findley (R-Vale)*
 - *Representative Sosa (D-Hillsboro)*
 - *Representative Scharf (R-Polk County)*
 - *Senator Gorsek (D-Troutdale) and Jason Hitzert*
 - *Senator Beyer (D-Springfield)*
 - *Luke Harkins, Chief of Staff for Representative Gomberg (D-Central Coast)*
 - *Representative Pham (D-NE/SE Portland)*
 - *Representative Smith (R-Morrow)*
- *Oregon meetings have concluded for this year. Follow up meetings will be scheduled as committees are assigned late this year for early 2023.*
- *Final coordination meeting is scheduled for 12/2 with Hal H to finalize agenda for Washington DC trip in Dec*
- *The next trip to Washington DC has been set for Dec 6th – 8th. (Comm Fox, Mayor Keethler, Comm Anderson, Mike S)*

BI-STATE BRIDGE COMMISSION PROGRESS

- *The 3rd Draft of the Commission Formation Agreements (CFA) has been distributed for review. Steve S has been working through comments from the PORT's legal team.*
- *Public input will be solicited in WA and OR on the Primary Place of business determination. The online survey will be sent this week, Once this input has been received and evaluated the BSWG will determine the next steps.*
- *Local Govt nominations/appointments process is under discussion at the counties.*
- *Legal reviews by each member of the future BSBC are critical to the process.*

FINAL EIS/RECORD OF DECISION

- *Environmental Impact Statement technical reports are available at <https://cdxapps.epa.gov/cdx-enepa-ii/public/action/eis/details?eislid=314171>*

- *Update from Carol Sneed with ODOT indicated that ODOT has moved the completion date from the end of Nov to the end of Dec. Stating they have been impacted by activities on another project that are under construction.*

TREATY TRIBE MOA'S

- *A Semi-weekly meeting has been set up with ODOT and FHWA specific to advancing the Treaty Tribe MOA's. A collaboration space has been created on the Project Portal site. A tribal Cultural Training was held by Akana on 11/29 for the RBMC team in preparation for ongoing coordination with the Treaty Tribes.*
 - **Yakama Nation (YN).**
 - *The draft MOA was completed and all ODOT comments resolved and the draft was sent to FHWA for review on 11/3/22. FHWA responded on 11/22 with no comments. A draft of the Yakama MOA was submitted to ODOT on 11/30 for submittal to the Yakama Nation*
 - **Nez Perce**
 - *An email has been sent to David Cummings our new point of contact, to have a kick off meeting prior to the distribution of a Draft MOA*
 - **Umatilla (CTUIR).**
 - *A meeting was held on 10/24/22 with Joe Pitt the new legal contact for CTUIR to introduce the project and team that will be working with him to finalize the MOA. Joe was very open to the submittal of a draft agreement. HNTB is drafting an MOA for Joe's review using the Yakama MOA as a template.*
 - **Warm Springs.**
 - *ODOT managing this relationship. FHWA has sent the draft letter to Warm Springs requesting Govt. to Govt. consultation on the MOA.*

DELIVERY METHOD

- *Delivery Method Industry Forum was held on Nov 7th. The presentation and attendance list are in the meeting packet. We had over 80 participants from both the contracting community and designers.*
- *12 Industry one on one meetings were held with interested contractors and designers to obtain lessons learned and considerations while making the delivery method determination.*

GEOTECHNICAL

- *The draft Geotechnical subsurface exploration plan has been developed and submitted to ODOT for review and coordination with potentially impacted tribes for cultural resource monitoring. Land borings will begin on the Oregon side followed by Washington land borings and then moving to in water borings in the Spring of 2023.*
- *Coordination with the tribes will work through ODOT but it is likely the PORT will be asked to fund the tribal monitoring costs.*

OTHER ITEMS

KEY STAKEHOLDER MEETINGS

Date:	Subject:
11/15	Halmar/ASTM - Contractor
	Sundt - Contractor
	Traylor Bro - Contractor
	Guy F. Atkinson - Contractor
11/15, 11/29	Treaty Tribe MOA Coordination (ODOT/FHWA)
11/16	Hamilton Construction – Contractor
	HDR – Designer
	Skanska – Contractor
	Walsh – Contractor
	Kiewit - Contractor
11/17	NEPA/Cultural Resources Coord (FHWA/ODOT)
11/21, 11/28, 12/5	WSP Check in
	RBMC Check in
	Communication Check in
11/22, 11/29	PORT Staff Mtg
11/22	RBMC Survey Coord
11/22	COWI - Contractor
	Tribal/Regulatory Coord
11/28	American Bridge - Contractor
11/29	RBMC Tribal Cultural Training
	STV - Designer
	WSTC T&R Study Task Force Mtg
	David Evans and Associates - Designer
11/30	US Army Corp Engineers/ US Coast Guard Coord on Permits
	FFT/Communications Workshop
12/5	2023 Raise Grant Kick Off