

**Linn County Review Process and Dispute Resolution Process
Oregon Statewide Transportation Improvement Fund
Formula Fund Program**

The procedures and requirements regarding the ODOT Statewide Transportation Improvement Fund (STIF) are established in Oregon law (HB 2017 session, as amended by HB 4059 2018 session) and Oregon Administrative Rules (732-040-0000 through 732-044-0050), ODOT guidance documents and procedures and in Linn County code and Linn County Transportation Advisory Committee bylaws.

EVALUATION OF APPLICATIONS

A. Linn County Transportation Advisory Committee

The Linn County Transportation Advisory Committee, with updated bylaws, serves as the STIF Advisory Committee under the provisions of Oregon Administration Rule 732-040-0035. Membership includes at least one member who is/or represents each of the following groups: low-income individuals; individuals age 65 or older or people with disabilities; and Public Transportation Service Providers or non-profits entities which provide public transportation services. Other members meet the qualifications listed in OAR 732-040-0035.

Each member of the Transportation Advisory Committee shall receive a copy of all applications prior to its scheduled and publically noticed meeting. The Linn County Special/Rural Transportation Coordinator will provide a report to the committee members to assist them in the review of applicant and program/project qualifications.

The Transportation Advisory Committee strongly encourages each applicant to attend the meeting and to provide a brief presentation to the committee regarding their proposed programs/projects. Attendance is encouraged but is not required.

The committee shall be specifically guided in its review of applications and allocation recommendations by the transportation needs, priorities, potential opportunities and review procedures identified in state law, Oregon Administrative Rules, ODOT guidance documents and procedures; and in Linn County code and Linn County Transportation Advisory Committee bylaws.

The Transportation Advisory Committee shall make recommendations to the Linn County Board of Commissioners.

B. Linn County Board of Commissioners

The Linn County Board of Commissioners is the “Qualified Entity”, under provisions of OAR 732-040-0005, and is responsible for reviewing the applications and the recommendations of the Transportation Advisory Committee; and for making “Qualified Entity” recommendations and decisions regarding STIF applications as outlined in

Oregon law, Oregon Administrative Rules and ODOT guidance documents and procedures.

This review will take place at a regularly scheduled meeting of the Board of Commissioners, with a public notice published in the Albany Democrat-Herald newspaper and in accordance with all provisions of Oregon public meeting laws.

C. Oregon Department of Transportation

The Oregon Department of Transportation, Public Transit Division, and the Oregon Transportation Commission are responsible for reviewing the recommended allocations and projects, forwarded by the Linn County Board of Commissioners, in accordance with state law and Oregon Administrative Rules and ODOT guidance documents and procedures.

DISPUTE RESOLUTION

In order to meet the grant program time schedules developed by ODOT, it is important that all protests are filed and resolved in a very timely manner.

Within 7 days of the meeting of the Transportation Advisory Committee, an applicant, organization or individual may file a protest with the Linn County Special/Rural Coordinator regarding the recommendations of the Transportation Advisory Committee.

The protest must identify the proposed project(s)/programs(s) affected by the recommendations, the person, group, class or organization affected by the decision, any arguments pertaining to the protest and the requested remedy.

The Linn County Special/Rural Coordinator shall investigate the protest and provide a written statement of finding prior to the review meeting of the Board of Commissioners. During his/her review, the Linn County Special/Rural Coordinator shall consult with the Chair of the Transportation Advisory Committee. The Chair shall determine, after a review of the protest and the time schedule, whether to call a meeting of the Transportation Advisory Committee to review the protest prior to the meeting of the Board of Commissioners.

The written statement of finding shall be forwarded to the protest party, the members of the Transportation Advisory Committee and the members of the Board of Commissioners.

The Board of Commissioners, in its review of the proposed projects/programs shall take into consideration any protests received; and interested parties may address the Board of Commissioners at its public meeting.

The decision of the Board of Commissioners, serving as the Qualified Entity under the authority of state law, Oregon Administrative Rules, ODOT guidance documents and procedures, shall be final.

In accordance with the Linn County Special/Rural Transportation Title VI/Non-Discrimination Plan, Linn County requires each grant recipient to ensure it shall not discriminate on the basis of race, color or national origin in the performance of federal grant funded projects.