

T Transportation Committee

For the Metropolitan Council meeting of September 28,
2011

Item: 2011-246

ADVISORY INFORMATION

Date September 13, 2011
 Prepared:
 Subject: Adopt 20112-2015 Transportation Improvement Program

Proposed Action:

That the Metropolitan Council:

1. Adopt the 2012-2015 Transportation Improvement Program.
2. Certify that the Twin Cities Metropolitan Transportation Planning Process is being carried on in conformance with all applicable federal requirements of:
 - Section 134 of Title 23, U.S.C., Section 8 of the Federal Transit Act (49 U.S.C. app. 1607);
 - Sections 174 and 176 (c) and (d) of the Clean Air Act (42 U.S.C. 7504, 7506 (c) and (d).
 - Title VI of the Civil Rights Act of the 1964 and Title VI assurance executed by each state under 23 U.S.C. 324 and 29 U.S.C. 794;
 - Section 1101 (g) of the Transportation Equity Act of the 21st Century (Pub. L. 105-178) regarding the involvement of disadvantaged business enterprises in FHWA and FTA funded planning projects (Pub. L. 97-424, Section 105 (f); 49 CFR part 23); and
 - The provisions of the Americans with Disabilities Act (Pub. L. 101-336, 104 Stat. 327, as amended) and U.S. DOT regulations (Transportation for Individuals with Disabilities (40 CFR parts 27, 37 and 38).
3. Certify the TIP conforms with the provisions of 49 CFR part 20 regarding lobbying restrictions on influencing certain federal activities.
4. Find that the TIP is consistent with the Transportation Policy Plan, which is in conformance with applicable federal transportation and air quality regulations.
5. Find that the TIP meets all applicable federal requirements.
6. Find that the TAB provided adequate opportunity for public, agency and transit operators involvement through its regular process and special public meetings and hearing.
7. Transmit the 2012-2015 TIP along with these comments to the Minnesota Department of Transportation and Minnesota Pollution Control Agency.

Summary of Committee Discussion / Questions:

James Andrew, Senior Planner, presented the item and responded to questions from Committee members. Councilmember Doan asked if the region was in danger of becoming in nonattainment for various air pollutants. Arlene McCarthy and James Andrew explained that the region is currently in attainment but that the Environmental Protection Agency sometimes revises its thresholds for air quality attainment. It did not appear that the region was in immediate danger of becoming nonattainment for other pollutants but that Metropolitan Council staff keeps track of developments that may impact our air quality status. Councilmember Doan also asked whether the TIP can be modified at any other point during the year. Andrew responded that the TAB frequently forwards TIP amendment authorization requests to the Council throughout the year and that those requests go through the same process as the TIP but without a public hearing.

Motion was made, seconded and passed.

T Transportation Committee
Meeting date: September 12, 2011
Metropolitan Council Meeting: September 28, 2011

ADVISORY INFORMATION

Date: August 17, 2011
Subject: Adopt 2012-2015 Transportation Improvement Program
District(s), Member(s): All
Policy/Legal Reference: TAB Action
Staff Prepared/Presented: Arlene McCarthy, Director MTS (651-602-1754)
Amy Vennewitz, Deputy Director Finance & Planning (651-602-1058)
James Andrew, Senior Planner MTS (651-602-1721)
Division/Department: Metropolitan Transportation Services

Proposed Action

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2. Certify that the Twin Cities Metropolitan Transportation Planning Process is being carried on in conformance with all applicable federal requirements of:
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 - Title VI of the Civil Rights Act of the 1964 and Title VI assurance executed by each state under 23 U.S.C. 324 and 29 U.S.C. 794;
 - Section 1101 (g) of the Transportation Equity Act of the 21st Century (Pub. L. 105-178) regarding the involvement of disadvantaged business enterprises in FHWA and FTA funded planning projects (Pub. L. 97-424, Section 105 (f); 49 CFR part 23); and
 - The provisions of the Americans with Disabilities Act (Pub. L. 101-336, 104 Stat. 327, as amended) and U.S. DOT regulations (Transportation for Individuals with Disabilities (40 CFR parts 27, 37 and 38).
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5. Find that the TIP meets all applicable federal requirements.
6. Find that the TAB provided adequate opportunity for public, agency and transit operators involvement through its regular process and special public meetings and hearing.
7. Transmit the 2012-2015 TIP along with these comments to the Minnesota Department of Transportation and Minnesota Pollution Control Agency.

Background

- The TAB adopted the 2012-2015 Transportation Improvement Program (TIP) at its August 17, 2011 meeting.
- The 2012-2015 TIP is forwarded by the Transportation Advisory Board to the Metropolitan Council for adoption. The TIP is a programming document that the federal government requires the Metropolitan Planning Organization (MPO) to develop and approve in order for the area to be eligible to receive federal funds for transportation projects. The TIP also contains the Metropolitan Council's Program of (Transit) Projects (POP) which includes transit projects for Metro Transit, Metro Mobility, Contracted Services and

Suburban Transit Providers. The Council, in turn, sends the TIP to MnDOT to incorporate it into the Statewide Transportation Improvement Program (STIP), which is then forwarded to U.S. DOT for approval.

- The TAB oversees the development and adoption of the TIP. The TAB transmits it to the Metropolitan Council for adoption. As per agreement in the Planning MOU, the Council will not modify it unless it finds it inconsistent with regional policy, in which case the Council will return it to the TAB for reconsideration. The TIP must meet a number of Federal requirements, including:
 - Cover a period of at least four years.
 - Be a product of continuing, comprehensive and cooperative (3C) planning process.
 - Be developed from a conforming regional metropolitan transportation plan that is fiscally constrained.
 - Be consistent with regional land use and transportation plans.
 - Conform to the requirements of the Clean Air Act and Amendments.
 - Identify transportation improvements proposed in the "Transportation Development Guide Chapter/Policy Plan" and recommended for federal funding during the program period.
 - Include both highway and transit projects.
 - Be fiscally constrained.
 - Be initiated by locally elected officials from general-purpose governments.
 - Allow opportunities for public participation of private transit providers in preparation of the TIP.
 - Fulfill requirements of the final order on Environmental Justice.
- The 2012-2015 TIP for the Twin Cities Metropolitan Area meets all federal and state requirements and will be submitted to MnDOT to be included in the STIP to be approved by the Governor's designee.
- The public hearing on the draft TIP was held on June 15, 2011, and the public comment period concluded on July 5, 2011. The public process for review and adoption of the Draft TIP was officially noticed in the State Register by the Metropolitan Council. Notices of the meetings were sent to several hundred interested parties including all local governments and affected state and regional agencies, as well as to media throughout the seven counties. A report that included comments received during the public hearing process and staff recommended responses was mailed to the TAB and was accepted by the TAB at its August 17, 2011 meeting.
- MnDOT submitted a number of changes to major projects, project cost and schedule during the public comment period. These were all accepted by the TAB and changes were made to summary tables, the text and Appendix A.
- The Metropolitan Council submitted an amendment to add funds for the Central Corridor Light Rail Transit project during the public comment period. This amendment was accepted by the TAB and changes were made to the summary tables, text and Appendix A.

Rationale

The TIP is required by federal law so that Federal Surface Transportation funding can be utilized in the seven county area.

Funding

Council and MnDOT staff developed the Draft TIP for TAB consideration. The projects to be funded are identified through various processes. The TAB/Council regional solicitation process, which ended in March of 2010 selected projects to be implemented in 2013 and 2014 and utilize approximately \$95 Million in Federal funds annually. The Council in its capital budgeting process identifies transit projects for funds that come directly to the Council. MnDOT and its advisory Capital Improvement Committee recommends projects for the remainder of the Title I funds and State Trunk Highway funds of approximately \$300 Million per year.

Known Support / Opposition

The Council and MnDOT developed the TIP cooperatively. The TAB held a public hearing. The TAB considered all comments and made changes which are reflected in the Final TIP. No opposition to adoption of the TIP was noted.

Transportation Advisory Board

of the Metropolitan Council of the Twin Cities

Bill Hargis
Chair

September 2, 2011

County Commissioners

Andy Westerberg
Anoka County

Randy Maluchnik
Carver County

Paul Krause
Dakota County

Jan Callison
Hennepin County

Tony Bennett
Ramsey County

Jon Ulrich
Scott County

Dennis Hegberg
Washington County

Municipal Officials

Dick Swanson
Blaine City Council

Bethany Tjornhom
Chanhassen City Council

Julia Whalen
Champlin City Council

James Hovland
Mayor of Edina

Becky Petryk
Hugo City Council

Will Rossbach
Mayor of Maplewood

Robert Lilligren
Minneapolis City Council

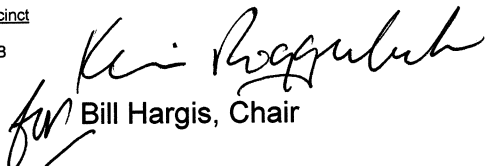
Steven Gallagher
Newport City Council

Sue Sanger
St. Louis Park City Council

Russ Stark
St. Paul City Council

Citizen Members - Precinct

Andrew Reinhardt - A
Thomas Heffelfinger - B
James Meyers - C
Kenya McKnight - D
Ashraf Siddiqui - E
Bill Hargis - F
Margaret Donahoe - G
Karl Drotning - H

for 
Bill Hargis, Chair
Kjr/kjr

Susan Haigh, Chair
Metropolitan Council
390 Robert Street No.
St. Paul, MN 55101

Ms. Haigh,

On August 17, 2011, the Transportation Advisory Board voted to adopt the 2012-2015 Transportation Improvement Program for the Twin Cities Metropolitan Area. The 2012-2015 TIP includes more than \$3.5 billion for highway, bridge, transit capital and bike/pedestrian improvements in our region, all of which are consistent with the region's Transportation Policy Plan.

The TAB also voted to accept the public comment report associated with the development of the 2012-2015 TIP. The public comment report documents the TAB's public involvement process and records changes made to the draft TIP prior to adoption of the final document.

The TAB forwards the public comment report and the adopted 2012-2015 TIP to the Metropolitan Council for concurrence along with additional information described in TAB action transmittal 2011-55.

Sincerely,

Agency Representatives

Adam Duinick
Metropolitan Council

Scott McBride
Minnesota DOT

Lisa Peilen
M.A.C.

David Thornton
M.P.C.A.

Modal Representatives

Richard Mussell
Transit

David Van Hattum
Transit

Ron Have
Freight

David Gepner
Non-motorized

Transportation Advisory Board
of the Metropolitan Council of the Twin Cities

ACTION TRANSMITTAL

No. 2011-55 (revised August 15, 2011)

DATE: August 15, 2011
TO: Transportation Advisory Board
FROM: TAB Programming Committee
SUBJECT: Public Comment Report for the 2012-2015 Transportation Improvement Program (TIP) and adoption of the 2012-2015 TIP.

MOTION: The Transportation Advisory Board accepted the Public Comment Report and adopted the 2012-2015 Transportation Improvement Program (TIP) for the Twin Cities Metropolitan Area.

BACKGROUND AND PURPOSE OF ACTION: On Wednesday, June 15, 2011, the Transportation Advisory Board held a public hearing on the draft 2012-2015 Transportation improvement Program for the Twin Cities Metropolitan Area. Comments were also collected over a 45-day public comment period. The Public Comment Report is attached. The Technical Advisory Committee agreed with the report and recommended incorporating the changes in the staff responses.

The TAB Programming Committee also voted to amend the motion to recommend adoption of the 2012-2015 TIP to include three projects that were inadvertently left out of the draft final TIP for adoption. Each project was programmed in 2011 and is part of the regionally-adopted and federally-approved 2011-2014 TIP which is currently in effect. It was thought that these three projects would be ready to seek federal authorization in 2011, but they will not be ready and need to be included in the 2012-2015 TIP in order for the project sponsors to use the federal funds awarded to them. MnDOT staff brought this to the TAB staff's attention on August 9.

The three projects are highlighted in the tables that were emailed to the TAB on August 16 and distributed at the meeting. The tables are also attached to this action transmittal.

ROUTING

TO	ACTION REQUESTED	DATE COMPLETED
TAC Funding & Programming Committee	Review & Recommend	July 21, 2011
Technical Advisory Committee	Review & Recommend	August 3, 2011
TAB Programming Committee	Review & Recommend	August 11, 2011
Transportation Advisory Board	Review, Accept & Adopt	August 17, 2011
Metropolitan Council	Concurrence	