

**Major Amendment #3
to the
2020-2023 Transportation Improvement Program
for the
Green Bay Urbanized Area**



**Brown County Planning Commission/
Metropolitan Planning Organization (MPO) for the Green Bay Urbanized Area
September 2020**



U.S. Department
of Transportation
**Federal Highway
Administration**



U.S. Department
of Transportation
**Federal Transit
Administration**



The preparation of this report has been financed in part through grants from the Federal Highway Administration and Federal Transit Administration, U.S. Department of Transportation, under the Metropolitan Planning Program, Section 104(f) of Title 23, U.S. Code. The contents of this report do not necessarily reflect the official views or policy of the U.S. Department of Transportation.

A full copy of the TIP and subsequent amendments and/or administrative modifications can be found on the Brown County Planning Commission website at <http://www.co.brown.wi.us/>. Click on Departments, Planning, Transportation, and Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.



The Brown County Planning Commission/Metropolitan Planning Organization (MPO) for the Green Bay Urbanized Area invites you to follow us on Facebook at: <https://www.facebook.com/pages/Brown-County-Planning-Commission-Green-Bay-MPO/751165931582219> or on Twitter at <https://mobile.twitter.com/BCPCGreenBayMPO>.

RESOLUTION NO. 2020-05

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BROWN COUNTY PLANNING COMMISSION APPROVING
MAJOR AMENDMENT #3 TO THE
2020-2023 TRANSPORTATION IMPROVEMENT PROGRAM
FOR THE GREEN BAY URBANIZED AREA**

WHEREAS, U.S. Department of Transportation (DOT) regulations require the development and annual endorsement of a Transportation Improvement Program (TIP) for each urbanized area by the Metropolitan Planning Organization (MPO); and

WHEREAS, In accordance with 23 CFR 450.334(a) the Brown County Planning Commission (BCPC) hereby certifies that the metropolitan transportation planning process is addressing major issues facing the metropolitan planning area and is being conducted in accordance with all applicable requirements of:

1. 23 U.S.C. 134 and 49 U.S.C. 5303, and this subpart;
2. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C 2000d-1) and 49 CFR part 21;
3. 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, and national origin, in employment or business opportunity;
4. Sections 1101(b) of the FAST Act (P.L. 114-357) and 49 CFR Part 26 regarding the involvement of Disadvantaged Business Enterprises in the US DOT funded projects;
5. 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
6. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR Parts 27, 37, and 38;
7. The Older Americans Act, as amended (42 U.S.C 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
8. Section 324 of title 23, U.S.C regarding the prohibition of discrimination based on gender; and
9. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR 27 regarding discrimination against individuals with disabilities

WHEREAS, the BCPC is the designated MPO for the Green Bay Urbanized Area with responsibility for carrying out an urban transportation planning program; and

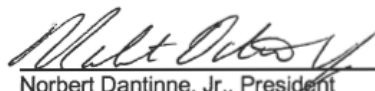
WHEREAS, the BCPC Board of Directors is the Green Bay MPO's policy board; and.

THEREFORE, BE IT RESOLVED, that the BCPC Board of Directors approves Major Amendment #3 to the 2020-2023 Transportation Improvement Program for the Green Bay Urbanized Area.

NOW, BE IT FURTHER RESOLVED that the MPO planning process is compliant with the requirements of the Fixing America's Surface Transportation Act (FAST Act) and that the BCPC certifies that the urban transportation planning process certification requirements of 23 CFR 450.114 (c) are satisfied.

Dated at Green Bay, Wisconsin, this 2nd day of September 2020.

BROWN COUNTY PLANNING COMMISSION


Norbert Dantine, Jr., President

ATTEST:


Cole Runge, Planning Director/MPO Director

Amendment Requirement

The Metropolitan Planning Organization (MPO) is required to issue an amendment to the *Transportation Improvement Program (TIP) for the Green Bay Urbanized Area*. The update must detail any programming or funding changes related to the urbanized area's federally funded road, highway, and public transit projects. The Mid-Year Update will be processed as a Major Amendment to the TIP.

Public Comment Period and Public Hearing

MPO staff conducted a 15-day public comment period, and a public hearing was held on August 26, 2020. The public participation documents can be seen in the appendices of this amendment report.

Additions and or Modifications to Federal Funded Projects

The subsequent tables reflect federal funding program changes reported to the MPO by Green Bay Metro.

Green Bay Metro
Additions and Modifications to Federal Funded Projects
(1,000s)

Primary Jurisdiction Project Sponsor	Project Description	Type	CY 2020				Amendment
			Federal	State	Local	Total	
Green Bay Metro	<u>Section 5339 Direct Allocation as per FTA</u> Equipment & Facility Improvements						
158-20-108 (2020)	DPF Cleaning System	EQUIP	60	0	15	75	Added to Program
158-20-107 (2020)	HVAC System (1 Air Conditioner & 4 Air Handling Units)	EQUIP	308	0	77	385	Modified Project
158-20-109 (2020)	Automatic Parts Washer	EQUIP	12	0	3	15	Added to Program
		TOTAL	380	0	95	475	
			Section 5339				

* DPF is a Diesel Particulate Filter

Brown County Planning Commission Board of Directors Transportation Subcommittee

The Transportation Subcommittee was provided the draft amendment and staff did not receive any comments

Brown County Planning Commission Board of Directors Action

The Brown County Planning Commission Board of Directors approved the amendment on September 2, 2020.

Fiscal Constraint Demonstration

The *Major Amendment #3 to the 2020-2023 Transportation Improvement Program for the Green Bay Urbanized Area* is fiscally constrained as demonstrated below and per federal requirements.

Summary of Federal Funding
Fiscal Constraint Demonstration - Four Year Requirement

Funding Source		Programmed Expenditures					Estimated Available Funding				
Agency	Program	2020	2021	2022	2023	Total	2020	2021	2022	2023	Total
FHWA	STBG (MPO Allocation)	\$928,000	\$4,836,000	\$2,324,000	\$10,230,000	\$18,318,000	\$928,000	\$4,836,000	\$2,324,000	\$10,230,000	\$18,318,000
	BUILD	\$21,377,000	\$1,040,000	\$0	\$1,040,000	\$23,457,000	\$21,377,000	\$1,040,000	\$0	\$1,040,000	\$23,457,000
	STBG (WisDOT)	\$1,134,000	\$854,000	\$854,000	\$854,000	\$3,696,000	\$1,134,000	\$854,000	\$854,000	\$854,000	\$3,696,000
	HSIP	\$240,000	\$240,000	\$1,295,000	\$240,000	\$2,015,000	240,000	240,000	1,295,000	240,000	\$2,015,000
	NHPP	\$18,410,000	\$660,000	\$560,000	\$21,847,000	\$41,477,000	\$18,410,000	\$660,000	\$560,000	\$21,847,000	\$41,477,000
	TA - STBG Set-Aside	\$0	\$0	\$947,000	\$0	\$947,000	\$0	\$0	\$947,000	\$0	\$947,000
	Total	\$42,089,000	\$7,630,000	\$5,980,000	\$34,211,000	\$89,910,000	\$42,089,000	\$7,630,000	\$5,980,000	\$34,211,000	\$89,910,000
FTA	Section 5307	\$2,290,000	\$0	\$0	\$0	\$2,290,000	\$2,290,000	\$0	\$0	\$0	\$2,290,000
	Section 5310	\$146,000	\$148,000	\$0	\$0	\$294,000	\$146,000	\$148,000	\$0	\$0	\$294,000
	Section 5339	\$377,000	\$0	\$0	\$0	\$377,000	\$377,000	\$0	\$0	\$0	\$377,000
	Total	\$2,813,000	\$148,000	\$0	\$0	\$2,961,000	\$2,813,000	\$148,000	\$0	\$0	\$2,961,000

* Several projects were approved under MAP-21 and will be implemented under FAST Act. STP renamed Surface Transportation Block Grant Program in Fast Act.

Appendix A

Email Message Sent to Interested Parties

Dear Interested Party:

You are invited to comment and are advised of a public hearing on ***Draft Major Amendment #3 to the 2020-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.***

A digital version of the Draft Major Amendment #3 document can be viewed by clicking on the following link:

link provided

The public review period and comment period will occur between August 12, 2020 and August 26, 2020.

If you would like to submit comments, please mail or email your comments by August 26, 2020, to:

Lisa J. Conard, Senior Planner
Brown County Planning Commission
Planning and Land Services Department
PO Box 23600
Green Bay, WI 54305-3600
Lisa.Conard@browncountywi.gov

You can also submit comments by telephone or through the Brown County Planning Commission/Green Bay MPO Facebook Page. The telephone number and Facebook link are shown at the end of this message.

A public hearing will take place on:

Wednesday, August 26, 2020
Northern Building
305 E. Walnut ST
Room 391
4:45 p.m.

The public is strongly encouraged to participate remotely. The public may participate in one of three ways:

1. Browse to this web address on a computer or smartphone: www.browncountywi.gov/PublicHearing. Enter event number 161 496 6017 (for audio and video). The Event Password should be filled in, but if needed, then enter 4444.
2. Call 1-415-655-0003, enter event number, press #161 496 6017 (for audio only). Then when asked for Attendee ID, press # again.
3. The public is invited to participate in person, but reservations are recommended. Contact Lisa.Conard@BrownCountyWi.gov or by phone at 920 448-6489. Face masks are required, and strict social distancing will be enforced.

Thank you for your interest in the Green Bay MPO.

Sincerely,

Lisa J. Conard, Senior Planner
Brown County Planning Commission/Green Bay MPO
305 East Walnut Street, Room 320
Green Bay, WI 54301
Phone: (920) 448-6489
Email: Lisa.Conard@browncountywi.gov
Website: www.co.brown.wi.us/planning

Appendix B

Public Hearing

Minutes

Public Hearing

**Major Amendment #3 to the
2020-2023 Transportation Improvement Program (TIP)
for the Green Bay Urbanized Area
by the
Brown County Planning Commission**

Wednesday, August 26, 2020

Northern Building

305 E. Walnut St

Room 391

4:45 p.m.

Attendees: None.

Brown County Planning Commission Staff: Lisa J. Conard and Karl Mueller

The meeting was adjourned at 4:50 p.m. as no one attended.

Please note that due to COVID-19, both an in-person and virtual option were made available to the public.

Appendix C
Legal Notice Affidavit



PRESS-GAZETTE
media
A GANNETT COMPANY

RECEIVED

AUG 25 2020

**Brown County Planning
and Land Services**

STATE OF WISCONSIN
BROWN COUNTY

BROWN COUNTY PLANNING LEGALS

305 E WALNUT ST STE 320

GREEN BAY WI 543015027

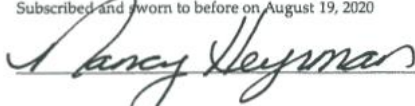
Being duly sworn, doth depose and say that she/he is an
authorized representative of the Green Bay Press Gazette, a
newspaper published in Green Bay, Wisconsin, and that an
advertisement of which the annexed is a true copy, taken from
said paper, which was published therein on:

Account Number: GWM-284368
Order Number: 0004324103
Total Ad Cost: \$115.94
Published Dates: 08/12/2020, 08/19/2020



Legal Clerk

State of Wisconsin
County of Brown
Subscribed and sworn to before on August 19, 2020



Notary Public State of Wisconsin, County of Brown

5.15.23
My Commission Expires

of Affidavits: 1
This is not an invoice

NANCY HEYRMAN
Notary Public
State of Wisconsin

NOTICE OF REQUEST FOR
COMMENTS AND NOTICE OF PUBLIC
HEARING ON THE DRAFT MAJOR
AMENDMENT #3 TO THE 2020-2023
TRANSPORTATION IMPROVEMENT
PROGRAM FOR THE GREEN BAY
URBANIZED AREA

All interested persons are invited to com-
ment and are advised of a public hearing
on the Draft Major Amendment #3 to the
2020-2023 Transportation Improvement
Program (TIP) for the Green Bay Urban-
ized Area.

An electronic copy of the amendment
may be requested by contacting Brown
County Planning Commission staff at Lisa
Conard@BrownCountyWI.gov

The public hearing will take place on:
Wednesday, August 26, 2020
Northern Building
305 E. Walnut St
Room 391
4:45 p.m.

The public is strongly encouraged to par-
ticipate remotely. The public may partici-
pate in one of three ways:

1. Browse to this web address on a com-
puter or smartphone: www.browncountywi.gov/PublicHearing. Enter event num-
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The Event Password should be filled in,
but if needed, then enter 4444.
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person, but reservations are recom-
mended. Contact Lisa Conard@BrownC
ountyWI.gov or by phone at 920 448-
6489. Face Masks are required, and
strict social distancing will be enforced.
The public review and comment period
for the amendment is scheduled for Au-
gust 12, 2020 – August 26, 2020.

To submit written comments, please
contact Lisa J. Conard, Brown County
Planning Commission, PO Box 23600,
Green Bay, WI 54305-3600 by August
26, 2020.

Unless otherwise noticed, this completes
the final program of projects.

Published by
Sandy Juno
County Clerk

Run: Aug. 12 & 19, 2020

WNAXLP

BROWN COUNTY PLANNING LEGALS

Re: 8/26 PH

GANNETT WI MEDIA
435 EAST WALNUT ST.
PO BOX 23430
GREEN BAY, WI 54305-3430

GANNETT
Wisconsin Media
Delivering Customers. Driving Results.

PHONE 920-431-8298
FAX 877-943-0443
EMAIL legals@greenbaypressgazette.com

Appendix D

Comments Received

No comments were received.

Appendix E

Self-Certification Summary

The BCPC Board of Directors (as the MPO's policy board) is charged with implementing the metropolitan planning process in accordance with applicable requirements of federal transportation legislation, the Clean Air Act, the Civil Rights Act, and the Americans with Disabilities Act. All agencies involved in the transportation planning process must also be held accountable to these federal requirements.

By federal law, agencies providing transportation services and/or receiving federal money must categorically adhere to the requirements as listed in the MPO's adoption/self-certification resolution.

With the approval of the Self-Certification, the policy board is certifying that regulations and policies of the MPO as a sub-recipient of federal aid are in compliance with applicable federal and state employment opportunity laws and guidelines, affirmative action goals, equal employment opportunity requirements, employment practices, procurement activities, and transportation services.

The 10 requirements for self-certification are summarized below.

(1) 23 U.S.C. 134, 49 U.S.C. 5303, and this subpart. These citations summarize the metropolitan planning requirements. This MPO is currently certified and has an approved Transportation Improvement Program, Long-Range Transportation Plan, Transportation Planning Work Program, and Public Participation Plan. This MPO also has the required interagency agreements, approved metropolitan area boundaries, and annual listings of obligated projects.

Green Bay MPO Compliance: The MPO complies with this requirement because it currently has an approved TIP, Long-Range Transportation Plan, Transportation Planning Work Program, and Public Participation Plan. The MPO also has all its required agreements, approved boundaries, and listings of obligated projects.

(2) In non-attainment and maintenance areas, sections 174 and 176 (c) and (d) of the Clean Air Act, as amended (42 U.S.C. 7504, 7506 (c) and (d)) and 40 CFR Part 93. State and local transportation officials take part in the 3C planning process to determine which planning elements will be implemented to improve air quality.

Green Bay MPO Compliance: This requirement does not currently apply to the Green Bay MPO because it is not within a non-attainment or maintenance area.

(3) Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d–1) and 49 CFR Part 21. Title VI prohibits exclusion from participation in, denial of benefits of, and discrimination under federally-assisted programs on the grounds of race, color, or national origin.

Green Bay MPO Compliance: The MPO complies with this requirement through the policies identified in the Green Bay Metropolitan Planning Organization (MPO) Title VI and Non-Discrimination Program/Limited English Proficiency Plan Update that was approved by the Brown County Planning Commission Board of Directors (MPO Policy Board) on June 3, 2020.

(4) 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity.

Green Bay MPO Compliance: The MPO complies with this requirement through the policies identified in the Green Bay Metropolitan Planning Organization (MPO) Title VI and Non-Discrimination Program/Limited English Proficiency Plan Update that was approved by the Brown County Planning Commission Board of Directors (MPO Policy Board) on June 3, 2020. The MPO also follows Brown County's non-discrimination policy because the MPO is housed within the Brown County Planning Commission.

(5) *Section 1101(b) of the FAST Act (Pub. L. 114-357) and 49 CFR Part 26 regarding the involvement of disadvantaged business enterprises (DBEs) in US DOT-funded projects.* The DBE program ensures equal opportunity in transportation contracting markets, and in the statute Congress established a national goal that 10% of federal funds go to certified DBE firms.

Green Bay MPO Compliance: The MPO will follow Brown County's DBE policy if outside contractors are hired to complete MPO projects using federal MPO planning funds.

(6) *23 CFR Part 230, regarding the implementation of an equal employment opportunity program on federal and federal-aid highway construction contracts.*

Green Bay MPO Compliance: This requirement does not directly apply to the Green Bay MPO because it is not involved in federal or federal-aid highway construction contracts. However, the MPO follows Brown County's equal employment opportunity policy because the MPO is housed within the Brown County Planning Commission.

(7) *The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38.* Programs and activities funded with federal dollars are prohibited from discrimination based on disability.

Green Bay MPO Compliance: The MPO complies with this requirement through the policies identified in the Green Bay Metropolitan Planning Organization (MPO) Title VI and Non-Discrimination Program/Limited English Proficiency Plan Update that was approved by the Brown County Planning Commission Board of Directors (MPO Policy Board) on June 3, 2020. The MPO also follows Brown County's non-discrimination policy because the MPO is housed within the Brown County Planning Commission. In addition, the MPO's office and meeting facilities are accessible to people with disabilities.

(8) *The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving federal financial assistance.*

Green Bay MPO Compliance: The MPO complies with this requirement through the policies identified in the Green Bay Metropolitan Planning Organization (MPO) Title VI and Non-Discrimination Program/Limited English Proficiency Plan Update that was approved by the Brown County Planning Commission Board of Directors (MPO Policy Board) on June 3, 2020. The MPO also follows Brown County's non-discrimination policy because the MPO is housed within the Brown County Planning Commission.

(9) *Section 324 of title 23 U.S.C. regarding the prohibition of discrimination based on gender.*

Green Bay MPO Compliance: The MPO complies with this requirement through the policies identified in the Green Bay Metropolitan Planning Organization (MPO) Title VI and Non-Discrimination Program/Limited English Proficiency Plan Update that was approved by the Brown County Planning Commission Board of Directors (MPO Policy Board) on June 3, 2020. The MPO also follows Brown County's non-discrimination policy because the MPO is housed within the Brown County Planning Commission.

(10) *Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR Part 27 regarding discrimination against individuals with disabilities.*

Green Bay MPO Compliance: The MPO complies with this requirement through the policies identified in the Green Bay Metropolitan Planning Organization (MPO) Title VI and Non-Discrimination Program/Limited English Proficiency Plan Update that was approved by the Brown County Planning Commission Board of Directors (MPO Policy Board) on June 3, 2020. The MPO also follows Brown County's non-discrimination policy because the MPO is housed within the Brown County Planning Commission.

The Brown County Non-Discrimination Policy is as follows:

Brown County is committed to the equality of opportunity for all people. It is the policy of Brown County to provide equal employment opportunities for all individuals on the basis of the skills, abilities, and qualifications, without regard to race, color, national origin, religion, political affiliation, sex, age, disability,

marital status, arrest or conviction record, sexual orientation, disabled veteran or covered veteran status, membership in the National Guard or any other reserve component of the United States or State military forces, use or non-use of lawful products off the employer's premises during non-working hours, or any other non-merit factors, except where such factors constitute a bona fide occupational qualification, and except where conviction and/or arrest record substantially relates to the circumstance of positions applied for.