

**Major Amendment #1
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
November 2019**



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>.

On the Cover. Webster Avenue under construction. The Brown County Planning Commission Board of Directors (MPO Policy Board) approved use of Federal Surface Transportation Block Grant (STBG) Program funds for the project. Local funds are provided by the City of Green Bay.

RESOLUTION NO. 2019-09

RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BROWN COUNTY PLANNING COMMISSION APPROVING
MAJOR AMENDMENT #1 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.

THEREFORE, BE IT RESOLVED, that the BCPC Board of Directors approves Major Amendment #1 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 6th day of November 2019.

BROWN COUNTY PLANNING COMMISSION


For Norbert Dantine, Jr., President

ATTEST:


Chuck Lamine, AICP, Planning 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* when any programming or funding changes related to the urbanized area's federally funded road, highway, and public transit projects are proposed. This amendment 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 November 6, 2019. The public participation documents can be seen in the appendices of this amendment report.

Additions to the 2020-2023 TIP

WisDOT has requested that the following two projects be added to the TIP.

1. Design and construction of fencing near the STH 29 / CTH VV Interchange. Design is scheduled for late 2019 and 2020. The construction of the fence will occur in late 2021 and 2022.
2. Design and preventative maintenance work on various I-41 ramps between I-43 and STH 45 in Oshkosh. Design is scheduled for late 2019 and 2020. The maintenance work is scheduled for 2026.

The proposed amendment is shown in **red** and amount shown in \$1,000s.

Primary Jurisdiction Project Sponsor	Project Description	Type of Cost	Jan - Dec 2020				Jan - Dec 2021				For Information Only 2024 & Beyond			
			Federal	State	Local	Total	Federal	State	Local	Total	Federal	State	Local	Total
WisDOT Brown County Village of Howard Village of Hobart	STH 29 Construct Interchange at CTH VV Sidewalks & bike lanes w roundabouts at the ramp terminals		Project costs shown in 2020 & 2021 but project will continue into 2022.											
158-19-910 (Design)	Design	DESIGN	355	75	70	500				0				0
158-20-027(FEN)	Design Fencing	FEN	48	12	0	60				0				0
158-20-028 (FEN)	Construct Fencing	FEN	0	0	0	0	1,040	360	0	1,400				0
158-19-918 (RE)	Real Estate (RE)	RE	2,381	0	973	3,354				0				0
158-19-825 (F/B)	Fiber/Broadband (F/B)	F/B	629	0	270	899				0				0
158-19-227 (UTIL)	Utility (UTIL)	UTIL	710	0	290	1,000				0				0
158-19-715 (Const)	Construction (CONST)	CONST	15,651	501	6,396	22,548	710	0	290	1,000				0
	Contingencies (CONT)	CONT	0	0	875	875	0	0	875	875				0
	9200-10-00, 01 , 21, 40, 71, 72, 73 0.70 miles E	TOTAL	19,774	588	8,874	29,236	1,750	360	1,165	3,275	0	0	0	0
			BUILD Approved				BUILD Approved							
WisDOT	I-41	DESIGN	402	101	0	503				0	Maintenance Scheduled for 2026			
	STH 45 (Oshkosh) to I-43	RE				0				0				0
	Preventative Maintenance	CONST				0				0	8,853	2,013	0	10,866
	Various Ramps													
158-20-029 (2020)	1130-73-00, 71	TOTAL	402	101	0	503	0	0	0	0	8,853	2,013	0	10,866
158-20-030 (2026)	0.57 miles P		NHPP								NHPP			

STH 29 / CTH VV Interchange. The fencing will be placed at the right-of-way line. It will consist of 6-foot chain link fence in the areas with more development (CTH VV east to CTH J) and 4-foot woven wire fence in the rural areas (CTH VV west to St Augustine).

Brown County Planning Commission Board of Directors Transportation Subcommittee

The Transportation Subcommittee was provided the draft amendment with a request for comment. No comments have been received to date.

Brown County Planning Commission Board of Directors Action

The Brown County Planning Commission Board of Directors approved the amendment on November 6, 2019.

Fiscal Constraint Demonstration

Amendment #1 to the 2020-2023 Transportation Improvement Program for the Green Bay Urbanized Area is fiscally constrained as demonstrated below and per federal requirements.

Fiscal Constraint Demonstration

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	\$19,773,000	\$1,750,000	\$0	\$0	\$21,523,000	\$19,773,000	\$1,750,000	\$0	\$0	\$21,523,000
	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	\$12,946,000	\$4,604,000	\$5,732,000	\$8,555,000	\$31,837,000	\$12,946,000	\$4,604,000	\$5,732,000	\$8,555,000	\$31,837,000
	TA - STBG Set-Aside	\$0	\$0	\$947,000	\$0	\$947,000	\$0	\$0	\$947,000	\$0	\$947,000
	Total	\$35,021,000	\$12,284,000	\$11,152,000	\$19,879,000	\$78,336,000	\$35,021,000	\$12,284,000	\$11,152,000	\$19,879,000	\$78,336,000
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	\$243,000	\$0	\$0	\$0	\$243,000	\$243,000	\$0	\$0	\$0	\$243,000
	Total	\$2,679,000	\$148,000	\$0	\$0	\$2,827,000	\$2,679,000	\$148,000	\$0	\$0	\$2,827,000

* 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 the ***Draft Major Amendment #1 to the 2020-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.***

A digital version of the Draft Major Amendment #1 document can be viewed by clicking on the following link:

Link provided

If you would like to review a hard copy of the document, copies are available for review at:

Brown County Planning Commission
Planning and Land Services Department
305 East Walnut Street, Room 320
Green Bay, WI 54301

The public review period and comment period will occur between October 23, 2019 and November 6, 2019.

If you would like to submit comments, please mail or email your comments by November 6, 2019, 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 regarding the amendment will take place on:

November 6, 2019 at 6:30 p.m.
STEM Innovation Center
University of Wisconsin - Green Bay
2019 Technology Way
Green Bay WI 54311

Immediately following the hearing, the Draft Major Amendment #1 will be presented to the Brown County Planning Commission Board of Directors (MPO Policy Board) for approval consideration.

Thank you for your interest in the Green Bay MPO.

Sincerely,

Lisa J. Conard, Senior Planner
Brown County Planning Commission/Green Bay MPO
305 E. Walnut Street Room 320
PO Box 23600
Green Bay, WI 54305-3600
Phone: (920) 448-6489
Email: Lisa.Conard@browncountywi.gov
Website: www.co.brown.wi.us/planning



Appendix B

Minutes
BROWN COUNTY PLANNING COMMISSION
BOARD OF DIRECTORS
November 6, 2019
STEM Innovation Center
University of Wisconsin - Green Bay
2019 Technology Way
Green Bay WI 54311
6:30 p.m.

ROLL CALL:

Paul Blindauer	<u>X</u>	Dave Kaster	<u>X</u>	Mark Thomson	<u>X</u>
Brian Brock	<u>Exc</u>	Michelle Kerr	<u>X</u>	Norbert Van De Hei	<u>Abs</u>
Norbert Dantine, Jr.	<u>Exc</u>	Patty Kiewiz	<u>X</u>	Matthew Woicek	<u>Exc</u>
Bernie Erickson	<u>Exc</u>	Dave Landwehr	<u>X</u>	Reed Woodward	<u>Abs</u>
Kim Flom	<u>X</u>	Aaron Linssen	<u>Exc</u>		
Mark Handeland	<u>X</u>	Michael Malcheski	<u>Exc</u>		
Matthew Harris	<u>X</u>	Gary Pahl	<u>X</u>	T. of Holland & Morrison (Vacant)	
Phil Hilgenberg	<u>X</u>	Terry Schaeuble	<u>Abs</u>	City of Green Bay (Vacant)	
Kathleen Janssen	<u>X</u>	Glen Severson	<u>Exc</u>	City of Green Bay (Vacant)	
Dotty Juengst	<u>X</u>	Ray Suennen	<u>X</u>	City of Green Bay (Vacant)	

Others Present: Chuck Lamine, Cole Runge, Lisa J. Conard, Kathy Meyer, Devin Yoder, Harman Singh (attending for P. Kiewiz), and Joy Koomen

Paul Blindauer Chaired tonight's meeting.

Overview and Public Hearing: Draft Major Amendment #1 to the 2020-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.

L. Conard provided an overview of the amendment, noting that WisDOT has requested that two projects be added to the program.

1. Design and construction of fencing near the STH 29/CTH VV Interchange.
2. Design and preventative maintenance work on various 1-41 ramps between 1-43 and STH 45 in Oshkosh.

L. Conard opened up the hearing for comment.

L. Conard asked three times if anyone wished to speak. Hearing no comment, L. Conard closed the public hearing.

L. Conard informed the commission that the requirements for a 15-day public review and comment period have been fulfilled, as well as provided the information to the Transportation Subcommittee and have no comments.

Discussion and action regarding the Draft Major Amendment #1 to the 2020-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.

G. Phal expressed concern that WisDOT may be making a substantial investment on maintenance of select I-41 ramps/facilities (1130-73-00, 71) just prior to the I-41 Expansion project (1130-63-00) in which reconstruction of the same ramps/facilities may occur.

L. Conard noted that this was a good point and that she would forward this concern to WisDOT staff. (WisDOT staff subsequently reported that the I-41 ramp/facilities (1130-73-00, 71) work does not fall within the foot print of the I-41 Expansion project (1130-63-00).)

Question asked if the state has assigned a dollar amount on the work on the Hwy 29 VV interchange.

L. Conard stated the project in its entirety is estimated at 32 million dollars. The proposed addition to the TIP includes the design work for the installation of a fence at \$48,000 (federal) and \$12,000 (state). The actual installation of the fence is estimated to be about 1.4 million dollars with a federal grant covering approximately 75% and the state covering 25%. No local money is being used for the fencing portion of the project.

A motion was made by G. Pahl, seconded by D. Juengst, to approve the Draft Major Amendment #1 to the 2020-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area. Motion carried unanimously.

Appendix C

Legal Notice Affidavit



PRESS-GAZETTE
media
A GANNETT COMPANY

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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: 0003853889
No. of Affidavits: 1
Total Ad Cost: \$77.22
Published Dates: 10/23/19, 10/30/19

NOTICE OF REQUEST FOR
COMMENTS AND NOTICE OF PUBLIC
HEARING ON THE DRAFT MAJOR
AMENDMENT #1 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 #1 to the
2020-2023 Transportation Improvement
Program (TIP) for the Green Bay Urban-
ized Area.
Copies of the amendment will be availa-
ble for viewing at:
Brown County Planning Commission
305 E. Walnut St., Room 320
Green Bay, WI
The public hearing will take place on:
Wednesday, November 6, 2019
STEM Innovation Center
University of Wisconsin - Green Bay
2019 Technology Way
Green Bay WI 54311
6:30 p.m.
Unless otherwise noticed, this completes
the final program of projects.
The public review and comment period
for the amendment is scheduled for Oc-
tober 23, 2019 - November 6, 2019.
Written comments should be mailed to
Lisa J. Conard, Brown County Planning
Commission, P.O. Box 26600, Green Bay,
WI 54305-3600 by November 6, 2019.
Published by
Sandy Juno
County Clerk
Run: Oct. 23, 30, 2019 WNAJLP

(Signed)

Kathleen Allen
Legal Clerk

(Date)

11/5/19

Signed and sworn before me

Vicky Felty

My commission expires

9-19-21

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NOV 11 2019

BROWN COUNTY PLANNING
AND LAND SERVICES



BROWN COUNTY PLANNING LEGALS
Re: PH 11-6-19

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Appendix D

Comments Received

A MPO Policy Board member expressed concern that WisDOT may be making a substantial investment on maintenance of select I-41 ramps/facilities (1130-73-00, 71) just prior to the I-41 Expansion project (1130-63-00) in which reconstruction of the same ramps/facilities may occur.

This concern was presented WisDOT Northeast Region staff along with a request for a response.

WisDOT staff subsequently reported that the I-41 ramp/facilities (1130-73-00, 71) work does not fall within the foot print of the I-41 Expansion project (1130-63-00). The ramp/facilities work will be north and south of the I-41 ramp/facilities project.