

**Major Amendment #4
to the
2019-2023 Transportation Improvement Program
for the
Green Bay Urbanized Area**



**Brown County Planning Commission/
Metropolitan Planning Organization (MPO) for the Green Bay Urbanized Area
September 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. Newly reconstructed Humboldt Road (CTH N) from Cornelius Drive to Spartan Road complete with sidewalks and bicycle lanes. 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 were provided by Brown County and the City of Green Bay.

RESOLUTION NO. 2019-04

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BROWN COUNTY PLANNING COMMISSION APPROVING
MAJOR AMENDMENT #4 TO THE
2019-2023 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 #4 to the 2019-2023 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 4th day of September 2019.

BROWN COUNTY PLANNING COMMISSION



Norbert Dantine, Jr., President

ATTEST:



Chuck Lamine, AIOP, Planning Director

Amendment Requirement

The Metropolitan Planning Organization (MPO) is required to produce 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 September 4, 2019. The public participation documents can be seen in the appendices of this amendment report.

Additions

WisDOT has requested that the following two projects be added to the TIP. The amount is shown in \$1,000s.

STH 32 - Bridge at the East River

Design work is scheduled for late 2019. The rehabilitation of the bridge is tentatively scheduled for 2024 and will be included in the upcoming TIP.

(in \$1,000s)

Project Sponsor	Project Description	Cost	Jan - Dec 2019			
			Federal	State	Local	Total
WisDOT 158-19-024	STH 32	DESIGN	8	2	0	10
	T of Rockland	RE				0
	Rehabilitation of Bridge at East River	CONST				0
	B-05-0074					
	4085-70-00, 71	TOTAL	8	2	0	10
	0.04 miles P		BRBH			

I-41 Expansion

Design and environmental work is scheduled to begin in 2020 and will continue into 2021. The reconstruction and expansion portion of the project has not been scheduled.

The project covers 23.6 miles from CTH F/Scheuring Road in Brown County to STH 96/Wisconsin Avenue in Grand Chute in Outagamie County. In terms of length, 30% of the project is located in Brown County.

(in \$1,000s)

Project Sponsor	Project Description	Cost	Jan - Dec 2020				Jan - Dec 2021			
			Federal	State	Local	Total	Federal	State	Local	Total
WisDOT	I-41	DESIGN	4,000	1,000	0	5,000	4,000	1,000	0	5,000
	Brown & Outagamie Co.	RE				0				0
	Expansion of I-41	CONST				0				0
	Design and Environmental									
	in 2020 & 21									
158-19-025	1130-63-00	TOTAL	4,000	1,000	0	5,000	4,000	1,000	0	5,000
158-19-026	23.6 miles E		NHPP				NHPP			

Brown County Planning Commission Board of Directors Transportation Subcommittee

The Transportation Subcommittee was provided the draft amendment with a request for comment. No comments were received.

Brown County Planning Commission Board of Directors Action

The Brown County Planning Commission Board of Directors approved the amendment on September 4, 2019.

Fiscal Constraint Demonstration

Amendment #4 to the 2019-2023 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	2019	2020	2021	2022	Total	2019	2020	2021	2022	Total
FHWA	STBG (MPO Allocation)	\$10,109,440	\$927,675	\$3,389,035	\$0	\$14,426,150	\$10,109,440	\$927,675	\$3,389,035	\$0	\$14,426,150
	BUILD	\$1,049,000	\$18,779,000	\$0	\$0	\$19,828,000	\$1,049,000	\$18,779,000	\$0	\$0	\$19,828,000
	STBG (WisDOT)	\$1,683,384	\$854,000	\$854,000	\$854,000	\$4,245,384	1,683,384	854,000	854,000	854,000	\$4,245,384
	STP Flex	252,000	0	0	0	\$252,000	252,000	0	0	0	\$252,000
	HSIP	1,116,000	240,000	240,000	1,295,000	\$2,891,000	1,116,000	240,000	240,000	1,295,000	\$2,891,000
	NHPP	6,292,000	9,883,000	604,000	3,935,000	\$20,714,000	6,292,000	9,883,000	604,000	3,935,000	\$20,714,000
	TA - STBG Set-Aside	49,200	0	0	947,416	\$996,616	49,200	0	0	947,416	\$996,616
	Total	\$20,551,024	\$30,683,675	\$5,087,035	\$7,031,416	\$63,353,150	\$20,551,024	\$30,683,675	\$5,087,035	\$7,031,416	\$63,353,150
FTA	Section 5307	\$2,877,000	\$0	\$0	\$0	\$2,877,000	\$2,877,000	\$0	\$0	\$0	\$2,877,000
	Section 5310	176,109	0	0	0	\$176,109	176,109	0	0	0	\$176,109
	Section 5339	2,554,000	0	0	0	\$2,554,000	2,554,000	0	0	0	\$2,554,000
	Total	\$5,607,109	\$0	\$0	\$0	\$5,607,109	\$5,607,109	\$0	\$0	\$0	\$5,607,109

* 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 ***Major Amendment #4 to the 2019-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.***

A digital version of the Major Amendment #4 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 August 21, 2019 and September 4, 2019.

If you would like to submit comments, please mail or email your comments by September 4, 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:

September 4, 2019 at 6:30 p.m.
Green Bay Metro Transportation Center
901 University Avenue
Green Bay, WI 54302

Immediately following the hearing, the Draft Major Amendment #4 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
Wednesday, September 4, 2019
Green Bay Metro Transportation Center
901 University Avenue, Commission Room
Green Bay, 54302
6:30 p.m.

ROLL CALL:

Paul Blindauer	<u>x</u>	Dotty Juengst	<u>x</u>	Ray Suennen	<u>x</u>
Brian Brock	<u>x</u>	Dave Kaster	<u>x</u>	Mark Thomson	<u>x</u>
Norbert Dantine, Jr.	<u>x</u>	Michelle Kerr	<u>x</u>	Norbert Van De Hei	<u>x</u>
Bernie Erickson	<u>x</u>	Patty Kiewiz	<u>Exc</u>	Matthew Woicek	<u>x</u>
Kim Flom	<u>x</u>	Dave Landwehr	<u>x</u>	Reed Woodward	<u>x</u>
Steve Grenier	<u>Exc</u>	Aaron Linssen	<u>x</u>		
Mark Handeland	<u>x</u>	Michael Malcheski	<u>x</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>x</u>	City of Green Bay (Vacant)	

Others Present: Lisa J. Conard, Chuck Lamine, Dan Teaters, and Devin Yoder

2. Overview and Public Hearing: Draft major Amendment #4 to the 2019-2023 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 2019-2023 TIP.

1. STH 32 at the East River Bridge in the Town of Rockland. The project includes design work scheduled for late 2019 with construction likely to be programmed for 2024. Design includes the use of \$8,000 in Federal Funds.
2. I-41 Expansion in Brown and Outagamie Counties from CTH F/Scheuring Road to STH 96/Wisconsin Avenue in Grand Chute. The project includes design & environmental work. Design and environmental work includes use of \$8,000,000 in Federal Funds.

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, as well as the public hearing, have been fulfilled. Staff recommends approval.

3. Discussion and action regarding the Draft Major Amendment #4 to the 2019-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.

M. Malcheski asked if the I-41 project will include a third lane.

L. Conard noted that the design work has not begun and it is not known as of yet what specific improvements will be made.

M. Malcheski stated that a third lane is going to make it more dangerous than it is now.

M. Woicek asked if this project matches the action taken by the legislature.

L. Conard confirmed.

M. Malcheski believes that this project will not improve safety.

B. Brock stated that that the project was part of the budget and the project has been numerated. B. Brock stated that this is a capacity expansion project. There is a lot of interest in the expansion of the highway.

D. Juengst asked B. Brock if this was brought up through the MPO planning process.

B. Brock stated that local legislatures have been working on this for some time.

D. Juengst asked if the process of legislative action to create a transportation project is common.

B. Brock indicated that it is not a common practice but has occurred in the past. B. Brock noted that the STH 23 project between Sheboygan and Fond du Lac was created by the legislature.

G. Pahl recommended the expansion should be completed as quickly as possible to reduce the number of accidents and to prevent the excessive weaving.

M. Malcheski believes it is one of the worst highway stretches in the nation.

N. Dantinne asked if this project will include the south bridge interchange

L. Conard stated, as Cole Runge reported at the August meeting, that the reference to the interchange at or near Southbridge Road was vetoed by the governor. The project scope does includes the area south of Scheuring Road.

B. Brock noted that WisDOT will conduct an extensive public outreach effort, and noted that the design and environmental work will take two years.

L. Conard noted that the design project will also appear in the new TIP, however, the actual construction work will not appear in the new TIP as that has not been determined.

N. Van de Hei asked about the STH 32 Bridge over the East River.

L. Conard noted that design work has not begun. However, it is likely that the bridge will be similar to present day.

B. Brock confirmed.

L. Conard noted that the actual work will likely occur in 2024.

L. Conard noted that comments regarding this project will be forwarded to WisDOT.

A motion was made by G. Pahl, seconded by N. Van De Hei, to approve Major Amendment #4 to the 2019-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area. Motion carried. Note: The motion carried by a 22-0 vote.

Appendix C
Legal Notice Affidavit



STATE OF WISCONSIN
BROWN COUNTY

RECEIVED

SEP 10 2019

Brown County Planning
and Land Services

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 true copy, taken from said paper, which was published therein on:

Account Number: GWM-284368
Order Number: 0003742282
No. of Affidavits: 1
Total Ad Cost: \$77.22
Published Dates: 08/21/19, 08/28/19

(Signed)

Legal Clerk

(Date)

9/9/19

Signed and sworn before me

Nancy Heyrman

My commission expires

5.15.23

NANCY HEYRMAN
Notary Public
State of Wisconsin

NOTICE OF REQUEST FOR COMMENTS AND NOTICE OF PUBLIC HEARING ON THE DRAFT MAJOR AMENDMENT #4 TO THE 2019-2023 TRANSPORTATION IMPROVEMENT PROGRAM FOR THE GREEN BAY URBANIZED AREA

All interested persons are invited to comment and are advised of a public hearing on the Draft Major Amendment #4 to the 2019-2023 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.

Copies of the amendment will be available at:

Brown County Planning Commission
305 E. Walnut St., Room 320
Green Bay, WI

The public hearing will take place on:
Wednesday, September 4, 2019
Green Bay Metro - Transportation Center

901 University Ave.
Green Bay, WI
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 August 21, 2019 - September 4, 2019. Written comments should be mailed to

Lisa J. Conard, Brown County Planning Commission, PO Box 23600, Green Bay, WI 54306-3600 by September 4, 2019.

Published by
Sandy J.
Conard
Brown County
Run Aug 21, 28, 2019 WNAXLP

BROWN COUNTY PLANNING LEGALS

Re: Comment Public Hearing

Appendix D

Comments Received

No comments received by the general public.

The Brown County Planning Commission Board of Directors discussed the project at its September 4, 2019 meeting. See the meeting minutes in Appendix B for discussion and comments.