

WILMAPCO Council

Action Item Summary Sheet

Meeting Date: March 9, 2017

Action Item #11: To Adopt the Draft FY 2018-2021 Transportation Improvement Program (TIP)

Description/Summary of Item: The draft FY 2018-2021 TIP will be presented along with public comments received. The TIP is the regionally agreed upon 4-year list of priority transportation projects, as required by federal law (FAST Act). The TIP must list all projects that intend to use federal funds, along with all non-federally funded projects that are regionally significant. We also include other state-funded capital projects. The TIP contains \$2.1 billion in road, transit, rail, multimodal & bicycle/pedestrian projects. It was available for public comment from January 16 – February 28, including a public workshop on February 1. Staff will also present the FY 2018 Self Certification.

Summary of Action Taken by PAC: The PAC recommended approval of the public outreach at the February 13 meeting.

Summary of Action Taken by TAC: The TAC recommended Council approval at their February 16 meeting.

Summary of Action Taken by Subcommittee/Task Force (if applicable): The AQS reviewed the air quality conformity analysis at the December 15, 2016 meeting and found that changes would not trigger a new analysis.

The Nonmotorized Transportation Working Group reviewed the draft TIP at the February 7 meeting. They commented DelDOT on the incorporation of bicycle and pedestrian improvements in roadway and paving projects. They recommended that the percentage of funds for bicycle/pedestrian improvements be increased to 4 percent of total funds.

WILMAPCO Staff Recommendations: The WILMAPCO staff recommends Council adoption of the FY 2018-21 TIP and approval of the FY 2018 Self Certification.

DRAFT **RESOLUTION**

BY THE WILMINGTON AREA PLANNING COUNCIL (WILMAPCO) ADOPTING THE FY 2018-2021 TRANSPORTATION IMPROVEMENT PROGRAM

WILMAPCO Council:

John Sisson, Chair
*Delaware Transit Corporation
Chief Executive Officer*

Robert J. Alt
Mayor of Elkton

Jennifer Cohan
*Delaware Dept. of Transportation
Secretary*

Connie C. Holland
*Delaware Office of State Planning
Coordination, Director*

Alan McCarthy
Cecil County Executive

Matthew Meyer
New Castle County Executive

Heather Murphy
*Maryland Dept. of Transportation
Director, Office of Planning and
Capital Programming*

Michael S. Purzycki
Mayor of Wilmington

Michael Spencer
Mayor of Newport

WILMAPCO Executive Director
Tigist Zegeye

WHEREAS, the Wilmington Area Planning Council (WILMAPCO) has been designated the Metropolitan Planning Organization (MPO) for Cecil County, Maryland and New Castle County, Delaware by the Governors of Maryland and Delaware, respectively; and

WHEREAS, the United States Department of Transportation's (USDOT) Regulations of Fixing America's Surface Transportation (FAST), Metropolitan Planning Requirements, require that, in air quality non-attainment areas, the MPO, in cooperation with participants in the planning process, develop and, at least every four years, updates the Transportation Improvement Program (TIP); and

WHEREAS, the projects included in the FY 2018-2021 TIP are drawn from the air quality conforming *2040 Regional Transportation Plan (RTP)* that is the basis for the Cecil County and New Castle County portions of the respective Statewide Capital Transportation Programs for Maryland and Delaware; and

WHEREAS, the WILMAPCO TIP format incorporates a four-year period for the listing of priority projects to be implemented, as well as a list of program development projects; and

WHEREAS, the FY 2018-2021 TIP has undergone appropriate community and technical reviews; and

WHEREAS, the TIP must be determined to be air quality conforming in accordance with FAST Act and Clean Air Act and Amendments (CAAA) of 1990 requirements; and

WHEREAS, the FY 2018-2021 TIP has been found to be financially constrained, as directed by 23 CFR 450.324 (e), and consistent with the Regional Transportation Plan;

NOW, THEREFORE, BE IT RESOLVED that the Wilmington Area Planning Council does hereby adopt the FY 2018-2021 Transportation Improvement Program.

Date:

John Sisson, Chairperson
Wilmington Area Planning Council



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**DRAFT
RESOLUTION**

**BY THE WILMINGTON AREA PLANNING COUNCIL
CERTIFYING THE METROPOLITAN TRANSPORTATION
PLANNING PROCESS FOR FISCAL YEAR 2018**

WHEREAS, the Wilmington Area Planning Council (WILMAPCO) has been designated the Metropolitan Planning Organization for Cecil County, Maryland and New Castle County, Delaware by the Governors of Maryland and Delaware, respectively; and is responsible for the performance of the transportation planning process in the Wilmington Urbanized Area; and

WHEREAS, it is the responsibility of WILMAPCO to ensure that said policy, planning, and programming process is consistent with applicable Federal Law; and

WHEREAS, the USDOT Fixing America's Surface Transportation (FAST) Act legislation requires the WILMAPCO certify that its transportation planning process is in conformance with regulations; and,

WHEREAS, the Federal Regulations for metropolitan transportation planning in 23 CFR 450.334 state that the State(s) and the MPO shall annually certify to the FHWA and the FTA that the planning process is addressing the major issues facing the area and is being conducted in accordance with all applicable requirements of:

- (1) 23 U.S.C. 134, 49 U.S.C. 5303, and this subpart;
- (2) In nonattainment 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;
- (3) Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21;
- (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;
- (5) Section 1101 (b) of the Fixing America's Surface Transportation (FAST) Act –Pub. L. 112-141 and 49 CFR Part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
- (6) 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
- (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;
- (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;
- (9) Section 324 of title 23, U.S.C., regarding the prohibition of discrimination based on gender; and
- (10) Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 35 regarding discrimination against individuals with disabilities.

NOW, THEREFORE, BE IT RESOLVED, that WILMAPCO does hereby certify that the planning process is being carried on in conformance with all applicable requirements.

BE IT FURTHER RESOLVED, that WILMAPCO does hereby request that the Maryland and Delaware Departments of Transportation join this certification, as signified by their signatures on the attached, and forward this joint self-certification to both FHWA and FTA.

Date:

John Sisson, Chairperson
Wilmington Area Planning Council



**METROPOLITAN TRANSPORTATION PLANNING PROCESS
SELF-CERTIFICATION**

(To be submitted with each Metropolitan Transportation Improvement Program)

The Maryland Department of Transportation and the Delaware Department of Transportation and the Wilmington Area Planning Council (WILMAPCO), the metropolitan planning organization for the Wilmington urbanized area, hereby certify that the transportation planning process is addressing the major issues in the metropolitan planning area and is being conducted in accordance with all applicable requirements of:

- (1) 23 U.S.C. 134, 49 U.S.C. 5303, and this subpart;
- (2) In nonattainment 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;
- (3) Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1), 49 CFR part 21;
- (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;
- (5) Section 1101 (b) of the Fixing America's Surface Transportation (FAST) Act—Pub. L. 112-141 and 49 CFR Part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
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- (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;
- (9) Section 324 of title 23, U.S.C., regarding the prohibition of discrimination based on gender; and
- (10) Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 35 regarding discrimination against individuals with disabilities.

Wilmington Area Planning Council	Maryland Department of Transportation	Delaware Department of Transportation
Signature	Signature	Signature
Tigist Zegeye Printed Name	Pete K. Rahn Printed Name	Jennifer L. Cohan Printed Name
Executive Director Title	Secretary Title	Secretary Title
Date	Date	Date

