



October 17, 2012

**MEMORANDUM**

**TO:** Transportation Citizens Committee (TCC)  
**FROM:** Ms. Jackie Dye, Chairman /s/  
**SUBJECT:** Meeting Minutes  
October 17, 2012

A meeting of the Transportation Citizens Committee was held on Wednesday, October 17, 2012, 12:00 Noon, RPCGB 3<sup>rd</sup> Floor Conference Room, 2 Twentieth Street North, Birmingham, AL 35203.

**MEMBERS PRESENT**

Ms. Jackie Dye, Chairman, Shelby County  
Mr. Willie Osborne, Vice Chairman, City of Birmingham  
Mr. Calvin Rumph, Shelby County  
Mr. Harry Giddens, City of Birmingham  
Mr. Joel Gilbert, City of Birmingham  
Mr. Butch Ferrell, West / Southwest Jefferson County  
Mr. Phillip Wiedmeyer, South / Southeast Jefferson County  
Ms. Judy Gordon, South / Southeast Jefferson County  
Ms. Barbara McKenna, East / Northeast Jefferson County  
Ms. Ouida Fritschi, South / Southeast Jefferson County  
Mr. David Russell, City of Birmingham  
Ms. Anna Brown, City of Birmingham  
Ms. Peggy Cochran, South / Southeast Jefferson County  
Dr. John Springer, City of Birmingham  
Mr. Jeff Havercroft, Shelby County

**MEMBERS NOT PRESENT**

Ms. Ruthie Royster, City of Birmingham  
Mr. Courtney Newton, West / Southwest Jefferson County  
Mr. Gilbert Klein, City of Birmingham  
Ms. Pat Hall, East / Northeast Jefferson County

**EXCUSED ABSENCES**

Ms. Joanne Adcock, East / Northeast Jefferson County  
Mr. Pittman Owen, City of Birmingham  
Mr. Bruce Ludwig, South / Southeast Jefferson County  
Mr. Robert Smith, City of Birmingham  
Dr. Johnny Peebles, III, South / Southeast Jefferson County  
Mr. Nichalaus Sims, West / Southwest Jefferson County  
Mr. Lawrence Clark, Shelby County  
Mrs. Nancy Clark, Shelby County  
Mr. Thurman Robertson, East / Northeast Jefferson County

**OTHERS PRESENT**

Mr. Charles Ball, Regional Planning Commission of Greater Birmingham  
Mr. Darrell Howard, Regional Planning Commission of Greater Birmingham  
Mr. Harry He, Regional Planning Commission of Greater Birmingham  
Mr. Mike Kaczorowski, Regional Planning Commission of Greater Birmingham  
Mr. Brett Isom, Regional Planning Commission of Greater Birmingham  
Ms. Cissy Edwards Crowe, Regional Planning Commission of Greater Birmingham  
Ms. Jessica Fadlevich, Regional Planning Commission of Greater Birmingham  
Ms. Sandra Bonner, ALDOT  
Ms. Elizabeth Denson, DRR  
Honorable Stacy Rakestraw, City of Alabaster  
Ms. Nancy Ekberg, ACCR  
Ms. Ruth Wright, League of Women Voters  
Ms. Sarah Stokes, Southern Environmental Law Center  
Ms. Eva Dillard, Black Warrior Riverkeeper  
Ms. Caitlyn White, Black Warrior Riverkeeper  
Mr. William Parker, Birmingham

Chairman Jackie Dye called the meeting to order at 12:04 p.m. A quorum was declared. The meeting then proceeded with the scheduled agenda items.

**INTRODUCTORY ITEMS**

Attendees introduced themselves. Chairman Jackie Dye presented the June 2012 minutes for approval. Mr. Phillip Wiedmeyer made a motion to approve the June 20, 2012 minutes. Ms. Anna Brown seconded the motion that passed on a voice vote. Chairman Dye then presented the August 2012 minutes for approval. Ms. Judy Gordon made a motion to approve the August 15, 2012 minutes. Ms. Anna Brown seconded the motion that passed on a voice vote.

### **PUBLIC INVOLVEMENT DOCUMENTATION REPORT**

Ms. Cissy Crowe and Mr. Mike Kaczorowski presented the Public Involvement Documentation report from the September 19, 2012 Public Involvement Meeting on the Air Quality Conformity Determination for the Amended/Updated 2035 RTP and Amended/Updated FY 2012-2015 TIP for Jefferson and Shelby Counties.

The meeting documentation included outreach procedures, information presented at the meeting, as well as a summary of comments and questions received. Ms. Crowe noted the new use of social media as an outreach procedure.

Mr. Kaczorowski reviewed the comments/responses received during the 21 day comment period. Nineteen comments were received. Four comments were received in relation to the Northern Beltline. Comments received during the comment period were included in the final document.

Mr. Phillip Wiedmeyer made a motion to move the Public Involvement Meeting Documentation forward to the MPO. Ms. Judy Gordon seconded the motion. Mr. Wiedmeyer congratulated the staff for an outstanding job. The motion passed on a voice vote.

### **FY2013 UNIFIED PLANNING WORK PROGRAM MODIFICATION**

Mr. Darrell Howard presented a request to modify the FY 2013 UPWP. The amendment is for capital and operating equipment. As outlined in the "Agreement for Administering U.S. Department of Transportation Financial Assistance for Financial Assistance for Transportation Planning between the State of Alabama and the Regional Planning Commission of Greater Birmingham," Article 21 states, in part, "All purchases over \$1,500 must be approved by the State, in advance, in writing, to be eligible for reimbursement." Further, ALDOT requires anticipated purchases in excess of \$5,000 to have a line item entry in the UPWP.

The request is for \$4,900 to purchase a ResponseWare Enterprise License 100 seat licenses (Task 3.0) to augment and support existing public involvement efforts. These licenses will expand the use of vote tallying devices to allow meeting attendees with smart phones to vote with their phones instead of the tallying devices. Those voting with smart phones can vote remotely from anywhere.

Ms. Anna Brown asked about the license and renewals. The \$4900 is for a one time license set-up. There will be an annual renewal to be determined on a scale based on the average usage of these licenses.

Ms. Anna Brown made a motion to recommend approval of the modification request. Mr. Calvin Rumph seconded the motion that passed on a voice vote.

## **MOVING AHEAD FOR PROGRESS IN THE 21<sup>ST</sup> CENTURY (MAP-21)**

Mr. Darrell Howard gave a presentation on the new MAP-21 transportation bill that took effect October 1, 2012. Information presented included:

### **Background**

- SAFETEA-LU expired on 9/30/2009
- 10 Extensions
- Moving Ahead for Progress in the 21<sup>st</sup> Century (MAP-21) July 6, 2012
  - 27 Month Surface Transportation Authorization
  - Authorizes \$105 Billion in Funding Through the End of FY 2014 (Sept. 30, 2014)

### **MAP-21 Themes**

MAP-21 is mostly about money and process. MAP-21 consolidates, simplifies, and streamlines Federal-aid Transportation Funding Programs and establishes the foundation for Performance-based Planning, including:

- Transparency in Programming Federal Resources
- Planning
- Accelerating Project Delivery

### **MAP-21 Key Funding Provisions**

#### Stabilizes Funding

- Most New Provisions were Effective 1 October 2012
  - Authorizes \$105 Billion in Funding Through the End of FY 2014 (Sept. 30, 2014)
  - Programs Funded at FY 2012 Levels + Minor Inflation
  - Maintains highway/transit funding split at 80/20 (approximate)
- Limits Obligation on Highway Funding
  - \$39.7B in FY 2013
  - \$40.3B in FY 2014
- Extends Highway Trust Fund (HTF) and Gas Tax Collection Through FY 2016
- Substantial Programmatic Consolidation
  - No Earmarks
  - Most Discretionary Programs were Eliminated

Note: U.S. Treasury General Fund Transfers to Highway Trust Fund (HTF)

- FY 2013 – \$ 6.2 Billion
- FY 2014 - \$10.4 Billion
- FY 2014 - \$ 2.2 Billion (to Mass Transit Account)

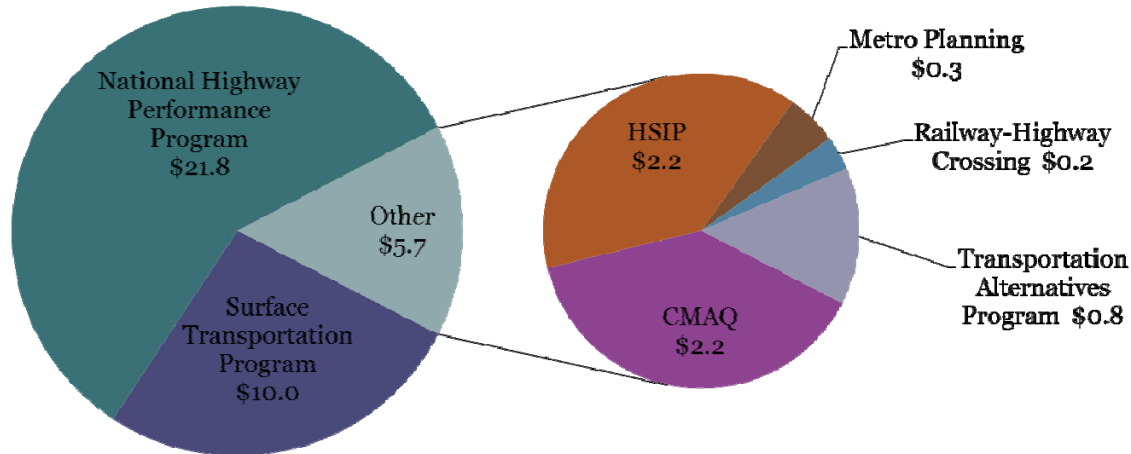
**Highway Program Restructuring and Streamlining**

MAP-21 - Core Programs	SAFETEA-LU - Programs
<b>National Highway Performance Program (NHPP)</b>	<ul style="list-style-type: none"> <li>National Highway System</li> <li>Interstate Maintenance</li> <li>Bridge Program (portion)</li> </ul>
<b>Surface Transportation Program (STP)</b>	<ul style="list-style-type: none"> <li>STP</li> <li>Bridge Program (portion)</li> </ul>
<b>Congestion Mitigation and Air Quality (CMAQ)</b>	<ul style="list-style-type: none"> <li>CMAQ</li> </ul>
<b>Highway Safety Improvement Program (HSIP)</b>	<ul style="list-style-type: none"> <li>HSIP (incl. High Risk Rural Roads)</li> </ul>
<b>Railway-Highway Grade Crossing (set aside from HSIP)</b>	<ul style="list-style-type: none"> <li>Railway Highway Grade Crossing</li> </ul>
<b>Metropolitan Planning (PL)</b>	<ul style="list-style-type: none"> <li>Metropolitan Planning</li> </ul>
<b>Transportation Alternatives (TA) (set aside from NHPP, STP, CMAQ, and Metropolitan Planning)</b>	<ul style="list-style-type: none"> <li>Transportation Enhancements (TE)</li> <li>Recreational Trails (Rec Trails)</li> <li>Safe Routes to School (SR2S), and</li> <li>Scenic Byways</li> </ul>

**Transit Program Restructuring and Streamlining**

New	Repealed	Consolidated	Modified
<ul style="list-style-type: none"> <li>Safety Authority (5329)</li> <li>State of Good Repair Grants (5337)</li> <li>Asset Management (5326)</li> <li>Bus and Bus Facilities Formula Grants (5339)</li> <li>Public Transportation Emergency Relief (5324)</li> <li>TOD Planning Pilot Grants (20005(b) of MAP-21)</li> </ul>	<ul style="list-style-type: none"> <li>Clean Fuels Grants (5308)</li> <li>Job Access and Reverse Commute (5316) [ JARC ]</li> <li>New Freedom Program (5317)</li> <li>Paul S. Sarbanes Transit in the Parks (5320)</li> <li>Alternatives Analysis (5339)</li> <li>Over-the-Road Bus (Sec. 3038 – TEA-21)</li> </ul>	<ul style="list-style-type: none"> <li>Urbanized Area Formula Grants (5307) [ JARC ]</li> <li>Enhanced Mobility of Seniors and Individuals with Disabilities (5310) [New Freedom]</li> <li>Rural Area Formula Grants (5311)[ JARC]</li> </ul>	<ul style="list-style-type: none"> <li>Fixed Guideway Capital Investment Grants (5309)</li> <li>Metropolitan and Statewide Planning (5303 &amp; 5304)</li> <li>Research, Development, Demonstration, and Deployment (5312)</li> <li>Technical Assistance and Standards (5314)</li> <li>Human Resources and Training (5322)</li> </ul>

**\$37.7 billion/year in Formula Funding**



Note: Amounts shown are in \$billions  
Individual program amounts do not add exactly to total due to rounding

**Surface Transportation Program (\$10.0B)**

- Continued Flexible Funding for
  - Federal-aid Highways
  - Safety
  - Bridges on ANY Public Road
- Eligibility Includes
  - Transportation Enhancements
  - Recreational Trails
  - Ferry Boats
  - Consolidated Border Infrastructure Program
  - Truck Parking Facilities
  - Safe Routes to School (no set-aside)
- 50% of funds Subject to Suballocation Based on Population
- Rural Provisions Enhanced
  - Rural Planning Organizations Must Be Consulted
  - Up to 15% of Rural Suballocation May Be Spent on Minor Collectors

**Congestion Mitigation & Air Quality (\$2.2B)**

- Continues Existing CMAQ Program
  - With the Following Changes
    - o Performance Plans for large transportation management areas (includes air quality and congestion measures)

- CMAQ outcomes assessment study required
- States with PM2.5 areas must use a portion of their funds to reduce PM2.5
- Some expanded authority to use funds for transit operations
- Explicit support for installation of facilities servicing electric or natural gas-fueled vehicles

### **Transportation Alternatives Program (\$814M)**

- Incorporates Eligibilities from
  - Most (not all) formerly Transportation Enhancement Eligible Activities
  - Recreational Trails Program
  - Safe Routes to Schools
- Other Eligible Activities
  - Planning, designing, or constructing roadways within the ROW of former interstates or other divided highways
- Similar Funding Level to TE under SAFETEA-LU
  - Total TA \$ equal to 2% of MAP-21 Highway Funding
  - Funded via Takedown from Each State's Formula Funds
  - 50% Suballocated for More Local Control
  - 50% State Allocation can be Transferred to Other Formula Programs

### **Appalachian Development Highway System**

- MAP-21 Made Major Changes to the ADHS Program
  - Dedicated/Formula Funding
    - No dedicated funding for ADHS
    - ADHS facilities are eligible to receive funding under NHPP and STP as appropriate
  - ADHS Incentive - ADHS routes are eligible for 100% federal share
    - If funded with FY-12 or prior year ADHS Funds
    - If funded with FY-12 or prior year earmarks specific to an ADHS route
    - Under all formula programs in FY-12 and subsequent years
  - ADHS Completion Plans
    - States plans for completing their portion(s) of the designated ADHS corridors
    - Deadline: 1 October 2013
    - Must Include: Annual targets and completion dates

### **Other Funding Programs/Provisions**

- Projects of National & Regional Significance
  - Funding targeted for critical high-cost capital projects
  - Eligibility includes Title 23 projects + freight railroad projects & activities
  - Funding is awarded competitively note: \$ must be appropriated from General Fund
  - No earmarks (SAFETEA-LU was fully earmarked)
- Emergency Relief Program
  - Authorized at \$100m/year

- Secretary of Transportation authorized to extend the 180 limit on emergency repairs at 100% when access to damaged areas is limited
- Permanent repairs eligible up to 90% federal share if cost is  $\geq$  State's annual apportionments
- Debris removal from Stafford Act Disasters Funded by FEMA
- Maintenance/operation of additional ferry boats or transit eligible as substitute service
- State must apply and provide a complete list of projects and costs within 2 years of emergency event
- Note: Presidential emergency does not need to be declared to access this funding provided that emergency meets FHWA criteria

### **Transit Funding Programs Bus and Bus Facilities Formula Program**

- Bus and Bus Facilities Formula Program
  - Provides capital funding to replace, rehabilitate, and purchase buses and related equipment
  - Provides capital funding to construct bus-related facilities
  - Replaces discretionary bus program
  - Funding: \$420 million (FY 2013) authorized
- Transit Oriented Development Pilot Program
  - Discretionary planning grant
  - Pilot program for transit-oriented development (TOD)
  - Eligible projects are related to fixed guideway or core capacity projects defined in section 5309

### **Process – Performance Management**

- MAP-21 Identifies National Goals
  - Safety
  - Infrastructure Condition
  - Congestion Reduction
  - System Reliability
  - Freight Movement and Economic Vitality
  - Environmental Sustainability
  - Reduced Project Delivery Delays
- MAP-21 Requires that USDOT establish National Performance Measures
  - State DOTs set performance targets
  - State and Metro Planning Organizations describe how they will use program and project selection to help achieve performance targets
  - Corrective actions may be required
  - Consequences if condition of NHS falls below target thresholds

### **Implementation**

- MAP-21 will be “Phased In”



- Began on 1 October 2012
  - o Transitional procedures
  - o Guidance provided at FHWA and FTA websites
- Regulations Phased in
  - o 6 months
  - o 12 months
  - o 18 months

### **For More Information**

Visit the Federal Highway Administration's MAP-21 Webpage at [www.fhwa.dot.gov/map21](http://www.fhwa.dot.gov/map21) to view Program Summaries, Fact Sheets, Q&As and Guidance information.

### Comments/Questions:

1. You do not have to wait on emergency declaration for emergency relief?
  - a. The Secretary of Transportation can authorize funds if eligibility requirements are met.
2. Do you see this as an improvement over the past?
  - a. In aspects of planning, yes.
3. Is the allocation for this area impact up or down?
  - a. Not sure at this point how much will be allocated. Still waiting on the numbers. This area is currently stuck at 2009 levels.
4. You did a great side by side comparison of MAP-21 and SAFETEA-LU. I thought there were 14 categories under SAFETEA-LU but I only saw 13. Am I missing something?
  - a. There are 14 categories in the TIP, but one of those categories is just state funds and is not a federal fund.
5. The 100% funding for ADHS projects, does that continue after the expiration of MAP-21 or is it just for the two-year period that MAP-21 will be in effect?
  - a. The legislation carries to 2021.

### **OTHER**

Chairman Jackie Dye reviewed the TCC letter to ALDOT that was included in the August minutes. Chairman Dye noted a reply from ALDOT had not been received by the September 19, 2012 deadline and has requested Ms. Sandra Bonner discuss this with Mr. Brian Davis and ask that he respond to the TCC.

Chairman Dye and Vice-Chairman Willie Osborne discussed the proposed changes to the MPO make-up and MPO bylaws due to the 2010 census. The TCC will likewise have to review the makeup and addition of new areas to the TCC and make changes to the TCC bylaws after the MPO has adopted their changes.

Chairman Jackie Dye reviewed the list of upcoming meetings, including the following:

- Transportation Technical Committee, October 24, 2012, 10:00 a.m., RPCGB
- MPO Subcommittee, October 25, 2012, 1:30 p.m., RPCGB
- MPO, November 7, 2012, 1:30 p.m., RPCGB
- Citizens Committee Meeting, **Tuesday**, November 13, 2012, 12:00 noon, RPCGB

With no other business, the meeting adjourned at 1:08 p.m.

**APPROVED:**

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Ms. Jackie Dye, Chairman  
Transportation Citizens Committee

\_\_\_\_\_  
Date

JD:cyb