

**Major Amendment #2 to the  
2023-2026 Transportation Improvement Program  
for the  
Green Bay Urbanized Area**



**Brown County Planning Commission (BCPC)/  
Metropolitan Planning Organization (MPO) for the Green Bay Urbanized Area  
March 1, 2023**



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 [www.browncountywi.gov/BCPCGreenBayMPO](http://www.browncountywi.gov/BCPCGreenBayMPO). Scroll down to 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, Facebook at: [www.facebook.com/BCPCGreenBayMPO](https://www.facebook.com/BCPCGreenBayMPO) or on Twitter at [www.twitter.com/BCPCGreenBayMPO](https://www.twitter.com/BCPCGreenBayMPO)



On the Cover. The STH 29/CTH VV Interchange under construction. Green Bay MPO staff applied for and received a federal BUILD grant of just under \$20 million on behalf of Brown County for the project, and the interchange was officially opened in September of 2022. Local matching funds were provided by the Village of Hobart, Village of Howard, and Brown County, and the project was administered by WisDOT.

**RESOLUTION NO. 2023-04**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
BROWN COUNTY PLANNING COMMISSION APPROVING  
MAJOR AMENDMENT #2 TO THE  
2023-2026 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 135, 49 U.S.C. 5303 and 5304, and this part;
- (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;
- (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 11101(e) of the Infrastructure Investment and Jobs Act (Public Law No: 117-58) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in DOT funded projects;
- (6) 23 CFR part 230, regarding 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 23 U.S.C. 324, 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 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

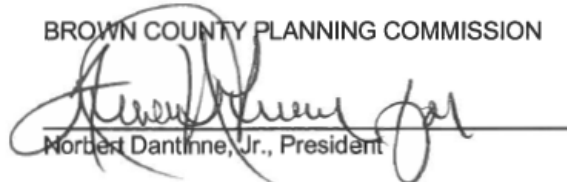
**WHEREAS**, the BCPC Board of Directors is the Green Bay MPO's policy board; and

**THEREFORE, BE IT RESOLVED**, that the BCPC Board of Directors approves Major Amendment #2 to the 2023-2026 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 Infrastructure Investment and Jobs Act (IIJA) 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 1<sup>st</sup> day of March 2023.

BROWN COUNTY PLANNING COMMISSION

  
Norbert Dantinne, 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* when changes related to the urbanized area's federally funded transportation program are proposed.

This amendment will be processed as a *Major* Amendment to the TIP.

## Performance Measures Update and Inclusion in the TIP

The BCPC Board of Directors adopted National Highway System (NHS) Pavement and Bridge Condition Performance Measure Targets for 2023 and 2025 as well as the NHS Travel and Freight Reliability Performance Measure Targets for 2023 and 2025 on February 1, 2023.

Federal law calls for new targets to be reflected in approved Transportation Improvement Programs within 180 days of issuance by the state. Therefore, the following performance targets are included in the TIP amendment.

### NATIONAL HIGHWAY SYSTEM (NHS) PAVEMENT AND BRIDGE CONDITION PERFORMANCE MEASURE TARGETS FOR 2023 & 2025

#### NHS Pavement Condition Targets

Measure	Baseline (2021)	2-Year Target (2023)	4-Year Target (2025)
Interstate – Percentage of pavements in “Good” condition	65.9%	> 60.0%	> 60.0%
Interstate – Percentage of pavements in “Poor” condition	0.3%	< 4.0%	< 4.0%
Non-Interstate NHS – Percentage of pavements in “Good” condition	36.3%	> 30.0%	> 30.0%
Non-Interstate NHS – Percentage of pavements in “Poor” condition	4.2%	< 10.0%	< 10.0%

#### NHS Bridge Condition Targets

Measure	Baseline (2021)	2-Year Target (2023)	4-Year Target (2025)
Percentage of NHS bridges by deck area in “Good” condition	51.3%	> 49.0%	> 48.0%
Percentage of NHS bridges by deck area in “Poor” condition	2.6%	< 3.0%	< 3.0%

### NATIONAL HIGHWAY SYSTEM (NHS) TRAVEL AND FREIGHT RELIABILITY PERFORMANCE MEASURE TARGETS FOR 2023 & 2025

#### NHS Travel Reliability Targets

Measure	Baseline (2021)	2-Year Target (2023)	4-Year Target (2025)
Percent of person-miles traveled that are reliable on the Interstate	96.4%	92.5%	93.0%
Percent of person-miles traveled that are reliable on the Non-Interstate NHS	93.9%	91.0%	89.5%

#### NHS Freight Reliability Targets

Measure	Baseline (2021)	2-Year Target (2023)	4-Year Target (2025)
Truck Travel Time Reliability Index on the Interstate	1.20	1.30	1.30



## Green Bay Metro

The table shown below reflects federal funding program changes reported to the MPO by Green Bay Metro:

Sponsor	Project Description	Type	CY 2023				CY 2024					
			Federal	State	Local	Total	Federal	State	Local	Total		
Green Bay Metro	<u>Equipment &amp; Facility Improvements</u>											
158-23-103	Transit Way Pavement Repair	EQUIP	Moved from 2023 to 2024				\$320,000	\$0	\$80,000	\$400,000		
158-23-108	Shop Toolboxes	EQUIP	\$32,000	\$0	\$8,000	\$40,000				project added to program		
158-23-109	Facility Rehabilitation	EQUIP	\$28,000	\$0	\$7,000	\$35,000				project added to program		
158-21-105	HVAC-four units / Air Conditioner	EQUIP	\$523,000	\$0	\$131,000	\$654,000				Increase of \$18,000 total		
158-21-112	Facility Lighting Upgrades	EQUIP	\$157,000	\$0	\$39,000	\$196,000				Increase of \$4,000 total		
158-21-107	Bus Lifts	EQUIP	\$353,000	\$0	\$88,000	\$441,000				Increase of \$46,000 total		
		TOTAL	\$1,093,000	\$0	\$273,000	\$1,366,000	\$320,000	\$0	\$80,000	\$400,000		
			Section 5339				Section 5339					

Increases due to change orders requested by Green Bay Metro.

## Federal Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities

Due to recent increases in human service vehicle costs, Curative Connections has requested a modification to its program as shown on the following table.

### Curative Connections Vehicles Purchase Options Section 5310 Program - Cycle 45 and Cycle 46 Awards

1	2	3	4	5
<b>Human Service Vehicle</b>	<b>Cost Estimate at Time of Award based on WisDOT Price Sheet 8/2021-8/2022</b>	<b>Current Cost Estimate based on WisDOT Price Sheet 8/2022-8/2023</b>	<b>Preferred Vehicle Aquisition by Curative Connections</b>	<b>Purchase Three Vehicles</b>
1. Transit/Bariatric, Side Load Lift Van	\$51,180	\$76,575	1. Transit/Bariatric, Side Load Lift Van	\$76,575
2. Transit/Bariatric, Side Load Lift Van	\$51,180	\$76,575	2. Transit/Bariatric, Side Load Lift Van	\$76,575
3. Medium Bus Honeycomb, Side Load Lift	\$84,164	\$129,735	3. Transit/Bariatric, Side Load Lift Van	\$76,575
4. Medium Bus Honeycomb, Side Load Lift	\$84,164	\$129,735		---
<b>Total:</b>	<b>\$270,688</b>	<b>\$412,620</b>	<b>Total:</b>	<b>\$229,725</b>
<b>Funding</b>			<b>Funding</b>	
Section 5310 Awarded*	\$252,469		Section 5310:	\$252,469
Local Share - Curative Connections	\$18,219		Cost of three vehicles:	\$229,725
<b>Total:</b>	<b>\$270,688</b>		<b>Section 5310 Balance</b>	<b>\$22,744</b>

\*Section 5310 80/20 requiremnt waived by FTA due to Covid.

If this request is approved, a surplus of \$22,744 in Section 5310 funds is available. The MPO staff recommends assigning these funds to the Green Bay Metro's *Audio Component of Bus Stop Display Boards* project. To date, the project has received \$12,096.80 but can absorb the additional \$22,744 in Federal funds.

## Public Comment Period and Public Hearing

MPO staff conducted a 15-day public comment period, and a public hearing was held on March 1, 2023. The public participation documents can be seen in the appendices of this amendment report.

#### **Brown County Planning Commission Board of Directors Transportation Subcommittee**

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

#### **Brown County Planning Commission Board of Directors Action**

The Brown County Planning Commission Board of Directors approved the amendment on March 1, 2023 by a vote of 19 to 0.

#### **Fiscal Constraint Demonstration**

The *2023-2026 Transportation Improvement Program for the Green Bay Urbanized Area* remains fiscally constrained as demonstrated in the following table and per federal requirements.



## Fiscal Constraint Demonstration

Funding Source		Programmed Expenditures					Estimated Available Funding				
Agency	Program	2023	2024	2025	2026	Total	2023	2024	2025	2026	Total
<b>FHWA</b>	<b>STBG (MPO Allocation)</b>	\$4,554,662	\$8,578,800	\$6,397,000	\$3,227,335	<b>\$22,757,797</b>	\$4,554,662	\$8,578,800	\$6,397,000	\$3,227,335	<b>\$22,757,797</b>
	<b>STBG (WisDOT)</b>	\$1,934,000	\$854,000	\$2,958,000	\$854,000	<b>\$6,600,000</b>	\$1,934,000	\$854,000	\$2,958,000	\$854,000	<b>\$6,600,000</b>
	<b>STBG (HIP)</b>	\$5,000,000	\$0	\$0	\$0	<b>\$5,000,000</b>	\$5,000,000	\$0	\$0	\$0	<b>\$5,000,000</b>
	<b>STBG (Local)</b>	\$616,000	\$0	\$0	\$0	<b>\$616,000</b>	\$616,000	\$0	\$0	\$0	<b>\$616,000</b>
	<b>TAP</b>	\$286,828	\$840,741	\$429,079	\$0	<b>\$1,556,648</b>	\$286,828	\$840,741	\$429,079	\$0	<b>\$1,556,648</b>
	<b>CRP</b>	\$520,000	\$0	\$0	\$0	<b>\$520,000</b>	\$520,000	\$0	\$0	\$0	<b>\$520,000</b>
	<b>NHPP</b>	\$26,253,536	\$116,355,000	\$97,106,000	\$27,284,000	<b>\$266,998,536</b>	\$26,253,536	\$116,355,000	\$97,106,000	\$27,284,000	<b>\$266,998,536</b>
	<b>HSIP</b>	\$240,000	\$240,000	\$240,000	\$240,000	<b>\$960,000</b>	\$240,000	\$240,000	\$240,000	\$240,000	<b>\$960,000</b>
	<b>BUILD</b>	\$1,016,000	\$0	\$0	\$0	<b>\$1,016,000</b>	\$1,016,000	\$0	\$0	\$0	<b>\$1,016,000</b>
	<b>CRRSAA</b>	\$1,666,297	\$0	\$0	\$0	<b>\$1,666,297</b>	\$1,666,297	\$0	\$0	\$0	<b>\$1,666,297</b>
	<b>Total</b>	<b>\$42,087,323</b>	<b>\$126,868,541</b>	<b>\$107,130,079</b>	<b>\$31,605,335</b>	<b>\$307,691,278</b>	<b>\$42,087,323</b>	<b>\$126,868,541</b>	<b>\$107,130,079</b>	<b>\$31,605,335</b>	<b>\$307,691,278</b>
<b>FTA</b>	<b>Section 5307</b>	\$2,908,000	\$0	\$0	\$0	<b>\$2,908,000</b>	\$2,908,000	\$0	\$0	\$0	<b>\$2,908,000</b>
	<b>Section 5309/5339</b>	\$1,211,000	\$320,000	\$0	\$0	<b>\$1,531,000</b>	\$1,211,000	\$320,000	\$0	\$0	<b>\$1,531,000</b>
	<b>Section 5310</b>	\$808,342	\$0	\$0	\$0	<b>\$808,342</b>	\$808,342	\$0	\$0	\$0	<b>\$808,342</b>
	<b>Total</b>	<b>\$4,119,000</b>	<b>\$320,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$4,439,000</b>	<b>\$4,119,000</b>	<b>\$320,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$4,439,000</b>

\*STBG - assigned by the Green Bay MPO

\*\*STBG - assigned by the State of Wisconsin

\*\*\*STBG - Highway Infrastructure Program (HIP) assigned to the Green Bay MPO by Congress

Several projects were approved under FAST Act & will be implemented under BIL. Select projects may be located both in & outside of the urbanized area boundary such as the I-41 Expansion project.

## 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 #2 to the 2023-2026 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.***

A digital version of the draft document can be viewed by clicking on the following link:

*link provided*

The public review period and comment period will occur between February 15, 2023 and March 1, 2023.

If you would like to submit comments, please mail, or email your comments by March 1, 2023, to:

Lisa J. Conard, Principal Planner  
Brown County Planning Commission  
Planning and Land Services Department  
PO Box 23600  
Green Bay, WI 54305-3600  
[Lisa.Conard@browncountywi.gov](mailto:Lisa.Conard@browncountywi.gov)

You can also submit comments by telephone or through the Brown County Planning Commission/Green Bay MPO Facebook Page.

A public hearing will take place on:

Wednesday, March 1, 2023  
Green Bay Metro Transportation Center  
901 University Avenue  
Green Bay, WI 54302  
6:30 p.m.

Immediately following the public hearing, the *Draft Major Amendment #2 to the 2023-2026 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area* 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, Principal 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](mailto:Lisa.Conard@browncountywi.gov)  
Website: [www.browncountywi.gov/planning](http://www.browncountywi.gov/planning)

# Appendix B

## Public Hearing Transcript

### MINUTES

#### BROWN COUNTY PLANNING COMMISSION BOARD OF DIRECTORS

Wednesday, March 1, 2023 - 6:30 pm

Green Bay Metro Transportation Center

901 University Avenue, Commission Room, Green Bay, WI 54302

#### ROLL CALL:

Paul Blindauer	<u>x</u>	Matthew Harris	<u>x</u>	Dan Lindstrom	<u>x</u>
Corrie Campbell	<u>x</u>	Phil Hilgenberg	<u>Exc</u>	Gary Pahl	<u>x</u>
Devon Coenen	<u>_____</u>	Pat Hopkins	<u>x</u>	Dan Segerstrom	<u>x</u>
Norbert Dantine, Jr.	<u>Exc</u>	Elizabeth Hudak	<u>Exc</u>	Glen Severson	<u>Exc</u>
Steve Deneys	<u>Exc</u>	Emily Jacobson	<u>x</u>	Jim Steffek	<u>x</u>
Geoff Farr	<u>Exc</u>	Dotty Juengst	<u>_____</u>	Mark Thomson	<u>x</u>
Steve Gander	<u>x</u>	Dave Kaster	<u>x</u>	Andy Vanderloop	<u>_____</u>
Mike Goral	<u>x</u>	Patty Kiewiz	<u>x</u>	Nick Weber	<u>x</u>
Steve Grenier	<u>x</u>	Joy Koomen	<u>_____</u>	Matthew Woicek	<u>x</u>
Mark Handeland	<u>x</u>	Jonathon LeRoy	<u>x</u>		

**Others Present:** Lisa Conard, Karl Mueller, and Cole Runge.

#### 2. **Public Hearing:** *Draft Major Amendment #2 to the 2023-2026 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.*

L. Conard provided an overview, noting that the two Performance Measures resolutions approved at the February meeting are being included in the TIP as per federal law.

1. National Highway System (NHS) Pavement and Bridge Condition Performance Measure Targets for 2023 and 2025.
2. National Highway System (NHS) Travel and Freight Reliability Performance Measure Targets for 2023 and 2025.

L. Conard noted that the amendment also includes an updated South Bridge Connector table. The table includes all of the project segments, cost estimates, and federal funding commitments.

L. Conard also noted the inclusion of federal funding program changes reported to the MPO by Green Bay Metro. This includes the addition of two low-cost projects and minor changes in other project costs.

L. Conard stated that due to recent increases in human service vehicle costs, Curative Connections has requested a modification. Curative would like to move from an approved four vehicle (two medium buses & two vans) award to a three vehicle (three vans) award. If approved, \$22,744 in federal funds will now be unassigned to projects. Staff recommends assigning the \$22,744 to the Green Bay Metro's *Audio Component of Bus Stop Display Boards* project. To date, the project has received \$12,096.80 but can absorb the additional \$22,744 in federal funds.

L. Conard opened the public 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 all of the public participation requirements for the amendment have been completed.

# Appendix C

## Legal Notice Affidavit



**PRESS-GAZETTE** RECEIVED  
**media**  
A GANNETT COMPANY

FEB 28 2023

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: 0005596038  
Total Ad Cost: \$92.41  
Published Dates: 02/15/2023, 02/22/2023

Legal Clerk

State of Wisconsin  
County of Brown  
Subscribed and sworn to before on February 22, 2023

Notary Public State of Wisconsin, County of Brown

My Commission Expires

# of Affidavits 1  
This is not an invoice

KATHLEEN ALLEN  
Notary Public  
State of Wisconsin

NOTICE OF REQUEST FOR  
COMMENTS AND  
NOTICE OF PUBLIC HEARING ON  
THE  
DRAFT MAJOR AMENDMENT #2 TO  
THE  
2023-2026 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 #2 to the 2023-2026 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.

For an electronic copy of the amendment, please contact Lisa.Conard@BrownCountyWI.gov or by phone at 920-448-6489.

The public hearing will take place on:

Wednesday, March 1, 2023  
Green Bay Metro  
901 University Avenue 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 February 15, 2023, through March 1, 2023.

Written comments should be mailed to Lisa J. Conard, Brown County Planning Commission, PO Box 23600, Green Bay, WI 54305-3600 by March 1, 2023.

Published by  
Patrick Moynihan, Jr.  
County Clerk  
RUN: Feb. 15, 22, 2023 WNAXLP

BROWN COUNTY PLANNING LEGALS  
Re: 5596038

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

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## **Appendix D**

### **Comments Received**

No comments were received during the public review and comment period.

# 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 11101(e) of the Infrastructure Investment and Jobs Act (Public Law No: 117-58) and 49 CFR part 26** regarding the involvement of disadvantaged business enterprises in 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.*



**Wisconsin Department of Transportation**  
Office of the Secretary  
4822 Madison Yards Way, S903  
Madison, WI 53705

**Governor Tony Evers**  
**Secretary Craig Thompson**  
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March 17, 2023

Glenn Fulkerson  
Division Administrator  
Federal Highway Administration  
U.S. Department of Transportation  
525 Junction Rd., Suite 8000  
Madison, Wisconsin 53717

Kelley Brookins  
Regional Administrator  
Federal Transit Administration  
U.S. Department of Transportation  
200 W. Adams Street, Suite 320  
Chicago, Illinois 60606

Dear Mr. Fulkerson and Ms. Brookins:

Under the authority delegated to me by Governor Tony Evers, I am hereby approving the Brown County Planning Commission's amendment to the 2023-2026 Transportation Improvement Program (TIP) for the Green Bay urbanized area. The amendment was approved and adopted by the Brown County Planning Commission on March 1, 2023. We will reflect by reference the 2023-2026 federal aid projects covered by this approval in our 2023-2026 Statewide Transportation Improvement Program (STIP).

Copies of TIP Amendment 2 and Resolution Number 2023-04 from the Brown County Planning Commission are enclosed. This TIP amendment represents a comprehensive, continuous, and cooperative effort between the MPO, local communities, affected transit operators, and the Wisconsin Department of Transportation (WisDOT), and is designed to meet the objectives of Title 23 USC 134 and 135 and their implementing regulations 23 CFR 450 and the MPO regional transportation system plan.

We have determined that the proposed amendment: 1) is consistent with the adopted Long Range Transportation Plan for the MPO, 2) conforms to this state's approved implementation plan under the federal Clean Air Act and 42 U.S.C. 7504, 7506 (c) and (d) and 40 CFR 93 (23 CFR 450.222(a)(7)), and 3) ensures that the TIP remains fiscally constrained in that federal funding resources are sufficient to support the new or modified projects

Sincerely,

A handwritten signature in black ink, appearing to read "Craig Thompson".

Craig Thompson  
Secretary

cc: Cole Runge, MPO Director  
Mary Forlenza, FHWA  
Karl Buck, FHWA  
William Wheeler, FTA  
Evan Gross, FTA  
Scott Nelson, WisDOT Northeast Region  
Charles Wade, WisDOT Bureau of Planning and Economic Development