Minutes
BROWN COUNTY PLANNING COMMISSION BOARD OF DIRECTORS
TRANSPORTATION SUBCOMMITTEE
Monday, September 11, 2023
Green Bay Metro Transportation Center
901 University Avenue
Green Bay, WI 54302
1:30 p.m.

ROLL CALL

(Voting)

Heena Bhatt (Bay-Lake RPC	x	Marty Piette (Airport)	Exc
Geoff Farr (Howard)	x	Eric Rakers (De Pere)	x
Sean Gehin (Allouez)	x	Brian Rickert (Ashwaubenon)	x
Steve Grenier (Green Bay)	x	Andy Smits (Suamico)	x
Patty Kiewiz (Green Bay Metro)	x	Teal Spellman (Bellevue)	x
Jerry Lancelle (Hobart)	x	Nick Uitenbroek (Brown County)	x
Troy Parr (Oneida Nation)	Exc	Nick Weber (WisDOT)	x

(Non-voting)

Jason Nordberg (FHWA-Madison) _____
Matthew Schreiber, (WisDOT-Madison) _____
William Wheeler (FTA Region 5) _____

Others Present: Lisa Conard and Cole Runge

ORDER OF BUSINESS

Chairperson Uitenbroek opened the meeting at 1:30 p.m.

1. Approval of the April 20, 2023, Transportation Subcommittee meeting minutes.

   A motion was made by S Griener, seconded by S. Gehin to approve the April 20, 2023, Transportation Subcommittee meeting minutes. Motion carried.

2. Update on the Federal Surface Transportation Block Grant (STBG) Program for FFY 2024-FFY 2029.

   L. Conard noted that staff solicits STBG-eligible project applications every other year in odd numbered years. MPO staff reviews, scores, and develops funding scenarios for Transportation Subcommittee review. The Transportation Subcommittee then recommends a spending plan to the BCPC Board of Directors for approval consideration.

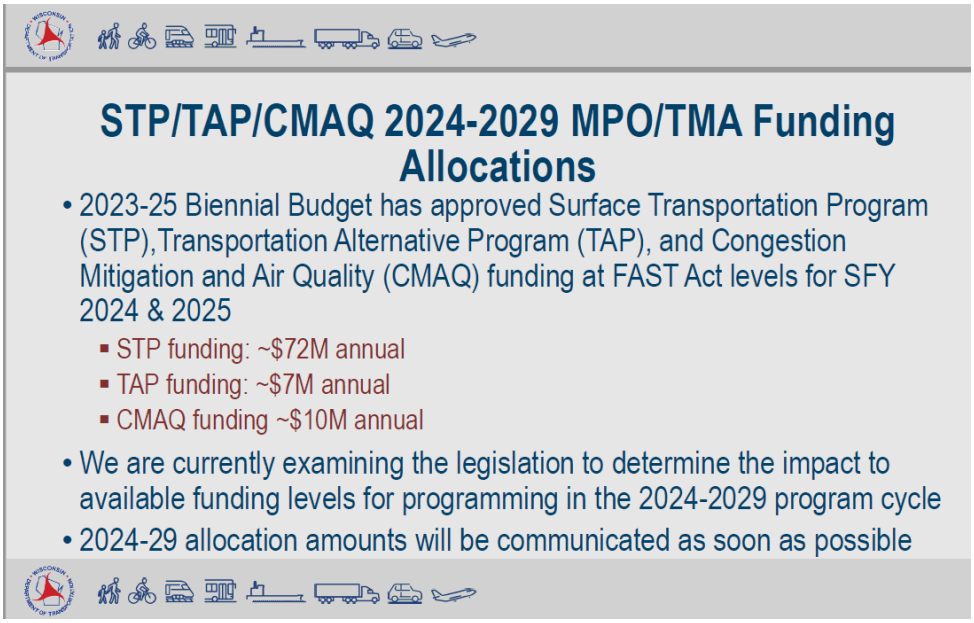
   The MPO staff conducted the STBG solicitation over the summer of 2023 and received nine qualifying requests for the FFY 2024-FFY 2029 program.

   With the passage of the Bipartisan Infrastructure Law (BIL), the MPO is set to receive a significant increase in its annual STBG apportionment. Under the previous federal law,

the FAST Act, the MPO received approximately $3,500,000 per year. Under BIL, the annual apportionment has increased to over $5,000,000 per year.

On July 25, WisDOT informed the MPO staff that the Wisconsin State Legislature has not authorized spending beyond FAST Act levels, and therefore, the MPO would not be able to program projects at the levels previously provided to the MPO by WisDOT staff.

WisDOT provided the following on July 25:



As a result of this, the MPO staff will not be presenting any eligible project funding scenarios for the subcommittee to consider at this time. It will be necessary to wait until WisDOT receives the necessary authority and provides the MPO with the appropriate annual funding balances. It is not known when WisDOT staff will present its spending plan to the legislature's Joint Finance Committee (JFC).

C. Runge stated he is hopeful that the JFC will authorize the use of the full BIL annual apportionments in the fall of 2023 at which time the MPO Policy Board will be able to allocate funds to specific projects.

3. Update on the Federal Transportation Alternatives Program (TAP) for FFY 2024-FFY 2028.

L. Conard noted that similar to the STBG program, WisDOT has informed MPO staff the TAP funding levels are restricted to FAST Act levels until such time that the JFC approves a spending plan.

L. Conard noted that they continue to seek qualifying applications and encouraged entities to submit applications prior to WisDOT's October 27th deadline.

4. Update on the Federal Carbon Reduction Program (CRP) for FFY 2023 and FFY 2024-FFY 2026.

   L. Conard provided an overview of the CRP projects approved by the Brown County Planning Commission in 2022:

Project Sponsor	**Project Description**	**Federal** (80% maximum)	**Local** (20% minimum)	**Total**
~~Green Bay Metro~~	~~Computer-Aided Dispatch / Automatic Vehicle Location (CAD/AVL) Replacement~~	~~$520,000~~	~~$130,000~~	~~$650,000~~
City of De Pere	LED street lighting	$45,528	$11,382	$56,910
Total:		**$565,528**	$141,382	$706,910

   L. Conard presented the following timeline:

   - BIL creates new CRP with 14 project categories.
   - Green Bay MPO is to receive annual allocation for life of BIL ($565,528 in FFY 2022) with local approval authority.
   - WisDOT issues a one-year program project solicitation on April 11, 2022.
   - WisDOT informational webinar on April 18
   - WisDOT application deadline on May 6
   - MPO incorporates submitted projects into TIP Amendment on May 18
   - MPO processes program - 23-days from application deadline to approval
   - BCPC Board of Directors approves a FFY 2022 program on June 1, 2022.
   - MPO staff forwards the approved program to WisDOT.
   - WisDOT determines it did not have the spending authority to proceed with program and submits a spending plan to state legislature/Joint Finance Committee (JFC) in the fall of 2022.
   - JFC authorizes a spending in early 2023 but reduces eligible categories from 14 to 3.
   - Green Bay MPO approved projects qualify under new rule.
   - WisDOT issues new project solicitation under a “FFY 2023” program title.
   - MPO receives draft SMAs in June of 2023, more than one year after BCPC approval.
   - MPO receives notice on August 7, 2023, that the CAD/AVL project no longer is eligible for CRP funding.
   - Green Bay Metro no longer could wait for CRP funding to be authorized as it needed to proceed with project.
   - MPO reaches out to WisDOT on August 7 & September 7, 2023, regarding the reassignment of the $520,000.
   - WisDOT had indicated the next cycle will begin in July of 2023 but that has not occurred.

5. Discussion and recommendation to the BCPC Board of Directors regarding approval of the *Draft 2024Transportation Planning Work Program*.

   C. Runge provided an overview of the *Draft 2024 Transportation Planning Work Program.*

   A motion was made by S. Griener, seconded by G. Farr, to recommend approval of the *Draft 2024 Transportation Planning Work Program* to the BCPC Board of Directors. Motion carried.

6. Discussion and recommendation to the BCPC Board of Directors regarding approval of the *Draft 2024-2027 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area*.

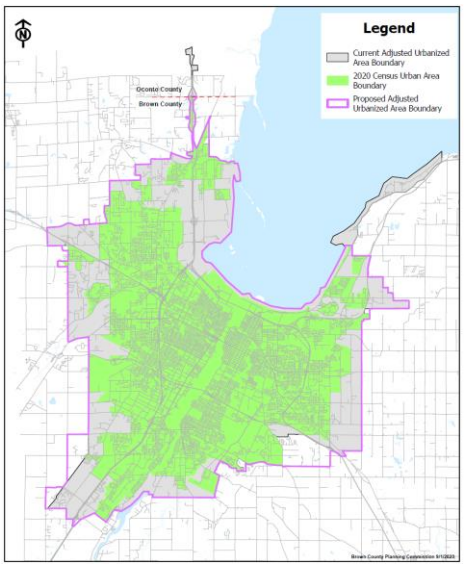
   L. Conard provided an overview of the Draft TIP noting that the report is out for a 30-day public review and comment period.

   L. Conard noted that the public hearing was held before the BCPC Board of Directors on September 6. To date, no comments have been received.

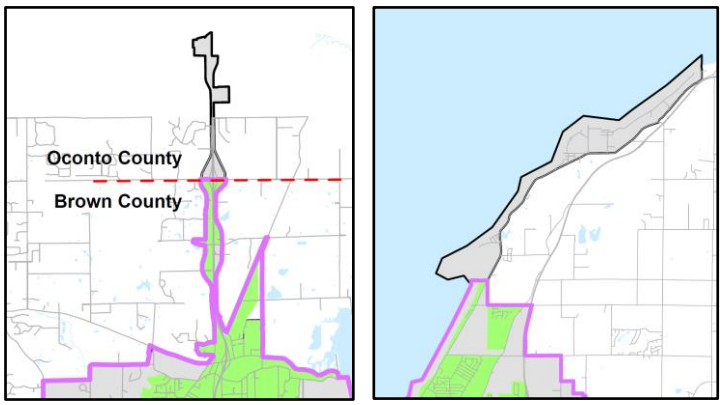
   A motion was made by E. Rakers, seconded by J. Lancelle to recommend approval of the *Draft 2024-2027 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area* to the BCPC Board of Directors. Motion carried.

7. Discussion regarding the draft Adjusted Urbanized Area Boundary and functional classification update.

   L. Conard noted that staff has been working with WisDOT staff to achieve consensus on a draft Adjusted Urbanized Area Boundary as shown below.



   L. Conard noted that two areas or “fingers” that were census defined urban areas in 2010 are no longer defined as urban in 2020. If approved as shown above, this will remove a portion of Oconto County near US 41 and a portion of the Town of Scott along the bay from the urbanized area boundary.



L. Conard reviewed the process for establishing an Adjusted Urban Area Boundary:

- Establish concurrence between WisDOT staff and MPO staff/FHWA informally.
- BCPC Transportation Subcommittee review & recommendation.
- BCPC Board of Directors (MPO Policy Board) approval.
- WisDOT approval.
- FHWA approval.

L. Conard noted federal law requires that the process must be completed by June 30, 2024.

8. Any other matters.

   None.

9. Adjourn.

   A motion was made by A. Smits, seconded by P. Kiewiz to adjourn. Motion carried.

   The meeting adjourned at 1:59 p.m.