

DELAWARE VALLEY REGIONAL PLANNING COMMISSION

BOARD COMMITTEE

Minutes of Meeting of June 22, 2006

Location: Delaware Valley Regional Planning Commission
Main Conference Room 8th Floor
190 N. Independence Mall, West
Philadelphia, PA 19106

Membership Present

Representative

New Jersey Department of Community Affairs

Joyce Paul

New Jersey Department of Transportation

Brian Cuccia

New Jersey Governor's Appointee

Sonia Frontera

Pennsylvania Governor's Appointee

Richard W. Hayden, Esq.

Pennsylvania Governor's Policy Office

Joanne R. Denworth

Pennsylvania Department of Transportation

Robert Hannigan

Bucks County

Lynn Bush

Chester County

Carol Aichele
William H. Fulton

Delaware County

John Pickett

Montgomery County

Kenneth Hughes

Burlington County

Carol Ann Thomas

Camden County

(not represented)

Gloucester County

Charles E. Romick

Mercer County

(not represented)

City of Chester

William Payne

City of Philadelphia

Gary Jastrzab

City of Camden	Edward Williams
City of Trenton	(not represented)
<u>Non-Voting Members</u>	
Federal Highway Administration New Jersey Division	Joung H. Lee
Pennsylvania Division	Matt Smoker
U.S. Department of Housing and Urban Development, Region III	(not represented)
U.S. Environmental Protection Agency, Region III	(not represented)
U.S. Environmental Protection Agency, Region II	(not represented)
New Jersey Office of Smart Growth	(not represented)
Federal Transit Administration, Region III	Keith Lynch
Southeastern Pennsylvania Transportation Authority	David Fogel
New Jersey Transit Corporation	James Schwartzwalder
Port Authority Transit Corporation	(not represented)
Delaware River Port Authority	Linda Hayes
New Jersey Department of Environmental Protection	William Purdie
Pennsylvania Department of Environmental Protection	Kevin Gallagher
Pennsylvania Department of Community and Economic Development	(non represented)
Regional Citizens Committee Chairman	Warren Strumpfer
<u>DVRPC Co-Counsel</u>	
Pennsylvania Co-Counsel	Timothy J. Carson, Esq.
New Jersey Co-Counsel	Thomas Coleman, Esq.

DVRPC Staff:

Barry Seymour, Donald Shanis, Chick Dougherty, Richard Bickel, John Ward, Elizabeth Schoonmaker, Patti Elkis, Phyllis Robinson, Candace Snyder, and Jean McKinney.

Guests

Pennsylvania Department of Transportation	James Mosca Linda Guarini (Dist. 6-0)
Greater Philadelphia Urban Affairs Coalition	Kevin Hagan
Cross County Connection Transportation Management Association	William Ragozine

Call to Order

Vice Chair Joanne R. Denworth called the meeting to order at 10:40 a.m.

Vice Chair Denworth introduced Sonia Frontera newly appointed representative to the Board from the New Jersey Governor's Office.

Public Comments on Non-Agenda Items

No public comments were stated.

1. Minutes of Meeting of May 25, 2006

On a **Motion** by Mr. Hayden, seconded by Ms. Frontera, the minutes of the Board meeting of May 25, 2006 were approved as distributed.

2. Transportation Improvement Program (TIP) Actions

Chick Dougherty, DVRPC staff, presented the following TIP actions to the Board for approval:

a. TIP Action PA05-76: Quakertown Rail Restoration Study, Bucks and Montgomery County

Bucks County has requested that DVRPC amend the FY2005-2008 TIP for Pennsylvania by adding a new project to the TIP, The Quakertown Rail Line Passenger Service Restoration Alternative Analysis using \$300,000 DEMO/\$75,000 local match. Fifty thousand dollars would be programmed in FY06, with the balance of \$325,000 programmed in FY07. Specially earmarked DEMO funds were made available for this study which will build on the Quakertown/Stony Creek Restoration Study which was completed in 2000. The

study will be conducted by Bucks and Montgomery Counties, with Bucks County as the project manager. The rail line is owned by SEPTA, and parts of it are

operated by CSX , Norfolk Southern, and the Penn Eastern short line railroad for freight movement. The study would investigate the feasibility and costs of opening up the line for passenger service. Previous studies indicated that significant capital investment of \$100 to \$200 million would be required on the line in order to improve it to current standards.

Financial constraint will be maintained as this project uses specially earmarked DEMO funds and the TIP's current conformity finding will not be impacted by this amendment as this project is exempt from air quality analysis.

Favorable recommendation was received from the Planning Coordinating Committee/Regional Transportation Committee (PCC/RTC) that the Board approve TIP Action PA05-76.

Favorable recommendation was received from the Regional Citizens Committee (RCC) that the Board approve TIP Action PA05-76. The RCC also notes the statement of recommendations listed on the *Recommendations to the Board for June 22, 2006* (attached as part of these minutes).

Barry J. Seymour, Executive Director, responded that the RCC's comments will be forwarded to Bucks County for their consideration.

The Board unanimously adopted the following **motion**:

MOTION by Mr. Hughes, seconded by Mr. Hayden, that the Board approve TIP Action PA05-76, Buck's County's request to amend the FY 2005 TIP for Pennsylvania (FY2005-2008) by adding a new project to the TIP, The Quakertown Rail Line Passenger Service Restoration Alternative Analysis using \$300,000 DEMO/\$75,000 local match.

b. TIP Action PA05-77: Philly CarShare, Various Counties

DVRPC requests a modification to the FY2005-2008 TIP for Pennsylvania to note that the federal funds previously approved for use by PhillyCarShare in February 2006, will not be used to secure a low interest loan from the State. Funds will instead be processed on a standard reimbursement basis to PhillyCarShare, and PhillyCarShare will pay back the region in the future as increased revenues become available. Current funding is programmed with \$2.0 million in FY 2006, \$1.5 million in FY 2007, and \$0.5 million in FY 2008.

The PhillyCarShare Program is a short term car rental program which allows participants to "pay as they go." The private nonprofit provider currently focuses on communities in the city of Philadelphia, utilizes primarily hybrid-electric vehicles, and rents to members on an hourly basis (car sharing), using sophisticated reservation and monitoring systems. Members reserve a car

on-line or via a phone, walk to the designated vehicle in the neighborhood, use an electronic key to access a vehicle, and are tracked by an onboard computer for

hours that they drive. The additional funding would allow the service to expand into suburban areas, increase from 2,000 to 50,000 participants, and expand from a fleet of 40 to a fleet of 1,000 new environmentally-friendly car-sharing vehicles in transit-friendly neighborhoods.

Financial constraint will be maintained as no additional funds are being sought.

The TIP's current conformity finding will not be impacted by this amendment as this project is exempt from air quality analysis.

Favorable recommendation was received from the PCC/RTC that the Board approve TIP Action PA05-77 .

The Board unanimously adopted the following **motion**:

MOTION by Mr. Jastrzab, seconded by Ms. Bush, that the Board approve TIP Action PA05-77, DVRPC's request to modify the FY 2005 TIP for Pennsylvania (FY 2005-2008) by acknowledging that funds made available to PhillyCarShare will not be used to obtain a Pennsylvania Infrastructure Bank (PIB) loan, but will instead be returned to DVRPC on a schedule to be determined and used in a manner as determined by the DVRPC Board.

c. TIP Action PA05-78: Upper Darby Parking Facility, Delaware County

Mr. Dougherty explained to the Board that the majority of the \$11.7 million funding for this project will be state and local funds and this match has not been secured. Until that time, it is recommended that this project be tabled.

Mr. Seymour added that Demo funds are only programmed into the TIP when all funding is in place. Mr. Seymour also commented that the RCC's recommendations for this project will be forwarded to the Upper Darby Township Manager for a written response.

John Pickett, Delaware County, commented on the RCC's concerns that this proposed parking facilities are far from the transit terminal and may discourage transit use and provide parking only for those in the proposed office building. Mr. Pickett stated that it is not yet decided whether this project is part of the overall initiative for the Market Street Gateway which will revitalize the entire 69th Street terminal area, however, part of the project is to encourage transit ridership and to increase the viability of the 69th Street terminal. Mr. Pickett recommended that a presentation be given to the RCC on the entire revitalization project.

The Board agreed to table this TIP Action.

d. TIP Action NJ06-12: Gloucester County Bus Purchase, Gloucester County

Gloucester County has requested that DVRPC modify the FY 2006-2008 TIP for New Jersey by increasing the Gloucester County Bus Purchase Program by \$180,000 CMAQ in FY06 for the purchase of three additional transit style passenger vans. The Gloucester County Division of Transportation Services (DTS) has operated since 1985. DTS currently maintains a fleet of 42 vehicles serving senior citizens, persons with disabilities, rural residents and Medicaid eligible clients. DTS operates four types of service, demand response, subscription, modified fixed route (under rural transportation) and feeder service. The only portion of the service open to the general public is the rural transportation under the FTA Section 5311 program. DTS provides 120,000 rides per year (approximately 500 trips per day). The vehicles requested, three 16 passenger minibus with two wheelchair positions, will be used to replace two existing non-wheelchair vehicles and one of the requested buses will be used for service expansion. The service expansion is anticipated in 2007 with additional employment rides for persons with disabilities. DTS is looking for county funding to support the operation of the expanded service.

Funding for this project can be drawn from the DVRPC Local CMAQ Initiatives Line Item, DB #X065 which has \$725,000 in FY06 still available for funding projects.

Financial constraint will be maintained as this project will use available funds in the DVRPC Local CMAQ Initiatives Line Item, DB #X065.

The TIP's current conformity finding will not be impacted by this amendment as this project is exempt from air quality analysis.

Favorable recommendation was received from the PCC/RTC that the Board approve TIP Action NJ06-12.

The RCC recommends approval, however, also believes that bicycle-accessible vehicles should be employed because modified fixed-route service is part of this project. In addition, the committee urges the county to consider purchasing alternative fuel or hybrid vehicles.

The Board unanimously adopted the following **motion**:

MOTION by Mr. Romick, seconded by Mr. Cuccia, that the Board approve TIP Action NJ06-12, Gloucester County's request to modify the FY 2006 TIP for New Jersey (FY2006-2008) by increasing the Gloucester County Bus Purchase Program (DB #D9807) by \$180,000 CMAQ in FY06.

3. **Adoption of the DVRPC FY 2007-2010 Transportation Improvement Program (TIP) for New Jersey and Pennsylvania**

Mr. Dougherty briefed the Board on the TIP process and explained that the Federal law and planning regulations require the development of a Transportation Improvement Program (TIP) in order for the metropolitan region to be eligible to receive federal transportation funds. The creation of the TIP is to be done by the MPO in cooperation with the state(s) and transit operators, and must provide opportunity for input and comment by the public. These same laws and regulations require the MPO to have a long range plan and to update that plan periodically as new conditions or policies are determined or to amend that plan to include new components. A 30-day comment period must be conducted prior to a formal action to adopt the TIP or update/amend the plan.

Every other year DVRPC develops a TIP that covers both state portions of the region (the New Jersey portion is done every year). Work began in September 2005 on the development of the FY2007-2010 TIP for each state. The New Jersey and Pennsylvania Subcommittees of the RTC, under the direction of the DVRPC staff, have been working on a draft TIP that meets the requirements of the federal laws and regulations, including those concerning financial constraint, air quality, plan consistency and environmental justice. In addition, DVRPC and PennDOT held a joint public meeting last summer to gather input for the PA transportation program, while DVRPC conducted outreach through its NJ Problem Identification and Prioritization project to gather input for the Study and Development Program portion of the NJ transportation program.

The FY2007-2010 TIP for the New Jersey portion of the region contains more than 140 projects worth \$1.8 billion (an average of nearly \$450 million per year), including \$833 million for projects primarily addressing the highway system and \$954 million for transit projects for DRPA/PATCO and NJ TRANSIT.

The FY2007-2010 TIP for the Pennsylvania portion of the region contains nearly 500 projects worth \$3.3 billion (an average of \$819 million per year), including more than \$1.6 billion for projects primarily addressing the highway system and nearly \$1.7 billion for transit projects for SEPTA, Pottstown Urban Transit, and the state's Keystone Service.

The projects in the Draft TIP represent a consensus of the regional improvements to be made. The TIP has been fiscally constrained to the available financial resources identified by PennDOT and NJDOT, as negotiated for this region's projects. All nonexempt projects have been included in the regional conformity analysis.

The Draft TIP document was made available for public review during a 30-day period which ended on June 4, 2006. Legal notices explaining the public comment process were published in the *Inquirer*, the *Tribune*, *La Actualidad*, the *Trenton Times* and the *Courier Post*. Media releases were issued to more than 60 outlets prior to the start of the public comment period. Notices were also sent to more than 3,000 individuals and organizations through a joint effort of DVRPC, the League of Women Voters, our Transportation Management Associations, and the Chambers

of Commerce of Greater Philadelphia and South Jersey. All TIP related documents were published on the Internet and copies were placed at 34 major public libraries in New Jersey and Pennsylvania. DVRPC held a public meeting in its offices to give the public the opportunity to pose questions about the process and projects to state, county, transit, and DVRPC staff. Presentations were also made and documents distributed to DVRPC's Regional Citizens Committee and Environmental Justice Subcommittee as well as to other committees within the Commission's organizational structure.

DVRPC's website played a vital part in our public outreach effort. The entire Draft TIP three volume set was placed on our website, as were the dates and locations of the public meetings and libraries and general information about the TIP and how it was developed, as well as other related documents. Many people downloaded the TIP materials from the website, as evidenced by the TIP page being one of the most frequently hit pages on the DVRPC website.

In response to Title VI and Environmental Justice concerns, outreach was targeted to specific communities as well as to the region as a whole. DVRPC sent notices of the public comment period and the public meeting to individuals and organizations representing traditional and underserved transportation users, minority and low income populations, the welfare-to-work community, and other citizens.

More than 20 individuals or agencies provided written comments on the TIP. Many of our partner agencies contributed responses to these comments. The comments and responses were distributed to the Board for their review and consideration.

The Clean Air Act Amendments of 1990 (CAAA) require that Transportation Plans and Programs conform to the applicable State Implementation Plans (SIP) for air quality and follow the Final Conformity Rule provided by US EPA and DOT. Funding of new projects in non-attainment areas such as the DVRPC region is dependent upon the TIP and Plan being found to conform to the purposes of the SIP and the CAAA. TIPs may be determined to conform if their projects are drawn from conforming plans.

DVRPC's conformity analysis of the Destination 2030 Transportation Plan and the FY2007 TIP determined that emissions of monitored pollutants for each analysis year are less than the permitted budgets and that the TIP and the Plan contribute to the achievement and maintenance of the national ambient air quality standards. All projects in the FY2007 TIP have been drawn from or are consistent with the Plan. Therefore, the TIP has been found to conform with the requirements of the CAAA, as set forth in the Final Conformity Rule.

The FY2007 TIP for NJ and PA is fiscally constrained to the funding determined to be reasonably available to the region, as provided by NJDOT and PennDOT. The PennDOT financial guidance was developed in consultation with its statewide Planning Partner MPO/RPOs. The NJDOT financial guidance reflects a reasonable

distribution of available state and federal funds to the region and the other MPOs in the state.

Adoption at the June meeting will permit the DVRPC TIP, along with the other MPO TIPs, to be included in the NJ and PA Statewide TIPs (STIP) for timely submission of those documents by NJDOT and PennDOT to the federal funding agencies for approval before the current TIP expires on September 30, 2006. The Pennsylvania portion must first be approved by the State Transportation Commission at its summer quarterly meeting.

Favorable recommendation was received from the PCC/RTC for Board adoption of the FY2007 TIP, with the changes developed by the subcommittees (distributed to the Board).

Warren Strumpfer, RCC chair summarized the general comments from the recommendations of the committee (attached as part of these minutes).

In response to the RCC's concern which supports efforts to have a bicycle/pedestrian facility included in the plans for the reconstruction of the Scudders Falls Bridge over the Delaware River between Bucks County and Mercer County, Dr. Shanis pointed out that these bicycle/pedestrian facilities are considered by DVRPC and PennDOT in each project. Also, a performance report to measure the progress within the last ten years of bicycle/pedestrian facilities is being prepared by DVRPC.

After discussion, the Board unanimously adopted the following **motion**:

MOTION by Ms. Bush, seconded by Mr. Pickett, that the Board approve the FY 2007-2010 Transportation Improvement Program (TIP) for New Jersey and Pennsylvania as the region's official selection of transportation projects for federal funding, by adopting Resolution No. B-FY06-010 (copy attached).

4. Adoption of Conformity Determination of the FY 2007-2010 TIP for New Jersey and Pennsylvania and the Destination 2030 Long Range Plan

Jienki Synn, DVRPC staff, explained to the Board that transportation conformity is a process established by the Clean Air Act to ensure that federal transportation projects and transportation investment activities are consistent with ("conform to") state commitment for meeting air quality goals. DVRPC has performed a regional emissions analysis to determine transportation conformity of the FY 2007 TIPs and the *Destination 2030* Long Range Plan.

Additionally, the New Jersey State Air Quality Implementation Plan (SIP) revision – and the imbedded motor vehicle emissions budgets (MVEBs) for Mercer County (i.e., the DVRPC portion of the New York-Northern New Jersey-Long Island, NY-NJ-CT PM_{2.5} Non-attainment Area) – has been published in the *Federal*

Register on June 8, 2006. The MVEBs will become effective 15 days after the announcement, which is June 23, 2006.

In April 2006, the DVRPC Board authorized staff to open a minimum 30-day public comment period to receive comment on the draft conformity finding of the FY 2007 Pennsylvania TIP, FY 2007 New Jersey TIP, and the *Destination 2030* Long Range Plan. This conformity finding covers:

- Ozone (the entire DVRPC planning area);
- CO (Burlington, Camden, Mercer and Philadelphia Counties);
- PM_{2.5} (the Philadelphia-Wilmington, PA-NJ-DE PM_{2.5} Non-attainment Area); and,
- PM_{2.5} (the DVRPC portion of the New York-Northern New Jersey-Long Island, NY-NJ-CT PM_{2.5} Non-attainment Area).

DVRPC has held a public comment period from May 5, 2006, to June 4, 2006, and has hosted one public meeting. DVRPC has not received any comments regarding the draft conformity finding during the comment period.

Staff recommends that the Board approve the conformity finding contingent upon the PM_{2.5} MVEBs for Mercer County becoming effective on June 23, 2006.

After favorable recommendation was received from the PCC/RTC and the RCC, the Board unanimously adopted the following **motion**:

MOTION by Mr. Hayden, seconded by Mr. Cuccia, that the Board approve the conformity finding of the FY 2007 DVRPC TIPs and the *Destination 2030* Long Range Plan by adopting Resolution No. B-FY06-011 (copy attached).

5. DVRPC Annual Self-Certification of the Regional Transportation Planning Process

Donald Shanis, Deputy Executive Director, explained to the Board that Federal regulations for metropolitan planning (23 CFR 450 and 49 CFR 613) require the Metropolitan Planning Organization (MPO) to annually certify to the Federal Highway Administration and the Federal Transit Administration that its transportation planning process addresses the major issues facing the area and is being conducted in accordance with all applicable requirements.

The regulation lists specific requirements which must be addressed. DVRPC's compliance with these requirements is outlined as follows:

1. Improvements to the transportation system in the region have been the result of continuing, cooperative, and comprehensive planning process carried out by state and local officials.

2. The transportation planning process, including the adoption of the TIP, is consistent with the Clean Air Act and is in conformance with the applicable State Implementation Plans.
3. Private citizens, affected public agencies, representatives of transportation agency employees, other affected employee representatives, private providers of transportation, and other interested parties were provided with a reasonable opportunity to comment on the TIP and planning process.
4. The TIP includes a financial plan that demonstrates how the TIP can be implemented, indicates resources from both public and private sources that are reasonably expected to be available, and recommends innovative financing techniques.
5. DVRPC's planning process is administered in accordance with FTA Circular 4702.1, Title VI, and DVRPC employment practices comply with FTA Circular 4704, Equal Employment Opportunity Guidelines for Grant Recipients.
6. DVRPC's programs are conducted consistent with Title 49 CFR Part 23 as implemented by FTA Circular 4716.1A regarding disadvantaged business enterprise programs.
7. The Region's public transit operators have certified that they are making special efforts to provide transportation services which can be utilized by elderly and disabled persons.
8. Congestion Management System phase-in requirements for non-attainment Transportation Management Areas have been met.
9. Environmental justice for low income and minority populations is being addressed.
10. The provision of 49 CFR part 20 regarding restrictions on influencing certain activities has been met.

Favorable recommendation was received from the PCC/RTC.

The RCC recommended adding a clause to the Self Certification Resolution as follows:

WHEREAS, DVRPC recognizes the federal standards that are in place, but strives to exceed those standards, whenever possible, to ensure the health of the region's citizens and the sustainability of the Delaware Valley.

The Board unanimously adopted the following **motion**:

MOTION by Ms. Paul, seconded by Mr. Payne, that the Board adopt Resolution No. B-FY06-012 (copy attached) as revised, certifying that the DVRPC Regional Transportation Planning Process is in conformance with federal regulations implementing TEA-21, the Clean Air Act Amendments, and other federal legislation.

6. Approval of 2005-2006 Pennsylvania Transportation Enhancement/Home Town Streets/Safe Routes to School (TE/HTS/SRS) Projects for Inclusion in the DVRPC Transportation Improvement Program

Mr. Dougherty explained to the Board that PennDOT has allocated more than \$22 million in Transportation Enhancements, Home Town Streets and Safe Routes to School (TE/HTS/SRS) funds in the DVRPC region during the 2005-2006 cycle. Additionally, \$70 million in funds have been allocated for other projects statewide.

During the 2005/2006 regional competition 89 applications were received via internet submission by the September 30, 2005 due date. Each application was reviewed and scored based on criteria established by the selection committee comprised of representatives from PennDOT District 6-0, the counties, the Regional Citizens Committee and the DVRPC. The scores were standardized and normalized, then a ranked list was considered and discussed by the selection committee on December 22, 2005. In February, the Board approved the recommended list of regional projects for funding and sent the list of projects to PennDOT. The Board also approved sending a recommended list of projects to be funded by a discretionary set-aside for the Secretary of Transportation to award for projects of statewide significance.

PennDOT recently approved the entire list of new regional projects submitted by the DVRPC. In addition, PennDOT approved two of the DVRPC recommended discretionary-funded projects along with three additional projects selected by the Secretary (project lists distributed to the Board).

Attachments were distributed to the Board showing the seven TE, 13 HTS and eight SRS projects approved for DVRPC regional FHWA funding (\$17,639,223). In addition, one TE, one HTS and three SRS projects were approved for the Secretary's discretionary FHWA funding (\$4,742,953).

Mr. Seymour added that out of the 33 projects, 11 were taken from the DVRPC Transportation Community Development Initiatives (TCDI) Program. Two other

projects; the Mill Creek Community Improvement Project and the Chinatown Plaza Revitalization were taken from the DVRPC Neighborhood Planning Process.

Favorable recommendation was received from the PCC/RTC.

Favorable recommendation was also received from the RCC, noting that the RCC will work with DVRPC staff and the states to address concerns regarding the weighting of votes and the ranking of projects.

The Board unanimously adopted the following **motion**:

MOTION by Mr. Hughes, seconded by Ms. Aichele, that the Board amend the FY2006 Transportation Improvement Program (TIP) by adding the PennDOT approved Transportation Enhancements, Home Town Streets, and Safe Routes to School projects as individual projects, with funding to be allocated from the appropriate line items in the amount approved, as may be available when each is ready to advance to construction.

7. FY 2006 and FY 2007 Job Access and Reverse Commute (JARC) Grant Program

Richard Bickel, DVRPC staff, explained to the Board that the Transportation Equity Act for the 21st Century (TEA-21) included a five-year (FY 1999 to FY 2003) Federal Transit Administration (FTA) Initiative entitled the Job Access and Reverse Commute Grant Program. This program is intended to help fund transportation services and supportive activities that facilitate access to jobs for welfare recipients and lower income persons, as well as reverse commute trips for the general population. TEA-21 has expired and been replaced by the new *Safe, Accountable, Flexible, Efficient Transportation Equity Act – A Legacy for Users* (SAFETEA-LU) for Fiscal Years 2006 to 2009. The JARC program was maintained under FTA administration. However, given unexpended TEA-21 JARC fund balances for Fiscal Years 2004 and 2005 (\$5.38 million in southeastern Pennsylvania and a statewide balance of \$5.2 million in New Jersey), it is essential to fully encumber these funds before using funding from the new Act. A 50% non-Department of Transportation funds match is required for the JARC grant program.

FTA regulations require metropolitan planning organizations (MPOs), in regions more than 200,000 in population, to select project applicants, evaluate the consistency of proposed projects with an adopted *Areawide Job Access and Reverse Commute Transportation Plan* and commit to add projects to the regional Transportation Improvement Program (TIP), pending grant approvals.

Following project solicitation in November 2005, DVRPC received Letters of Intent from nine Pennsylvania applicants and four from New Jersey applicants by the January 15, 2006 submission date. Staff forwarded the submissions to the pertinent Pennsylvania and New Jersey Special Committees, established by the

Board for previous rounds of the JARC program, for their review. On March 23 the recommended FY 2006 New Jersey JARC projects and priorities were approved by the DVRPC Board. On February 21, April 4 and May 22, DVRPC convened the Pennsylvania Special Committee (composed of city, county, public transit agency, and Regional Citizens Committee representatives) to review the project proposals

and to formulate a recommendation for Board action.

After review and coordination with the applicants, the Committee found that: (1) all of the proposed projects are consistent with DVRPC's adopted Job Access Plan; (2) the total amount of funding requested in all the LOIs exceeded the available JARC funds; and (3) the expected level of JARC funds via the new SAFETEA-LU formula program shows a substantial reduction in average annual funding to approximately \$1.6 million per year for southeastern Pennsylvania. As a result, the committee recommends the following:

- Select no new projects (which affects proposed projects from SEPTA, Libertae, Bucks County TMA, Delaware County TMA, Greater Valley Forge TMA, and the Greater Philadelphia Urban Affairs Coalition (GPUAC).
- Due to project management and service delivery issues, the Committee recommends that the GPUAC be placed in a probationary status, which would result in not providing additional funding for their existing services through funds from the FY2006/2007 JARC Program. (Based on GPUAC's current spending pattern, there are sufficient funds already available to continue these services through March 2007; consolidation of these funds into a single service would enable this service to continue beyond March 2007). The Committee also agreed to establish a Task Force composed of representatives from SEPTA, the Philadelphia City Planning Commission, and DVRPC to meet with representatives of GPUAC every other month, over the next nine months, to monitor their progress in addressing project management and future service delivery issues.
- Selected projects should be funded for two fiscal years (FY 2006 and FY 2007) to fully allocate the remaining TEA-21 JARC funds for southeastern Pennsylvania; and,
- Finally, that a contingency fund, consisting of uncommitted TEA-21 JARC funds of \$369,362, be established to deal with unforeseen fuel cost increases or future service adjustments.

Lynn Bush, Bucks County, inquired whether DVRPC or SEPTA has knowledge of the number of low income and welfare recipients who actually use the JARC services.

Mr. Bickel responded that some onboard surveys are conducted by the TMA's and SEPTA, however, no results are published because of personal privacy issues.

After favorable recommendation was received from the PCC/RTC and the RCC, The Board unanimously adopted the following **motion**:

MOTION by Ms. Aichele, seconded by Mr. Hayden, that the Board approve the applicant qualifications; areawide JARC plan consistency;

proposed project priorities; TIP programming commitment (for future project grant approvals); GPUAC's probationary status and monitoring process; and create a \$369,362 contingency fund (for potential fuel cost increases and service adjustments) for the FY 2006 and FY 2007 Pennsylvania JARC projects, as recommended by the Pennsylvania Special Committee by adopting Resolution No. B-FY06-013.

8. Proposed Amendment to the Tri-County Water Quality Management Plan: Viking Yachts, Bass River Township, Burlington County

Patty Elkis, DVRPC staff, explained to the Board that in 1984, the New Jersey Department of Environmental Protection implemented a procedure to ensure that all requests for water quality permits are consistent with approved Wastewater Management Plans and the Tri-County Water Quality Management Plan. New Jersey DEP reviews all permit applications and for those which are inconsistent with Wastewater Management Plans or the Tri-County Water Quality Management Plan, the applicant may elect to seek a plan amendment.

DVRPC is the designated area-wide water quality management planning agency for the Tri-County area (Burlington, Camden and Gloucester counties), and DVRPC approval is one of several that amendment applicants must receive before New Jersey DEP will consider the amendment package complete.

The following amendment has been requested entitled: *Viking Yacht Company Wastewater Management Plan Amendment, Bass River Township, Burlington County*. This amendment will establish a new sewer service area for discharge to groundwater of greater than 20,000 gallons per day in Bass River Township, Burlington County. The amendment request proposes a new onsite wastewater treatment facility with disposal to groundwater to treat all existing and proposed wastewater generated at the facility and expansion of the amount of wastewater by an additional 20,500 gallons per day, for a total of 37,500 gpd.

This amendment is recommended by the Tri-County Water Quality Management Board.

The Board unanimously adopted the following **motion**:

MOTION by Mr. Romick, seconded by Ms. Thomas, that the Board approve the proposed Amendment to the Tri-County Water Quality Management Plan entitled: Viking Yacht Company, Bass River Township,

Burlington, by adopting Resolution No. B-FY06-014.

9. Election of DVRPC Board Officers Fiscal Year 2007

Vice Chair Denworth announced the recommended slate of Board officers for Fiscal Year 2007 (July 1, 2006 through June 30, 2007) as follows:

Chair: Joanne R. Denworth, Pennsylvania Governor's Policy office
Vice Chair: Jerald R. Cureton, Esq., Burlington County
Secretary: Charles E. Romick, Gloucester County
Treasurer: Carol Aichele, Chester County

There were no nominations from the floor and the nominations were closed.

On a **motion** by Ms. Bush, seconded by Ms. Paul the Board unanimously elected the recommended slate of Board officers for Fiscal Year 2007.

10. Election of New Jersey and Pennsylvania County Representatives to Serve on the Executive Committee for FY 2007

Jerald R. Cureton, Esq., Burlington County and Carol Aichele, Chester County were selected by the New Jersey County Board members and the Pennsylvania County Board members, respectively, to serve on the Executive Committee during Fiscal Year 2007.

11. Regional Citizens Committee (RCC) Report

Warren Strumpfer, RCC Chair, reported activities from the RCC Meeting of June 13, 2006 as follows.

Mr. Strumpfer commented on several issues from the RCC's comments on the TIP as follows: (1) lack of bicycle and pedestrian facilities on the roads; (2) the NJ Transit Avondale Station Rehabilitation in Camden County; (3) the inclusion of New Jersey in the Land Use and Economic Development Strategy and Action Plan; and (4) additional weight for obtaining funds for quality of life issues.

Mr. Strumpfer added that the following presentations were given at the RCC meeting: (1) *Tracking Progress Toward 2030: Indicators for the Long-Range Plan*; (2) *Congestion Management Process (CMP): Limiting Traffic Congestion and Achieving Regional Goals*; and (3) *Can I Walk or Bike to the Train? Nonmotorized Access to Rail Stations*.

Lastly, Mr. Strumpfer thanked the Board and DVRPC for giving the RCC the opportunity to hear their voice and consider their recommendations .

12. Executive Director's Report

a. FHWA and FTA Certification Review at DVRPC, May 31, and June 1, 2006

Mr. Seymour reported that the Certification Review (conducted every three years) was held at DVRPC on May 31 and June 1, 2006. This review examines the MPO process. A report of the findings will be prepared by FHWA and FTA and will be presented to the Board when finalized.

b. Pennsylvania and New Jersey Planning Director's Meetings

Mr. Seymour reported that meetings were held with the Pennsylvania and New Jersey Planning Directors. Fact sheets are being prepared by DVRPC for all counties to help them understand DVRPC programs, sources of funding, county contributions, etc. These fact sheets will be distributed to the counties for their review and information.

c. Regional Performance Indicators

Two meetings were held at DVRPC on May 23 and June 12, 2006 to begin preparing a comprehensive set of indicators to track progress on the Long Range Plan. Attendees included a combination of economic development representatives, environmental/conservation organizations, land use agencies, and transportation organizations. This type of meeting will continue in the future and the status and progress will be reported to the Board.

d. DVRPC Board Retreat

Mr. Seymour brought the Board's attention to the Board Retreat flyer (distributed to the Board) and commented that the Retreat would be held on September 28, 2006 at the Villanova Conference Center. The one-day retreat will concentrate on identifying issues and priorities for the development of next year's Work Program. An agenda will be mailed to all Board members and alternates with the regular September Board mailing.

e. William Fulton's Retirement

Mr. Seymour mentioned that an event was held at the Chester County Historical Society to celebrate William Fulton's retirement. Mr. Fulton represented Chester County as an alternate of the DVRPC Board for many years and Mr. Seymour thanked him for his service to the Board and to the region.

Carol Aichele, Chester County Commissioner, also commented on Mr. Fulton's service and for the outstanding work he has done for Smart Growth in Chester County.

f. Bucks County TMA Annual Luncheon

Mr. Seymour mentioned that the Bucks County TMA's annual luncheon is scheduled for June 23, 2006. Two of the honorees are Congressman Michael Fitzpatrick, and John J. Coscia, former Executive Director of DVRPC. Mr. Seymour will be the keynote speaker.

g. Bid for 2016 Olympics

Mr. Seymour pointed out a Philadelphia Inquirer article (distributed to the Board) dated June 22, 2006 entitled: *Olympic Bid Goes to U. S. Board* and a letter from DVRPC to Jim Sherr, CEO/Secretary General of the United States Olympic Committee. Mr. Seymour explained that on June 23, 2006 the Philadelphia Olympic Committee has the opportunity to make a 15 minute presentation to the U. S. Olympic Committee. Four other cities; Chicago, Houston, Los Angeles, and San Francisco, will also be presenting their bids. DVRPC was asked to prepare the letter specifically noting the transportation services throughout the region and to identify improvements which will be made or are committed to and funded within our current TIP over the next four years. If a U.S. city is chosen, it may be announced by the end of 2006 or by March 2007.

Ms. Denworth commented that she is the co-chair of the Infrastructure Committee for the Olympics and the committee is very encouraged about the plan for holding the events in Philadelphia. An Olympic consultant has been hired to help with the plan.

James Schwartzwalder, New Jersey Transit, commented that New Jersey is also ready to support the Olympics with facilities and hotel rooms.

h. Municipal Implementation Tool #9 Brochure

Mr. Seymour pointed out to the Board a brochure (distributed to the Board) entitled: *The Municipal Implementation Tool #9: Inclusionary Zoning* and a DVRPC Regional Data Bulletin entitled: *Housing Units Authorized by Residential Building Permits: 2000 - 2005*.

13. Committee Reports

The following committee reports were distributed to the Board for their review:

a. Planning Coordinating Committee/Regional Transportation Committee

Dr. Shanis reported that items from the PCC/RTC were previously reported under the appropriate action items and mentioned the presentation given to the RTC entitled: *Can I Walk or Bike to the Train? Nonmotorized Access to Rail Stations*.

b. Information Resources Exchange Group (IREG)

Joseph Fazekas, DVRPC staff, pointed out the IREG report (distributed to the Board) and mentioned that three presentations were given by the staff as follows: (1) *Journey-to-Work Trends in the Delaware Valley Region*; (2) *DVRPC's 2005 Orthophotography Project*; and (3) *Regional Summary of Freight Analysis Framework*.

c. Regional Aviation Committee

Roger Moog, DVRPC staff, pointed out the Regional Aviation Committee report (distributed to the Board). Mr. Moog commented on the previous discussions relating to the Olympics and pointed out that a major event such as this one would put tremendous pressure on the Philadelphia International Airport and all of the reliever airports and would require regional support.

14. One Minute Reports

Linda Hayes, Delaware River Port Authority, reported that the Port Authority Transit Corporation (PATCO) will be testing their new fare collection system within the next few weeks and it is expected to be operating by the end of this year.

Mr. Schwartzwalder pointed out the press release (distributed to the Board) entitled: *NJ Transit Board Approves New York - Atlantic City Express Rail Service*. This is a three-year demonstration rail service between New York Penn Station and Atlantic City which is expected to reach the state's tourism market. It is expected to be fully operational in approximately 18 months.

Matt Smoker, Federal Highway Administration, reported that the USDOT has released its Rulemaking for the Planning and Environmental Regulations for a 90-day public comment period.

OLD BUSINESS

No old business was stated.

NEW BUSINESS

No new business was stated.

There being no further business, the meeting was adjourned at 12:25 p.m.

Attachments:

- (1) PCC/RTC Recommendations to the Board for June 22, 2006
- (2) RCC Recommendations to the Board for June 22, 2006
- (3) Resolution No. B-FY06-010, B-FY06-011, B-FY06-012, B-FY06-013, and B-FY06-014.

Additional Documents Distributed to the Board:

- (1) *Alert*, June, 2006
- (2) *TravelSmart*, June, 2006

DELAWARE VALLEY REGIONAL PLANNING COMMISSION

EXECUTIVE COMMITTEE

Minutes of Meeting of June 22, 2006

Location: Delaware Valley Regional Planning Commission
Main Conference Room 8th Floor
190 N. Independence Mall, West
Philadelphia, PA 19106

Membership Present

Representative

New Jersey Department of Community Affairs	Joyce Paul
Pennsylvania Department of Transportation	Robert Hannigan
New Jersey Department of Transportation	Brian Cuccia
New Jersey Governor's Appointee	Sonia Frontera
Pennsylvania Governor's Appointee	Richard W. Hayden, Esq.
Pennsylvania Governor's Policy Office	Joanne R. Denworth
Pennsylvania Counties	Lynn Bush
New Jersey Counties	(not represented)
City of Camden	Edward Williams
City of Philadelphia	Gary Jastrzab

Guests

Chester County	Carol Aichele William H. Fulton
Delaware County	John Pickett
Montgomery County	Kenneth Hughes
Burlington County	Carol Ann Thomas
Gloucester County	Charles E. Romick

City of Chester	William Payne
Pennsylvania Department of Transportation	James Mosca Linda Guarini (Dist. 6-0)
Federal Highway Administration New Jersey Division	Joung H. Lee
Pennsylvania Division	Matt Smoker
Federal Transit Administration, Region III	Keith Lynch
Southeastern Pennsylvania Transportation Authority	David Fogel
New Jersey Transit Corporation	James Schwartzwalder
Delaware River Port Authority	Linda Hayes
New Jersey Department of Environmental Protection	William Purdie
Pennsylvania Department of Environmental Protection	Kevin Gallagher
Regional Citizens Committee Chairman	Warren Strumpfer
Greater Philadelphia Urban Affairs Coalition	Kevin Hagan
Cross County Connection Transportation Management Association	William Ragozine
 <u>DVRPC Co-Counsel</u>	
Pennsylvania Co-Counsel New Jersey Co-Counsel	Timothy J. Carson, Esq. Thomas Coleman, Esq.

DVRPC Staff:

Barry Seymour, Donald Shanis, Chick Dougherty, Richard Bickel, John Ward, Elizabeth Schoonmaker, Patti Elkis, Phyllis Robinson, Candace Snyder, and Jean McKinney.

Call to Order

Vice Chair Joanne R. Denworth called the Executive Committee meeting to order at 12:25 p.m.

1. Minutes of Meeting of June 22, 2006

On a **motion** by Mr. Paul, seconded by Mr. Hayden, the minutes of the meeting of June 22, 2006 were approved as distributed.

2. Contract Authorization: Traffic Engineering, Transportation Planning and Design Services for the Bucks County Regional Traffic Study

Donald S. Shanis, DVRPC Deputy Director, explained that for more than a year, DVRPC staff has been working in partnership with a Regional Traffic Planning Task Force (RTPTF) consisting of elected / appointed representatives from each of seven involved municipalities, state representatives Steil and Petri, the Pennsylvania Department of Transportation, the Bucks County Planning Commission, and local stakeholders to identify, evaluate and recommend mobility and safety improvements in the Newtown area of Central Bucks County.

A first initiative in the project was the RTPTF's development of a study work program. The work program systematically identifies the RTPTF's needs, and ultimately indicates the need for a viable area-wide transportation improvement program as a major product of the effort. Once completed, DVRPC staff agreed to spearhead the work program's implementation.

Key to the successful undertaking of the work program are the preparation of specific traffic engineering studies (e.g., Weight, Size & Load Restriction Studies; Traffic Engineering & Safety Studies; and Traffic Calming Feasibility Studies) which must be prepared for 16 key roadway corridors in accordance with PENNDOT's procedures.

In order to further advance the initiative, DVRPC has applied for a planning grant from the Pennsylvania Department of Community and Economic Development (DCED) for the purpose of hiring a qualified consultant to prepare the engineering reports. That grant, for \$200,000, was subsequently approved by the DCED in January 2006. Since then, DVRPC staff has been involved in formalizing a contract with the DCED to obtain the funds.

In early May 2006, to expedite progress in advance of the DCED contract, DVRPC issued a Request for Qualifications (RFQ) to identify interested consultants to conduct the traffic engineering work. On May 22, 2006, 12 qualification statement packets were received. Staff with the participation of PENNDOT and the Bucks County Planning Commission will meet on June 16, 2006 to evaluate and select the three best submitting firms, and request detailed proposals from each.

It is anticipated that the proposal review and selection process may last into mid-August 2006. Following notification, negotiations with the successful consultant will take place to produce a contract to allow the consultant's participation in the study. Action is being sought from the Board to authorize the Executive Director to enter into a contract with the selected firm.

A consultant selection committee comprised of representatives from the Pennsylvania Department of Transportation, Bucks County and the Delaware Valley Regional Planning Commission was formed to evaluate the proposals and to recommend a final selection consistent with the scope of the RFP. The committee recommends approval to contract with the selected firm.

A total of \$200,000 is allocated for the above contract from the Pennsylvania Department of Community and Economic Development.

The Executive Committee unanimously adopted the following **motion**:

MOTION by Mr. Hannigan, seconded by Mr. Hayden, that the Executive Committee authorize the Executive Director to enter into, negotiate, and execute a contract with the Consultant Selection Committee's recommended firm for the Traffic Engineering, Transportation Planning and Design Services for the Bucks County Regional Traffic Study. If contract negotiations with the recommended firm prove not to meet the financial requirements of the Commission, the contract would be negotiated with the Committee's second-ranked firm.

2. Election of DVRPC Executive Committee Officers for Fiscal Year 2007

Vice Chair Denworth announced the recommended slate of Executive Committee officers Fiscal Year 2007 (July 1, 2006 through June 30, 2007) as follows:

Chair: Joanne R. Denworth, Pennsylvania Governor's Policy office
Vice Chair: Jerald R. Cureton, Esq., Burlington County
Secretary: Charles E. Romick, Gloucester County

There were no nominations from the floor and the nominations were closed.

On a **motion** by Ms. Aichele, seconded by Mr. Cuccia, the Executive Committee unanimously elected the recommended slate of Executive Committee officers for FY 2007.

OLD BUSINESS

No old business was stated.

NEW BUSINESS

No new business was stated.

There being no further business the meeting was adjourned at 12:31 p.m.