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# Technical Advisory Committee

Monday, April 10, 2023

Regular Session

## Item H1

### Approval Recommendation of MPO Self-Certification

Staff Contact: Allan Zafft, MPO Program Manager

**TAC Agenda Report**  
April 10, 2023

**Agenda Item No. H1**

**ISSUE**

VOTE: MPO Self-Certification

**BACKGROUND**

Concurrent with the submittal of the annual Transportation Improvement Program (TIP) update, the Grand Island Area Metropolitan Planning Organization (GIAMPO) and the Nebraska Department of Transportation (NDOT) certify to the Federal Highway Administration and Federal Transit Administration that the planning process is being carried out in accordance with all applicable requirements set forth in 23 CFR 450.336. GIAMPO must submit the Certification of the Planning Process to NDOT with the submittal of a new TIP. The MPO Self-Certification, which GIAMPO includes in the FY 2024-2028 TIP, is enclosed.

**POLICY CONSIDERATIONS/DISCUSSION**

Compliance with federal requirements regarding the metropolitan transportation planning process is necessary for the GIAMPO planning area to continue to receive federal transportation funds.

**BUDGET CONSIDERATIONS**

None.

**COMMITTEE ACTION**

None.

**RECOMMENDATION**

Approve MPO Self-Certification.

**STAFF CONTACT**

Allan Zafft

## MPO Self-Certification

The Nebraska Department of Transportation (NDOT) and the Grand Island Area Metropolitan Planning Organization (GIAMPO) hereby certify that the transportation planning process is addressing the major issues in the metropolitan planning area and is being conducted in accordance with all the applicable requirements of:

- 1) **23 U.S.C. 134, 49 U.S.C. 5303 and this subpart;**  
*GIAMPO collaborates with local, State and public transportation agencies to carry out a continuing, cooperative, and comprehensive (3-C) metropolitan planning process for the Grand Island Metropolitan Planning Area through its Long Range Transportation Plan (LRTP), Transportation Improvement Program (TIP), Unified Planning Work Program (UPWP), and other transportation planning activities.*
- 2) **In nonattainment and maintenance areas, sections 174 and 176 (c) and (d) of the Clean Air Act, as amended (42 U.S.C. 7504, 7506 (c) and (d) and 40 CFR part 93;**  
*GIAMPO is designated as an attainment area. Nebraska's ambient air monitoring network includes a monitoring site for particulate matter (PM2.5) in Grand Island, which is operated by the Nebraska Department of Environmental and Energy.*
- 3) **Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21;**  
*GIAMPO completed the MPO Title VI Implementation Plan, which was approved by the GIAMPO Policy Board on May 23, 2017. GIAMPO developed the Limited English Proficiency Plan, which was approved by the GIAMPO Policy Board on November 23, 2021.*
- 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;**  
*GIAMPO's Public Participation Plan together with the MPO Title VI Implementation Plan, the GIAMPO Limited English Proficiency Plan, and the City of Grand Island's Title VI Nondiscrimination Agreement ensures that no person will be excluded from participation in the planning process. This applies to GIAMPO's LRTP, TIP, UPWP, and other transportation planning activities.*
- 5) **Section 11101(e) of the Infrastructure Investment and Jobs Act (Pub. L. 117-58) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded planning projects;**  
*The City of Grand Island Transit Program maintains the Disadvantaged Business Enterprise Program Plan that was submitted to the Federal Transit Administration (FTA) in 2023 that includes a Fostering Small Business Participation element and continues to meet the requirements of FTA.*
- 6) **23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;**  
*GIAMPO does not receive Federal-aid highway construction funds and does not let construction contracts. With regard to transportation planning activities related to*

*contracts utilizing FHWA and FTA PL funds, the selection of private consultants is coordinated by and adheres to NDOT and City of Grand Island Procurement guidelines.*

- 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;**  
*GIAMPO completed the American with Disabilities Act (ADA) Self-Evaluation and Transition Plan. The GIAMPO Policy Board approved this plan on November 22, 2016.*
- 8) The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;**
- 9) Section 324 of title 23 U.S.C. regarding the prohibition of discrimination based on gender; and**
- 10) Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities.**  
*GIAMPO is a program of the City of Grand Island's Public Works Department. The City of Grand Island has an Equal Employment Opportunity Policy that prohibits discrimination in employment opportunities or practices on the basis of race, color, religion, sex, sexual orientation, mental or physical disability, marital status, national origin, or genetic information. This policy along with the GIAMPO Public Participation Plan, MPO Title VI Implementation Plan, Limited English Proficiency Plan, and ADA Self-Evaluation and Transition Plan ensures every effort will be made to assure nondiscrimination in its transportation planning activities.*

By:

Attest:

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Roger G. Steele, Mayor / Chairperson

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Keith Kurz, Interim Public Works Director

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

By:

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Ryan Huff, Chief Strategic Officer, Nebraska Department of Transportation

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Date