
GIAMPO – Policy Board

Tuesday, May 23, 2023

Regular Session

Item H1

Approval of MPO Self-Certification

Staff Contact: Allan Zafft, MPO Program Manager

Policy Board Agenda Report
May 23, 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

The Technical Advisory Committee approved the MPO Self-Certification on April 10, 2023.

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:

 Roger G. Steele, Mayor / Chairperson

 Keith Kurz, Interim Public Works Director

 Date

 Date

By:

 Ryan Huff, Chief Strategic Officer, Nebraska Department of Transportation

 Date

GIAMPO RESOLUTION NO. 2023-5

Grand Island Area Metropolitan Planning Organization

Self-Certification of the MPO Transportation Planning Process

WHEREAS, the Grand Island Area Metropolitan Planning Organization (GIAMPO), is designated as the Metropolitan Planning Organization (MPO) for the Grand Island Urbanized Area, by the Governor acting through the Nebraska Department of Transportation in cooperation with locally elected officials of the Grand Island Urbanized Area; and

WHEREAS, in accordance with 23 CFR 450.336, concurrent with the submittal of the entire proposed Transportation Improvement Program to the Federal Highway Administration and the Federal Transit Administration as part of the Statewide Transportation Improvement Program approval, the State and the MPO shall certify at least every four years that the metropolitan transportation planning process is being carried out in accordance with all applicable requirements including:

- 1) 23 U.S.C. 134, 49 U.S.C. 5303 and this subpart;
- 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;
- 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 (Pub. L. 117-58) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded planning projects;
- 6) 23 CFR part 230, regarding the 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 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.

WHEREAS, the Nebraska Department of Transportation and the Grand Island Area Metropolitan Planning Organization 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; and

NOW, THEREFORE BE IT RESOLVED, that the Policy Board of the Grand Island Area Metropolitan Planning Organization approves that the Grand Island Area Metropolitan Planning Organization certifies, in consideration of the requirements listed above and to the degree appropriate for the size of the area and the complexity of its transportation problems,

that the transportation planning process is being carried out in conformance with all applicable federal requirements.

Certification:

The foregoing resolution was approved by the Grand Island Area Metropolitan Planning Organization Policy Board at its regularly scheduled meeting held on May 23, 2023 and is effective immediately upon adoption.

By:

Attest:

Roger G. Steele, Mayor / Chairperson

Keith Kurz, Interim Public Works Director