

DELAWARE VALLEY REGIONAL PLANNING COMMISSION

BOARD COMMITTEE

Minutes of Meeting of October 25, 2007

Location: Delaware Valley Regional Planning Commission
Main Conference Room, 8th Floor
190 N. Independence Mall West
Philadelphia, PA 19106-1520

Membership Present

	<u>Representative</u>
New Jersey Department of Community Affairs	Joyce Paul
New Jersey Department of Transportation	David A. Kuhn Thomas Wospil Jerry Mooney
New Jersey Governor's Appointee	Sonia Frontera
Pennsylvania Governor's Appointee	(not represented)
Pennsylvania Governor's Policy Office	Joanne R. Denworth
Pennsylvania Department of Transportation	James Ritzman
Bucks County	Lynn Bush
Chester County	Carol Aichele Ronald T. Bailey
Delaware County	John Pickett
Montgomery County	

Kenne
th
Hughe
s

Burlington County

Carol Ann Thomas

Camden County

Edward Fox

Gloucester County

Charles E.

Romick

Mercer County

Donna
Lewis

City of Chester

William

Payne

City of Philadelphia

Gary

Jastrzab

City of Camden

(not
represented)

City of Trenton

Andrew
Carten

Non-Voting Members

Federal Highway Administration
New Jersey Division
Pennsylvania Division

Jeanette Mar

(not represented)

U.S. Department of Housing and Urban
Development, Region III

Elvis Solivan

U.S. Environmental Protection Agency, Region III

(not represented)

U.S. Environmental Protection Agency, Region II

(not represented)

New Jersey Office of Smart Growth

James Requa

Federal Transit Administration, Region III

(not
represented)

Southeastern Pennsylvania Transportation Authority

David Fogel

New Jersey Transit Corporation

Jerry Lutin

Port Authority Transit Corporation

(not represented)

Delaware River Port Authority

James McQuilkin

New Jersey Department of Environmental Protection

(not represented)

Pennsylvania Department of Environmental Protection

Kevin Gallagher

Pennsylvania Department of Community and
Economic Development

(not represented)

Regional Citizens Committee Chairman

Warren Strumpfer

DVRPC Co-Counsel

Pennsylvania Co-Counsel

(not represented)

New Jersey Co-Counsel

Steve Raymond

DVRPC Staff: Barry J. Seymour, Donald S. Shanis, Richard Bickel, Charles Dougherty,
John Ward, Elizabeth Schoonmaker, Sean Green, Susan McCarthy, Candace Snyder,

and Jean McKinney.

Guests

Pennsylvania Department of Transportation	James Mosca
New Jersey Department of Transportation	Brian Cuccia
New Jersey Turnpike Commission	Mary K. Murphy
	Brian Whaler
	Gene Wilk
Cross County Connection Transportation Management Association	William Raggozine
Delaware River Joint Toll Bridge Commission	Glenn Reibman
American Association of State Highway and Transportation Officials (AASHTO)	Joung Lee

Call to Order - Chair's Comments

Vice Chair Carol Aichele called the meeting to order at 10:06 a.m.

Vice Chair Aichele recognized and welcomed newly appointed member of the Board, David A. Kuhn, Executive Director of Capital Investment Strategies, New Jersey Department of Transportation.

Public Comments on Non-Agenda Items

No public comments were stated.

1. Minutes of Meeting of September 27, 2007

Lynn Bush, Bucks County, requested an amendment to the meeting minutes of September 27, 2007. Under the public comments on non-agenda items Sue Herman, Residents for Regional Traffic Solutions, Inc. (R.R.T.S.), commented that: *“The underlying recommendations in the June 2007 Draft Report would allow expressways along Swamp Road, Stoopville Road, and Lindenhurst Road”* . Ms. Bush’s concern was that the word expressway was never implied in the Draft Bucks County Regional Traffic Study and requested a deletion or revision of that sentence. After discussion, it was agreed to revise the minutes and the sentence to read: *“Ms. Herman also believes that the underlying recommendations in the June 2007 Draft Report would allow expressways along Swamp Road, Stoopville Road, and Lindenhurst Road”* .

On a **Motion** by Mr. Payne, seconded by Mr. Hughes, the minutes of the Board Meeting of September 27, 2007 were approved as revised.

2. Transportation Improvement Program (TIP) Actions

Elizabeth Schoonmaker, DVRPC Staff, presented the following TIP Actions for approval.

- a. PA07-63: Capital Assistance for Purchase of Accessible Small Transit Vehicles Section 5310 Program (MPMS #62150), PennDOT’s Bureau of Public Transportation - Proposed Project

Elizabeth Schoonmaker, DVRPC staff, explained to the Board that PennDOT’s Bureau of Public Transportation has requested that DVRPC amend the FY2007-2010

TIP for Pennsylvania by adding a project to the TIP, Capital Assistance for Purchase of Accessible Small Transit Vehicles Section 5310 Program (MPMS #62150), by programming \$1,336,000 (\$1,068,800 FTA -5310/\$267,200 Local Match) in FY08 for the purchase of 23 vehicles for nine agencies in the DVRPC region.

The Section 5310 program is intended to support the provision of transportation services for elderly persons and persons with disabilities who cannot be reasonably accommodated by conventional public transportation services. The program provides an opportunity for private non-profit organizations and designated public agencies to apply for State-administered Federal capital assistance to pay 80% of the purchase costs of new wheel chair accessible vehicles and other related transportation equipment. The remaining 20% must be provided by the applicant.

The nine agencies receiving funds are:

Bucks County

- Bucks County Transport, Inc - funds to be used for the purchase of five wheelchair accessible vehicles - \$314,000 (\$251,000 FTA -5310/\$62,800 Local Match).
- Chandler Hall Health Services, Inc. - funds to be used for the purchase of one wheelchair accessible vehicle - \$56,000 (\$44,800 FTA-5310/\$11,200 Local Match).
- HOLLAND-GLEN, INC - funds to be used for the purchase of one wheelchair accessible vehicle - \$60,000 (\$48,000 FTA-5310/\$12,000 Local Match).

Chester County

- The Arc of Chester County - funds to be used for the purchase of one wheelchair accessible vehicle - \$52,000 (\$41,600 FTA-5310/\$10,400 Local

Match).

Delaware County

- Children and Adult Disability and Educational Services - funds to be used for the purchase of two wheelchair accessible vehicles - \$104,000 (\$83,200 FTA-5310/\$20,800 Local Match).
- Community Transit of Delaware County, Inc. - funds to be used for the purchase of three wheelchair accessible vehicles - \$168,000 (\$134,400 FTA-5310/\$33,600 Local Match).
- Elwyn - funds to be used for the purchase of one wheelchair accessible vehicle - \$60,000 (\$48,000 FTA-5310/\$12,000 Local Match).

Montgomery County

- Suburban Transit Network, Inc - funds to be used for the purchase of five wheelchair accessible vehicles - \$272,000 (\$217,600 FTA-5310/\$54,400 Local Match).

Philadelphia

- Living Independently for Elders (LIFE)/St. Agnes Continuing Care Center - funds to be used for the purchase of four wheelchair accessible vehicles - \$250,000 (\$200,000 FTA-5310/\$50,000 Local Match).

Financial constraint will be maintained as the project uses Section 5310 funds provided by the Federal Transit Administration and local matches provided by the winning applicants of the Section 5310 program.

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

After favorable recommendation was received from the Planning Coordinating Committee (PCC/RTC) and the Regional Citizens Committee (RCC), the Board unanimously adopted the following **motion**:

MOTION by Ms. Denworth, seconded by Mr. Pickett, that the Board approve TIP Action PA07-63, PennDOT's Bureau of Public Transportation request to amend the TIP by adding a project to the TIP, Capital Assistance for Purchase of Accessible Small Transit Vehicles Section 5310 Program (MPMS #62150) by programming a total of \$1,336,000 (\$1,068,800 FTA -5310/\$267,200 Local Match) in FY08 for the purchase of 23 vehicles for the following nine agencies in the DVRPC region:

Bucks County Transport, Inc.

\$314,000 (\$251,000 FTA -5310/\$62,800 Local Match)

Chandler Hall Health Services, Inc.

\$56,000 (\$44,800 FTA-5310/\$11,200 Local Match)

HOLLAND-GLEN, INC.

\$60,000 (\$48,000 FTA-5310/\$12,000 Local Match)

The Arc of Chester County

\$52,000 (\$41,600 FTA-5310/\$10,400 Local Match)

Children and Adult Disability and Educational Services

\$104,000 (\$83,200 FTA-5310/\$20,800 Local Match)

Community Transit of Delaware County, Inc.

\$168,000 (\$134,400 FTA-5310/\$33,600 Local Match)

Elwyn

\$60,000 (\$48,000 FTA-5310/\$12,000 Local Match)

Suburban Transit Network, Inc.

\$272,000 (\$217,600 FTA-5310/\$54,400 Local Match)

Living Independently for Elders (LIFE)/St. Agnes Continuing Care Center

\$250,000 (\$200,000 FTA-5310/\$50,000 Local Match)

Warren Strumpfer, RCC Chair, commented that most of the general public is not familiar with the term Section 5310 and requests that a better name and explanation be provided, if possible.

- b. PA07-65: I-476 Reconstruction, Chemical Road to I-76 (RES) (MPMS #16737), Montgomery County - Increase of Interstate Management Program/Reduction of Regional TIP

Last year, PennDOT instituted the new Pennsylvania Statewide Interstate Management Program (IMP) to pro-actively address the maintenance and reconstruction of the states aging interstate infrastructure; \$370 million per year (FY07-FY10) was made available statewide. These improvements will be funded by Interstate Maintenance (IM) funds as well as a portion of NHS and Bridge funds that these miles of roadway/bridges represent, plus the appropriate state match. It was agreed that these IM funds would be for system preservation projects, not capacity adding projects. DVRPC has 12 projects in the region totaling over \$1 billion that are included in the new IMP.

The I-476 Reconstruction between Chemical Road and I-76 is one of the IMP projects and requires additional funding. Cost increases for this project total \$5.968 million for the roadway reconstruction work and for ITS improvements. A portion of the total cost increase, \$1.693 million, would be funded by schedule changes to other IMP projects per PennDOT's statewide management of the program. \$4.275 million is needed for ITS improvements that are not eligible for funding through the IMP Program. PennDOT would fund the \$4.275 million by using funds available due to "regular" regional TIP projects where schedules

have slipped, which essentially increases the amount of funds in the IMP Program and reduces the total funding in the DVRPC Regional TIP by \$4.275 million.

The FY08 and FY09 construction phases of Bristol Road Intersection Improvements (MPMS# 13727) and Cowpath Road/Godshall Road/Broad Street Intersection Realignment project (MPMS #57864) are being shifted to FY10 and later fiscal years per the recent project schedules. The FY08 and FY09 funds made available by those shifts will be used to fund the \$4.275 million for the I-476 Reconstruction project.

I-476 Reconstruction between Chemical Road and I-76 project involves the total reconstruction of the northbound and southbound lanes of I-476 between I-76 (the Schuylkill Expressway) and I-276 (the Pennsylvania Turnpike Mid-County Interchange), a distance of 3.5 miles. Included with the project is the removal and replacement of the existing pavement, sinkhole remediation, extending acceleration and deceleration ramp lengths, and drainage and guide rail upgrades. The project includes the structural rehabilitation of nine bridges: eight dual mainline structures and one overhead bridge. The mainline bridges will not be widened.

ITS elements of the project include Closed Circuit TV camera upgrades and ramp meter system improvements that will interconnect the signals to each other and to PennDOT's District 6 Traffic Control Center so that the system will finally work properly and will allow monitoring to see if the system is effective in managing congestion.

Financial constraint will be maintained. \$4.275 million from the DVRPC Regional TIP will be transferred to the IMP to fund project

costs which are ineligible for IMP funding. The attached fiscal constraint chart provided by PENNDOT shows all of the adjustments taking place, including several that are being handled by PennDOT staff as Administrative Actions in accordance with the Memorandum of Understanding between FHWA and PennDOT. All projects listed contribute to fiscal constraint.

The TIP's current conformity finding will not be impacted by this amendment as the projects involved in this action are exempt from air quality analysis, or have already been included in the regional air quality analysis.

Favorable recommendation was received from the (PCC/RTC) that the Board approve TIP Actions PA07-65.

The RCC recommends that the Board **not** approve TIP Action PA07-65. While the RCC recognizes the need for this project, the committee is opposed to using TIP funding for Interstate maintenance. Interstate funding should be used instead.

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

MOTION by Mr. Hughes, seconded by Mr. Payne, that the Board approve TIP Action PA07-64, PennDOT's request to modify the Interstate Management Program by increasing the construction phase of the I-476 Reconstruction project (MPMS #16737) by \$5.9 million. \$1.4 million (\$1,280,000 Bridge/\$142,000 State) will be shifted from another IMP project (I-95, Ann Street to Wheatsheaf, MPMS #47813) and \$271,000 (\$244,000 Bridge/\$27,000 State) will be shifted from the I-95 Betsy Ross Interchange project (MPMS #47812). \$4.275 million (\$1,820,000 STU/\$1,600,000

STP/\$855,000 State) will be shifted from the DVRPC regional TIP for ITS project costs of I-476 Reconstruction (MPMS #16737) that are ineligible under the IMP.

3. Authorization to Sign Pennsylvania Transportation Conformity State Implementation Plan memorandum of Agreement (MOA)

Sean Greene, DVRPC staff, explained to the Board that the Pennsylvania Transportation Conformity State Implementation Plan (SIP) details the process that will be used to perform conformity determinations in the state. The Pennsylvania Department of Environmental Protection (DEP) is submitting a revised conformity SIP to the Environmental Protection Agency (EPA) to meet requirements of the Safe, Accountable, Flexible, and Efficient Transportation Equity Act, a Legacy for Users (SAFETEA-LU) legislation. Since PennDOT and its planning partners are responsible for conformity determinations under the Clean Air Act, PennDOT has developed the revised SIP in consultation with DEP.

Revisions to the SIP address:

- The interagency consultation process for determining Transportation Conformity;
- Procedures for determining regional transportation – related emissions;
- Enforceability of design concept and scope and project level mitigation and control measures.

In order for the provisions of the SIP revisions to be legally enforceable and to ensure that the agencies responsible for air quality, transit, and transportation planning and programming are included in the interagency consultation process, PennDOT has requested that DVRPC enter into a Memorandum of Agreement (MOA) with PennDOT, DEP, and the Philadelphia Air Management Services (AMS). PennDOT will enter into a separate MOA with SEPTA.

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

MOTION by Ms. Lewis, seconded by Mr. Hughes, that the Board authorize the Executive Director to sign and enter into a MOA with PennDOT, DEP, and the Philadelphia AMS agreeing to terms and processes for determining transportation conformity as detailed in the Conformity SIP by adopting Resolution No. B-FY08-001 (copy attached).

4. Approval to Release Draft DVRPC Public Participation Plan

Candace Snyder, DVRPC staff, explained to the Board that DVRPC has a long history of public involvement in its plans and programs, beginning in the 1970s when federal mandates outlined the basics of citizen involvement. In 2001, the DVRPC Board adopted a Public Participation Plan, which was designed for DVRPC's Board, staff and the general public as an outline of the Commission's overall strategy for public participation; it also included the policies that were adopted as inherent to the operation of this agency into the twenty-first century. Updated in 2004, the Public Participation Plan now includes a public disclosure policy and an Environmental Justice Protocol.

It is now time to examine and reissue the Public Participation Plan, to ensure its compliance with current federal transportation legislation, specifically SAFETEA-LU). This also provides an excellent opportunity for the Commission to reaffirm its commitment to a transparent, open and inclusive planning process.

The Draft Plan (distributed to the Board) is scheduled to be released for a 45-day public comment period beginning on November 16, 2007 and ending on January 2, 2008. This comment period would include public notification to approximately 2500 citizens, business leaders, governments and organizations; documentation in regional libraries; legal notices; media outreach; and placement on the Commission's Website. In January, 2008, the Board will be asked to review comments received during the public comment period and to adopt the updated Public Participation Plan.

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

MOTION by Mr. Kuhn, seconded by Mr. Fox, *that the Board authorize staff to open a 45-day public comment period on November 15, 2007 for the purpose of gathering public and agency comments on the Draft DVRPC Public Participation Plan: A Strategy for Citizen Involvement.*

5. Proposed Amendments to the Tri-County Water Quality Management Plan

Suzanne McCarthy, DVRPC staff, presented to the Board the following proposed amendments to the Tri-County Water Quality Management Plan.

a. Maryville, Inc. Residential Drug and Alcohol Rehabilitation Facility, Gloucester County

This amendment is for the expansion of the on-site septic system wastewater flow by 3,900 gallons per day to a total discharge of 10,200 gallons per day at this institutional facility in Franklin Township, Gloucester County.

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: Maryville, Inc. Residential Drug and Alcohol Rehabilitation Facility in Gloucester County by adopting Resolution No. B-FY08-002 (copy attached).

b. Adopting Total Maximum Daily Loads (TMDLs) for pathogens to Address 17 Lakes in the Lower Delaware Water Region, Burlington, Gloucester, and Camden Counties

This amendment is to establish TMDLs for pathogens for thirteen lakes located in Burlington, Camden, and Gloucester counties and four lakes located in Cumberland and Salem Counties. All of these the lakes

(except Wilson Lake) have bathing areas, however, do not meet the water quality standards and are listed on Sublist 5 of the 2006 Integrated List of Waterbodies, which is the impaired list.

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

MOTION by Mr. Fox, seconded by Mr. Romick, that the Board approve the Proposed Amendment to the Tri-County Water Quality Management Plan entitled: Total Maximum Daily Loads (TMDLs) for Pathogens to Address 17 Lakes in the Lower Delaware Water Region by adopting Resolution No. B-FY08-003 (copy attached).

6. FY 2009 DVRPC Work Program

Mr. Seymour pointed out the memo and packet (distributed to the Board) on the FY 2009 Draft Work Program which contained the priority projects and the voting results from the four breakout groups at the September 27, 2007 Board Retreat. The voting results

chart was categorized into four groups as follows: (1) climate change initiatives; (2) new projects; (3) program area tasks; and (4) project idea submitted not included or considered for future years.

DVRPC staff will now work to include the selected projects in the FY 2009 Planning Work Program. The Draft will be presented to the Board at the regular December Board Meeting and action will be requested at the regular January Board Meeting.

7. Surface Transportation Needs

Joung Lee, American Association of State Highway and Transportation Officials (AASHTO), presented to the Board an outline of the long-term surface transportation needs in the United States. In his presentation, Mr. Lee included the different types and shares of revenue sources by government level, the looming funding crisis with the Highway Trust Fund in the near future, and some possible actions to better address highway and transit needs.

8. Options for Filling the Region's Transportation Funding Crisis

Charles Dougherty, DVRPC staff, presented a draft DVRPC document entitled: *DVRPC's Options for Filling the Region's Transportation Funding Gap* (distributed to the Board) which detailed over 23 regional funding options for consideration to support additional transportation funding in the region.

9. Regional Citizens Committee (RCC) Report

Warren Strumpfer reported the activities from the October 16, 2007 RCC Meeting.

The RCC appointed a nominating committee to select a candidate for RCC Chair for calendar year 2008.

Mr. Strumpfer thanked Mr. Seymour, Donald Shanis, and Charles Dougherty for their presentation on DVRPC's priorities. A presentation was also given to the RCC by the DVRPC staff on the Bucks County Regional Traffic Study.

10. Executive Director's Report

a. PennDOT Planning Partners Meeting, October 1 and 2

Mr. Seymour reported that he participated in the PennDOT Planning Partners Meeting where all operating agencies, MPO's, and planning partners are brought together to discuss national and local issues.

b. Promoting Civic Design Excellence in Philadelphia

Mr. Seymour pointed out the DVRPC brochure entitled: *Promoting Civic Design Excellence in Philadelphia* (distributed to the Board). This program is being implemented to advance an agenda and prepare guidelines to improve the quality of design and planning in Philadelphia.

c. Philadelphia Regional Roundtable

Mr. Seymour reported that the Philadelphia Planning Commission held a Regional Roundtable for regional planners to join together and discuss common interests and concerns.

d. PennDOT Smart Transportation Workshop, October 17, 2007

Mr. Seymour reported that this Workshop was charged with examining new design guidelines which relate to different land use categories. A update on this program will be presented at the Board Policy Analysis Committee Meeting, scheduled for November 20, 2007, as well as an update on strategies on marketing older communities; results of the proposed climate change initiative; and better integration of land use and transportation at the municipal level.

e. Board Policy Analysis Committee Meeting

Mr. Seymour announced that a Board Policy Analysis Committee Meeting, is scheduled for **November 20, 2007** and encouraged all Board Members and Alternates to attend.

f. DVRPC Staff Showcase

In an effort to foster a better understanding of the staff's work across the agency, Mr. Seymour announced that on October 26, 2007, DVRPC will hold a Staff Showcase where members of the staff will have the opportunity to display and explain the specific work done in their sections.

g. New York Conference, November 13, 2007

Mr. Seymour announced that on November 13, 2007 the New York Metropolitan Transportation Council (NYMTC) will hold a conference: *Thinking Bigger: New York and Transportation in the Northeast Megaregion*.

h. *Dots & Dashes, November 7, 2007*

DVRPC will engage the public in an exercise, *Dots & Dashes*, which enables the public to participate in discussing and expressing their priorities for future investments in public transportation. The session is scheduled for November 7, 2007 at Loews Philadelphia Hotel.

i. *First Suburbs Summit, December 7, 2007*

A First Suburbs Summit: *Harnessing Community Leadership for Regional Change* will be held on December 7, 2007 at the Bryn Mawr College from 9:00 a.m. to 3:00 p.m.

11. Committee Reports

The following Committee Highlights were distributed to the Board for their review:

- (1) Planning Coordinating Committee/Regional Transportation Committee;
- (2) Land Use and Housing Committee; and (3) Goods Movement Task Force.

12. One Minute Reports

No reports were stated.

OLD BUSINESS

No old business was stated.

NEW BUSINESS

No new business was stated.

There being no further business, the meeting was adjourned at 12:11 p.m.

Attachments:

- (1) PCC/RTC Recommendations to the Board for September 27, 2007
- (2) RCC Recommendations to the Board for September 27, 2007
- (3) Resolution Nos. B-FY08-001, B-FY08-002, and B-FY08-003

Additional Documents Distributed to the Board:

- (1) *Alert*, October, 2007
- (2) *TravelSmart*, October, 2007

DVRPC fully complies with Title VI of the Civil Rights Act of 194 and related statutes and regulations in all programs and activities. DVRPC's website may be translated into Spanish, Russian, and Traditional Chinese online by visiting www.dvrpc.org. Publications and other public documents can be made available in alternative languages or formats, if requested. For more information, please call (215) 238-2871.

I certify that this is a true and correct copy.

Jean L. McKinney, Recording Secretary