

**MICHIANA AREA COUNCIL OF GOVERNMENTS
MINUTES
October 21, 2009**

The October meeting of the Michiana Area Council of Governments Policy Board was held on October 21, 2009 in the St. Joseph County Council Conference Room on the 4th floor of the County-City Building in South Bend, Indiana. Jeff Rea, Chairman, called the meeting to order. It was noted there was a quorum present.

MEMBERS PRESENT: Jeff Rea, Mayor, City of Mishawaka
John Letherman, Elkhart County Commissioner
Mark Root, St. Joseph County Council
Robert Kovach, St. Joseph County Commissioner
Allan Kauffman, Mayor, City of Goshen
Stephen Luecke, Mayor, City of South Bend
Mark Senter, Mayor, City of Plymouth
Larry Thompson, Mayor, City of Nappanee
Judy Stone, Marshall County Council

MEMBERS ABSENT: Dick Moore, Mayor, City of Elkhart
Frank Lucchese, Elkhart County Commissioners
Ron Troyer, Elkhart City Council
Ernest Wiggins, Mayor, City of Warsaw
Robert Sanders, Kosciusko County Council
Oliver Davis, South Bend Council
Ron Truex, Kosciusko County Commissioner
Gregg Hixenbaugh, Mishawaka City Council
Kevin Overmyer, Marshall County Commissioner

OTHERS PRESENT: Leigh Morris, IN Toll Road
George Herendeen, MACOG Attorney
Stephen Fredman, Friends of Granger Paths
Barbara Fredman, Friends of Granger Paths
Gary Babcoke, II, Friends of Granger Paths
Rita Kopala, Citizen of Lakeville
Sandra Seanor, MACOG
Rosemary Barbara, MACOG
Zach Dripps, MACOG
Jessica Mitchell, MACOG
Karen Hamm, MACOG
Sherry Sellers, MACOG

MINUTES OF SEPTEMBER 9, 2009 MEETING

There were no additions or corrections to the September 9, 2009 minutes.

A MOTION WAS MADE BY ALLAN KAUFFMAN AND
SECONDED BY STEPHEN LUECKE TO APPROVE THE
MINUTES OF SEPTEMBER 9, 2009. THE MOTION CARRIED.

REPORTS

CHAIRMAN: No report.

FINANCIAL: Rosemary discussed MACOG's September 2009 Financial Report and asked for any questions. There being none, she asked for the Policy Board' approval of the September 2009 Financial Report.

A MOTION WAS MADE BY STEPHEN LUECKE AND
SECONDED BY MARK SENTER TO APPROVE THE
SEPTEMBER 2009 FINANCIAL REPORT. THE MOTION CARRIED.

SECRETARY: No report.

OLD BUSINESS:

There was no Old Business.

NEW BUSINESS

Recommendations from the Transportation Technical Advisory Committee

A. Review and Endorsement of 2035 Transportation Plan Amendment & Air Quality Conformity Determination

John-Paul Hopman spoke concerning the 2035 Transportation Plan Amendment & Air Quality Conformity Determination. The 2035 Metropolitan Transportation Plan Project listing was provided to the Policy Board members. Sandi explained that MACOG is required to show that the emissions from mobile sources (automobiles) conforms to the emissions inventory that is published in the Federal Register. 2009 is a critical air quality conformity year. If projects were listed in our plan, they would have to be open to traffic by December 31, 2009. If they won't make that, they need to be moved into the 2015 year and they will have to be open to traffic in 2010, 11, 12, 13,14 or 15 to make the air quality conformity analysis accurate. This needed to be reviewed by the Interagency Consultation Group (EPA, INDOT, FHWA, IDEM, FTA).

There was also a listing of the public comments that were received provided to the Policy Board members. This has been out for comment for a period of 30 days. There was an Open House, and was posted on the website. There being no questions, the following action was taken:

A MOTION WAS MADE BY ROBERT KOVACH AND
SECONDED BY STEPHEN LUECKE TO APPROVE THE 2035
TRANSPORTATION PLAN AMENDMENT & AIR QUALITY
CONFORMITY DETERMINATION. THE MOTION CARRIED.

B. Review and Endorsement of FY2009-2014 Transportation Improvement Program

Sandra Seanor went over the project sheets and public comments for the FY2009-2014 Transportation Improvement Program. The Open House for the TIP was held on October 6th. There has been a Public Comment period for the past 30 days. Granger Paths representatives were present at the meeting. Barbara Fredman gave a short presentation about the Granger Path project. Allan Kauffman mentioned that on the Monroe Street project, it states from US33 to CR34. Monroe Street is CR34, so it should be on the fairgrounds. Sandi said that will be corrected.

A MOTION WAS MADE BY JOHN LETHERMAN AND
SECONDED BY ROBERT KOVACH TO APPROVE THE
FY2009-2014 TRANSPORTATION IMPROVEMENT PROGRAM.
THE MOTION CARRIED.

C. Urbanized Area Transportation Enhancement (TE) Funding – PE/RW/CN for TE Projects

There was a request on the table from the Commissioners, as well as the City of Goshen, for Transportation Enhancement projects to include Preliminary Engineering, Right-of-Way and Construction. This is not something that was normally done. There was an agreement that Construction would be funded. On the Enhancement side, the MPOs a couple of years ago received the opportunity to have a sub-allocation from INDOT. This use to be a statewide competitive process. MPOs are now given a sub-allocation for the urbanized areas. In the rural areas you still compete, but you compete on a district level. This TIP includes PE/RW/CN for Monroe Street and Granger Paths.

Administrative Modifications, Amendments, Major Amendments to the FY2008-2013 Transportation Improvement Program – definitions on back page of agenda

FORT WAYNE DISTRICT

Locally Initiated – Resolution – 62-09

A. Goshen Amendment Exempt Project in Elkhart County, IN
Resolution 62-09 Delete Project Phase: CN Letting Date: 08/2009
Des# 0100562 **Location: Goshen Riverwalk**
Bike & Pedestrian Facility SFY: 2010
Total: \$561,488 Federal: \$348,640 (CMAQ) Local: \$212,848

Goshen Administrative Modification Exempt Project in Elkhart County, IN
Resolution 62-09 Add Federal Funds by \$566,000 Phase: CN Letting Date: 09/2009
Des# 0600456 **Location: Plymouth Ave Bike & Pedestrian underpass**
Bike & Pedestrian Facility SFY: 2010
Total: \$1,999,000 Federal: \$1,999,000 (100% CMAQ) Local: \$0

B. Elkhart County Administrative Modification Non-Exempt Project in Elkhart County, IN
Resolution 62-09 Decrease Federal Funds by \$4,200,000 Phase: CN Letting Date:
05/2013
Des# 0501128 **Location: CR 17 from CR38 to CR142**
New Road Construction SFY: 2013
Total: \$5,850,000 Federal: \$480,000 (Grp II STP) Local: \$5,370,000

Elkhart County Administrative Modification Non-Exempt Project in Elkhart County, IN
Resolution 62-09 Increase Federal Funds by \$4,200,000 Phase: CN Letting Date:
03/2010
Des# 0901972 **Location: CR 17 from CR28 to CR30**
New Road Construction SFY: 2011
Total: \$6,000,000 Federal: \$4,200,000 (Grp II STP) Local: \$1,800,000

Jessica Mitchell presented Resolution 62-09 dealing with projects in Goshen and Elkhart County. There being no questions on this resolution, Jessica asked for the Policy Board's approval.

A MOTION WAS MADE BY MARK SENTER AND SECONDED
BY LARRY THOMPSON TO APPROVE THE TIP AMENDMENTS
IN RESOLUTION 62-09. THE MOTION CARRIED.

District Initiated – Resolution – 67-09 ARRA

A. INDOT Fort Wayne Administrative Modification Exempt Project in Elkhart County, IN
Resolution 67-09 Change Funding Type Phase: CN Letting Date: 04/2010

Des# 0710839 **Location: SR 120 from 5.49 miles W of SR 15 W jct (Middleton Run Rd) to 0.10 miles W of SR 13**

HMA Overlay, Functional SFY: 1/2010

Total: \$3,500,000 Federal: \$3,500,000 (Other)

B. INDOT Fort Wayne Administrative Modification Exempt Project in Elkhart County, IN
Resolution 67-09 Change Funding Type Phase: CN Letting Date: 04/2010

Des# 0800967 **Location: SR 15 from 1.92 miles N of US 20 to SR 120 (Bristol)**

HMA Overlay, Functional SFY: 1/2010

Total: \$450,000 Federal: \$450,000 (Other)

Jessica explained Resolution 67-09 which contains ARRA projects initiated by INDOT Fort Wayne District in Elkhart County. The Policy Board's approval was asked for.

A MOTION WAS MADE BY STEPHEN LUECKE AND
SECONDED BY JUDY STONE TO APPROVE THE TIP
AMENDMENTS IN RESOLUTION 67-09. THE MOTION
CARRIED.

LaPorte District

Locally Initiated – Resolution 63-09

A. St. Joseph County: Administrative Modification Non-Exempt Project in St. Joseph
County, IN

Resolution 63-09 Decrease Federal Funds Phase: CN Letting Date: 03/2009

Des# 0100623 **Location: McKinley from Bittersweet to Birch**

Added Travel Lanes SFY: 2009

Total: \$7,320,625 Federal: \$5,856,500 (Group I STP) Local: \$1,464,125

St. Joseph County: Administrative Modification Exempt Project in St. Joseph County, IN
Resolution 63-09 Add Federal Funds by \$500,000 Phase: CN Letting Date: 08/2009

Des# 0710358 **Location: Twyckenham Bridge #207 Rehabilitation**

Bridge Rehabilitation SFY: 2010

Total: \$ 6,025,000 Federal: \$4,820,000 (Group I STP) Local: \$1,205,000

This resolution was initiated by St. Joseph County. It decreases the federal funds in one project and adds them to another project. Since there were no questions on Resolution 63-09, Jessica asked for the Policy Board's approval.

A MOTION WAS MADE BY ROBERT KOVACH AND
SECONDED BY MARK ROOT TO APPROVE THE
TIP AMENDMENTS IN RESOLUTION 63-09. THE
MOTION CARRIED.

INDOT LaPorte District Initiated – Resolution – 65-09

A. INDOT LaPorte: Administrative Modification Exempt Project in St. Joseph County, IN
Resolution 65-09 Change Scope from Replacement to Rehabilitation Phase: PE
Letting Date: 2010

Des# 0301051 **Location: US 31 bridge on Nimtz Parkway, 0.55 miles South of I-80**
Bridge Rehabilitation SFY: 2010
Total: \$60,000 Federal: \$40,000 (NHS) State: \$20,000

B. INDOT LaPorte: Amendment Exempt Project in St. Joseph County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2011
Des# 0800720 **Location: SR 933 @ Cleveland Rd**
Traffic Signals Modernization SFY: 2011
Total: \$100,000 Federal: \$100,000 (STP) State: \$0

C. INDOT LaPorte: Amendment Exempt Project in St. Joseph County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2012
Des# 0900128 **Location: SR 23 from Lawrence St to Tyler St in the Town of Walkerton**
HMA Overlay, Functional SFY: 2012
Total: \$750,000 Federal: \$600,000 (STP) State: \$150,000

D. INDOT LaPorte: Amendment Exempt Project in St. Joseph County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2012
Des# 0900157 **Location: US 6 from SR 104 to Georgia Street**
HMA Overlay, Functional SFY: 2012
Total: \$1,000,000 Federal: \$800,000 (STP) State: \$200,000

E. INDOT LaPorte: Amendment Exempt Project in St. Joseph County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2012
Des# 0900156 **Location: SR 23 from West Pine Street to South of Potato Creek Bridge**
HMA Overlay, Functional SFY: 2012
Total: \$1,200,000 Federal: \$960,000 (STP) State: \$240,000

F. INDOT LaPorte: Amendment Exempt Project in St. Joseph County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2012
Des# 0900158 **Location: SR 4 from West Corporate Line to East Corporate Line**
HMA Overlay, Functional SFY: 2012
Total: \$1,100,000 Federal: \$880,000 (STP) State: \$220,000

G. INDOT LaPorte: Amendment Exempt Project in St. Joseph County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2010
Des# 0901735 **Location: SR 331 near SR 933**
Demolition SFY: 2010
Total: \$150,000 Federal: \$0 State: \$150,000

H. INDOT LaPorte: Amendment Exempt Project in St. Joseph County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2010
Des# 0901736 **Location: SR 331 near Elm Rd**
Demolition SFY: 2010
Total: \$150,000 Federal: \$0 State: \$150,000

I. INDOT LaPorte: Amendment Exempt Project in Marshall County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2012
Des# 0400529 **Location: US 30 over Blad Ditch, 3.65 mi East of SR 23**
Pipe Lining, Small Structure Project SFY: 2012
Total: \$275,000 Federal: \$220,000 (NHS) State: \$55,000

J. INDOT LaPorte: Amendment Exempt Project in Marshall County, IN
Resolution 65-09 Add Project Phase: CN Letting Date: 2013

Des# 0900264 **Location: US 30 from SR 17 to SR 19**
HMA Overlay, Functional SFY: 2013
Total: \$13,400,000 Federal: \$10,720,000 (STP) State: \$2,680,000

The TIP amendments in Resolution 65-09 were initiated by the LaPorte District of INDOT. Jessica went over the projects in this resolution. There being no questions concerning these projects, she asked for the Policy Board's approval of this resolution.

A MOTION WAS MADE BY JOHN LETHERMAN AND
SECONDED BY ROBERT KOVACH TO APPROVE THE
TIP AMENDMENTS IN RESOLUITON 65-09. THE
MOTION CARRIED.

NON-EXEMPT PROJECT

INDOT LaPorte District Initiated – Resolution – 66-09

A. INDOT LaPorte: Amendment Non-Exempt Project in St. Joseph County, IN
Resolution 66-09 Add Project Phase: RW Letting Date: 2010
Des# 9133615 **Location: SR 23 0.2 miles S of Campeau St (Sorin St) to 0.05 miles S
of Edison Rd (Edison Rd)**

Added Travel Lanes SFY: 2010
Total: \$3,300,000 Federal: \$2,640,000 State: \$660,000

B. INDOT LaPorte: Amendment Non-Exempt Project in St. Joseph County, IN
Resolution 66-09 Add Project Phase: CN Letting Date: 2012
Des# 9133615 **Location: SR 23 0.2 miles S of Campeau St (Sorin St) to 0.05 miles S
of Edison Rd (Edison Rd)**

Added Travel Lanes SFY: 2012
Total: \$11,500,000 Federal: \$9,260,800 State: \$2,315,200

This amendment contains a non-exempt project initiated by the INDOT LaPorte District in St. Joseph County. Jessica explained Resolution 66-09 and asked for the Policy Board' approval.

A MOTION WAS MADE BY STEPHEN LUEKCE AND
SECONDED BY ALLAN KAUFFMAN TO APPROVE
THE TIP AMENDMENTS CONTAINED IN RESOLUTION 66-09.
THE MOTION CARRIED.

Transit

Resolution – 64-09

A. Initiated by NICTD Amendment Exempt Project in St. Joseph County, IN
Resolution 64-09 Add Project
Project: South Shore Line Realignment to South Bend Regional Airport SFY: 2010
Total: \$20,476,000 Federal: \$0 Local: \$20,476,000

Karen Hamm spoke about Resolution 64-09. This is a transit related project initiated by NICTD. The amendment adds the project of the South Shore Line Realignment to the South Bend Regional Airport. Karen asked for the Policy Board's approval of this amendment.

A MOTION WAS MADE BY ROBERT KOVACH AND
SECONDED BY STEPHEN LUEKCE TO APPROVE THE
TIP AMENDMENT IN RESOLUTION 64-09. THE MOTION
CARRIED.

John Letherman asked about the TIGER grant situation. Sandi talked about the TIGGER grants and the TIGER grants. The TIGGER grant was to have been submitted in June or July, a FTA grant. The TIGER grant was to be submitted in mid-September, a FHWA grant. Nothing much will probably be heard on these until the end of this year or the beginning of next year.

John Letherman also asked if the project in Resolution 64-09 was being set up so that the South Shore can then be extended to Elkhart. Sandi replied that no, that is not what is in the grant.

Staff Update:

Sandi mentioned that MACOG did receive a grant for a water quality study. Karen Mackowiak will send some information out to the Policy Board members about this.

Sandi gave an update on the ARRA projects. She said that Jay Dumontelle of FHWA has been asked if any of the stimulus projects that are left over and that a bid package has been developed for, can be funded with regular STP, 80/20 money. An answer has not been received at this time.

Group III projects were due to MACOG by October 19th. The Hoham Drive project was received from Plymouth. There was also a submittal by Nappanee. MACOG will be reviewing these and sending them on to INDOT.

The Railroad Grade Crossing Fund (RRGCF) applications are due to MACOG by November 2nd.

Presentation: Leigh Morris, Indiana Toll Road – Rail Passenger Service/High Speed Rail

Mr. Morris spoke concerning Indiana's position on high speed rail service. Indiana supports the MOU signed on July 27, 2009 with the City of Chicago, Illinois, Iowa, Michigan, Minnesota, Missouri, Ohio and Wisconsin, outlining a unified approach to the implementation of high-speed rail passenger service and connecting corridors to link cities in the Midwest. Indiana will be working with the Steering Group established in the MOU. Indiana will look for ways to enhance rail passenger service without sacrificing the efficiency and viability of rail freight service.

Indiana supports placing the highest priority on establishing high speed rail service on three corridors: Chicago to Milwaukee-Madison, Chicago to Detroit thru Indiana, Chicago to St. Louis. We also support the expansion of high speed and conventional passenger train service in the seven Midwestern states and beyond, including, but not limited to: connecting to the east by way of Indiana, connecting to the Southeast to Indianapolis and Cincinnati.

Indiana believes the improvements on the Norfolk Southern between the Illinois state line and Porter are essential, not only for facilitating enhanced rail passenger service, but also enhancing rail freight movement to and through Indiana. This section is the most congested portion in an eastern railroad.

Indiana has submitted two applications for ARRA funding. The Track 1 Project is the Norfolk Southern Indiana Gateway for \$74 million plus. The Track 2 Project is a \$2 billion plus project involving the Chicago to Cleveland Corridor. There are two routes

that are under consideration. No decision has been made at this point. The northern route comes through South Bend and Elkhart and uses the Norfolk-Southern line. The southern route is the former Pennsylvania Railroad line and runs through Plymouth, Warsaw and Fort Wayne. This is a lightly used line.

John Letherman asked about the possibility of using the Toll Road. Mr. Morris said the Toll Road was built at a time when nobody was thinking about putting rail transportation down the center. The bridges would be in the way. High speed rail also requires more clearance between tracks and between obstructions along the side.

The high speed rail's objective will be to connect major population centers. These routes can be competitive in terms of travel time and costs with air or auto. The economic analysis suggests that these routes will be operationally self-sufficient. They can't generate the needed capital to get the systems in place, but once they are in place, all of the routes that are under consideration have the potential of being financially self-sustaining. There will be a limited number of stops on the routes so that the speed can be maintained. The speeds will be 90-110 miles per hour. Mr. Morris passed out a pamphlet that shows how rail passenger service will benefit Indiana.

Stephen Luecke asked if there is an option that would cross over the two lines and service both South Bend and Fort Wayne. Mr. Morris said it is not absolutely ruled out, but he has not seen any serious consideration of that option. Mr. Morris said that if the southern route is chosen, South Bend and Elkhart will need to have upgraded NICTD service, including express service, from this region into Chicago. It was asked how many trains per day would be running. Mr. Morris said he believes they are talking about eight trains per day between Chicago and Cleveland, occurring about every two hours. It was asked if the route to Detroit would stop in Niles. Mr. Morris said he did not know for sure, but he thought it would.

Further questions or comments can be directed to Mr. Morris. Mr. Morris will email the Routing Study document to the MACOG office.

Sandi asked for an update on the Toll Road. Mr. Morris said the Economic Development Corridor continues to be on the table. They have chosen the Ball State University Economic Development team to work with them on this issue. The Fiber Optic Corridor along the Toll Road has been affected by the recession. However, a new capital partner has been found and they are working on refining their proposal. They are also working on the possibility of establishing solar power farms along the Toll Road to provide electricity for the illumination of intersections. Volume continues to be down a bit on the Toll Road, particularly in trucks.

PRIVILEGE OF THE FLOOR

There were no comments.

PUBLIC COMMENT

There were no comments.

ADJOURNMENT

There being no further business to come before the committee, the following action was taken:

A MOTION WAS MADE BY ROBERT KOVACH AND
SECONDED BY MARK SENTER TO ADJOURN THE
MEETING. THE MOTION CARRIED.

Sandra Seanor, Executive Director

Robert Kovach, Treasurer

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