

Amendment #2 - 2019-2022 Duluth Area TIP (Cross City Trail Project Phases 2 and 3)

DATE: May 15, 2019 / Resolution # 19-05

The City of Duluth is requesting an amendment to the Cross City Trail Project Phase 2 (118-090-018) and Phase 3 (118-090-019) for FY 2019. This amendment increases the total funding for Phase 2, removes Phase 3 from the TIP and moves Phase 3 federal funds to Phase 2. The reason for these changes is due to an increase in costs for Phase 2 including additional railroad requirements under the Ore Docks and a bridge widening along the trail. These changes are noted below.

RED text indicates proposed changes, deletions and/or additions from the original project listing.

Project	Description	Est. Length (Miles)	Year	Federal	State/Local	Total
118-090-018 (STIP Seq #32) HPP Demo	Cross City Trail, Phase 2 Carlton Street to Irving Park.	2.42	2019	\$1,030,551 \$1,364,951	\$561,934 \$384,000	\$1,592,485 \$1,748,951
118-090-019 (STIP Seq #33) HPP Demo	Cross City Trail, Phase 3 Kingsbury Creek (Zoo) to Munger Trail.	0.00	2019	\$334,400	\$200,000	\$534,400

RESOLUTION 19-05

DULUTH-SUPERIOR METROPOLITAN INTERSTATE COUNCIL

Amending the FY 2019-2022 Duluth Area Transportation Improvement Program to reflect an increase in funding for the Cross City Trail Phase 2 project #118-090-118 and the removal of the Cross City Trail Phase 3 project #118-090-119.

2019-2022 DULUTH AREA TIP AMENDMENT #2

WHEREAS, the U.S. Department of Transportation (DOT) regulations require the development of an annual Transportation Improvement Program (TIP) by the Metropolitan Planning Organization (MPO) in urbanized areas; and

WHEREAS, the Duluth-Superior Metropolitan Interstate Council (MIC) was created by the Arrowhead Regional Development Commission (ARDC) and the Northwest Regional Planning Commission (NWRPC) and recognized by the Governors of Wisconsin and Minnesota as the designated Metropolitan Planning Organization (MPO) for the Duluth-Superior urbanized area; and

WHEREAS, the Duluth-Superior Metropolitan Interstate Council (MIC) is the body responsible for making transportation policy decisions and for directing the transportation planning and development function within the Duluth-Superior urbanized area; and

WHEREAS, the MPO shall certify at least every 4 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 1101(b) of the FAST Act (Pub. L. 114-357) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in DOT-funded 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, transportation projects in the urbanized area which will utilize federal funds must be included in the Duluth Area TIP; and

WHEREAS, the FY 2019-2022 Duluth Area TIP is required to match the FY 2019-2022 Minnesota STIP; and

WHEREAS, the City of Duluth is requesting an amendment to increase the federal funding for the Cross City Trail Phase 2 Project due to the final design changes, to switch the Cross City Trail Phase 3 federal funding to Cross City Trail Phase 2 and the removal of the Cross City Trail Phase 3 Project entirely from the 2019-2022 Duluth Area TIP; and

WHEREAS, the 2019-2022 Duluth Area TIP will continue to be fiscally constrained; and

WHEREAS, the amended projects are consistent with the MIC's current Long Range Transportation Plan, *Connections 2040*; and

NOW, THEREFORE BE IT RESOLVED that the Duluth-Superior Metropolitan Interstate Council amends the FY 2019-2022 Duluth Urbanized Area Transportation Improvement Program to reflect an increase in federal funding for the Cross City Trail Phase 2 project, a switch of the federal funds from Cross City Trail Phase 3 to Cross City Trail Phase 2, and the removal of the Cross City Trail Phase 3 project.

ATTEST:



Nick Baker
Wisconsin MIC Co-Chair



Frank Jewell
Minnesota MIC Co-Chair



Ron Chicka
MIC Director

May 15, 2019

Date