

**GENESEE TRANSPORTATION COUNCIL
QUARTERLY BOARD MEETING
Penfield Town Hall
3100 Atlantic Avenue
Penfield, NY**

December 7, 2016

GTC BOARD MEMBERS PRESENT

Dr. Timothy Dennis, Yates County
Eric Gott, Livingston County (Vice Chairperson)
John F. Marren, Ontario County and Genesee/Finger Lakes Regional Planning Council (Chairperson)

ALTERNATE REPRESENTATIVES PRESENT

Kevin Bush, New York State Department of Transportation (NYSDOT), representing Mathew Driscoll
Bill Carpenter, Rochester Genesee Regional Transportation Authority (RGRTA), representing Geoffrey Astles
Jerry Davis, Wyoming County, representing A. Douglas Berwanger
Andrea Guzzetta, Rochester City Council, representing Loretta Scott
Daniel Hogan, Monroe County – At-large
Zina Lagonegro, Rochester City Planning Commission, representing David L. Watson
William Moehle, Monroe County Supervisor's Association, representing John Moffitt
Ken Miller, Wayne County, representing Steve LeRoy
Edward G. Muszynski, Empire State Development Corporation, representing Howard Zemsky
William Napier, Monroe County – At-Large
Terrence Rice, Monroe County, representing Cheryl Dinolfo

GTC BOARD MEMBERS ABSENT AND UNREPRESENTED

Henrika Buchanan-Smith, Federal Transit Administration (FTA)
David B. Callard, Orleans County
Allen G. Casey, City of Rochester – At-Large
Raymond Cianfrini, Genesee County
Anthony Daniele, Monroe County
Bill Frinch, NYS Thruway Authority (NYSTA)
Peter Osborn, Federal Highway Administration (FHWA)
Basil Seggos, New York State Department of Environmental Conservation
Steven Urlass, Federal Aviation Administration
Lovely Warren, City of Rochester - Mayor
Gary Westfall, Seneca County
(Vacant), Monroe County Planning Board

OTHERS IN ATTENDANCE

Robert Bausch, Genesee County
Joseph Bovenzi, GTC staff
Angela Ellis, Livingston County
Gerald Grey, Orleans County
Joel Kleinberg, NYSDOT-Region 4
Alexander Kone, GTC staff
Scott Leathersich, Monroe County

Sharon Lilla, Barton & Loguidice
Christopher Reeve, NYSDOT-Region 4
Chris Sichak, Erdman Anthony
James Stack, GTC staff
James Willer, NYSDOT-Region 4
David Zorn, G/FLRPC

1. Call to Order and Roll Call

Chairman Marren called the meeting to order at 8:37 a.m.

Alex Kone, GTC staff, called the roll; a quorum was present.

2. Public Forum

No one from the public spoke during the Public Forum.

3. Approval of Minutes

Terrence Rice moved to approve the minutes from the September 1, 2016 Quarterly Meeting as presented; Kevin Bush seconded the motion. The motion passed unopposed.

4. Communications and Announcements

Jim Stack provided the following announcement:

- Bob Torzynski resigned from GTC effective October 2, 2016. GTC has advertised for a replacement and has identified several candidates for an interview. The first round of interviews are expected to be conducted over the next two weeks.

5. Reports and Action on Old Business

a. Planning Committee Report – Scott Leathersich, Chairman

Scott Leathersich provided the following report:

The Planning Committee met November 10th, and recommends that the GTC Board:

- Amend the *2017-2020 Transportation Improvement Program* as requested by the New York State Department of Transportation, the City of Rochester, Monroe County, Ontario County, Wyoming County, Village of Newark, and the Village of Webster.

Additionally, the Planning Committee took the following action:

- Approved one administrative modification to the *FY 2016-2017 Unified Planning Work Program*;
- Approved six administrative modifications to the *2017-2020 Transportation Improvement Program* as requested by the NYSDOT, City of Rochester, Genesee County, Monroe County, Ontario County, and Orleans County; and
- Received a presentation from Maureen Duggan of the Community Design Center of Rochester.

b. GTC Staff Report – Jim Stack, Executive Director

Jim Stack provided the following report:

- With respect to the Unified Planning Work Program, or UPWP, a call for project partnerships was sent to all municipalities in the region on September 19. Applications were due October 21. Staff has worked with the UPWP Development Committee, or UDC, to develop a recommendation for projects to be funded in the next annual program. The UDC finalized a recommendation earlier this week. The UDC recommendation will be considered by the Planning Committee on January 5. The Planning Committee is expected to approve a list of projects for a 30-day public review. In February, the Planning Committee will consider any comments and recommend a draft UPWP for your consideration at the March meeting.
- As mentioned at the last meeting, earlier this year GTC was able to get a commitment from the FHWA Resource Center to provide free training to local public agencies on the Americans with Disabilities Act (ADA), and the required development of Transition Plans by agencies that own, or are responsible for, the public rights-of-way. The workshop was held on September 27 and there were about 45 people in attendance. GTC partnered with the Center for Disability Rights, which provided wheelchairs for workshop participants to use during the outdoor exercise to give them a greater appreciation for the challenges faced by people in our communities every day. The FHWA instructors provided goggles to create visual impairments. Participants had to cross the street in live traffic. I'm told that the tenor of the workshop was very different after this exercise. As a follow-up, FHWA conducted a webinar for municipal attorneys focused on legal aspects of the ADA transition plans.

Supervisor Moehle asked if a recording of the webinar for municipal attorneys was available. Jim Stack replied that he would provide one if it is available.

c. Old Business

1. Federal Legislative and Funding Update

Jim Stack provided the following report:

- Congress failed to come to agreement on an appropriation for USDOT in FFY 2017 prior to the end of the last fiscal year. On September 29, President Obama signed a Continuing Resolution to fund the federal government through December 9. The Continuing Resolution maintains the FFY 2016 budget amounts despite the higher authorization included in the FAST Act.

With a new administration coming into office next month, the House of Representatives passed a Continuing Resolution on Tuesday. This extends the FFY 2016 budget amounts through April 28, 2017. The Senate is

expected to approve the Continuing Resolution and the President is expected to sign it, thus avoiding a government shutdown.

The next Congress will work with the Trump administration on the eleven budget bills that have yet to be approved for FFY 2017.

6. Action Items

a. Amending the *2017-2020 Transportation Improvement Program (TIP)*

Jim Stack explained that proposed Resolutions 16-88 through 16-115 were reviewed and recommended for approval by the Planning Committee at its November 10, 2016 meeting. The materials for this item start on page 26 of the meeting package.

Chairman Marren suggested grouping proposed Resolutions 16-88 through 16-100 into a single action; no Member or Alternate objected.

Bill Carpenter moved to approve proposed Resolutions 16-88 through 16-100; Daniel Hogan seconded the motion.

- (1) Amending the *2017-2020 TIP* by increasing the cost of the North Avenue Connector Project / Proposed Resolution 16-88

NYS DOT has requested this change on behalf of the Village of Webster. The Detailed Design and Right-of-Way Acquisitions phases of this project were not able to be obligated in the last federal fiscal year as programmed. This change reinstates those phases. The funding for this project is the Transportation Alternatives Program and these funds are not available to any other project.

- (2) Amending the *2017-2020 TIP* by advancing the CR 59 – Bixby Hill Rd – Mill and Fill project / Proposed Resolution 16-89

Wyoming County has requested that this project be accelerated before the window of opportunity is lost and a more costly treatment is required. By making changes to the Clarkson Parma Townline Road over Otis Creek project (#4), appropriate funding is available to cover this change. To gain efficiencies and make the project more attractive to bid competition, Wyoming County intends to progress this project and the CR 2 – Broughton Road Overlay project together.

- (3) Amending the *2017-2020 TIP* by advancing the CR 2 – Broughton Rd Overlay project / Proposed Resolution 16-90

Wyoming County has requested that this project be accelerated before the window of opportunity is lost and a more costly treatment is required. By making changes to the CR 59 – Bixby Hill Rd – Mill and Fill project (#2), appropriate funding is available to cover this change. To gain efficiencies and make the project more attractive to bid competition, Wyoming County intends to progress this project and the CR 59 – Bixby Hill Rd – Mill and Fill project together.

- (4) Amending the *2017-2020 TIP* by changing the funding source and deferring select phases of the Clarkson Parma Townline Road/Otis Creek project / Proposed Resolution 16-91

Monroe County has requested this change to help free up funding for Wyoming County and to allow a better schedule for the engineering activities. This change does not impact the construction schedule.

- (5) Amending the *2017-2020 TIP* by reinstating the Coldwater Road Bridge over Little Black Creek project / Proposed Resolution 16-92

Monroe County has requested additional funds for design tasks that were not originally anticipated for this project. There was also an issue gaining approval to obligate the construction funds in the last federal fiscal year, as programmed, since it would have occurred more than 90 days prior to advertising the project for bid. This requirement has recently become a point of emphasis and was not anticipated. Due to this, NYSDOT-Main Office has granted project-specific approval to carry the funding from the last federal fiscal year to the current one without impacting fiscal constraint.

- (6) Amending the *2017-2020 TIP* by reinstating the Mount Hope Avenue Improvements – Phase 2 project / Proposed Resolution 16-93

The City of Rochester has requested this change. This project was previously awarded funding from the statewide National Highway Performance Program to complete the design and Right-of-Way phases. The project scope and preliminary design were previously completed as part of an adjoining project. Due to the length of time since the original design activity, the City needed to complete a re-evaluation statement to confirm the project scope and preliminary design. The timing of this re-evaluation prevented the Detailed Design and Right-of-Way Acquisition phases from being obligated in the last federal fiscal year as programmed. The funding for this project is not available to any other project.

- (7) Amending the *2017-2020 TIP* by reducing the Federal and State shares of the Dewey Ave & Driving Park Intersection Realignment project / Proposed Resolution 16-68

This change is requested by NYSDOT on behalf of the City of Rochester. This project was awarded funds from the statewide Highway Safety Improvement Program. Safety funds usually cover 90 percent of a project so that is how this project was presented to you in September. Additionally, State funds were expected to cover the non-Federal share. Subsequently, it was realized that the federal funds awarded were less than 90 percent of the total and this project is not eligible for the State funds due to its functional classification. In order to maintain fiscal constraint, we need to reduce the amount of federal and state funds on the project. A corresponding amount of Local funds must be shown to keep the project whole. If the City is able to secure additional funds to reduce their share, the project will likely need to be amended in the future.

- (8) Amending the *2017-2020 TIP* by adding the Rt. 531 Interchange at Rt. 31 and Rt. 36 project / Proposed Resolution 16-95

NYSDOT is requesting this change. This amendment reinstates a project that was previously on the *2014-2017 TIP*. The Construction and Inspection phases could not be obligated by the end of the previous federal fiscal year. Since the vast majority of funds for this project are either Congressional earmarks or from statewide sources, NYSDOT-Main Office has granted project-specific approval to carry the funding from the last federal fiscal year to the current one without impacting fiscal constraint.

- (9) Amending the *2017-2020 TIP* by deferring the Lift Bridge Rehabilitation of Rt. 250 & Rt. 259 over the Erie Canal project / Proposed Resolution 16-96

NYSDOT has requested this change to allow sufficient time to complete the design. Several projects have been identified that can be advanced to provide the necessary offset to maintain fiscal constraint.

- (10) Amending the *2017-2020 TIP* by advancing select phases of the Region 4 Pavement Marking Contract (2018) project

NYSDOT has requested this change to provide an offset to the Lift Bridge Rehabilitation of Rt. 250 & Rt. 259 over the Erie Canal project. This project does not require extensive design work and can be ready for construction obligation this federal fiscal year.

- (11) Amending the *2017-2020 TIP* by advancing the NYSDOT Bridge Preventative Maintenance (FFY 2017) project / Proposed Resolution 16-98

NYSDOT has requested this change to provide an offset to the Lift Bridge Rehabilitation of Rt. 250 & Rt. 259 over the Erie Canal project. The design for this project has progressed to the point where it can be ready for construction obligation this federal fiscal year.

- (12) Amending the *2017-2020 TIP* by advancing select phases of the Route 33A over Erie Canal Superstructure Replacement project / Proposed Resolution 16-99
(See page 67)

NYSDOT has requested this change to provide an offset to the Lift Bridge Rehabilitation of Rt. 250 & Rt. 259 over the Erie Canal project.

- (13) Amending the *2017-2020 TIP* by adding the Bethany Center Rd over Rt 20 Bridge Replacement project / Proposed Resolution 16-100

As part of the New York State budget process, the Governor, the State Assembly, and the State Senate agreed to establish a 5-year program of projects for SFY 2015-16 through 2019-20, referred to as the MOU. This project was identified under the Supplemental Project program. The funds are new to the region and are not available to any other project.

The motion passed unopposed.

Terrence Rice moved to approve proposed Resolution 16-101; Kevin Bush seconded the motion.

- (14) Amending the *2017-2020 TIP* by increasing the cost of the I-390 Interchange Improvements @ 490 (Stage 2) project / Proposed Resolution 16-101

Kevin Bush stated that NYSDOT has requested this amendment to advance the next stage of the I-390 @ I-490 Interchange improvement project. He noted that the first phase totaling \$11 million was already underway. This second phase, he added, would cost \$47 million and would be delivered in Spring 2017. It would construct northbound improvements to the mainline lanes of Route 390 and realign the Lyell Avenue exit ramp with Lee Road. Mr. Bush added that all present and future phases totaled \$147 million.

James Stack noted that this project has been rated as the highest priority infrastructure project by the Finger Lakes Regional Economic Development Council. As reported at the last meeting, this project was awarded \$32 million of federal funds from the Fostering Advancements in Shipping and Transportation for the Long-term Achievement of National Efficiencies, or FASTLANE, grant program. An additional \$13.5 million of federal funds is included in the MOU under the Open Business Corridor program. The funds are new to the region and are not available to any other project.

Dan Hogan asked if the project would be executed through a design-build contract. Kevin Bush replied that it would be an in-house design-bid-build led by NYSDOT staff.

The motion passed unopposed.

Chairman Marren suggested grouping proposed Resolutions 16-102 through 16-115 into a single action; no Member or Alternate objected.

Bill Carpenter moved to approve proposed Resolutions 16-102 through 16-115; Terrence Rice seconded the motion.

- (15) Amending the *2017-2020 TIP* by reinstating the Rt 88 (Main Street) Reconstruction, Village of Newark project / Proposed Resolution 16-102

NYSDOT has requested this amendment on behalf of the Village of Newark. This project was included in a previous TIP but funding for construction was cut in December 2011 when we had a \$130 million rescission of federal funds in the region. At that time, the Village was encouraged to progress the design for the project and has done so. The MOU includes funds for this project under the Supplemental Project program. The funds are new to the region and are not available to any other project.

- (16) Amending the *2017-2020 TIP* by advancing and increasing the cost of the Allen Padgham Bridge Replacement project / Proposed Resolution 16-103

NYSDOT has requested this amendment on behalf of Ontario County. During the development of the current TIP, construction funding was split over federal fiscal years 2018 and 2019. The MOU identified this project in an earlier State Fiscal Year and includes additional funds under the Supplemental Project program to cover the current cost estimate. NYSDOT-Main Office has granted project-specific approval to accelerate the funding to a single federal fiscal year without impacting fiscal constraint. It should be noted that this action does not make the FFY 2019 funds available to other projects as they must be used to "pay back" the accelerated funds.

- (17) Amending the *2017-2020 TIP* by adding the LOSP from Rt 237 to Rt 19 Pavement Preservation project / Proposed Resolution 16-104

NYSDOT has requested this amendment. The MOU includes funds for this project under the Supplemental Project program. The funds are new to the region and are not available to any other project.

Kevin Bush noted that these segments had considerable pavement condition issues and was selected due to indicated local importance by NYSDOT.

- (18) Amending the *2017-2020 TIP* by adding the Rehab of Bridges Over Erie Canal, Orleans County project / Proposed Resolution 16-105

NYSDOT has requested this amendment. The MOU includes funds for this project under the Supplemental Project program. The funds are new to the region and are not available to any other project.

- (19) Amending the *2017-2020 TIP* by adding the Rt 19 & Rt 98 Over Erie Canal Lift Bridge Rehab project / Proposed Resolution 16-106

NYSDOT has requested this amendment. The MOU includes funds for this project under the Supplemental Project program. The funds are new to the region and are not available to any other project.

- (20) Amending the *2017-2020 TIP* by advancing the Old Mill Road Bridge Over Flint Creek project / Proposed Resolution 16-107

- (21) Amending the *2017-2020 TIP* by advancing the Ferguson Road Bridge Over Flint Creek project / Proposed Resolution 16-108

NYSDOT has requested these amendments on behalf of Ontario County. These projects were included in a previous TIP but funding for construction was cut in December 2011 when we had a \$130 million rescission of federal funds in the region. At that time, the County was encouraged to progress the designs for these projects and has done so. During the development of the current TIP, construction funding was included in federal fiscal years 2020 and 2019, respectively. The MOU identified these projects in an earlier State Fiscal Year. NYSDOT-Main Office has granted project-specific approval to accelerate the

funding to the current federal fiscal year without impacting fiscal constraint. It should be noted that this action does not make the FFY 2019 and 2020 funds available to other projects as they must be used to “pay back” the accelerated funds. However, due to lower inflation with an earlier construction, there will be savings that will be available for reprogramming.

- (22) Amending the *2017-2020 TIP* by advancing the NY 31F Bridge Over Thomas Creek project / Proposed Resolution 16-109

NYSDOT has requested this amendment. During the development of the current TIP, this project was programmed with phases in FFYs 2019 and 2020. The MOU identified this project in an earlier State Fiscal Year. NYSDOT-Main Office has granted project-specific approval to accelerate the funding two years without impacting fiscal constraint. It should be noted that this action does not make the FFY 2019 and 2020 funds available to other projects as they must be used to “pay back” the accelerated funds. However, due to lower inflation with an earlier construction, there will be savings that will be available for reprogramming.

- (23) Amending the *2017-2020 TIP* by adding the Rt 63 FLAP Project – Iroquois National Wildlife Refuge project / Proposed Resolution 16-110

This amendment is requested by NYSDOT. This is a new project that has received funds from the Federal Lands Access Program, or FLAP. Since this is federal land, the funds cover 100 percent of the costs. The funds are new to the region and are not available to any other project.

- (24) Amending the *2017-2020 TIP* by reinstating the CSX Main Line Railroad Crossings in Monroe County project / Proposed Resolution 16-111

- (25) Amending the *2017-2020 TIP* by reinstating the CSX Main Line Railroad Crossings in Genesee County project / Proposed Resolution 16-112

NYSDOT has requested these amendments. These projects were included in the previous TIP but were not obligated in the previous federal fiscal year as programmed. Rail projects are selected on a statewide basis with funding managed by NYSDOT-Main Office. The funds are new to the region and are not available to any other project.

Robert Bausch asked if the projects would include roadway improvements at the crossings. Jim Willer replied that they comprised of lighting and signal improvements.

- (26) Amending the *2017-2020 TIP* by adding the Finger Lakes Railway Line Hwy/Rail Crossing Upgrade in Ontario County project / Proposed Resolution 16-113

- (27) Amending the *2017-2020 TIP* by adding the Ontario Midland Railroad Hwy/Rail Crossing Upgrade in Wayne County project / Proposed Resolution 16-114

NYSDOT has requested these amendments. These projects were selected to receive funding from the statewide rail crossing program managed by NYSDOT-

Main Office. The funds are new to the region and are not available to any other project.

- (28) Amending the *2017-2020 TIP* by deferring select phases of the Route 96 Pavement MbC, Pittsford VL to Bushnells Basin project / Proposed Resolution 16-115

This amendment is requested by NYSDOT and is essentially a technical correction. When the TIP Development Committee identified funding for construction of this project, it was in FFY 2019. However, when the TIP project detail sheet was developed, the construction was shown in FFY 2018. Correcting the project detail sheet makes it consistent with the fiscal constraint tables.

The motion passed unopposed.

7. New Business

- a. Jim Stack explained that at the previous Board meeting he mentioned that it has been many years since the Board members were asked if they wanted to receive meeting materials in another format. Several members do receive a condensed package that summarizes actions to be considered. The full meeting materials are made available on the GTC website. The second to last page of the meeting package includes a form for members to indicate their preferences for receiving future meeting materials. The options range from an email notification when the materials become available on the GTC website to a complete package mailed out. If anyone does not indicate a preference, the default option will be to receive a condensed meeting package with access to the full set of materials through the GTC website. This change will go into effect with the 2017 meetings.
- b. Jim Stack reported that a full schedule of 2017 GTC Board meetings is on the last page of the meeting package. Once again, GTC has fully coordinated its meetings with the Genesee/Finger Lakes Regional Planning Council given the significant overlap of the membership between the two councils.
- c. Ed Muszynski reported that the Empire State Development Capital Grant funding announcement would be made in Albany that day.
- d. Terrence Rice inquired about the date of the Transportation Alternatives Program award announcements and the notice of funding availability for the BRIDGE NY program. NYSDOT staff replied that the TAP awards should be made available in January 2017 and that there is no timeline yet for the BRIDGE NY program.

8. Next Meeting

Chairman Marren stated that the next GTC Board meeting is scheduled for March 9, 2017 at the Penfield Town Hall, 3100 Atlantic Avenue in Penfield.

9. Adjournment

The meeting adjourned at 9:20 a.m.