

***Metropolitan Transportation Planning Organization
(MTPO)***

For the Gainesville Metropolitan Area

MEETING

PACKET

for

June 4, 2012

5:00 p.m.



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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area
FROM: Mike Byerly, Chair
SUBJECT: **Meeting Announcement**

The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area will meet on **Monday, June 4, 2012 at 5:00 p.m.** This meeting will be held in the **Jack Durrance Auditorium, Alachua County Administration Building,** Gainesville, Florida.

Enclosed are copies of the meeting agenda. Please bring the materials enclosed with the agenda to the meeting.

If you have any questions, please contact Mr. Marlie Sanderson, MTPO Director of Transportation Planning, at 352-955-2200, extension 103.

Enclosures

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AGENDA
METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION
FOR THE GAINESVILLE URBANIZED AREA

Jack Durrance Auditorium
Alachua County Administration Building
Gainesville, Florida

Monday, 5:00 p.m.
June 4, 2012

STAFF RECOMMENDATION

I. Welcome to New Members*

Recently elected City of Gainesville Commissioners Yvonne Hinson-Rawls and Lauren Poe are two new MTPO members

Page #3

**II. Approval of the Meeting Agenda
and Consent Agenda Items**

APPROVE BOTH AGENDAS

The MTPO needs to approve the meeting agenda and the consent agenda items

Page #65

III. Transportation Improvement Program

**APPROVE JOINT
RECOMMENDATIONS**

The MTPO must approve all transportation projects in the Transportation Improvement Program that contain federal funds (other projects are included for information only)

Page #69

IV. List of Priority Projects

APPROVE JOINT RECOMMENDATIONS

This time each year, the MTPO approves priority lists of projects that are needed, but not currently funded

Page #71

V. Interstate 75 Traffic Engineering Speed Study

NO ACTION REQUIRED

At the April 2nd meeting, the MTPO requested this study

VI. Pedestrian Traffic Signal Timing Policy APPROVE JOINT RECOMMENDATIONS

At the April 2nd meeting, the MTPO requested this policy

Back
Cover

VII. Next MTPO Meeting

NO ACTION REQUIRED

The next MTPO meeting is scheduled for August 6, 2012 at 3:00 p.m.

VIII. Comments

- A. MTPO Members*
- B. Citizens Comments*
- C. Chair's Report*

Please bring the enclosed materials to the meeting. If you have any questions regarding the agenda items or enclosed materials, please contact Mr. Marlie Sanderson, AICP, MTPO Director of Transportation Planning, at 955-2200, Extension 103.

*No handout included with the enclosed agenda material.



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**CONSENT AGENDA
METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION
FOR THE GAINESVILLE URBANIZED AREA**

**Jack Durrance Auditorium
Alachua County Administration Building
Gainesville, Florida**

**Monday, 5:00 p.m.
June 4, 2012**

STAFF RECOMMENDATION

- Page #7 CA. 1 Minutes- April 2, 2012 APPROVE MINUTES**
- This set of MTPO minutes is ready for review
- Page #15 CA. 2 Unified Planning Work Program Revision-
Task 1.3 Professional Development APPROVE REVISION**
- Staff is requesting a budget revision to reallocate \$17,500 from Task 1.3 to Task 2.2
- Page #17 CA. 3 Bylaws APPROVE STAFF RECOMMENDATION**
- Staff is requesting authorization to work with the MTPO Attorney to prepare an updated set of bylaws for the MTPO to review
- Page #19 CA. 4 Transportation Disadvantaged Program-
Planning Grant Resolution, Fiscal Year 2012-13 APPROVE RESOLUTION**
- This resolution and planning agreement are for funds that are used to provide staff services to the Transportation Disadvantaged Coordinating Board
- Page #49 CA. 5 Transportation Disadvantaged Program-
Board Member Appointment APPROVE STAFF
RECOMMENDATION**
- The City of Gainesville nominated Commissioner Thomas Hawkins to serve as the alternate Chair on the Alachua County Coordinating Board

**Page #51 CA. 6 Transportation Disadvantaged Program-
Resolution of Appreciation**

**APPROVE STAFF
RECOMMENDATION**

This Resolution is to express appreciation to Commissioner Scherwin Henry for his service on the Alachua County Coordinating Board

**Page #55 CA. 7 Transportation Disadvantaged Program-
Status Report**

NO ACTION REQUIRED

The MTPO has asked for regular status reports concerning this program

Consent

Agenda

Enclosures

MINUTES
METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION (MTPO)
FOR THE GAINESVILLE URBANIZED AREA

Jack Durrance Auditorium
Alachua County Administration Building
Gainesville, Florida

3:00 p.m.
Monday
April 2, 2012

MEMBERS PRESENT

Mike Byerly, Chair
James Bennett/Greg Evans
Susan Bottcher
Winston J. Bradley
Todd Chase
Paula DeLaney
Thomas Hawkins
Craig Lowe
Jeanna Mastrodicasa
Lee Pinkoson
Curtis Reynolds

MEMBERS ABSENT

Randy Wells, Vice Chair
Susan Baird
Gib Coerper
Scherwin Henry

OTHERS PRESENT

See Exhibit A

STAFF PRESENT

Scott Koons
Marlie Sanderson
Michael Escalante

DRAFT

CALL TO ORDER

Chair Mike Byerly called the meeting to order at 3:08 p.m. He introduced Alachua County Commissioner Winston Bradley and University of Florida Vice President Curtis Reynolds.

I. APPROVAL OF THE MEETING AGENDA AND CONSENT AGENDA

Mr. Marlie Sanderson, MTPO Director of Transportation Planning, recommended approval of the consent agenda and meeting agenda.

A member asked for an explanation of the CA.5 Unified Planning Work Program Amendments- Task 3.6 Air Quality agenda item.

Mr. Sanderson discussed the Unified Planning Work Program amendments and answered questions.

A member commented on the proposed electronic meeting packets.

MOTION: Commissioner DeLaney moved to approve the Consent Agenda and Meeting Agenda. Commissioner Bottcher seconded; motion passed unanimously.

II. TRANSPORTATION IMPROVEMENT PROGRAM (TIP) AMENDMENTS

Mr. Sanderson stated that the Florida Department of Transportation (FDOT) has requested two amendments to the Fiscal Years 2012/2013 - 2016/2017 Transportation Improvement Program consisting of the addition of the I-75 Safety Study at State Road 222 and the purchase of a paratransit vehicle.

MOTION: Commissioner DeLaney moved to amend the Transportation Improvement Program to add:

- 1. the I-75 @ SR 222 (NW 39th Avenue) Safety Study to Fiscal Years 2011/2012, 2012/13 and 2013/14 [FIN # 4230711]; and**
- 2. a \$64,862 Federal Transit Administration Section 5317 New Freedom Grant to Fiscal Year 2011/2012 [FIN # 4320341] for the purchase of a paratransit vehicle.**

Commissioner Pinkoson seconded. Chair Byerly conducted a show-of-hands vote; motion passed unanimously.

III. INTERSTATE 75 INTELLIGENT TRANSPORTATION SYSTEM PROJECTS AND PROGRAMS

Mr. Sanderson stated that the Florida Department of Transportation requested an opportunity to provide an update on the Interstate 75 Intelligent Transportation System projects/programs for Gainesville and Alachua County.

Mr. Peter Vega, Florida Department of Transportation District 2 Intelligent Transportation System Engineer, discussed the Interstate 75 Intelligent Transportation System projects and programs and answered questions.

Mr. Phil Mann, City of Gainesville Traffic Operations Manager, discussed funding for the Interstate 75 projects and answered questions.

Mr. James Bennett, Florida Department of Transportation District 2 Urban Transportation Engineer, discussed Interstate 75 highway pavement criteria and answered questions.

IV. TOP TEN MOST DANGEROUS INTERSECTIONS

Mr. Sanderson stated that the MTPO requested information on the top ten most dangerous intersections within the Gainesville Metropolitan Area.

Ms. Debbie Leistner, City of Gainesville Transportation Planning Manager, discussed the top ten most dangerous intersections within the Gainesville Metropolitan Area and answered questions.

V. PEDESTRIAN SIGNALS

Mr. Sanderson stated that the MTPO requested the following information concerning the pedestrian signals within the Gainesville Metropolitan Area-

“that the MTPO be provided, in its next meeting packet, an explanation regarding the rationale behind requiring pedestrians to have to push a button in order to get the “walk or countdown signal” and, if doing so, does the pedestrian get a longer signal that gives them additional time to make the crossing?”

Mr. Mann discussed pedestrian signal actuation and criteria for pedestrian signalization and answered questions.

MOTION: Commissioner Hawkins moved to request that staff prepare a draft policy for review that would require a pedestrian crossing cycle, regardless of whether a pedestrian button is pushed, every time the green-light cycle would accommodate the pedestrian “walk and don’t walk” cycle. Commissioner Bottcher seconded; motion passed unanimously.

Mr. Sanderson stated that he would work with City staff to prepare the draft policy and to identify which traffic signals in the Gainesville Metropolitan Area could be set up to implement this policy.

VI. NEXT MTPO MEETING

Mr. Sanderson announced that the next Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area meeting is scheduled for June 4th at 5:00 p.m.

VII. COMMENTS

A. MTPO MEMBERS

A member discussed his interest in lowering the Interstate 75 speed limit within the Gainesville Metropolitan Area.

MOTION: Mayor Lowe moved to request state legislation that would lower the speed limit on Interstate 75, from the Micanopy (County Road 234) exit to the NW 39th Avenue (State Road 222) exit, to 55 miles per hour and to request that the state legislative agenda of the City of Gainesville and Alachua County also advocate for this change. Commissioner Hawkins seconded.

A member requested a presentation on this issue before voting on this motion.

Mr. Bennett noted that the District 2 Traffic Operations Office would be the appropriate entity for responding to this topic. He said that there is strict rationale for setting Interstate 75 speed limits. He added that such proposed legislation might create a statutory conflict.

A member noted that an Interstate 75 speed study was conducted a few years ago.

A member requested information regarding the criteria for setting speed limits on Interstate 75 lower than 70 miles per hour and how the criteria can be met.

SUBSTITUTE MOTION:

Commissioner Pinkoson moved to request that staff gather information regarding the criteria that would be considered when deciding whether to reduce the Interstate 75 speed limit from 70 miles per hour to some number lower than that and who would make the final decision. Commissioner Bradley seconded; motion passed unanimously.

A member requested information concerning the Interstate Logo Sign Program.

Mr. Bennett stated that the Interstate Logo Sign Program is a national program. He said that he would provide information on this Program. He noted that billboards were also regulated.

A member noted that this information could be provided by email rather than including it on the next meeting agenda or including it in the next meeting packet.

B. CITIZENS

There were no citizen comments.

C. CHAIR'S REPORT

There was no Chair's Report.

ADJOURNMENT

Chair Byerly adjourned the meeting at 4:28 p.m.

Date

Susan Baird, MTPO Secretary/Treasurer

EXHIBIT A

Interested Citizens

Patricia Kyzar

Virgil Mathis

Alachua County

Mike Fay

Jeff Hays

Richard Hedrick

Dave Schwartz

Mark Sexton

City of Gainesville

Paul Folkers

Debbie Leistner

Phil Mann

Doug Robinson

**Florida Department
of Transportation**

Karen Taulbee

Peter Vega

* By telephone

Spoke and provided written comments

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**CONSENT AGENDA
METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION
FOR THE GAINESVILLE URBANIZED AREA**

**Jack Durrance Auditorium
Alachua County Administration Building
Gainesville, Florida**

**Monday, 3:00 p.m.
April 2, 2012**

STAFF RECOMMENDATION

Page #9 CA. 1 MTPO Minutes- December 12, 2012 APPROVE MINUTES

This set of MTPO minutes is ready for review

Page #17 CA. 2 Fiscal Year 2011 Audit APPROVE COMMITTEE RECOMMENDATION

The Audit Review Committee recommends acceptance of the audit report and approval of the invoice for payment

**Page #19 CA. 3 Title VI Nondiscrimination Policy Statement AUTHORIZE SIGNATURE
BY CHIEF STAFF OFFICIAL**

Each year, the MTPO must sign and submit a Title VI Nondiscrimination Policy Statement in order to receive federal transportation planning funds

Page #25 CA. 4 Joint Certification Statement AUTHORIZE CHAIR TO SIGN

The Florida Department of Transportation is recommending that the MTPO planning process be certified

Page #27 CA. 5 Unified Planning Work Program Amendments- Task 3.6 Air Quality APPROVE AMENDMENT

MTPO staff is requesting that one-half of the planning funds in this task be transferred to Task 1.2 and the other one-half transferred to Task 2.

Page #29 CA. 6 Unified Planning Work Program APPROVE JOINT RECOMMENDATIONS

This document contains the MTPO budget and identifies work tasks for the next two fiscal years

- Page #33 CA. 7 Transportation Enhancement Applications ENDORSE STAFF ACTION**
- MTPO staff submitted the two enclosed enhancement applications before the MTPO's April 2, 2012 meeting in order to meet FDOT's March 23, 2012 deadline
- Page #71 CA. 8 Distribution of MTPO Packets via Electronic Email APPROVE STAFF RECOMMENDATION**
- MTPO staff recommends discontinuing the mailing of MTPO and committee packets and, in its place, distribute MTPO and committee packets and agendas via electronic email
- Page #73 CA. 9 Continuity of Operations Plan APPROVE STAFF RECOMMENDATION**
- MTPO staff reviews this Plan each year and recommends revisions that are needed
- Page #75 CA. 10 Transportation Disadvantaged Coordinating Board Member Appointment APPROVE STAFF RECOMMENDATION**
- The MTPO is being asked to fill one position on the Alachua County Transportation Disadvantaged Coordinating Board
- Page #79 CA. 11 Transportation Disadvantaged Program-Status Report NO ACTION REQUIRED**
- The MTPO has asked for regular status reports concerning this program
- Page #91 CA. 12 Alachua County Revision to FDOT Work Program NO ACTION REQUIRED**
- For information only is a letter to the Alachua County Board of County Commissioners concerning a change in FDOT's Tentative Work Program for SW 8th Avenue
- Page #93 CA. 13 Plan East Gainesville Subcommittee Meeting Summary NO ACTION REQUIRED**
- Enclosed is a copy of the meeting summary for the February 15, 2012 Plan East Gainesville Subcommittee Meeting
- Page #97 CA. 14 Green Bicycle Lanes NO ACTION REQUIRED**
- The Federal Highway Administration has approved the use of green pavement in marked bicycle lanes and in extensions of bicycle lanes through intersections

Page #105 **CA. 15 Gainesville Sun Article Entitled “*Gainesville commute times ranked shortest in Florida*”** **NO ACTION REQUIRED**

For information only is a recent news article concerning work trip commute times in Florida

Page #107 **CA. 16 MPOAC Weekend Institute** **NO ACTION REQUIRED**

Enclosed is information concerning this upcoming training workshop for elected officials

Page #117 **CA. 17 MPOAC Legislative Priorities and Policy Positions** **NO ACTION REQUIRED**

Enclosed with the MTPO meeting packet is this MPOAC brochure

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**CA.2**

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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: Unified Planning Work Program Revision- Task 1.3 Professional Development

STAFF RECOMMENDATION

Approve a revision to the Unified Planning Work Program to move \$17,500 of Fiscal Year 2011/12 planning funds in Task 1.3 to Task 2.2 and the corresponding \$3,860 Fiscal Year 2011/12 State In-kind match.

BACKGROUND

The Unified Planning Work Program describes the planning tasks to be undertaken by staff for Fiscal Years 2010/11 and 2011/12. Task 1.3, entitled *Professional Development*, is concerned with keeping up-to-date with the latest techniques and guidelines in transportation planning, management, financing and implementation.

We anticipate having \$17,500 that will not be spent on this task by June 30, 2012. Therefore, staff recommends that these funds (and its corresponding State in-kind match) be transferred to Task 2.2- System-Associated Characteristics. Recently, we received U.S. Bureau of the Census urbanized area map information that was not anticipated when the adopted Unified Planning Work Program was developed. Staff needs to review this information to determine its impact on the metropolitan planning boundary. This transfer of funds will allow us to have sufficient resources to complete this unanticipated task during this fiscal year.

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by coordinating growth management, protecting regional resources,
promoting economic development and providing technical services to local governments.

**CA.3**

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May 28, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: Bylaws

STAFF RECOMMENDATION

Authorize staff to work with the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area Attorney to prepare an updated set of bylaws.

BACKGROUND

The currently adopted Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area bylaws were last updated in 1983. Several sections of the bylaws are out of date and need to be revised. For example, Section 102.1.b states that the voting members consist of “the five (5) members of the City Commission of the City of Gainesville, Florida.”

Mr. David Schwartz, Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area Attorney, has agreed to assist staff in preparing an updated set of bylaws for the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area to review. We expect to have a draft set of bylaws ready to include on the agenda for the next meeting on August 6, 2012.

The currently adopted Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area bylaws can be found at the following link in Appendix A starting on page 42:

http://ncfrpc.org/mtpo/publications/GUATS/Guide_to_Trans_Planning.pdf

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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

**SUBJECT: Transportation Disadvantaged Program-
Planning Grant Resolution, Fiscal Year 2012-13**

STAFF RECOMMENDATION

Approve the attached resolution authorizing the execution of the Fiscal Year 2012-13 Planning Grant Agreement for Alachua County.

BACKGROUND

This is regarding the Transportation Disadvantaged Program established by Chapter 427, Florida Statutes. The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area is the designated official planning agency for this program for Alachua County.

As the designated official planning agency, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area is responsible for Transportation Disadvantaged Program planning and providing the Transportation Disadvantaged Coordinating Board with sufficient staff support and resources to enable the Board to fulfill its responsibilities. The attached draft Resolution No. 2012-03 and Florida Commission for the Transportation Disadvantaged Planning Grant Agreement will provide the funding needed to provide staff services to the Coordinating Board.

Attachment

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Dedicated to improving the quality of life of the Region's citizens,
by coordinating growth management, protecting regional resources,
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RESOLUTION NO. 2012-03

A RESOLUTION OF THE METROPOLITAN
TRANSPORTATION PLANNING ORGANIZATION FOR
THE GAINESVILLE URBANIZED AREA AUTHORIZING
THE EXECUTION OF THE FISCAL YEAR 2012-13
TRANSPORTATION DISADVANTAGED TRUST FUND
AGREEMENT WITH THE FLORIDA COMMISSION FOR
THE TRANSPORTATION DISADVANTAGED;
PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Federal Government, under the authority of 23 United States Code 134 and 49 United States Code 5303, requires each metropolitan area, as a condition to the receipt of federal capital or operating assistance, to have a continuing, cooperative and comprehensive transportation planning process that results in plans and programs consistent with the comprehensively planned development of the metropolitan area, and further requires the State Transportation Agency and the metropolitan area to enter into an Agreement clearly identifying the responsibilities of each party for cooperatively carrying out such transportation planning; and

WHEREAS, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area has the authority to enter into the Fiscal Year 2012-13 Transportation Disadvantaged Trust Fund agreement and to undertake a transportation disadvantaged service project, as authorized by Section 427.0159, Florida Statutes and Rule 41-2, Florida Administrative Code.

NOW THEREFORE, BE IT RESOLVED BY THE METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION FOR THE GAINESVILLE URBANIZED AREA:

1. That the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area has the authority to enter into the above referenced grant agreement and attached as Exhibit 1 and made part of this resolution by reference.
2. That the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area authorizes the Chairperson to execute the above referenced grant agreement on behalf of the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area with the Florida Commission for the Transportation Disadvantaged.
3. That the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area authorizes the Chairperson to sign any and all assurances, agreements or contracts that are required in connection with the agreement.
4. That the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area authorizes its Executive Director to act in connection with the agreement and to provide such additional information as may be required by the Florida Commission for the Transportation Disadvantaged.

5. That the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area authorizes its Executive Director to sign any and all reimbursement invoices, warranties, certification and any other documents that may be required in connection with the agreement.
6. That this resolution shall take effect upon its adoption.

DULY ADOPTED in regular session, this _____ day of _____ A.D., 2012.


METROPOLITAN TRANSPORTATION
PLANNING ORGANIZATION FOR THE
GAINESVILLE URBANIZED AREA

Mike Byerly, Chair

ATTEST:

Susan Baird, Secretary

APPROVED AS TO FORM



David C. Schwartz, Attorney
Metropolitan Transportation Planning Organization
for the Gainesville Urbanized Area

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EXHIBIT 1

| | | |
|----------------------------------|----------------------|-----------------------------------|
| SAMAS Approp: <u>108846</u> | Fund: <u>TDTF</u> | FM/Job No(s) <u>19363011401</u> |
| SAMAS Obj.: <u>7750075</u> | Function: <u>035</u> | CSFA No. <u>55.002</u> |
| Org Code: <u>55 12 00 00 952</u> | Contract No.: _____ | Vendor No.: <u>59-1834302-002</u> |

FLORIDA COMMISSION FOR THE TRANSPORTATION DISADVANTAGED PLANNING GRANT AGREEMENT

THIS AGREEMENT, made and entered into this _____ day of _____, 2012 by and between the STATE OF FLORIDA COMMISSION FOR THE TRANSPORTATION DISADVANTAGED, created pursuant to Chapter 427, Florida Statutes, hereinafter called the Commission and Metropolitan Planning Organization for the Gainesville Urbanized Area, 2009 NW 67th Place, Suite A, Gainesville, Florida 32653, hereinafter called the Grantee/Agency.

WITNESSETH:

WHEREAS, the Grantee has the authority to enter into this Agreement and to undertake the Project hereinafter described, and the Commission has been granted the authority to carry out responsibilities of the Commission which includes the function of the Designated Official Planning Agency and other responsibilities identified in Chapter 427, Florida Statutes or rules thereof;

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations herein, the parties agree as follows:

1.00 Purpose of Agreement: The purpose of this Agreement is to:

Provide financial assistance to accomplish the duties and responsibilities of the Official Planning Agency as set forth in Chapter 427, Florida Statutes, Rule 41-2, Florida Administrative Code, Commission policies, and the Program Manual for Transportation Disadvantaged Planning Related Services as revised on April 27, 2012; and as further described in this Agreement and in Exhibit(s) A, B, C, D attached hereto and by this reference made a part hereof, hereinafter called the Project; and, for the Commission to provide financial assistance to the Grantee and state the terms and conditions upon which such assistance will be provided and the understandings as to the manner in which the Project will be undertaken and completed.

2.00 Accomplishment of the Project:

2.10 General Requirements: The Grantee shall commence, and complete the Project as described in Exhibit "A" with all practical dispatch, in a sound, economical, and efficient manner, and in accordance with the provisions herein, and all applicable laws.

2.20 Pursuant to Federal, State, and Local Law: In the event that any election, referendum, approval, permit, notice, or other proceeding or authorization is requisite under applicable law to enable the Grantee to enter into this Agreement or to undertake the Project hereunder, or to observe, assume or carry out any of the provisions of the Agreement, the Grantee will initiate and consummate, as provided by law, all actions necessary with respect to any such matters so requisite.

2.30 Funds of the Agency: The Grantee will use its best efforts to enable the Grantee to provide the necessary funds for the completion of the Project.

2.40 Submission of Proceedings, Contracts and Other Documents and Products: The Grantee shall submit to the Commission such data, reports, records, contracts, certifications and other financial and operational documents or products relating to the Project as the Commission may require as provided by law, rule or under this agreement including those listed in Exhibit "C". Failure by the Grantee to provide such documents, or provide documents or products required by previous agreements between the Commission and the Grantee, may, at the Commission's discretion, result in refusal to reimburse project funds or other permissible sanctions against the Grantee, including termination.

2.50 Incorporation by Reference: The Grantee and Commission agree that by entering into this Agreement, the parties explicitly incorporate by reference into this Agreement the applicable law and provisions of Chapter 427, Florida Statutes, Rule 41-2, Florida Administrative Code, and the Program Manual for Transportation Disadvantaged Planning Related Services, as revised on April 27, 2012.

3.00 Total Project Cost: The total estimated cost of the Project is \$ 22,041.00. This amount is based upon the budget summarized in Exhibit "B" and by this reference made a part hereof. The Grantee agrees to bear all expenses in excess of the total estimated cost of the Project and any deficits involved, including any deficits revealed by an audit performed in accordance with Article 11.00 hereof after completion of the project.

4.00 Commission Participation: The Commission agrees to maximum participation, including contingencies, in the Project in the amount of \$ 22,041.00 as detailed in Exhibit "B", or in an amount equal to _the percentage(s) of total actual project cost shown in Exhibit "B", whichever is less.

4.10 Eligible Costs: Planning Grant Funds, derived exclusively from the Transportation Disadvantaged Trust Fund, may only be used by the Commission and the Grantee to undertake planning activities.

4.20 Eligible Project Expenditures: Project expenditures eligible for State participation will be allowed only from the date of this Agreement. It is understood that State participation in eligible project costs is subject to:

- a) The understanding that disbursement of funds will be made in accordance with the Commission's cash forecast;
- b) Availability of funds as stated in Article 17.00 of this Agreement;
- c) Commission approval of the project scope and budget (Exhibits A & B) at the time appropriation authority becomes available; and
- d) Submission of all certifications, invoices, detailed supporting documents or other obligating documents and all other terms of this agreement.

4.30 Front End Funding: Front end funding is not applicable.

5.00 Retainage: Retainage is not applicable.

6.00 Project Budget and Disbursement Schedule:

6.10 The Project Budget: The Grantee shall maintain the Commission approved Project Budget, as set forth in Exhibit "B", carry out the Project, and shall incur obligations against and make disbursements of Project funds only in conformity with the latest approved budget for the Project. The budget may be revised periodically, but no budget revision shall be effective unless it complies with fund participation requirements established in Article 4.00 of this Agreement and is approved in writing by the Commission. Any budget revision which changes the fund participation requirements established in Article 4.00 of this agreement shall not be effective unless approved in writing by the Commission and the Florida Department of Transportation Comptroller.

6.20 Schedule of Disbursements: The Grantee shall abide by the Commission approved disbursements schedule, contained in Exhibit "B". This schedule shall show disbursement of Commission funds for the entire term of the Project by month or quarter of the fiscal year in accordance with Commission fiscal policy. The schedule may be divided by Project phase where such division is determined to be appropriate by the Commission. Any deviation from the approved schedule in Exhibit "B" requires advance submission of a supplemental schedule by the agency and advance approval by the Commission. Reimbursement for the Commission's share of the project shall not be made for an amount greater than the cumulative total up to any given month as indicated in the disbursement schedule in Exhibit "B".

7.00 Accounting Records, Audits and Insurance:

7.10 Establishment and Maintenance of Accounting Records: The Grantee shall establish for the Project, in conformity with the latest current uniform requirements established by the Commission to facilitate the administration of the financing program, either separate accounts to be maintained within its existing accounting system, or establish independent accounts. Such financing accounts are referred to herein collectively as the "Project Account". The Project Account, and detailed documentation supporting the Project Account, must be made available upon request, without cost, to the Commission any time during the period of the Agreement and for five years after final payment is made or if any audit has been initiated and audit findings have not been resolved at the end of five years, the records shall be retained until resolution of the audit findings.

7.20 Funds Received Or Made Available for The Project: The Grantee shall appropriately record in the Project Account, and deposit in a bank or trust company which is a member of the Federal Deposit Insurance Corporation, all payments received by it from the Commission pursuant to this Agreement and all other funds provided for, accruing to, or otherwise received on account of the Project, which Commission payments and other funds are herein collectively referred to as "Project Funds". The Grantee shall require depositories of Project Funds to secure continuously and fully all Project Funds in excess of the amounts insured under Federal plans, or under State plans which have been approved for the deposit of Project funds by the Commission, by the deposit or setting aside of collateral of the types and in the manner as prescribed by State law for the security of public funds, or as approved by the Commission.

7.30 Costs Incurred for the Project: The Grantee shall charge to the Project Account all eligible costs of the Project. Costs in excess of the latest approved budget, costs which are not within the statutory criteria for the Transportation Disadvantaged Trust Fund, or attributable to actions which have not met the other requirements of this Agreement, shall not be considered eligible costs.

7.40 Documentation of Project Costs and Claims for Reimbursement: All costs charged to the Project shall be supported by detailed supporting documentation evidencing in proper detail the nature and propriety of the charges.

The Grantee shall provide sufficient detailed documentation for each cost or claim for reimbursement to allow an audit trail to ensure that the tasks accomplished or deliverables completed in acceptable form to the Commission were those which were promised. The documentation must be sufficiently detailed to comply with the laws and policies of the Department of Financial Services.

7.50 Checks, Orders, and Vouchers: Any check or order drawn by the Grantee with respect to any item which is or will be chargeable against the Project Account will be drawn only in accordance with a properly signed voucher then on file in the office of the Grantee stating in proper detail the purpose for which such check or order is drawn. All checks, payrolls, invoices, contracts, vouchers, orders, or other accounting documents pertaining in whole or in part to the Project shall be clearly identified, readily accessible, within the Grantees existing accounting system, and, to the extent feasible, kept separate and apart from all other such documents.

7.60 Audits:

Part I: Federally Funded

Recipients of federal funds (i.e. state, local government, or non-profit organizations as defined in OMB Circular A-133, as revised) are to have audits done annually using the following criteria:

1. In the event that the recipient expends \$500,000 or more in Federal awards in its fiscal year, the recipient must have a single or program-specific audit conducted in accordance with the provisions of OMB Circular A-133, as revised. Exhibit "D" to this agreement indicates Federal resources awarded through the Department by this agreement. In determining the Federal awards expended in its fiscal year, the recipient shall consider all sources of Federal awards, including Federal resources received from the Commission. The determination of amounts of Federal awards expended should be in accordance with the guidelines established by OMB Circular A-133, as revised. An audit of the recipient conducted by the Auditor General in accordance with the provisions of OMB Circular A-133, as revised, will meet the requirements of this part.
2. In connection with the audit requirements addressed in Part I, paragraph 1., the recipient shall fulfill the requirements relative to auditee responsibilities as provided in Subpart C of OMB Circular A-133, as revised.

3. If the recipient expends less than \$500,000 in Federal awards in its fiscal year, an audit conducted in accordance with the provisions of OMB Circular A-133, as revised, is not required. However, if the recipient elects to have an audit conducted in accordance with the provisions of OMB Circular A-133, as revised the cost of the audit must be paid from non-Federal resources (i.e., the cost of such an audit must be paid from recipient resources obtained from other than Federal entities).
4. Federal awards are to be identified using the Catalog of Federal Domestic Assistance (CFDA) title and number, award number and year, and name of the awarding federal agency.

Part II: State Funded

Recipients of state funds (i.e. a nonstate entity as defined by Section 215.97(2)(I), Florida Statutes) are to have audits done annually using the following criteria:

1. In the event that the recipient expends a total amount of state financial assistance equal to or in excess of \$500,000 in any fiscal year, the recipient must have a State single or project-specific audit for such fiscal year in accordance with Section 215.97, Florida Statutes; applicable rules of the Department of Financial Services and the CFO; and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General. Exhibit "D" to this agreement indicates the state financial assistance awarded through the Department by this agreement. In determining the state financial assistance expended in its fiscal year, the recipient shall consider all sources of state financial assistance, including state financial assistance received from the Commission, other state agencies, and other nonstate entities. State financial assistance does not include Federal direct or pass-through awards and resources received by a nonstate entity for Federal program matching requirements.
2. The Recipient shall ensure that the audit complies with the requirements of Section 215.97(7), Florida Statutes. This includes submission of a financial reporting package as defined by Section 215.97(2)(d), Florida Statutes, and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General.
3. If the recipient expends less than \$500,000 in state financial assistance in its fiscal year, an audit conducted in accordance with the provisions of Section 215.97, Florida Statutes, is not required. However, if the recipient elects to have an audit conducted in accordance with the provisions of Section 215.97, Florida Statutes, the cost of the audit must be paid from the nonstate entity's resources (i.e., the cost of such an audit must be paid from the recipient's resources obtained from other than State entities).
4. State awards are to be identified using the Catalog of State Financial Assistance (CSFA) title and number, award number and year, and name of the state agency awarding it.

Part III: Other Audit Requirements

The Recipient shall follow up and take corrective action on audit findings. Preparation of a summary schedule of prior year audit findings, including corrective action and current status of the audit findings is required. Current year audit findings require corrective action and status of findings.

Records related to unresolved audit findings, appeals, or litigation shall be retained until the action is completed or the dispute is resolved. Access to project records and audit work papers shall be given to the Commission, the Department of Financial Services, and the Auditor General.

This section does not limit the authority of the Commission to conduct or arrange for the conduct of additional audits or evaluations of state financial assistance or limit the authority of any other state official.

Part IV: Report Submission

1. Copies of reporting packages for audits conducted in accordance with OMB Circular A-133, as revised, and required by Part I above shall be submitted, when required by Section .320(d), OMB Circular A-133, as revised, by or on behalf of the recipient directly to each of the following:

- A. Project Manager

Florida Commission for the Transportation Disadvantaged
605 Suwannee Street, MS 49
Tallahassee, Florida 32399-0450

- B. The Federal Audit Clearinghouse designated in OMB Circular A-133, as revised (the number of copies required by Sections .320(d)(1) and (2), OMB Circular A-133, as revised, should be submitted to the Federal Audit Clearinghouse) at the following address:

Federal Audit Clearinghouse
Bureau of the Census
1201 East 10th Street
Jeffersonville, IN 47132

- C. Other Federal agencies and pass-through entities in accordance with Sections .320(e) and (f), OMB Circular A-133, as revised.

1. In the event that a copy of the reporting package for an audit required by Part I above and conducted in accordance with OMB Circular A-133, as revised, is not required to be submitted to the Commission for reasons pursuant to section .320(e)(2), OMB Circular A-133, as revised, the recipient shall submit the required written notification pursuant to Section .320(e)(2) and a copy of the recipient's audited schedule of expenditures of Federal awards directly to each of the following:

Project Manager
Florida Commission for the Transportation Disadvantaged
605 Suwannee Street, MS 49
Tallahassee, Florida 32399-0450

In addition, pursuant to Section .320(f), OMB Circular A-133, as revised, the recipient shall submit a copy of the reporting package described in Section .320(c), OMB Circular A-133, as revised, and any management letters issued by the auditor, to the Commission at each of the following addresses:

Project Manager
Florida Commission for the Transportation Disadvantaged
605 Suwannee Street, MS 49
Tallahassee, Florida 32399-0450

Copies of financial reporting packages shall be submitted by or on behalf of the recipient directly to each of the following:

~~Project Manager~~
Florida Commission for the Transportation Disadvantaged
605 Suwannee Street, MS 49
Tallahassee, Florida 32399-0450

And

Auditor General's Office
Room 401, Pepper Building
111 West Madison Street
Tallahassee, Florida 32399-1450

Copies of reports or the management letter required by audit findings shall be submitted by or on behalf of the recipient directly to:

Project Manager
Florida Commission for the Transportation Disadvantaged
605 Suwannee Street, MS 49
Tallahassee, Florida 32399-0450

Part V: Record Retention

The recipient shall retain sufficient records demonstrating its compliance with the terms of the Planning Grant agreement for a period of at least five years from the date the audit report is issued, and shall allow the Commission or its designee, CFO, or Auditor General access to such records upon request. The recipient shall ensure that audit working papers are made available to

the Commission, or its designee, CFO, or Auditor General upon request for a period of at least five years from the date the audit report is issued, unless extended in writing by the Commission.

Monitoring: In addition to reviews of audits conducted in accordance with Section 215.97, F.S., as revised (see "Audits" above), monitoring procedures may include, but not be limited to, on-site visits by Commission staff. The grantee agrees to comply and cooperate fully with any monitoring procedures/processes deemed appropriate by the Commission. In the event the Commission determines that a limited scope audit of the grantee is appropriate, the grantee agrees to comply with any additional instructions provided by the Commission staff regarding such audit. The grantee further agrees to comply and cooperate with any inspections, reviews, investigations, or audits deemed necessary by the Florida Department of Transportation's Office of Inspector General (OIG) and Florida's Chief Financial Officer (CFO) or Auditor General.

8.00 Requisitions and Payments:

8.10 Preliminary Action by the Grantee: In order to obtain any Commission funds, the Grantee shall:

8.11 File with the Commission for the Transportation Disadvantaged, 605 Suwannee Street, Mail Station 49, Tallahassee, Florida, 32399-0450 its requisition on form or forms prescribed by the Commission, and such other data pertaining to the Project Account and the Project (as listed in Exhibit "C" hereof) as the Commission may require, to justify and support the payment requisitions, invoices, and vouchers, as specified in the Commission's Grant Agreement/Contract Invoicing Procedures.

8.12 Grantee certifies, under penalty of perjury, that the Agency will comply with the provisions of the Agreement and that all invoices and support documentation will be true and correct.

8.20 The Commission's Obligations: Subject to other provisions hereof, the Commission will honor such requisitions in amounts and at times deemed by the Commission to be proper and in accordance with this agreement to ensure the completion of the Project and payment of the eligible costs. However, notwithstanding any other provision of this Agreement, the Commission may give written notice to the Grantee that it will refuse to make a payment to the Grantee on the Project Account if:

8.21 Misrepresentation: The Grantee has made misrepresentation of a material nature in its application, or any supplement thereto or amendment thereof, with respect to any document of data or certification furnished therewith or pursuant hereto;

8.22 Litigation: There is pending litigation with respect to the performance by the Grantee of any of its duties or obligations which may jeopardize or adversely affect the Project, the Agreement, or payments to the Project;

8.23 Required Submittals/Certifications: The Grantee has failed or refused to provide to the Commission detailed documentation of requisitions or certifications of actions taken;

8.24 Conflict of Interests: There has been any violation of the conflict of interest provisions, prohibited interests, or lobbying restrictions, contained herein;

8.25 Default: The Grantee has been determined by the Commission to be in default under any of the provisions of this or any other Agreement which the Grantee has with the Commission; or

8.26 Supplanting of Funds: The Grantee has used Transportation Disadvantaged Trust Funds to replace or supplant available and appropriate funds for the same purposes, in violation of Chapter 427, Florida Statutes.

8.30 Disallowed Costs: In determining the amount of the Grantee's payment, the Commission will exclude all costs incurred by the Grantee prior to the effective date of this Agreement, costs which are not provided for in the latest approved budget for the Project, costs which are not within the statutory criteria for the Transportation Disadvantaged Trust Fund, and costs attributable to goods, equipment or services received under a contract or other arrangements which have not been approved in writing by the Commission or certified by the Grantee, pursuant to Exhibit "C".

8.40 Invoices for Goods or Services: Invoices for goods or services or expenses provided or incurred pursuant to this Agreement shall be submitted in detail sufficient for a proper preaudit and postaudit thereof. Failure to submit to the Commission detailed supporting documentation with the invoice or request for project funds will be cause for the Commission to refuse to pay the amount claimed by the Grantee until the Commission is satisfied that the criteria set out in Chapters 287 and 427, Florida Statutes, Rules 3A-24, 41-2, and 60A-1 Florida Administrative Code, and the Program Manual for Planning Related Services is met. The Commission shall pay the Grantee for the satisfactory performance of each task as outlined in Exhibit "A."

8.60 Commission Claims: If, after project completion, any claim is made by the Commission resulting from an audit or for work or services performed pursuant to this agreement, the Commission may offset such amount from payments due for work or services done under any grant agreement which it has with the Grantee owing such amount if, upon demand, payment of the amount is not made within sixty (60) days to the Commission. Offsetting any amount pursuant to this section shall not be considered a breach of contract by the Commission.

9.00 Termination or Suspension of Project:

9.10 Termination or Suspension Generally: If the Grantee abandons or, before completion, finally discontinues the Project; or if, by reason of any of the events or conditions set forth in Section 8.20 hereof, or for any other reason, the commencement, prosecution, or timely completion of the Project by the Grantee is rendered improbable, infeasible, impossible, or illegal, the Commission may, by written notice to the Grantee, suspend any or all of its obligations under this Agreement until such time as the event or condition resulting in such suspension has ceased or been corrected, or the Commission may terminate any or all of its obligations under this Agreement.

9.20 Action Subsequent to Notice of Termination or Suspension. Upon receipt of any final termination or suspension notice under this Section, the Grantee shall proceed promptly to carry out the actions required therein which may include any or all of the following: (1) necessary action to terminate or suspend, as the case may be, Project activities and contracts and such other action as may be required or desirable to keep to the minimum the costs upon the basis of which the financing is to be computed; (2) furnish a statement of the project activities and contracts, and other undertakings the cost of which are otherwise includable as Project costs; and (3) remit to the Commission such portion of the financing and any advance payment previously received as is determined by the Commission to be due under the provisions of the Agreement. The termination or suspension shall be carried out in conformity with the latest schedule, plan, and budget as approved by the Commission or upon the basis of terms and conditions imposed by the Commission upon the failure of the Grantee to furnish the schedule, plan, and budget within a reasonable time. The acceptance of a remittance by the Grantee shall not constitute a waiver of any claim which the Commission may otherwise have arising out of this Agreement.

9.30 Public Access to Records: The Commission reserves the right to unilaterally cancel this agreement for refusal by the agency or its contractors to allow public access to all documents, papers, letters, records, or other material subject to the provisions of Chapter 119, Florida Statutes, and made or received in conjunction with this agreement.

10.00 Remission of Project Account Upon Completion of Project: Upon completion and after financial audit of the Project, and after payment, provision for payment, or reimbursement of all Project costs payable from the Project Account is made, the Grantee shall remit to the Commission its share of any unexpended balance in the Project Account.

11.00 Audit and Inspection: The Grantee shall permit, and shall require its contractors to permit, the Commission's authorized representatives to inspect all work, materials, deliverables, records; and to audit the books, records and accounts pertaining to the financing and development of the Project at all reasonable times including upon completion of the Project, and without notice.

12.00 Contracts of the Grantee:

12.10 Third Party Agreements: The Grantee shall not execute any contract or obligate itself in any manner requiring the disbursement of Transportation Disadvantaged Trust Fund moneys, including contracts or amendments thereto, with any third party with respect to the Project without being able to provide a written certification by the Grantee that the contract or obligation was executed in accordance with the competitive procurement requirements of Chapter 287, Florida Statutes, Chapter 427, Florida Statutes, and the rules promulgated by the Department of Management Services. Failure to provide such certification, upon the Commission's request, shall be sufficient cause for nonpayment by the Commission as provided in Paragraph 8.23. The Grantee agrees, that by entering into this Agreement, it explicitly certifies that all of its third party contacts will be executed in compliance with this section.

12.20 Compliance with Consultants' Competitive Negotiation Act: It is understood and agreed by the parties hereto that participation by the Commission in a project with the Grantee, where said project involves a consultant contract for any services, is contingent on the Agency

complying in full with provisions of section 287.055, Florida Statutes, Consultants Competitive Negotiation Act. The Grantee shall certify compliance with this law to the Commission for each consultant contract it enters.

12.30 Competitive Procurement: Procurement of all services or other commodities shall comply with the provisions of section 287.057, Florida Statutes. Upon the Commission's request, the Grantee shall certify compliance with this law.

13.00 Restrictions, Prohibitions, Controls, and Labor Provisions:

13.10 Equal Employment Opportunity: In connection with the carrying out of any Project, the Grantee shall not discriminate against any employee or applicant for employment because of race, age, disability, creed, color, sex or national origin. The Grantee will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, age, disability, creed, color, sex, or national origin. Such action shall include, but not be limited to, the following: Employment upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Grantee shall insert the foregoing provision modified only to show the particular contractual relationship in all its contracts in connection with the development of operation of the Project, except contracts for the standard commercial supplies or raw materials, and shall require all such contractors to insert a similar provision in all subcontracts, except subcontracts for standard commercial supplies or raw materials. The Grantee shall post, in conspicuous places available to employees and applicants for employment for Project work, notices setting forth the provisions of the nondiscrimination clause.

13.20 Title VI - Civil Rights Act of 1964: The Grantee will comply with all the requirements imposed by Title VI of the Civil Rights Act of 1964 (78 Statute 252), the Regulations of the Federal Department of Transportation, the Regulations of the Federal Department of Justice, and the assurance by the Agency pursuant thereto.

13.30 Prohibited Interests:

13.31 Contracts or Purchases: Unless authorized in writing by the Commission, no officer of the Grantee, or employee acting in his or her official capacity as a purchasing agent, shall either directly or indirectly purchase, rent, or lease any realty, goods, or services for the Grantee from any business entity of which the officer or employee or the officer's or employee's business associate or spouse or child is an officer, partner, director, or proprietor or in which such officer or employee or the officer's or employee's spouse or child, or any combination of them, has a material interest.

13.32 Business Conflicts: Unless authorized in writing by the Commission, it is unlawful for an officer or employee of the Grantee, or for any company, corporation, or firm in which an officer or employee of the Grantee has a financial interest, to bid on, enter into, or be personally interested in the purchase or the furnishing of any materials, services or supplies to be used in the work of this agreement or in the performance of any other work for which the Grantee is responsible.

13.33 Solicitations: No officer or employee of the Grantee shall directly or indirectly solicit or accept funds from any person who has, maintains, or seeks business relations with the Grantee.

13.34 Former Employees - Contractual Services: Unless authorized in writing by the Commission, no employee of the Grantee shall, within 1 year after retirement or termination, have or hold any employment or contractual relationship with any business entity in connection with any contract for contractual services which was within his or her responsibility while an employee.

13.35 Former Employees - Consulting Services: The sum of money paid to a former employee of the Grantee during the first year after the cessation of his or her responsibilities, by the Grantee, for contractual services provided to the Grantee, shall not exceed the annual salary received on the date of cessation of his or her responsibilities. The provisions of this section may be waived by the Grantee for a particular contract if the Grantee determines, and the Commission approves, that such waiver will result in significant time or cost savings for the Grantee and the project.

The Grantee shall insert in all contracts entered into in connection with this Agreement and shall require its contractors to insert in each of their subcontracts, the following provision:

"No member, officer, or employee of the Grantee during his tenure or for one year thereafter shall have any interest, direct or indirect, in this contract or the proceeds thereof."

The provisions of this section shall not be applicable to any agreement between the Grantee and its fiscal depositories, or to any agreement for utility services the rates for which are fixed or controlled by a Governmental agency.

13.40 Non-discrimination of Persons With Disabilities: The Grantee and any of its contractors or their sub-contractors shall not discriminate against anyone on the basis of a handicap or disability (physical, mental or emotional impairment). The Grantee agrees that no funds shall be used to rent, lease or barter any real property that is not accessible to persons with disabilities nor shall any meeting be held in any facility unless the facility is accessible to persons with disabilities. The Grantee shall also assure compliance with The Americans with Disabilities Act, as it may be amended from time to time.

13.50 Lobbying Prohibition: No Grantee may use any funds received pursuant to this Agreement for the purpose of lobbying the Legislature, the judicial branch, or a state agency. No Grantee may employ any person or organization with funds received pursuant to this Agreement for the purpose of lobbying the Legislature, the judicial branch, or a state agency. The "purpose of lobbying" includes, but is not limited to, salaries, travel expenses and per diem, the cost for publication and distribution of each publication used in lobbying; other printing; media; advertising, including production costs; postage; entertainment; telephone; and association dues.

The provisions of this paragraph supplement the provisions of section 11.062, Florida Statutes, which is incorporated by reference into this Agreement.

13.60 Public Entity Crimes: No Grantee shall accept any bid from, award any contract to, or transact any business with any person or affiliate on the convicted vendor list for a period of 36 months from the date that person or affiliate was placed on the convicted vendor list unless that person or affiliate has been removed from the list pursuant to section 287.133, Florida Statutes. The Grantee may not allow such a person or affiliate to perform work as a contractor, supplier, subcontractor, or consultant under a contract with the Grantee. If the Grantee was transacting business with a person at the time of the commission of a public entity crime which resulted in that person being placed on the convicted vendor list, the Grantee may also not accept any bid from, award any contract to, or transact any business with any other person who is under the same, or substantially the same, control as the person whose name appears on the convicted vendor list so long as that person's name appears on the convicted vendor list.

13.70 Homeland Security: In accordance with Gubernatorial Executive Order 11-02, the grantee shall utilize the U.S. Department of Homeland Security's E-Verify system, in accordance with the terms governing use of the system, to confirm the employment eligibility of:

1. all persons employed by the grantee during the term of the grant agreement to perform employment duties within Florida; and
2. all persons, including subcontractors, assigned by the grantee to perform work pursuant to the contract with the Commission.

The Commission shall consider the employment by any vendor of unauthorized aliens a violation of Section 274A(e) of the Immigration and Nationality Act. If the vendor knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of this agreement.

Refer to the U.S. Department of Homeland Security's website at www.dhs.gov to learn more about E-Verify.

14.00 Miscellaneous Provisions:

14.10 Environmental Pollution:Not applicable.

14.20 Commission Not Obligated to Third Parties: The Commission shall not be obligated or liable hereunder to any party other than the Grantee.

14.30 When Rights and Remedies Not Waived: In no event shall the making by the Commission of any payment to the Grantee constitute or be construed as a waiver by the Commission of any breach of covenant or any default which may then exist, on the part of the Grantee, and the making of such payment by the Commission while any such breach or default shall exist shall in no way impair or prejudice any right or remedy available to the Commission for such breach or default.

14.40 How Contract Affected by Provisions Being Held Invalid: If any provision of this Agreement is held invalid, the provision shall be severable and the remainder of this Agreement shall not be affected. In such an instance the remainder would then continue to conform to the terms and requirements of applicable law.

14.50 Bonus and Commissions: By execution of the Agreement the Grantee represents that it has not paid and, also, agrees not to pay, any bonus or commission for the purpose of obtaining an approval of its financing hereunder.

14.60 State or Territorial Law: Nothing in the Agreement shall require the Grantee to observe or enforce compliance with any provision thereof, perform any other act or do any other thing in contravention of any applicable State law: Provided, that if any of the provisions of the Agreement violate any applicable State law, the Grantee will at once notify the Commission in writing in order that appropriate changes and modifications may be made by the Commission and the Agency to the end that the Grantee may proceed as soon as possible with the Project.

15.00 Plans and Specifications: Not applicable.

16.00 Contractual Indemnity: To the extent permitted by law, the Grantee shall indemnify, defend, save, and hold harmless the Commission and all their officers, agents or employees from all suits, actions, claims, demands, and liability of any nature whatsoever arising out of, because of, or due to breach of the agreement by the Planning Agency or its subcontractors, agents or employees or due to any negligent act, or occurrence of omission or commission of the Grantee, its subcontractors, agents or employees. Neither the Grantee nor any of its agents will be liable under this article for damages arising out of injury or damage to persons or property directly caused or resulting from the sole negligence of the Commission or any of their officers, agents or employees. The parties agree that this clause shall not waive the benefits or provisions of section 768.28 Florida Statutes, or any similar provision of law. Notwithstanding the foregoing, pursuant to section 768.28, Florida Statutes, no agency or subdivision of the state shall be required to indemnify, insure, or assume any liability for the Commission's or any subcontractor's or other entity's negligence.

17.00 Appropriation of Funds:

17.10 The State of Florida's performance and obligation to pay under this contract is contingent upon an annual appropriation by the Legislature. If applicable, Grantee's performance of its obligations under this Agreement is subject to an appropriation by the Grantee's Board of County Commissioners for the purposes set forth hereunder. The Commission acknowledges where the Grantee is a political subdivision of the State of Florida it is authorized to act in accordance with the Grantee's purchasing ordinance(s), laws, rules and regulations.

17.20 Multi-Year Commitment: Whereas the Commission is created in the Florida Department of Transportation (Department) and assigned to the Secretary of the Florida Department of Transportation for administrative and fiscal accountability purposes; in the event this agreement is in excess of \$25,000 and has a term for a period of more than one year, the provisions of section 339.135(7)(a), and section 287.058, Florida Statutes, are hereby incorporated:

"(a) The Department, during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during such fiscal year. Any contract, verbal or written, made in violation of this subsection shall be null and void, and no money may be paid on such contract. The Department shall require a statement from the comptroller of the Department that funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding one year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts of the Department which are for an amount in excess of twenty-five thousand dollars and having a term for a period of more than one year."

In the event that this Agreement is for more than one year, this Agreement may be renewed on a yearly basis for a period of up to 2 years after the initial Agreement or for a period no longer than the term of the original Agreement, whichever period is longer, on the condition that renewals shall be contingent upon satisfactory performance evaluations by the Grantee and is subject to the availability of funds. The Commission's performance and obligation to pay under any multi-year Agreement is explicitly contingent upon an annual appropriation by the Legislature.

18.00 Expiration of Agreement: The Grantee agrees to complete the Project on or before June 30, 2013. If the Grantee does not complete the Project within this time period, this agreement will expire unless an extension of the time period is granted to the Grantee in writing by the Chairperson of the Commission for the Transportation Disadvantaged or designee. Expiration of this agreement will be considered termination of the Project and the procedure established in Article 9.00 of this agreement shall be initiated. For the purpose of this Article, completion of project is defined as the latest date by which services may have been provided or equipment funds may have been expended or obligated under a purchase order, as provided in the project description (Exhibit "A"). Unless otherwise extended by the Commission, all reimbursement invoices must be received by the Commission no later than August 15, 2013.

19.00 Agreement Format: All words used herein in the singular form shall extend to and include the plural. All words used in the plural form shall extend to and include the singular. All words used in any gender shall extend to and include all genders.

20.00 Execution of Agreement: This agreement may be simultaneously executed in a minimum of two counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute one in the same instrument.

21.00 Vendors and Subcontractors Rights: Vendors (in this document identified as Grantee) providing goods and services to the Commission will receive payments in accordance with section 215.422, Florida Statutes. The parties hereto acknowledge Section 215.422, Florida Statutes, and hereby agree that the time in which the Commission is required to approve and inspect goods and services shall be for a period not to exceed eleven (11) working days upon receipt of a proper invoice. The Florida Department of Transportation has 20 days to deliver a request for payment (voucher) to the Department of Financial Services. The twenty (20) days are measured from the latter of the date the

invoice is received or the goods or services are received, inspected, and approved.

If a payment is not available within forty (40) days after receipt of the invoice and receipt, inspection and approval of goods and services, a separate interest penalty per day (as defined by Rule) will be due and payable, in addition to the invoice amount to the Grantee. The interest penalty provision applies after a thirty-five (35) day time period to health care providers, as defined by rule. Interest penalties of less than one (1) dollar will not be enforced unless the Grantee requests payment. Invoices which have to be returned to a Grantee because of vendor preparation errors will result in a delay in the payment.

The invoice payment requirements do not start until a properly completed invoice is provided to the Commission.

A Vendor Ombudsman has been established within the Department of Financial Services. The duties of this individual include acting as an advocate for vendors who may be experiencing problems in obtaining timely payment(s) from the Commission. The Vendor Ombudsman may be contacted at (850) 413-5516 or toll free (877) 693-5236.

21.20 Payment to Subcontractors: Payment by the Grantee to all subcontractors with approved third party contracts shall be in compliance with Section 287.0585, Florida Statutes. Each third party contract from the Grantee to a subcontractor for goods or services to be performed in whole or in part with Transportation Disadvantaged Trust Fund moneys, must contain the following statement:

When a contractor receives from a state agency any payment for contractual services, commodities, supplies, or construction contracts, except those construction contracts subject to the provisions of chapter 339, the contractor shall pay such moneys received to each subcontractor and supplier in proportion to the percentage of work completed by each subcontractor and supplier at the time of receipt of the payment. If the contractor receives less than full payment, then the contractor shall be required to disburse only the funds received on a pro rata basis with the contractor, subcontractors, and suppliers, each receiving a prorated portion based on the amount due on the payment. If the contractor without reasonable cause fails to make payments required by this section to subcontractors and suppliers within 7 working days after the receipt by the contractor of full or partial payment, the contractor shall pay to the subcontractors and suppliers a penalty in the amount of one-half of 1 percent of the amount due, per day, from the expiration of the period allowed herein for payment. Such penalty shall be in addition to actual payments owed and shall not exceed 15 percent of the outstanding balance due. In addition to other fines or penalties, a person found not in compliance with any provision of this subsection may be ordered by the court to make restitution for attorney's fees and all related costs to the aggrieved party or the Department of Legal Affairs when it provides legal assistance pursuant to this section. The Department of Legal Affairs may provide legal assistance to subcontractors or vendors in proceedings brought against contractors under the provisions of this section.

22.00 Modification: This Agreement may not be changed or modified unless authorized in writing by the Commission.

FM/JOB No(s). 19363011401
CONTRACT NO.
AGREEMENT DATE

IN WITNESS WHEREOF, the parties hereto have caused these presents be executed, the day and year first above written.

**GRANTEE: Metropolitan Planning
Organization for the Gainesville Urbanized
Area**

**COMMISSION FOR THE TRANSPORTATION
DISADVANTAGED**

BY: _____
Mike Byerly

TITLE: Chairman

BY: _____

TITLE: Executive Director (Commission Designee)

FM/JOB No(s). 19363011401
CONTRACT NO.
AGREEMENT DATE

EXHIBIT "A"
PROJECT DESCRIPTION AND RESPONSIBILITIES:
PLANNING

This exhibit forms an integral part of that Grant Agreement, between the State of Florida, Commission for the Transportation Disadvantaged and Metropolitan Planning Organization for the Gainesville Urbanized Area, 2009 NW 67th Place, Suite A, Gainesville, Florida 32653.

I. PROJECT LOCATION: Alachua

II. PROJECT DESCRIPTION: This project provides for the accomplishment of the duties and responsibilities of the Metropolitan Planning Organization or Designated Official Planning Agency as set forth in Chapter 427, Florida Statutes, Rule 41-2, Florida Administrative Code, Commission policies and the Program Manual for Transportation Disadvantaged Planning Related Services as revised on April 27, 2012. The project period will begin on the date of this agreement and will end on the date indicated in Article 18.00 hereof. Specific required tasks are as follows:

I. PROJECT LOCATION:

II. PROJECT DESCRIPTION: This project provides for the accomplishment of the duties and responsibilities of the Metropolitan Planning Organization or Designated Official Planning Agency as set forth in Chapter 427, Florida Statutes, Rule 41-2, Florida Administrative Code, Commission policies and the Program Manual for Transportation Disadvantaged Planning Related Services as revised on April 27, 2012. The project period will begin on the date of this agreement and will end on the date indicated in Article 18.00 hereof. Specific required tasks are as follows:

TASK 1:

Weighted value= 17%

Jointly develop and annually update the Transportation Disadvantaged Service Plan with the community transportation coordinator and the local coordinating board.

Deliverable: Complete Transportation Disadvantaged Service Plan or annual updates. Due prior to the end of grant agreement period (June 30) and pursuant to the Commission's latest instructions for the Memorandum of Agreement and the Transportation Disadvantaged Service Plan.

TASK 2:

Weighted value= 15%

A. When necessary and in cooperation with the local coordinating board, solicit and recommend a community transportation coordinator, in conformity with Chapters 287 and 427, Florida Statutes. Such recommendation shall be presented to the Commission by Planning Agency staff or their designee as needed

OR

B. Provide staff support to the local coordinating board in conducting an annual evaluation of the community transportation coordinator, including local developed standards as delineated in the adopted Transportation Disadvantaged Service Plan. Assist the Commission for the Transportation Disadvantaged in joint reviews of the community transportation coordinator.

Deliverable:

A. Planning Agency's CTC recommendation letter and signed resolution from the Planning Agency.

B. LCB and Planning Agency selected CTC evaluation worksheets pursuant to the most recent version of the Commission's CTC Evaluation Workbook. (at a minimum, addressing Competition, Cost-Effectiveness and Efficiency, and Level of Coordination).

TASK 3:

Weighted value= 40%

Organize and provide staff support and related resources for at least four (4) local coordinating board meetings per year, holding one meeting during each quarter.

LCB meetings will be held in accordance with the Commission's most recent Local Coordinating Board and Planning Agency Operating Guidelines and will include at least the following:

1. Agendas for local coordinating board meetings. Where applicable, operator payments should be addressed as a standard agenda item for each meeting.
2. Official minutes of local coordinating board meetings and committee meetings (regardless of a quorum). A copy will be submitted along with the quarterly report to the Commission. Minutes will at least be in the form of a brief summary of basic points, discussions, decisions, and recommendations. Records of all meetings shall be kept for at least five years.
3. A current full and active membership of voting and non-voting members to the local coordinating board. Any time there is a change in the membership, provide the Commission with a current membership roster and mailing list of local coordinating board members.
4. A report of the LCB membership's attendance at the last 4 consecutive LCB meetings (not committee's).

Provide staff support for committees of the local coordinating board.

Provide public notice of local coordinating board meetings in accordance with the most recent Local Coordinating Board and Planning Agency Operating Guidelines.

Provide program orientation and training for newly appointed local coordinating board members.

Deliverable: LCB Meeting agendas; minutes; membership roster; attendance report; public notice of

meetings; training announcement and agenda.

TASK 4:

Weighted value=4%

Provide at least one public hearing annually by each local coordinating board, and assist the Commission, as requested, in co-sponsoring public hearings. This public hearing must be in addition to the local coordinating board meetings. It may, however, be held in conjunction with the scheduled local coordinating board meeting (immediately following or prior to the local coordinating board meeting).

Deliverable: Public Hearing agenda and minute of related hearing.

TASK 5:

Weighted value=4%

Develop and annually update by-laws for local coordinating board approval.

Deliverable: Copy of LCB approved By-Laws with date of update noted on cover page.

TASK 6:

Weighted value=4%

Develop, annually update, and implement local coordinating board grievance procedures in accordance with the Commission's most recent Local Coordinating Board and Planning Agency Operating Guidelines. Procedures shall include a step within the local complaint and/or grievance procedure that advises a dissatisfied person about the Commission's Ombudsman Program.

Deliverable: Copy of LCB approved Grievance Procedures with date of update noted on cover page.

TASK 7:

Weighted value=4%

Review and comment on the Annual Operating Report for submittal to the local coordinating board, and forward comments/concerns to the Commission for the Transportation Disadvantaged.

Deliverable: Cover Page of Annual Operating Report, signed by LCB Chair.

TASK 8:

Weighted value=4%

Research and complete the Actual Expenditures Report for direct federal and local government transportation funds to the Commission for the Transportation Disadvantaged no later than September 15th. Complete the Actual Expenditure Report, using the Commission approved forms.

Deliverable: Complete Actual Expenditure Report in accordance with the most recent Commission's instructions.

TASK 9:

Weighted value=4%

Develop and provide the local coordinating board with quarterly progress reports of transportation disadvantaged planning accomplishments and planning contract deliverables as outlined in the planning grant agreement and any other activities related to the transportation disadvantaged program, including but not limited to, consultant contracts, special studies, and marketing efforts.

Deliverable: Complete Quarterly Progress Reports submitted with invoices.

TASK 10:**Weighted value=4%**

Attend at least one Commission sponsored training, including but not limited to, the Commission's regional meetings, the Commission's annual training workshop, or other sponsored training.

Deliverable: Documentation related to attendance at such event(s).

III. Special Considerations by Planning Agency:

Not Applicable

IV. Special Considerations by Commission:

Not Applicable

FM/JOB No(s). 19363011401

CONTRACT NO.

AGREEMENT DATE

EXHIBIT "B"
PROJECT BUDGET AND CASHFLOW

This exhibit forms an integral part of that certain Grant Agreement between the Florida Commission for the Transportation Disadvantaged and Metropolitan Planning Organization for the Gainesville Urbanized Area, 2009 NW 67th Place, Suite A, Gainesville, Florida 32653.

I. PROJECT COST:

Estimated Project Cost shall conform to those eligible Costs as indicated by Chapter 427, Florida Statutes, Rule 41-2, Florida Administrative Code, Commission policies, and the Program Manual for Transportation Disadvantaged Planning Related Services as revised on April 27, 2012. For the required services, compensation shall be the total maximum limiting amount of \$ 22,041.00 for related planning services in Alachua County(ies)

| | | |
|---------|-----|------------------|
| Task 1 | 17% | \$3,746.97 |
| Task 2 | 15% | \$3,306.15 |
| Task 3 | 40% | \$8,816.40 |
| Task 4 | 4% | \$ 881.64 |
| Task 5 | 4% | \$ 881.64 |
| Task 6 | 4% | \$ 881.64 |
| Task 7 | 4% | \$ 881.64 |
| Task 8 | 4% | \$ 881.64 |
| Task 9 | 4% | \$ 881.64 |
| Task 10 | 4% | \$ 881.64 |
| TOTAL: | | 100% \$22,041.00 |

II. SOURCE OF FUNDS

Commission for the Transportation Disadvantaged
State Funds (100%)

\$22,041.00

Total Project Cost \$22,041.00

III. CASH FLOW – Not applicable. Grantee will be paid based on satisfactory performance of each task detailed in Exhibit A.

FY 12/13 Jul Aug Sep Oct Nov Dec Jan Feb Mar Apr May June

FM/JOB No(s). 19363011401

CONTRACT NO.

AGREEMENT DATE

EXHIBIT "C" **PLANNING**

This exhibit forms an integral part of that certain Grant Agreement between the Florida Commission for the Transportation Disadvantaged and Metropolitan Planning Organization for the Gainesville Urbanized Area, 2009 NW 67th Place, Suite A, Gainesville, Florida 32653

THE GRANTEE SHALL SUBMIT THE FOLLOWING REQUIRED DOCUMENTS AND CERTIFICATIONS:

DOCUMENTS:

1. Submit progress reports to the Commission quarterly. Finished products such as approved Coordinating Board minutes, by-laws, grievance procedure and actions taken, consolidated estimate of Federal and Local government transportation disadvantaged funds, and the Transportation Disadvantaged Service Plan, shall be submitted to the Commission as they are completed. The progress reports and finished products are required to accompany, or to precede, all reimbursement invoices. Reports shall be submitted to:

Florida Commission for the Transportation Disadvantaged
Attn: Project Manager
605 Suwannee Street, MS 49
Tallahassee, Florida 32399-0450

THIRD PARTY CONTRACTS: The Grantee must certify to all third party contracts pursuant to Section 12.10 except that written approval is hereby granted for:

1. Contracts furnishing contractual services or commodities from a valid State or inter-governmental contract as set forth in section 287.042(2), Florida Statutes.
2. Contracts furnishing contractual services or commodities for an amount less than Category II as set forth in section 287.107(1)(b), Florida Statutes.
3. Contracts for consultant services for an amount less than Category I as set forth in section 187.017(1)(a), Florida Statutes.

FM/JOB No(s). 19363011401

CONTRACT NO.

AGREEMENT DATE

EXHIBIT "D"

STATE AGENCY: Florida Department of Transportation/Florida Commission for the Transportation Disadvantaged

CSFA #: 55.002

TITLE: Florida Commission for the Transportation Disadvantaged Planning Grant

AMOUNT: \$22,041.00

COMPLIANCE REQUIREMENTS:

ALLOWED ACTIVITIES:

Grant funds allocated from the Transportation Disadvantaged Trust Fund are for the specific purpose of accomplishing the duties and responsibilities of the Official Planning Agency as identified in Chapter 427, Florida Statutes, Rule 41-2, Florida Administrative Code including, but not limited to, local program management, service development, technical assistance, training and evaluation as needed. (Program Manual, and Grant Agreement Exhibit A)

ALLOWABLE COSTS:

This is a lump sum – percent complete grant. See Program Manual.

CASH MANAGEMENT:

The Grantee shall abide by the disbursement schedule contained in Exhibit B of the Grant Agreement. Any deviation from the approved schedule in Exhibit B requires advance submission of a supplemental schedule and advance approval by the Commission. Reimbursement for the Commission's share of the project shall not be made for an amount greater than the cumulative total up to any given month as indicated in the disbursement schedule in Exhibit B.

REPORTING:

Submit progress reports to the Commission quarterly. Finished products such as approved Coordinating Board minutes, by-laws, grievance procedure and actions taken, consolidated estimate of Federal and Local government transportation disadvantaged funds, and the Transportation Disadvantaged Service Plan, shall be submitted to the Commission as they are completed and approved. The progress reports and finished products are required to accompany, or to precede, all reimbursement invoices. (Grant Agreement, Exhibit C)

Submit copy of financial reporting packages of audits as required in Section 7.60 of this Agreement and the Program Manual,.

MATCHING:

There is no match requirement for this grant.

PERIOD OF AVAILABILITY:

Project expenditures eligible for State participation will be allowed only from the date of this Agreement. (Grant Agreement Provision 4.20)

SUBRECIPIENT MONITORING:

Third party contracts are contracts between a grantee and any subgrantee, or pass through funding recipient, consultants, or others in the private sector for work needed to carry out a project. Unless otherwise authorized in writing by the Commission, the Grantee may not execute any contract or obligate itself in any manner requiring the disbursement of Transportation Disadvantaged Trust Fund money, including transportation operator and consultant contracts or amendments thereto, with any third party with respect to the project without being able to provide a written certification (upon the Commission's request) by the Grantee that the contract or obligation was executed in accordance with the competitive procurement requirements of Chapter 287, Florida Statutes, Chapter 427, Florida Statutes, and the rules promulgated by the Department of Management Services. The procurement, execution, audit and closing of third-party contracts are basic grantee responsibilities and must be carried out using the same guidelines and procedures as described in Chapter 287, Florida Statutes. Inter-agency agreements or contracts passing through grant funds to other public bodies (including public transit operators) or transportation operators as defined in Chapter 427, Florida Statutes, are not third-party contracts. However, the pass-through recipient must comply with Chapter 287, Florida Statutes, if it enters into any subsequent third-party contract using Transportation Disadvantaged Trust Funds. (Grant Agreement Provision 12.10; Program Manual,)

In addition to reviews of audits conducted in accordance with Section 215.97, Florida Statutes, as revised, monitoring procedures may include, but not be limited to, on-site visits by Commission staff. The Grantee agrees to comply and cooperate fully with any monitoring procedures/processes deemed appropriate by the Commission, the Florida Department of Transportation's Office of Inspector General (OIG) and Florida's Chief Financial Officer or Auditor General. (Program Manual,)



CA.5
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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area
FROM: Marlie Sanderson, AICP, Director of Transportation Planning
SUBJECT: **Transportation Disadvantaged Program – Board Member Appointment**

STAFF RECOMMENDATION

Appoint Commissioner Thomas Hawkins as alternate Chair on the Alachua County Transportation Disadvantaged Coordinating Board.

BACKGROUND

This is regarding Florida's Transportation Disadvantaged Program established by Chapter 427, Florida Statutes. According to Rule 41-2 of the Florida Administrative Code, the Metropolitan Transportation Planning Organization shall appoint members to the Alachua County Transportation Disadvantaged Board.

The City of Gainesville nominated Commissioner Thomas Hawkins to serve as the alternate Chair on the Alachua County Transportation Disadvantaged Coordinating Board.

t:\lynn\appt2012\apptaltchairmtpo.docx

Dedicated to improving the quality of life of the Region's citizens,
by coordinating growth management, protecting regional resources,
promoting economic development and providing technical services to local governments.

**CA.6**

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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: **Transportation Disadvantaged Program – Resolution of Appreciation**

STAFF RECOMMENDATION

Approve the attached resolution of appreciation for Commissioner Scherwin Henry.

BACKGROUND

The attached resolution of appreciation is regarding Florida's Transportation Disadvantaged Program established by Chapter 427, Florida Statutes. Commissioner Scherwin Henry served as the alternate Chair on the Alachua County Transportation Disadvantaged Coordinating Board since August 2011.

If you have any questions, please do not hesitate to contact me.

Attachment

t:\lynn\appt2012\alachua\resapprmemo.docx

Dedicated to improving the quality of life of the Region's citizens,
by coordinating growth management, protecting regional resources,
promoting economic development and providing technical services to local governments.

RESOLUTION

WHEREAS, Commissioner Scherwin Henry has served as the alternate Chair on the Alachua County Transportation Disadvantaged Coordinating Board since August 5, 2011; and

WHEREAS, Commissioner Scherwin Henry ably discharged his duties as the alternate Chair of the Alachua County Transportation Disadvantaged Coordinating Board;

NOW, THEREFORE, BE IT RESOLVED: That the members and staff of the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area do hereby express their appreciation to Commissioner Henry for the dedicated service he rendered to the Alachua County Transportation Disadvantaged Coordinating Board, and for his concern for the transportation disadvantaged needs of Alachua County and the State of Florida; and

BE IT FURTHER RESOLVED: That this expression of appreciation be spread upon the minutes of the Metropolitan Transportation Planning Organization for all citizens of the community to view and recognize the accomplishments and service of Commissioner Henry.

Mike Byerly, Chair

ADOPTED BY THE METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION

June 4, 2012

Date

**CA.7**

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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: **Transportation Disadvantaged Program – Status Report**

STAFF RECOMMENDATION

No action required. This agenda item is for information only.

BACKGROUND

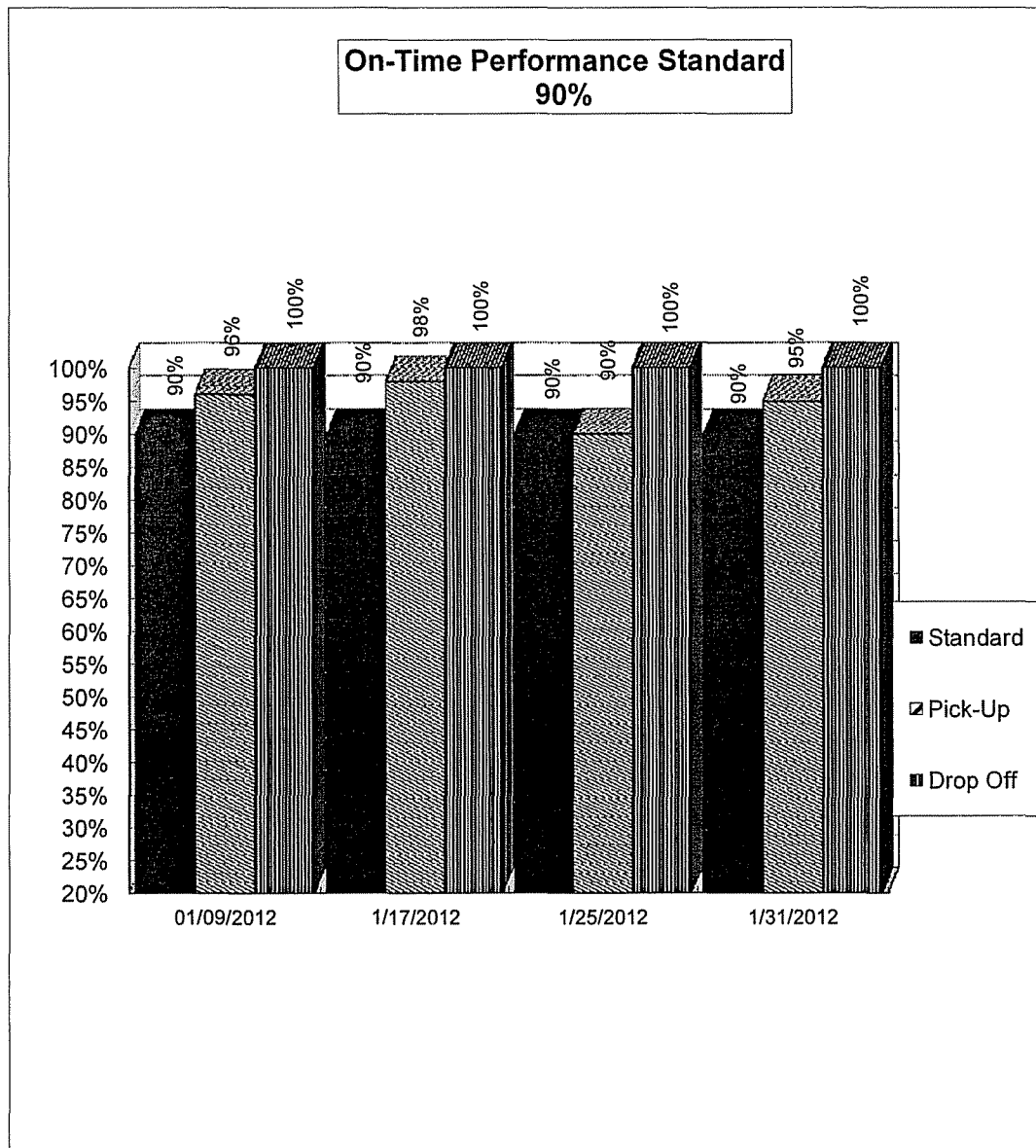
Attached are the following reports:

1. Alachua County Transportation Disadvantaged Service Plan Standards Report shows that:
 - MV met the on-time performance standard;
 - MV met the complaint standard;
 - MV met the call hold time standard;
 - MV met the accident standard; and
 - MV met the roadcall standard.
2. MV Transportation Operations Report July 2011 – April 2012.

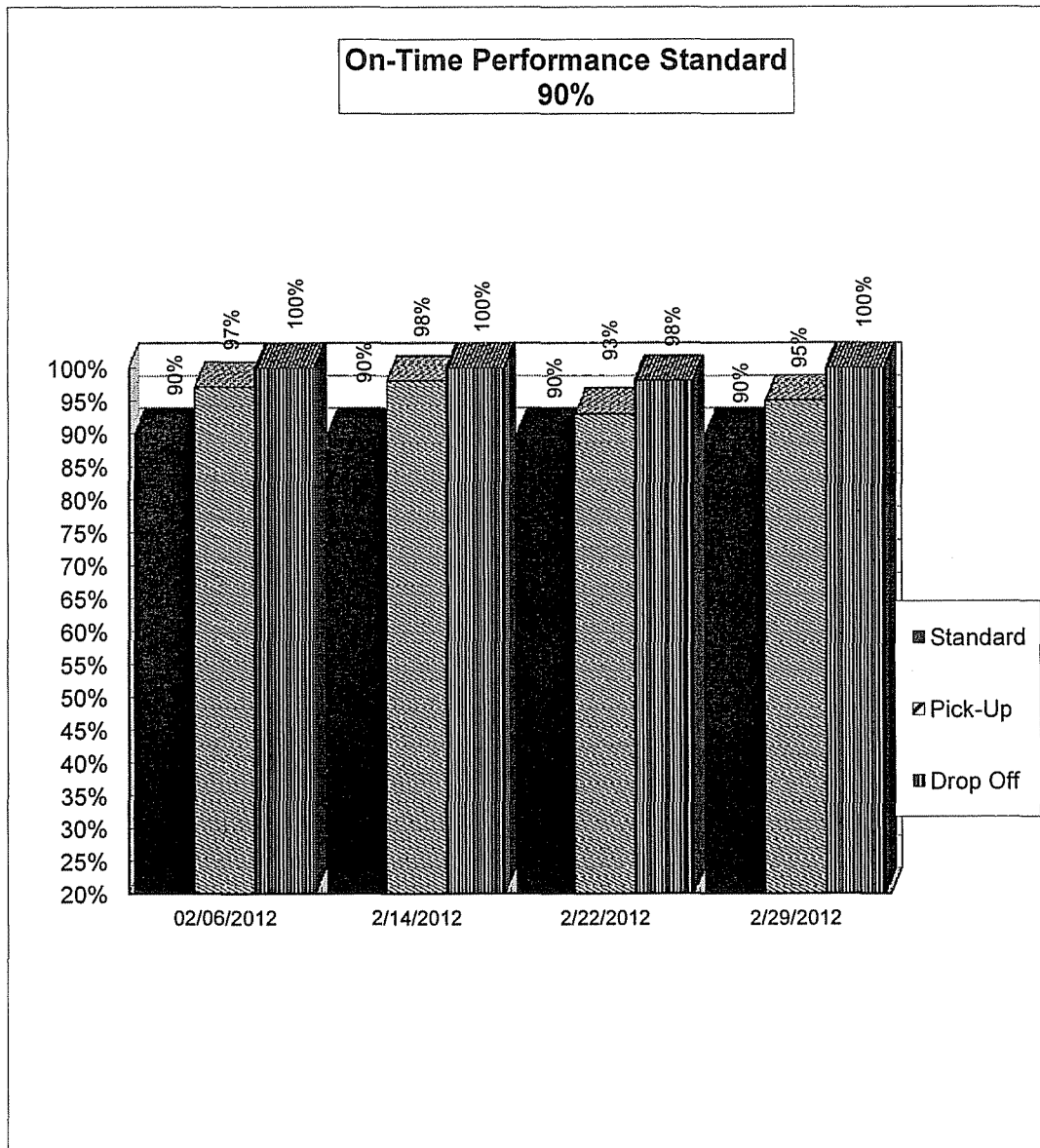
Attachments

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TRANSPORTATION DISADVANTAGED
SERVICE PLAN (TDSP) STANDARDS
ALACHUA COUNTY, JANUARY 2012



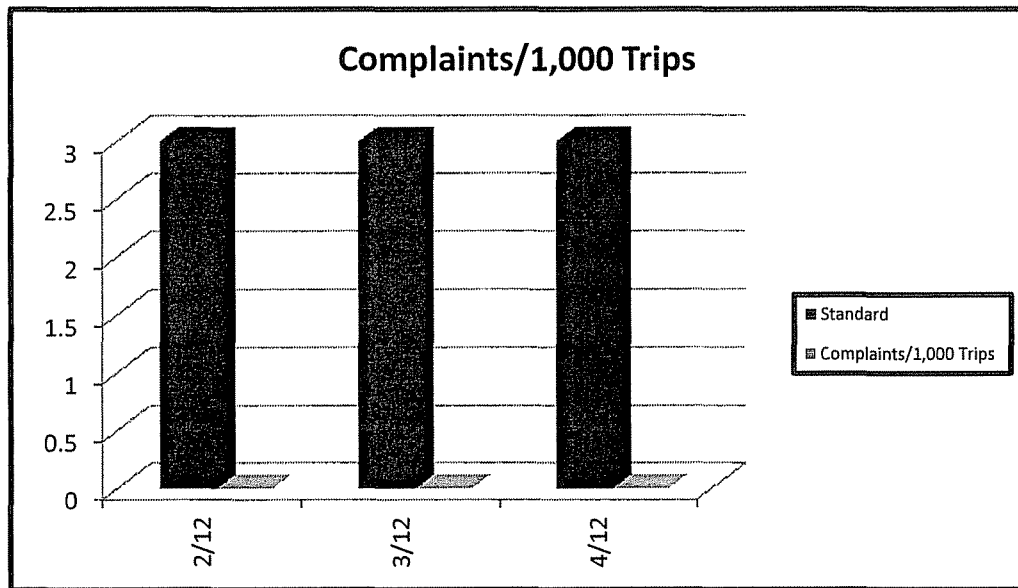
TRANSPORTATION DISADVANTAGED
SERVICE PLAN (TDSP) STANDARDS
ALACHUA COUNTY, FEBRUARY 2012



**TRANSPORTATION DISADVANTAGED
SERVICE PLAN (TDSP) STANDARDS**

ALACHUA COUNTY, FEBRUARY - APRIL 2012

| MONTH | STANDARD | COMPLAINTS/1,000 TRIPS |
|-------|----------|------------------------|
| 2/12 | 3 | 0 |
| 3/12 | 3 | 0 |
| 4/12 | 3 | 0 |



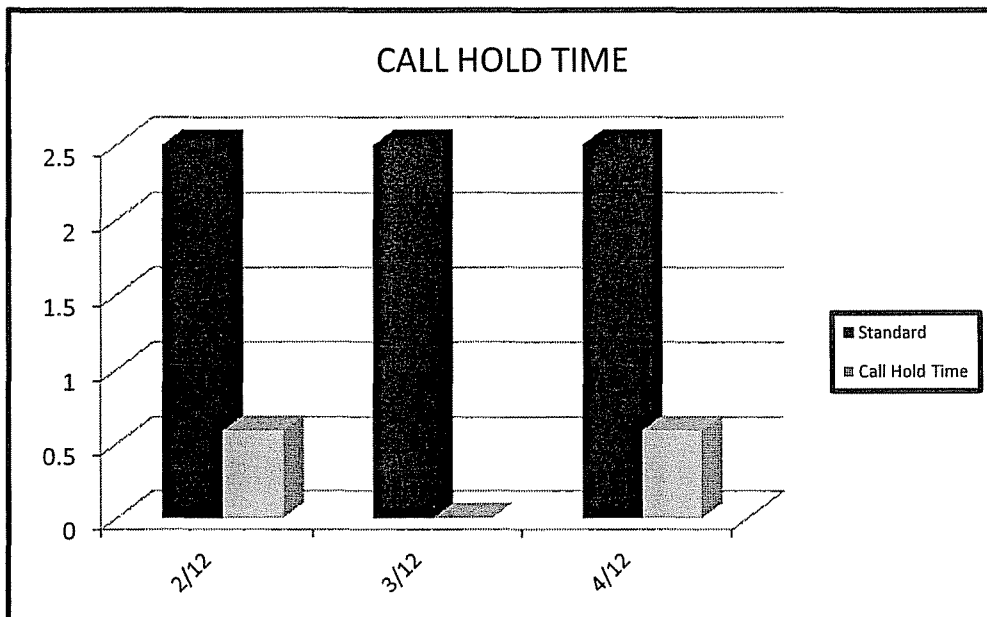
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MV TRANSPORTATION SUMMARY OF SERVICE ISSUES

| TYPE OF COMPLAINT | 7/11 | 8/11 | 9/11 | 10/11 | 11/11 | 12/11 | 1/12 | 2/12 | 3/12 | 4/12 | 5/12 | 6/12 |
|---|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|---------------|----------------|----------------|
| Late Drop-Off | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Pick-Up before Window Opens | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Late Return Pick-Up | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Ride Time Exceeded Standards | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Can't Get Through by Telephone | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| On Hold for Excessive Periods of Time | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Phone System Problems | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Sunday Reservations | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Trip Denial | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Driver Training | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Driver Behavior | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| No Passenger Assistance Provided | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| No Driver ID | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Dispatcher Behavior | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Reservationist Behavior | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Unsafe Driving | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| No Show by Driver | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Reservations/Scheduling | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Reservations | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Air Conditioning not Working | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Wheelchair/Scooter Securement | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Passenger Behavior | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| No Show by Passenger | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Customer Service | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Safety | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Trip Cancelled, Ride Came Anyway | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Wheelchair Lift Not Working Properly | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Charged Wrong Passenger Fare | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Vehicle Condition | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| MV Staff Availability | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Dropped Off at Wrong Location | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Improper Passenger Assistance | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| Did Not Process TD Eligibility Application | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | |
| TOTAL | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| TRIPS | 8,656 | 9,721 | 9,976 | 9,772 | 9,386 | 9,274 | 9,462 | 9,945 | 11,058 | 10,213 | | |
| COMPLAINTS/1,000 TRIPS | 0 | 0 | 0.30 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | #DIV/0! | #DIV/0! |
| Number of Individuals Submitting Complaints | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| RTS | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CIL | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Foster Grandparents | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| NCFRPC | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| COMMENDATIONS | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 1 | 1 | 0 | 0 |

**TRANSPORTATION DISADVANTAGED
SERVICE PLAN (TDSP) STANDARDS
ALACHUA COUNTY, FEBRUARY - APRIL 2012**

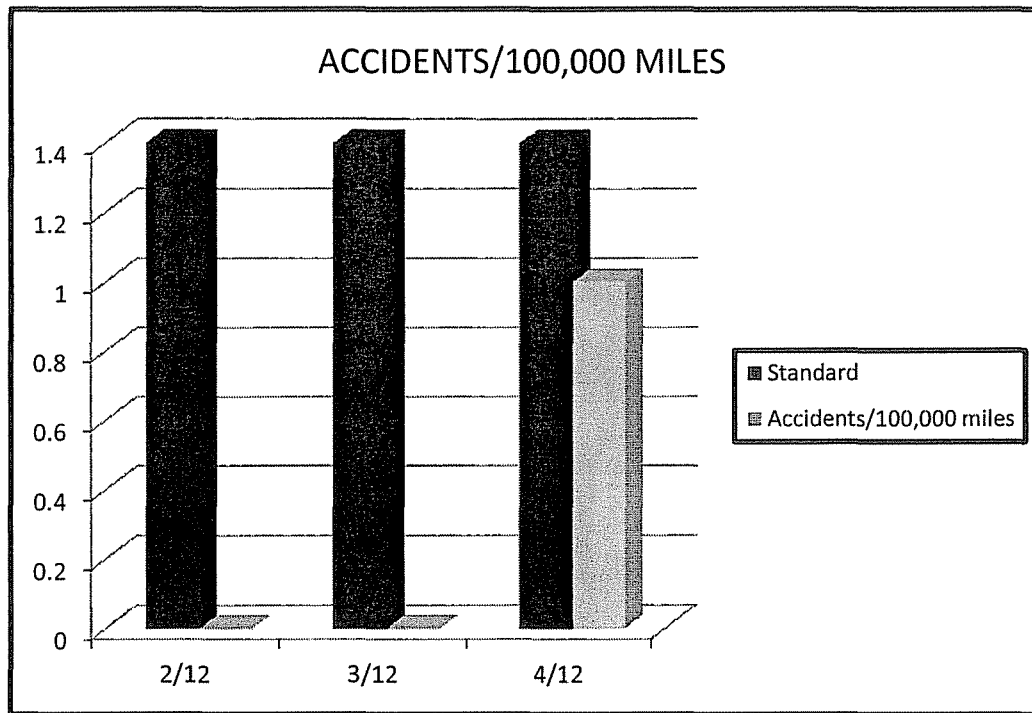
| MONTH | STANDARD | CALL HOLD TIME |
|-------|----------|----------------|
| 2/12 | 2.5 | 0.59 |
| 3/12 | 2.5 | Not reported |
| 4/12 | 2.5 | 0.59 |



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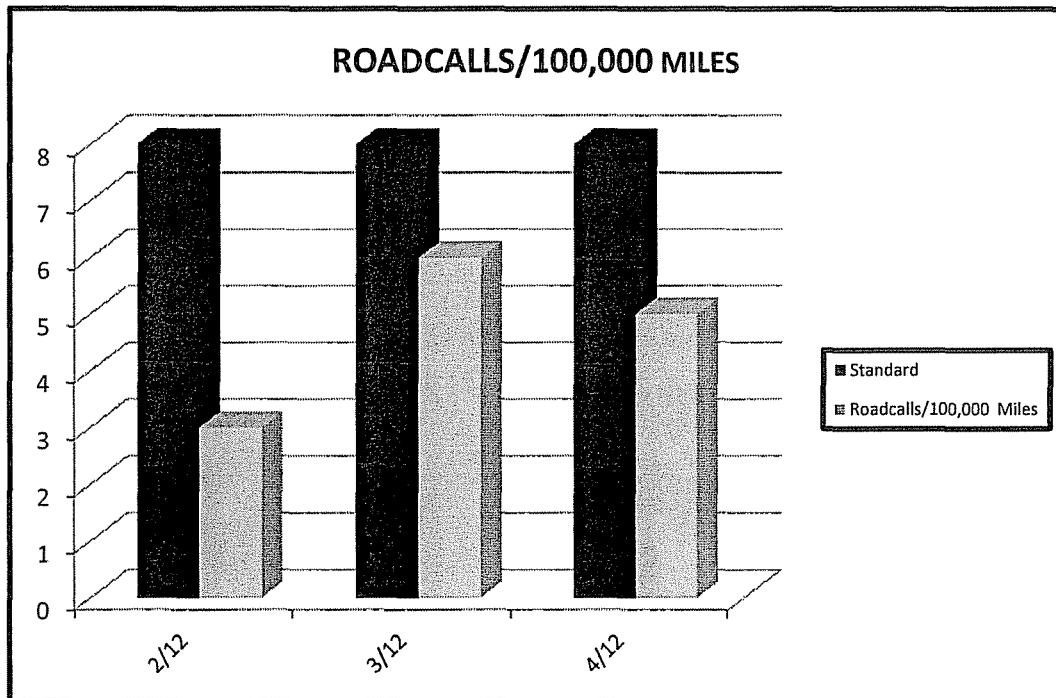
**TRANSPORTATION DISADVANTAGED
SERVICE PLAN (TDSP) STANDARDS
ALACHUA COUNTY FEBRUARY - APRIL 2012**

| MONTH | STANDARD | ACCIDENTS/100,000 MILES |
|-------|----------|-------------------------|
| 2/12 | 1.4 | 0 |
| 3/12 | 1.4 | 0 |
| 4/12 | 1.4 | 1 |



**TRANSPORTATION DISADVANTAGED
SERVICE PLAN (TDSP) STANDARDS
ALACHUA COUNTY, FEBRUARY - APRIL 2012**

| MONTH | STANDARD | ROADCALLS/100,000 MILES |
|-------|----------|-------------------------|
| 2/12 | 8 | 3 |
| 3/12 | 8 | 6 |
| 4/12 | 8 | 5 |



Meeting

Agenda

Enclosures



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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: **Transportation Improvement Program**

JOINT RECOMMENDATIONS

The Citizens Advisory Committee, Bicycle/Pedestrian Advisory Board, Technical Advisory Committee and staff all recommend approval of the Fiscal Years 2012-13 - 2016-17 Transportation Improvement Program.

BACKGROUND

Enclosed please find a draft copy of the Fiscal Years 2012-13 - 2016-17 Transportation Improvement Program. The Transportation Improvement Program is a staged implementation program of transportation projects consistent, to the maximum extent feasible, with adopted comprehensive plans of Alachua County and the City of Gainesville.

Exhibit 1 is a copy of the advertisement that appeared in The Independent Florida Alligator on Wednesday, April 25, 2012 and in the Gainesville Guardian and Gainesville Sun on Thursday, April 26, 2012. A full color copy of the draft Transportation Improvement Program may be viewed at the following website:

<http://ncfrpc.org/mtpo/FullPackets/MTPO/TIPDOC12dft.pdf>

Authorization of Funds

The Transportation Improvement Program is the most important document that is approved annually by the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area. In order for federal transportation funds to be spent in the Gainesville Metropolitan Area, they must be approved by the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area and included in this document.

Approval of the Transportation Improvement Program authorizes about \$14 million in federal funds for Fiscal Year 2012/13. Of this \$14 million, about \$9 million are for Regional Transit System projects.

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PUBLIC MEETING NOTICE
concerning the proposed
TRANSPORTATION IMPROVEMENT PROGRAM
FOR FISCAL YEARS 2012-13 - 2016-17
for the Gainesville Metropolitan Area
and
FEDERAL OBLIGATIONS REPORT

Map showing the Gainesville Metropolitan Area Boundary (dashed blue line) and various transportation improvement projects (SR 22, SR 24, SR 26, SR 28, SR 30, SR 32, SR 34, SR 36, SR 38, SR 40, SR 42, SR 44, SR 46, SR 48, SR 50, SR 52, SR 54, SR 56, SR 58, SR 60, SR 62, SR 64, SR 66, SR 68, SR 70, SR 72, SR 74, SR 76, SR 78, SR 80, SR 82, SR 84, SR 86, SR 88, SR 90, SR 92, SR 94, SR 96, SR 98, SR 100, SR 102, SR 104, SR 106, SR 108, SR 110, SR 112, SR 114, SR 116, SR 118, SR 120, SR 122, SR 124, SR 126, SR 128, SR 130, SR 132, SR 134, SR 136, SR 138, SR 140, SR 142, SR 144, SR 146, SR 148, SR 150, SR 152, SR 154, SR 156, SR 158, SR 160, SR 162, SR 164, SR 166, SR 168, SR 170, SR 172, SR 174, SR 176, SR 178, SR 180, SR 182, SR 184, SR 186, SR 188, SR 190, SR 192, SR 194, SR 196, SR 198, SR 200, SR 202, SR 204, SR 206, SR 208, SR 210, SR 212, SR 214, SR 216, SR 218, SR 220, SR 222, SR 224, SR 226, SR 228, SR 230, SR 232, SR 234, SR 236, SR 238, SR 240, SR 242, SR 244, SR 246, SR 248, SR 250, SR 252, SR 254, SR 256, SR 258, SR 260, SR 262, SR 264, SR 266, SR 268, SR 270, SR 272, SR 274, SR 276, SR 278, SR 280, SR 282, SR 284, SR 286, SR 288, SR 290, SR 292, SR 294, SR 296, SR 298, SR 300, SR 302, SR 304, SR 306, SR 308, SR 310, SR 312, SR 314, SR 316, SR 318, SR 320, SR 322, SR 324, SR 326, SR 328, SR 330, SR 332, SR 334, SR 336, SR 33

June 4, 2012 at 5:00 p.m.

**Jack Durrance Auditorium, County Administration Building,
12 SE 1ST STREET, GAINESVILLE, FLORIDA**

PURPOSE: The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area has scheduled a public meeting to receive input concerning the proposed Transportation Improvement Program for Fiscal Years 2012-13 - 2016-17. The Transportation Improvement Program is a staged implementation program of transportation projects consistent, to the maximum extent feasible, with the Alachua County and City of Gainesville comprehensive plans.

Projects in the proposed Transportation Improvement Program are also consistent with the Gainesville Metropolitan Area Year 2035 Transportation Plan- The Livable Community Reinvestment Plan. This plan identifies transportation system modifications expected to be needed to serve projected volumes and patterns of traffic through the Year 2035. A final decision regarding all projects contained in the Transportation Improvement Program will be forwarded to the Florida Department of Transportation by the adoption of this Transportation Improvement Program document.

The Federal Obligations Report is included in Appendix C of the Transportation Improvement Program. This Report shows the expenditure of federal funds within the Gainesville Metropolitan Area from October 1, 2010 through September 30, 2011.

This map only shows some of the transportation projects scheduled during the next five years. The proposed Transportation Improvement Program also includes other projects such as: bicycle; pedestrian; project development and environmental studies; resurfacing/repaving; school safety concern; transportation enhancement; and transit projects, including transportation disadvantaged projects.

THE MEETING ROOM WILL BE OPEN AT 4:30 PM FOR THE PUBLIC TO REVIEW THE PROPOSED
TRANSPORTATION IMPROVEMENT PROGRAM
AND STAFF WILL BE PRESENT TO ANSWER QUESTIONS.

Copies of the meeting agenda and more detailed information concerning the Federal Obligations Report and proposed Transportation Improvement Program can be obtained by writing to the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area, North Central Florida Regional Planning Council, 2009 NW 67 Place, Gainesville, Florida 32653, by appearing in person at the above address during business hours, at the www.ncfrpc.org/mtpo website, or by calling 352.955.2200. All persons are advised that, if they decide to contest any decision made at this public meeting, they will need a record of the proceedings and, for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which it is to be based. All interested persons are invited to attend and be heard. Public participation is solicited without regard to race, color, national origin, age, sex, sexual orientation, marital status, religious status, disability, familial status or gender identity. Persons who require special accommodations under the American with Disabilities Act, or persons who require translation services (free of charge), should contact Mr. Marlie Sanderson at 352.955.2200, extension 103, at least seven (7) days before the public meeting.

The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area consists of the Gainesville City Commission, the Alachua County Commission and nonvoting representatives of the University of Florida, the Florida Department of Transportation and the Alachua County League of Cities. The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area is responsible for the continuing, comprehensive and cooperative urban transportation planning program for the Gainesville Metropolitan Area. This planning program is required in order to receive federal and state funds for transportation projects.

**IV**

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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: List of Priority Projects

JOINT RECOMMENDATIONS

The Citizens Advisory Committee, Bicycle/Pedestrian Advisory Board, Technical Advisory Committee and staff all recommend approval of the Fiscal Years 2014 to 2018 List of Priority Projects.

BACKGROUND

Each year, the MTPO develops recommended transportation priorities for projects that are needed, but not currently funded. This information is used by the Florida Department of Transportation each fall to develop its Tentative Five Year Work Program.

A full color copy of the draft List of Priority Projects can be viewed at the following website link:

http://ncfrpc.org/mtpo/FullPackets/TAC_CAC/LOPP12dft.pdf

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March 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: **Interstate 75 Traffic Engineering Speed Study**

STAFF RECOMMENDATION

No action required. This agenda item is for information only.

BACKGROUND

At its April 2, 2012 meeting, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area discussed lowering the Interstate 75 speed limit within the Gainesville Metropolitan Area. After discussing this issue, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area approved a motion to:

“request that staff gather information regarding the criteria that would be considered when deciding whether to reduce the Interstate 75 speed limit from 70 miles per hour to some number lower than that and who would make the final decision.”

Interstate 75 Traffic Engineering Speed Study

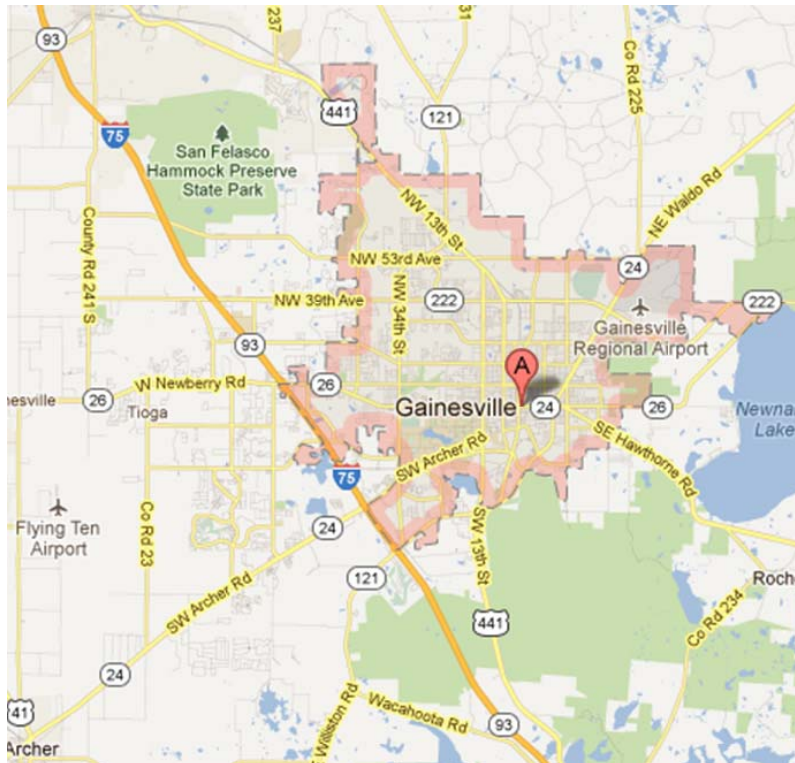
In response to this request, the Florida Department of Transportation conducted the enclosed Interstate 75 Traffic Engineering Speed Study. The limits of this study were from 1.5 miles south of the Paynes Prairie Rest Area to 1.5 miles north of State Road 222 (NW 39th Avenue). The enclosed May 11, 2012 Florida Department of Transportation letter discusses this study and concludes that:

“the speed limit should remain at 70 mph [miles per hour] and that enforcement is the key to ensure compliance with the 70 mph speed limit.”

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TRAFFIC ENGINEERING SPEED STUDY
SR 93 / I-75
From South of Paynes Prairie Preserve
To North of SR 222 (NW 39th Avenue)
Alachua County, Florida



Prepared by
Florida Department of Transportation
District Two Traffic Operations
Anthony J. Falotico, P.E.
Assistant District Traffic Operations Engineer
Lake City Office
April 24, 2012

Introduction:

All too often, speed limits are considered as a cure-all for a community's traffic problems. There are many misconceptions regarding speed zoning, such as *"drivers will drive 5 mph above the speed limit, so set it 5 mph below the desired speed"*, or *"lower speeds always result in safer roads"*. Citizens and elected officials frequently request speed zoning changes in an effort to develop a quick solution to complicated traffic issues. Simply changing the speed limit signs will not change driver behavior and result in lower speeds. There is a need, therefore, to fully understand human behavioral factors and the effects of changing speed limits.

There are two determining factors for setting speed limits. First and foremost is Florida Statutes (FS) that set minimum and maximum speed limits for roadways within the state, and defines specific authorities to state and local jurisdictions to set and maintain speed zones. The second is sound, proven engineering standards that establish reasonable speed limits that encourage safe and efficient flow of traffic, and are enforceable.

Statutory Requirements:

Determining safe and efficient speed limits on interstate highways is the responsibility of each individual state. Florida Statute 316.187, *Establishment of state speed zones* sets maximum speed limits at 70 MPH for limited access interstate highways, 65 MPH for multilane rural roads, and 60 MPH for two lane roads. It further gives the Florida Department of Transportation (FDOT) the authority to alter such speed limits whenever it determines the *"speed is greater or less than is reasonable or safe under the conditions found to exist"*.

The FDOT has published a manual entitled *Speed Zoning for Highways, Roads & Streets in Florida*. Authorized by Florida statutes, the Speed Zoning Manual defines the purpose and intent of speed zoning, discusses driver behaviors that influence the way we drive, and sets procedures for data collection & analysis for setting speed limits.

Speed Zoning:

The Speed Zoning Manual states *"The primary intent for establishing a speed zone is to improve vehicular and pedestrian safety by reducing the probability and severity of crashes. A speed limit sign notifies the driver of the maximum and/or minimum operating speed that is considered reasonably safe in optimum weather and visibility conditions. It is intended to establish the standard speed limits within which a normally prudent driver can perceive and react safely to driving problems encountered on the roadway."*

There are many factors that influence a driver's choice in selecting an operating speed. The presence and density of adjacent vehicles, weather, road conditions, road geometry, adjacent land use and many other factors play a role. A driver's choice of speed is a balance between experience and safety, with most drivers selecting a reasonably safe speed based on their conscious and subconscious reaction to many factors as previously mentioned. By obtaining a measure of the various drivers' range of speeds, a realistic speed can be determined to provide a safe and meaningful posted speed limit that can be reasonably enforced. As an oversimplification of the procedure, it can be said that drivers like you and me, without knowing it, determine the roadway's speed limit. We know that some motorists persistently drive faster than what would be considered safe and reasonable for the given conditions, while others drive persistently slow. The speed limit is set to the speed 85% of the drivers feel safe and comfortable at, leaving out the 15% that persistently drive faster.

One more very important factor to consider is speed zoning effects on crash rates. It has been shown in many studies that greater differentials in vehicle speeds, that is the difference in speed of the slowest and fastest vehicles, tend to cause higher crash rates. This is primarily due to increased incidence of lane changing, overtaking and passing, and the subsequent sudden braking that occurs.

One such study is the FHWA's Publication Number FHWA-RD-97-002, *Effects of Raising and Lowering Speed Limits on Selected Roadway Sections*. Results of that study indicate:

- Lowering the posted speed limit below the 85th percentile or raising the posted speed limit to the 85th percentile speed had little effect on drivers' speeds.
- The percent compliance with the posted speed limits improved when the speed limits were raised. When the posted speed limits were lowered, compliance decreased.

Section 9 of the Speed Zoning Manual sets forth acceptable engineering standards for determining the posted speed limit once data has been collected. It states:

*A speed limit should not differ from the **85th** percentile speed or upper limit of the **10-mph pace** by more than **3 mph** and it shall not be less than **8 mph**. A speed limit of 4 to 8 mph less than the **85th** percentile speed shall be supported by a supplemental investigation, which identifies the following:*

- *There are road or roadside features not readily obvious to the normally prudent driver, such as length of section, alignment, roadway width, surface condition, sight distance, traffic volume, crash experience, maximum comfortable speed in curves, side friction (roadside development), signal progression, etc., or;*
- *Other standard signs and markings have been tried but found ineffective*

I-75 in Alachua County:

At the request of North Central Florida Regional Planning Council during their May 31, 2007 meeting, speed studies were conducted to determine if the speed limits on I-75 in Alachua County should be lowered. Twelve individual studies were conducted, six northbound and six southbound, each one recording the speed of 100 vehicles. Based on the 85th percentile speeds recorded at that time it was determined that the existing 70 mph speed limit was appropriate for that highway. Follow up speed studies were conducted at the same locations on April 10, 2012 that showed very little changed in the 2007 data (Figure 3, pg 6). The 85th percentile speed ranged from a low of 77 mph to a high of 80 mph, the average speed ranged from 73.3 to 75.6 mph. Of the 1200 vehicle speeds recorded in 2012, only 185 (15.4%) were at or below the posted speed limit of 70 mph.

| Vehicles Traveling at or Below: | 70 mph | 75 mph | 80 mph |
|---------------------------------|--------|--------|--------|
| Number of vehicles: | 185 | 667 | 1,112 |
| Percentage of Sample: | 15.4% | 55.6% | 92.7% |

Figure 1 Current Compliance

I-75 through Alachua County has all the characteristics of a rural interstate. Interchanges are not closely spaced as one would find on urban interstates, and traffic volumes are not as high. There are two sections of interstate in FDOT District Two that have speed limits lower than 70 mph, they are both in the City of Jacksonville, I-10 from I-295 to the I-95 Interchange, and I-95 through the downtown areas of Jacksonville. Figure 2 (next page) shows the three sections of I-75 in Gainesville, I-10 and I-95 in Jacksonville for comparison of interchange spacing and traffic volumes.

| Interstate | Location | Posted Speed Limit | Distance Between Interchanges (Miles) | 2010 AADT | 2010 Peak Hour |
|------------|--|--------------------|---------------------------------------|-----------|----------------|
| I-75 | From SR 121 (Williston Rd) to SR 24 (Archer Rd) | 70 mph | 1.26 | 62,000 | 6,200 |
| I-75 | From SR 24 (Archer Rd) to SR 26 (Newberry Rd) | 70 mph | 3.53 | 71,500 | 7,150 |
| I-75 | From SR 26 (Newberry Rd) to SR 222 (NW 39th Ave) | 70 mph | 2.64 | 66,500 | 6,650 |
| I-10 | From I-295 to Lane Avenue | 55 mph | 1.11 | 99,500 | 9,811 |
| I-10 | From Lane Ave to Cassat Ave | 55 mph | 1.26 | 96,000 | 9,178 |
| I-10 | From Cassat Ave to Luna Ramps | 55 mph | 0.68 | 97,000 | 9,564 |
| I-10 | From Luna Ramps to McDuff Ave | 55 mph | 0.88 | 116,500 | 11,487 |
| I-10 | From McDuff Ave to SR 228/US 17 | 55 mph | 0.43 | 110,500 | 10,895 |
| I-10 | From SR 228/US 17 to Stockton Ramps | 55 mph | 0.51 | 168,000 | 14,280 |
| I-95 | From Atlantic Blvd to Downtown Exit (SR 5) | 55 mph | 0.68 | 171,800 | 14,603 |
| I-95 | From Downtown Exit (SR 5) to I-10 Fuller Warren Bridge | 55 mph | 1.99 | 149,000 | 12,665 |
| I-95 | From I-10 to SR 139/US 23 (Kings Rd) | 55 mph | 1.14 | 94,500 | 8,959 |
| I-95 | From SR 139/US23 to SR 114 (8th St) | 55 mph | 0.81 | 122,000 | 11,566 |
| I-95 | From SR 114 (8th St) to SR 15 (20th St) | 55 mph | 0.63 | 118,000 | 11,186 |
| I-95 | From SR 15/US17 to SR 122 (Golfair Ave) | 55 mph | 0.6 | 123,500 | 11,708 |
| I-95 | From SR 122 (Golfair Ave) to SR 115 (Lem Turner Rd) | 55 mph | 1.29 | 108,000 | 10,238 |

Figure 2: Comparison of Urban and Rural Freeway

The above figure shows that the two segments of interstate in the Jacksonville area have a higher concentration of interchanges that are spaced closer together. The number of potential conflict points between vehicles entering the highway and vehicles exiting increases, due to greater incidence of lane changing, slowing down to exit, and speeding up to enter, all within shorter distances between entrance and exit ramps. Higher traffic volumes combined with the greater frequency of potential conflict points work together to lower the speed vehicles are traveling. In effect, this is a natural lowering of the 85th percentile speed. As previously stated, it can be said that drivers, without knowing it, determine the roadway's speed limit, as lower 85th percentile speeds result in lower posted speed limits.

This is not the case on I-75 in the Gainesville area. While the City of Gainesville qualifies as an urban area based on population density, I-75 still functions as a rural interstate. This is due to the geometry of the roadway, wide lanes, shoulders, medians, and wider looking clear zones, partly due to less development along the corridor. Interchanges are further apart; entering traffic from one does not conflict with exiting traffic from the next. Lane changing is not as frequent. Through traffic on the interstate can flow smoothly with little interaction or conflict from entering and exiting traffic. Many of the characteristics of an urban freeway are not present, drivers feel safe and comfortable at higher speeds, and will set their speeds accordingly regardless of the posted speed limit.

Conclusion:

Based on Florida Statute and accepted engineering practice, the current speed limit of 70 mph on I-75 through Alachua County is properly set. It is recommended that no alterations be made.

Lowering the posted speed limit further below the 85th percentile will have little effect on drivers' speeds. It will cause some drivers to slow down, but most will continue at the speed we currently see, resulting in an increase in the overall speed differential. Increasing the speed differential has the potential of increasing the crash rates.

Enforcement of the current speed limit concentrating on those who persistently speed, reducing excessive lane changing, and, encouraging the smooth flow of traffic are key to increasing safety. It remains the driver's responsibility to be aware of the current roadway and weather conditions, and adjust speed accordingly. Simply lowering the number on speed limit signs will not achieve the desired goals.

I-75 Speed Study Results, City of Gainesville, Alachua County Comparison of 2007 and 2012 Speed Study Results

| SLD Milepost 2012 (2007) | Description | Direction | 85th Percentile Speed (MPH) | | Average Recorded Speed (MPH) | | Minimum Recorded Speed (MPH) | | Maximum Recorded Speed | | 10 MPH Pace | |
|-----------------------------------|--|-----------|--------------------------------|------|------------------------------------|------|------------------------------------|------|------------------------------|------|-------------|---------|
| | | | 2012 | 2007 | 2012 | 2007 | 2012 | 2007 | 2012 | 2007 | 2012 | 2007 |
| 7.476 (7.476) | Approx. 1.5 miles south of Rest Area | NB | 79 | 77 | 74.1 | 73.4 | 59 | 61 | 89 | 88 | 69 - 78 | 69 - 78 |
| | | SB | 79 | 79 | 75.2 | 75.3 | 61 | 62 | 95 | 89 | 71 - 80 | 71 - 80 |
| 9.210 (9.210) | Midway between Rest Area and SR 121 (Williston Road) | NB | 79 | 80 | 75.4 | 75.3 | 63 | 63 | 87 | 86 | 71 - 80 | 71 - 80 |
| | | SB | 78 | 79 | 74.3 | 75.3 | 58 | 65 | 90 | 85 | 68 - 78 | 72 - 81 |
| 10.270 (10.270) | Midway between SR 121 (Williston Road) and SR 24 | NB | 80 | 82 | 75.6 | 76.9 | 64 | 63 | 93 | 91 | 71 - 80 | 72 - 81 |
| | | SB | 79 | 80 | 74.5 | 74.7 | 63 | 60 | 87 | 87 | 70 - 79 | 69 - 78 |
| 12.500 * (12.920) | Midway between SR 24 (Archer Road) and SR 26 (Newberry Road) | NB | 79 | 79 | 75.3 | 75.7 | 67 | 66 | 90 | 91 | 70 - 79 | 71 - 80 |
| | | SB | 77 | 79 | 73.3 | 74.6 | 59 | 66 | 83 | 85 | 68 - 77 | 69 - 78 |
| 15.720 ** (15.750) | Midway between SR 26 (Newberry Road) and SR 222 | NB | 79 | 78 | 74.2 | 74.9 | 65 | 64 | 86 | 83 | 68 - 77 | 71 - 80 |
| | | SB | 79 | 81 | 75.5 | 75.8 | 66 | 65 | 84 | 91 | 70 - 79 | 72 - 81 |
| 18.615 (18.410) | Approx. 1.5 miles north of SR 222 (NW 39th Avenue) | NB | 78 | 78 | 74.4 | 74.4 | 65 | 64 | 84 | 85 | 70 - 79 | 71 - 80 |
| | | SB | 79 | 79 | 74.9 | 74.0 | 62 | 62 | 87 | 86 | 70 - 79 | 71 - 80 |

2012 data taken Tuesday, April 10, 2012 consisting of 12 individual studies, each containing a sample of 100 vehicles.

2007 data taken Tuesday, July 17, 2007 consisting of 12 individual studies, each containing a sample of 100 vehicles.

85th Percentile Speed - The speed at or below which 85 percent of the observed free flowing vehicles are travelling

10 MPH Pace - the 10 mph range containing the highest number of vehicles in the study sample data

* Relocated to avoid influence of construction project @ SR 26 interchange

** Relocated to position behind guardrail for safety

Figure 3: Results of 2007 and 2012 Speed Studies



Florida Department of Transportation

**RICK SCOTT
GOVERNOR**

1109 South Marion Avenue
Lake City, FL 32025-5874

**ANANTH PRASAD, P.E.
SECRETARY**

May 11, 2012

Mr. Mike Byerly
Chairman, Gainesville Metropolitan Planning Organization
2009 NW 67th Place
Gainesville, FL 32653

Dear Chairman Byerly:

Thank you for the Gainesville Metropolitan Planning Organization's April 2, 2012 inquiry regarding the methodology utilized by the Department to determine speed limits on the State Highway System. The Department establishes speed limits in accordance with Florida Statute 316.187 and the Department's "Speed Zoning for Highways, Roads and Streets in Florida" manual. The primary intent of the manual being to improve the vehicular and pedestrian safety by reducing the probability and severity of crashes.

On April 10, 2012, the Department conducted a speed study for I-75 from 1.5 miles south of the Paynes Prairie Rest Area to 1.5 miles north of S.R. 222. The speed study is attached for your review. The results of that study concluded that the speed limit should remain at 70 MPH and that enforcement is the key to ensure compliance with the 70 MPH speed limit.

A key technology the Department utilizes to help improve the safety and efficiency of the Interstate Highway System is the deployment of Intelligent Transportation System (ITS) devices. These devices typically include video cameras, dynamic message signs, and speed sensors. The Department is currently partnering with the City of Gainesville to install 23 video cameras on I-75 from S.R. 121 to U.S. 441 to provide roadway images to the City of Gainesville and the Department's District Two Traffic Management Centers. The ITS camera-only coverage will allow the City and Department to monitor traffic flow and detour motorists during periods of heavy congestion more efficiently. As additional funding becomes available, other ITS devices such as dynamic message signs and speed detection sensors may be added.

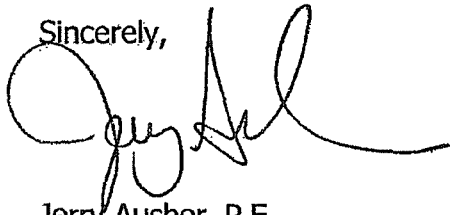
In addition, the Department is actively evaluating the deployment of ITS technologies to improve inclement weather detection and subsequent motorist notification. The Department has entered into a contract with the University of Central Florida (UCF) to provide a "Synthesis of Visibility Detection Systems" Report. This report will provide information on the "State of the Practice" about low visibility equipment and detection systems implemented by other states and agencies as well as the identification and prioritization of locations with increased risk of reduced visibility crashes in Florida. We are also planning to contract with the Florida State University (FSU) Meteorology

Department to research "Advance Predictability of Reduced Visibility Locations" in Florida. The intent of this research is to determine if a predictability model, using onsite weather detection devices, could be developed to predict when there is a high probability of a reduced visibility condition about to occur.

Based on information provided by both research projects, the Department will prioritize the list of locations that are considered high probability of having reduced visibility and what type of equipment and detection system will be selected to be installed at individual locations. The final project locations and types of equipment should be selected by October 2012. The individual projects will be entered into the Department's Work Program and implementation will be done by using an accelerated process.

If you have any questions or need additional information, please contact me at 904-360-5630 or jerry.ausher@dot.state.fl.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Jerry Ausher", with a long horizontal flourish extending to the right.

Jerry Ausher, P.E.
District Two Traffic Operations Engineer



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May 25, 2012

TO: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area

FROM: Marlie Sanderson, AICP, Director of Transportation Planning

SUBJECT: **Pedestrian Traffic Signal Timing Policy**

JOINT RECOMMENDATIONS

The Bicycle/Pedestrian Advisory Board, Citizens Advisory Committee, Technical Advisory Committee and staff all recommend approval of the pedestrian traffic signal timing policy in Exhibit 1, including the following additional targeted areas and intersections:

- NW 13th Street/NW 16th Avenue intersection;
- SW 2nd Avenue/Village Drive intersection;
- SW 2nd Avenue/SW 34th Street intersection;
- University of Florida campus streets; and
- SW 16th Avenue from Archer Road to SW 13th Street.

BACKGROUND

At its April meeting, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area discussed pedestrian traffic signals. During this discussion, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area approved the following motion:

"request that staff prepare a draft policy for review that would require a pedestrian crossing cycle, regardless of whether a pedestrian button is pushed, every time the green light cycle would accommodate the pedestrian "walk and don't walk cycle."

Pedestrian Traffic Signal Timing Policy

The City of Gainesville Public Works Department has developed the Pedestrian Traffic Signal Timing Policy enclosed as Exhibit 1. Exhibit 2 shows the roadway corridors that will be specifically targeted to implement this policy.

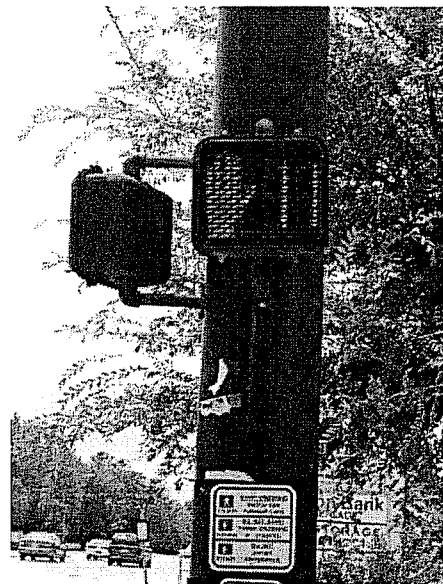


Figure 1- Pedestrian Traffic Signal

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EXHIBIT 1

Pedestrian Traffic Signal Timing Policy

Background:

It is the goal of the Gainesville / Alachua County Traffic Management System (TMS) to efficiently and effectively move all forms of traffic throughout the Gainesville Urban Area. In order to achieve this goal, it is necessary to eliminate and minimize unnecessary delays to vehicular and non-vehicular traffic. Improvements in travel times and reductions in delay have already been realized along several of the major corridors. Specifically, those that were identified in the 2025 LOS report as having a LOS F or worse in the year 2000 and were designated as the corridors to be completed in Phase I of the TMS project.

Policy:

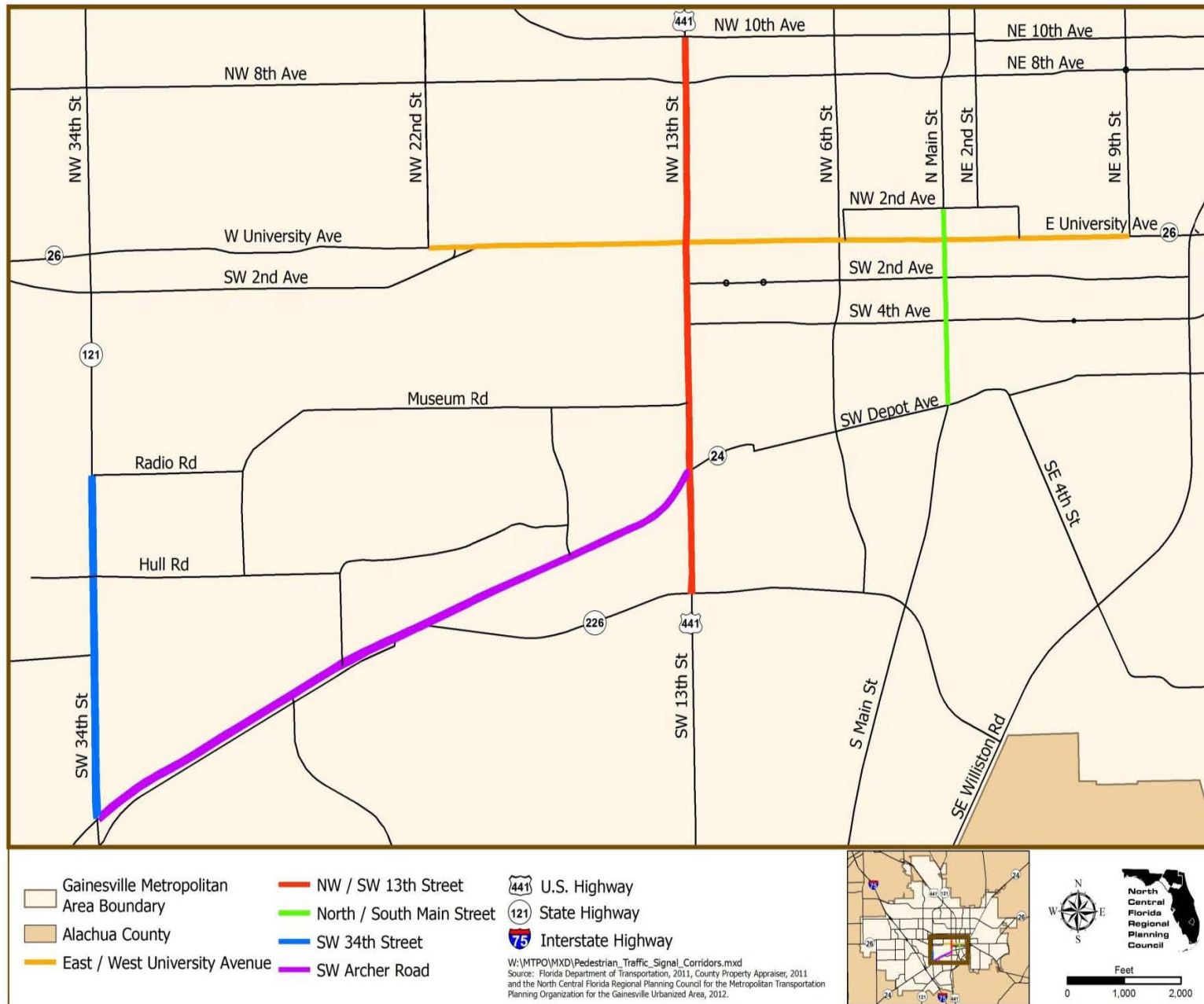
The MTPO adopts a policy to improve pedestrian transportation along the corridors that have high pedestrian volumes.

To improve transportation along certain major corridors, to extent possible, TMS staff will implement the following:

- Pedestrian phases in which the minimum programmed green time exceeds the length of the “walk” and flashing “DON’T WALK” will be placed in an automatic mode during times of high pedestrian activity.
- The corridors that will be targeted specifically are:
 - East / West University Avenue from NE 9th St to NW 22nd Street;
 - North / South Main Street from N. 2nd Avenue to S. Depot Avenue;
 - N.W. / S.W. 13th Street from N. 10th Avenue to S.W. 16th Avenue;
 - S.W. Archer Road from S.W. 13th Street to S.W. 34th Street;
 - S.W. 34th Street from Radio Road to Archer Road.
- Generally, this will be in place from 7:00 A.M. to 7:00 P.M. Nothing herein shall prohibit TMS staff from expanding those hours or roadway segments.

EXHIBIT 2

TARGETED CORRIDORS



SCHEDULED 2012 MTPO AND COMMITTEE MEETING DATES AND TIMES

PLEASE NOTE: All of the dates and times shown in this table are subject to being changed during the year.

| MTPO MEETING MONTH | TAC [At 2:00 p.m.] CAC [At 7:00 p.m.] | B/PAB [At 7:00 p.m.] | MTPO MEETING |
|--------------------------|--|-------------------------|-------------------------|
| FEBRUARY | <i>CANCELLED</i> | January 26 | <i>CANCELLED</i> |
| APRIL | March 21 | March 22 | April 2 at 3:00 p.m. |
| JUNE | May 23 | May 24 | June 4 at 5:00 p.m. |
| AUGUST | TAC @ NCFRPC July 25 | July 26 | August 6 at 3:00 p.m. |
| OCTOBER | September 19 | September 20 | October 1 at 3:00 p.m. |
| DECEMBER | November 28 | November 29 | December 3 at 5:00 p.m. |

Note, unless otherwise scheduled:

1. Shaded boxes indicate the months that we may be able to cancel MTPO meetings if agenda items do not require a meeting and corresponding Advisory Committee meeting may also be cancelled;
2. TAC meetings are conducted at the Gainesville Regional Utilities (GRU) Administration general purpose meeting room;
3. CAC meetings are conducted in the Grace Knight conference room of the County Administration Building; and
4. MTPO meetings are conducted at the Jack Durrance Auditorium of the County Administration Building unless noted.

