



AGENDA

FULL COMMISSION MEETING

Tuesday, June 18, 9:30 a.m.
Van Buren ISD Conference Center
490 South Paw Paw Street, Lawrence, MI 49064

1. CALL TO ORDER

Chair Don Hanson

Pledge of Allegiance
Roll Call

2. ACCEPTANCE AND/OR REVISION OF CONSENT AGENDA

- a. Meeting Agenda*
- b. Minutes of Commission Meeting, April 16, 2019*
- c. Chairman's Report
- d. Treasurer's Report*

3. EXECUTIVE DIRECTOR'S REPORT **Accept*

Marcy Hamilton

4. PROJECT FOCUS/MPO APPROVALS

Kim Gallagher

- FY 2020 NATS Unified Work Program **Approve*
- FY 2020 TwinCATS Unified Work Program **Approve*
- Resolution 2019-2--2045 NATS Long Range Plan **Approve*
- Resolution 2019-3--FY 2020-2023 TwinCATS Transportation Improvement Program **Approve*
 - Resolution 2019-4--Planning Process Self-Certification **Approve*
- Resolution 2019-5--FY 2020-2023 NATS Transportation Improvement Program **Approve*
 - Resolution 2019-6--Planning Process Self-Certification **Approve*
- Resolution 2019-7--Cass County Transportation Air Quality Conformity Analysis **Approve*

5. PUBLIC COMMENT

6. PRIVILEGE OF THE FLOOR

7. ADJOURNMENT

**enclosures*

Next meeting will be held August 27, 2019 at Kinexus, 499 W. Main St., Benton Harbor

MINUTES

Southwest Michigan Planning Commission

Full Commission Meeting

Tuesday, April 16, 2019 9:30 a.m.

Van Buren ISD Conference Center

490 South Paw Paw Street, Lawrence, MI 49064

MEMBERS PRESENT:

Hanson, Don, Chair, Van Buren County Commissioner
Freehling, Teri Sue, Vice Chair, Berrien County Commissioner
Akinwale, Yemi, Treasurer, Berrien County Representative
Preston, Linda, Secretary, Cass County Representative
Gundersen, Kristen, Alternate Secretary, Berrien County Representative
Remus, Richard, Alternate Treasurer, Berrien County Representative
Curran, Jim, Berrien County Commissioner
DeLong, Don, Cass County Representative
Doroh, Kurt, Van Buren County Commissioner
Hanson, Sandra, Van Buren County Representative
Janssen, Judy, Van Buren County Commissioner
Laylin, Leon, Cass County Representative
Newton, Matthew, Van Buren County Representative
Marchetti, Rosann, Cass County Commissioner
Meeks, Donnie, Berrien County Commissioner
Pantaleo, Paul, Berrien County Representative
Patterson-Gladney, Gail, Van Buren County Commissioner
Stover, Jim, Berrien County Representative
Torzynski, Robert, Pokagon Band Representative
Tyler, Doug, Cass County Representative

MEMBERS ABSENT:

Fette, Dan, Berrien County Representative
Foerster, David, Van Buren County Representative
Payne, Gloria, Berrien County Representative
Schueneman, James, Berrien County Representative
Stauffer, Dick, Berrien County Representative

STAFF PRESENT:

John Egelhaaf, Executive Director
Patrice Rose, Office Manager

OTHERS PRESENT:

Alex Schaeffer, Kruggel & Lawton, CPA
Leon Laylin, Cass County

1. CALL TO ORDER

Chair Don Hanson called the meeting to order at 9:30 a.m. and led those present in the Pledge of Allegiance. Office Manager, Patrice Rose took roll call and a quorum was present.

2. ACCEPTANCE AND/OR REVISION OF CONSENT AGENDA

- a. Meeting Agenda***
- b. Minutes of Commission Meeting, ***
- c. Chairman's Report**
- d. Treasurer's Report***
- e. Executive Director's Report***

ACCEPTANCE AND/OR REVISION OF MEETING AGENDA

Chair Hanson presented the Agenda. Rosann Marchetti moved to **“REMOVE THE EXECUTIVE DIRECTOR'S REPORT FROM THE CONSENT AGENDA AND ACCEPT THE AGENDA AS AMENDED.”** Rich Remus seconded.

2.e. EXECUTIVE DIRECTOR'S REPORT

Director Egelhaaf discussed items from the report, touching on staff presentations that are currently taking place in the community. Also mentioned was the Twin Cities Harbor and the collaboration with the Office of the Great Lakes, DNR and MI Sea Grant, to build a vision for the Harbor.

Egelhaaf also addressed a handout summarizing the SWMPC Bookkeeping/Accounting Process. Jim Curran requested a change to policy that would require the Administration Committee to meet and approve payment of bills. Louis Csokasy voiced support for such a policy. Vice Chair Freehling pointed out that with the new Bylaws, there is no longer an Administration Committee and that we now have an Executive Committee that meets on an “as needed” basis. Freehling expressed satisfaction with the current policy, which is approval of bills and signing of checks by Director Egelhaaf, and final approval and signing of checks by Treasurer Akinwale. All checks require two signatures.

3. AUDIT REPORT

Alex Schaeffer presented the 2018 Audit Report, highlighting the significant findings. He also stated that no deficiencies in internal control were identified, noting some of the material weaknesses that appeared on the audit in the past no longer exist. He also suggested raising the capitalization amount to \$2,500, as \$500 is quite low. Yemi Akinwale moved to **“APPROVE THE AUDIT REPORT”**, Linda Preston seconded, a roll call vote was taken and the motion carried.

Don Delong made a motion to **“INCREASE THE CAPITALIZATION AMOUNT FROM \$500 TO \$2,500, AS SUGGESTED BY ALEX SCHAEFFER, CPA”**, Gail Patterson-Gladney supported, a roll call vote followed and the motion carried.

4. PROJECT FOCUS: ASSET MANAGEMENT IN SW MICHIGAN

Director Egelhaaf shared a PowerPoint presentation on Asset Management focusing on PASER Data and RPI among other topics. Jim Curran asked for an overview on how PASER Data benefited the communities. Discussion followed.

5. OVERALL WORK PROGRAM

Director Egelhaaf presented the 2019 OVERALL WORK PROGRAM, and answered questions. Teri Sue Freehling requested some background on how project selection takes place. Egelhaaf gave an overview of the process, pointing out that many projects are annual repeating scenarios and grant or contract driven. Rich Remus compared the Work Program to a budget, offering that it is fluid and can be adjusted as necessary. Linda Preston moved to **“ACCEPT THE 2019 OVERALL WORK PROGRAM.”** Rosann Marchetti seconded. A roll call vote followed, the motion carried.

6. PUBLIC COMMENT

Jim Curran suggested that the Executive Director’s Report be permanently removed from the Consent Agenda to stand alone in the future. Brief discussion followed, as it appeared to be favored, Chair Hanson called for a voice vote, response was all Ayes, 0 Nays.

7. PRIVILEGE OF THE FLOOR

8. ADJOURNMENT

The Chair declared the meeting adjourned at 11:13 a.m.

Respectfully submitted by:



K. John Egelhaaf, AICP

Date: April 17, 2019

SWMPC Mission Statement

Our team uses its passion and expertise to connect people, assist communities and advance cooperative solutions to regional challenges experienced by the communities that created us.

Southwest Michigan Planning Commission
Balance Sheet
May 2019

ASSETS

Current Assets

Checking/Savings

1010 · Petty Cash	65.00
1020 · Checking	546,606.86
1060 · CD	71,971.98

Total Checking/Savings 618,643.84

Accounts Receivable

1100 · Accounts Receivable	41,110.84
1110 · A/R Grants	12,025.01

Total Accounts Receivable 53,135.85

Other Current Assets

1499 · Security Deposit - 376 W. Main	11,220.00
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Total Other Current Assets 11,220.00

Total Current Assets 682,999.69

Fixed Assets

1350 · Furniture and Equipment	42,229.00
1360 · Accumulated Depreciation	-31,357.00

Total Fixed Assets 10,872.00

TOTAL ASSETS 693,871.69

LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable

2000 · Accounts Payable	369.65
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Total Accounts Payable 369.65

Other Current Liabilities

2400 · Payroll Liabilities

2430 · Health Insurance	360.84
2438 · HSA	148.68
2440 · Federal Withholding	1,159.00
2450 · Medicare Payable	444.88
2460 · FICA Payable	1,902.30
2480 · State Withholding	1,774.19
2490 · Michigan UIA Payable	11.64
2495 · Benton Harbor withholding	201.64
2400 · Payroll Liabilities - Other	2,467.28

Total 2400 · Payroll Liabilities 8,470.45

2500 · RPI	252,609.45
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Total Other Current Liabilities 261,079.90

Total Current Liabilities 261,449.55

Long Term Liabilities

2260 · Accrue Annual Leave	33,280.91
2290 · SJ Watershed Escrow	1,207.99
2300 · NATS-FHWA-Escrow	2,591.54
2310 · NATS-FTA-Escrow	13,901.33
2320 · TCATS-Escrow	19,397.05
2340 · EDA Escrow	409.09
2550 · Unearned Revenue	260,859.17

Total Long Term Liabilities 331,647.08

Total Liabilities 593,096.63

Equity

32000 · Unrestricted Net Assets	221,114.45
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Net Income -120,339.39

Total Equity 100,775.06

TOTAL LIABILITIES & EQUITY 693,871.69

Southwest Michigan Planning Commission
Profit Loss Statement
May 2019

	Jan - May 19	YTD Budget	Annual Budget	Under Over Budget	% of Budget
Income					
4000 · Federal Grant	36,348.45	210,993.58	421,987.16	174,645.13	9%
4010 · State Grant	327,422.44	295,843.85	591,687.70	-31,578.59	55%
4020 · County Contribution	54,629.38	29,962.50	59,925.00	-24,666.88	91%
4030 · Local Match	41,988.43	37,700.50	75,401.00	-4,287.93	56%
4040 · Local Contract	87,879.87	68,713.10	164,911.43	-19,166.77	53%
4050 · Other Fee Income	883.04				
4090 · Donations	380.00				
4100 · Interest Income	714.16				
Total Income	550,245.77	643,213.53	1,313,912.29	94,944.96	
Gross Profit	550,245.77	643,213.53	1,313,912.29	94,944.96	
Expense					
6000 · Direct Expenses					
6200 · Salaries	118,653.02	128,490.56	308,377.35	9,837.54	38%
6220 · Payroll Taxes	9,076.95	10,721.99	25,732.76	1,645.04	35%
6230 · Pension Expenses	7,712.60	8,421.81	20,212.36	709.21	38%
6240 · Employee Insurance	41,334.18	52,237.21	125,369.32	10,903.03	33%
6300 · Mileage & Travel	5,201.00	4,904.19	11,770.04	-296.81	44%
6310 · Meals	370.86	622.91	1,495.00	252.05	25%
6315 · Lodging	461.75	1,375.00	3,300.00	913.25	14%
6330 · Printing	0.00	1,797.92	4,315.01	1,797.92	0%
6340 · Postage	43.88	312.50	750.00	268.62	6%
6410 · Dues & Subscriptions	1,380.00	418.75	1,005.00	-961.25	137%
6420 · Supplies & Materials	2,884.47	2,312.51	5,550.01	-571.96	52%
6430 · Computer Services	533.89	1,312.50	3,150.00	778.61	17%
6440 · Advertising	3,351.06	2,735.41	6,565.00	-615.65	51%
6500 · Conferences & Training	915.00	1,175.00	2,820.00	260.00	32%
6550 · Contractual Svcs-OffSite	59,899.24	173,091.67	415,420.01	113,192.43	14%
6610 · Equipment	0.00	1,325.00	3,180.00	1,325.00	0%
6630 · Equipment Maintenance	0.00	229.16	550.00	229.16	0%
6715 · Audit Services	4,900.00	2,916.66	7,000.00	-1,983.34	70%
6720 · Accounting Services	0.00	281.25	675.00	281.25	0%
6950 · General Commission Expenses	0.00	291.66	700.00	291.66	0%
6960 · Commissioner Mileage	0.00	1,250.00	3,000.00	1,250.00	0%
6970 · Commissioner Per Diem	0.00	1,250.00	3,000.00	1,250.00	0%
6980 · Bank Fees	78.98	20.84	50.00	-58.14	158%
Total 6000 · Direct Expenses	256,796.88	397,494.50	953,986.86	140,697.62	
7000 · Indirect Expenses					
7200 · Salaries-Indirect	47,516.77	58,592.24	140,621.36	11,075.47	34%
7220 · Payroll Taxes-Indirect	3,999.54	3,767.19	9,041.24	-232.35	44%
7230 · Pension Expenses-Indirect	2,792.70	2,959.01	7,101.64	166.31	39%
7240 · Employee Insurance-Indirect	30,103.39	18,353.61	44,048.68	-11,749.78	68%
7300 · Mileage & Travel-Indirect	81.12	98.60	236.62	17.48	34%
7310 · Meals-Indirect	0.00	131.13	314.72	131.13	0%
7315 · Lodging-Indirect	0.00	0.07	0.17	0.07	0%
7320 · Telephone-Indirect	848.25	1,623.53	3,896.47	775.28	22%
7330 · Printing-Indirect	0.00	171.46	411.51	171.46	0%
7340 · Postage-Indirect	272.26	273.56	656.55	1.30	41%
7410 · Dues & Subscriptions-Indirect	826.10	1,828.35	4,388.02	1,002.25	19%
7420 · Supplies & Materials-Indirect	2,829.03	2,825.54	6,781.28	-3.49	42%
7430 · Computer Services-Indirect	10,192.57	15,576.10	37,382.64	5,383.53	27%
7440 · Advertising-Indirect	0.00	7.51	18.01	7.51	0%
7500 · Conferences & Training-Indirect	0.00	4.54	10.88	4.54	0%
7520 · Rent & Janitorial-Indirect	34,782.50	28,050.00	67,320.00	-6,732.50	52%
7610 · Equipment-Indirect	0.00	5,793.05	13,903.34	5,793.05	0%
7620 · Equipment Rental-Indirect	165.21	219.54	526.91	54.33	31%
7630 · Equipment Maintenance-Indirect	0.00	12.99	31.16	12.99	0%
7715 · Audit Services-Indirect	2,050.00	7,142.75	17,142.58	5,092.75	12%
7720 · Accounting Services-Indirect	2,914.00	1,434.52	3,442.86	-1,479.48	85%
7730 · Insurance Corporate-Indirect	2,343.79	879.90	2,111.74	-1,463.89	111%
7950 · General Commission Exp-Indirect	0.00	190.47	457.13	190.47	0%
7980 · Bank Fees-Indirect	0.00	33.22	79.73	33.22	0%
Total 7000 · Indirect Expenses	141,717.23	149,968.88	359,925.24	8,251.65	
9999 · RPI Deferred Income	252,609.45				
Total Expense	651,123.56	547,463.38	1,313,912.10	148,949.27	
	-100,877.79	95,750.15	0.19	-54,004.31	



SOUTHWEST MICHIGAN PLANNING COMMISSION

376 West Main Street, Suite 130, Benton Harbor, MI 49022

Phone: 269-925-1137 • Website: www.swmpc.org

MEMORANDUM

TO: Southwest Michigan Planning Commission

FROM: K. John Egelhaaf

DATE: June 3, 2019

RE: Staff Report for the Southwest Michigan Planning Commission June 18, 2019

Office Updates

A. Staff Changes

- a. Ryan Fellows – Departure as of May 20, 2019
- b. Ylana Padgett - Summer Intern
 - i. Cornell College – Environmental Studies/Art History Major
 - ii. June 3 – August 31
- c. Jerrid Burdue – New Hire Associate Planner
 - i. Michigan Technological University
 - ii. Start Date – July 22

B. General

- a. Marcy Hamilton
 - i. Cass County Conservation District Workshop
 - ii. Statewide Water Strategy Meetings
 - iii. G.I. Conference
- b. Brandon Kovnat
 - i. Asset Management Conference – Gaylord
- c. John Egelhaaf
 - i. Michigan Association of Planning (MAP) Annual Conference Planning Committee
 - ii. Leadership Accelerator Panel Presentation – Harbor Planning
 - iii. Presenter – Strategic Leadership Spring Summit
 - iv. Webinar Presenter – Inclusive Transit Planning Community of Practice (University of Massachusetts)
- d. Kris Martin
 - i. MPO Traffic Monitoring Training
 - ii. St. Joseph River Basin Symposium
- e. Kim Gallagher
 - i. Michigan Transportation Planning Association Meeting

Project Updates

A. Twin Cities Harbor

- a. News Feature Story on South Bend ABC 57 News: <https://abc57.com/news/twin-cities-harbor-transforming-the-waterfront>

SWMPC Staff Report – June 18, 2019

Project Updates

- A. Twin Cities Harbor (continued)
 - b. Governance Retreat – Originally Scheduled for June 11th – POSTPONED (because of B.H. schools challenges)
 - i. Goals:
 1. Bring leaders together
 2. Identify common goals, priorities, opportunities
 3. Facilitate discussion to identify where coordination and collaboration is necessary for implementation
 4. Strategies for advancing collaborative goals and priorities
 5. Determine governance structure
- B. Seven County Non-Motorized Transportation Plan
 - a. Meetings Scheduled in Six of Seven Counties - Month of June
 - i. Cass – June 5
 - ii. Van Buren – June 11
 - iii. Calhoun – June 17
 - iv. St. Joseph – June 18
 - v. Branch – June 20
 - vi. Kalamazoo – June 24
- C. SWMPC Website Revamp
 - a. Targeting 2020
 - b. Seeking additional funding from MDOT
- D. Economic Development District Planning Activities
 - a. Three-Year Grant for 2019-2021 SWMPC Planning Received
 - i. May 14, 2019 Approval
 - ii. \$210,000 Federal Funding Over Three Years
- E. Metropolitan Transportation Major Documents
 - a. Niles Buchanan Cass Area Transportation Study (NATS)
 - i. 2045 Long Range Plan
 - ii. 2020 Unified Work Program
 - iii. 2020-2023 Transportation Improvement Program
 - b. Twin Cities Area Transportation Study (TwinCATS)
 - i. 2020 Unified Work Program
 - ii. 2020-2023 Transportation Improvement Program
 - c. Cass County Air Quality Conformity



Transportation Document Links

FULL COMMISSION MEETING

Tuesday, June 18, 9:30 a.m.

Van Buren ISD Conference Center

490 South Paw Paw Street, Lawrence, MI 49064

MPO TRANSPORTATION DOCUMENTS

FY 2020 NATS Unified Work Program

https://www.swmpc.org/downloads/nats_2020_uwp_draft_v4.pdf

FY 2020 TwinCATS Unified Work Program

https://www.swmpc.org/downloads/twincats_2020_uwp_final_draft_51319.pdf

2045 NATS Long Range Plan

<https://www.swmpc.org/nats2045lrp.asp>

FY 2020-2023 TwinCATS Transportation Improvement Program

<https://www.swmpc.org/twincatstip.asp>

FY 2020-2023 NATS Transportation Improvement Program

<https://www.swmpc.org/natstip.asp>

Cass County Air Quality Conformity Analysis:

https://www.swmpc.org/air_quality.asp



SOUTHWEST MICHIGAN PLANNING COMMISSION

376 W. Main Street, Suite 130, Benton Harbor, MI 49022

Phone: 269-925-1137 • Website: www.swmpc.org

RESOLUTION 2019 - 2

APPROVING THE NILES BUCHANAN CASS AREA TRANSPORTATION STUDY (NATS) 2045 LONG RANGE TRANSPORTATION PLAN

WHEREAS, the Southwest Michigan Planning Commission (SWMPC) is the designated Metropolitan Planning Organization for the Benton Harbor – St. Joseph Federal Aid Urban Area; and

WHEREAS, the SWMPC has designated the Niles Buchanan Cass Area Transportation Study (NATS) Technical Advisory and Policy Committees as the committees responsible for developing the Long Range Transportation Plan, the Transportation Improvement Program and all other transportation-related planning activities for the designated metropolitan planning area; and

WHEREAS, the NATS Long Range Transportation Plan has been developed pursuant to provisions of the Fixing America's Surface Transportation Act (FAST Act); and

WHEREAS, the NATS Long Range Transportation Plan identifies transportation facilities and activities that should function as an integrated metropolitan transportation system in conformity with the Michigan Department of Transportation and the Federal Highway Administration; and

WHEREAS, the NATS Long Range Transportation Plan was analyzed for fiscal constraint of proposed projects and activities over the 26-year planning horizon, was developed through a process that included input from citizens, public agencies and other interested parties, and has demonstrated conformity with the State Implementation Plan for Air Quality, and

WHEREAS, the NATS Long Range Transportation Plan has identified goals, objectives, policies, recommendations, strategies and activities consistent with the goals and objectives of the Michigan Department of Transportation, and

WHEREAS the Southwest Michigan Planning Commission predicates their approval of the NATS Long Range Transportation Plan on the future action of the NATS Policy Committee to adopt the Long Range Transportation Plan at its June 25, 2019 meeting;

NOW, THEREFORE, BE IT RESOLVED, the Southwest Michigan Planning Commission approves the 2045 Twin Cities Area Transportation Study Long Range Plan and determines that the Plan conforms to the State Implementation Plan.

This action is taken pursuant to rules and regulations of the Federal Highway Administration and the Michigan Department of Transportation by vote of the Southwest Michigan Planning Commission, this the 18th day of June, 2019.

ATTEST:

Don Hanson, Chair
Southwest Michigan Planning Commission

ATTEST:

John Egelhaaf, Executive Director
Southwest Michigan Planning Commission



SOUTHWEST MICHIGAN PLANNING COMMISSION

376 W Main, Benton Harbor, MI 49022

Phone: 269-925-1137 • Website: www.swmpc.org

RESOLUTION 2019 - 3

APPROVING THE TWIN CITIES AREA TRANSPORTATION STUDY (TwinCATS) FISCAL YEARS 2020-2023 TRANSPORTATION IMPROVEMENT PROGRAM

WHEREAS, the Southwest Michigan Planning Commission is the state-designated Metropolitan Planning Organization (MPO) for the Benton Harbor/St. Joseph Urbanized Area; and

WHEREAS, the Twin Cities Area Transportation Study (TwinCATS) is responsible for the development of a Transportation Improvement Program (TIP) for the Metropolitan Planning Organization; and

WHEREAS, the TIP is required by both the Federal Highway Administration and the Federal Transit Administration; and

WHEREAS, the TwinCATS Fiscal Years 2020-2023 TIP has been developed and certified in accordance with the requirements of 23 CFR 450 in cooperation with state and local officials, with opportunities for public involvement, review and input; and

WHEREAS, the TwinCATS FY 2020-2023 TIP meets the principles and intent of Environmental Justice; and

WHEREAS, the Federal and non-federal programmed expenditures in the TwinCATS FY 2020-2023 TIP are constrained with the amount of revenues expected to be available during the four-year period;

NOW, THEREFORE BE IT RESOLVED, this the 18th day of June, 2019, that the Southwest Michigan Planning Commission finds the TwinCATS FY 2020-2023 TIP consistent with the goals of the TwinCATS 2045 Long Range Transportation Plan, fiscally constrained, conforms with Air Quality Standards and hereby approves the FY 2020-2023 TwinCATS Transportation Improvement Program.

ATTEST:

Don Hanson, Chair
Southwest Michigan Planning Commission

ATTEST:

John Egelhaaf, Executive Director
Southwest Michigan Planning Commission

RESOLUTION 2019 - 4
METROPOLITAN TRANSPORTATION
PLANNING PROCESS CERTIFICATION
(for Nonattainment and Maintenance Areas)

In accordance with 23 CFR 450.334, the Michigan Department of Transportation, the Twin Cities Area Transportation Study (TwinCATS), and the Southwest Michigan Planning Commission, the Metropolitan Planning Organization for the Benton Harbor-St. Joseph, Michigan urbanized area, hereby certify, as part of the STIP submittal, that the transportation planning process is addressing the major issues in the metropolitan planning area and is being conducted in accordance with all applicable requirements of:

- I. 23 U.S.C. 134 and 135, 49 U.S.C. 5303 and 5304, and this part;
- II. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21;
- III. 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity;
- IV. Section 1101(b) of the FAST Act (Pub. L. 114-357) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
- V. 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
- VI. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38;
- VII. The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
- VII. 23 U.S.C. 324, regarding the prohibition of discrimination based on gender; and
- IX. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities.

K. John Egelhaaf, Executive Director
Southwest Michigan Planning Commission

Denise Jones, Administrator
Bureau of Transportation Planning

Date

Date



SOUTHWEST MICHIGAN PLANNING COMMISSION

376 W Main, Benton Harbor, MI 49022

Phone: 269-925-1137 • Website: www.swmpc.org

RESOLUTION 2019 – 5

APPROVING THE NILES-BUCHANAN-CASS AREA TRANSPORTATION STUDY (NATS) FISCAL YEARS 2020-2023 TRANSPORTATION IMPROVEMENT PROGRAM

WHEREAS, the Southwest Michigan Planning Commission is the state-designated Metropolitan Planning Organization (MPO) for the Niles – Buchanan – Cass Urbanized Area; and

WHEREAS, the Niles-Buchanan-Cass Area Transportation Study (NATS) is responsible for the development of a Transportation Improvement Program (TIP) for the Metropolitan Planning Organization; and

WHEREAS, the TIP is required by both the Federal Highway Administration and the Federal Transit Administration; and

WHEREAS, the NATS Fiscal Years 2020-2023 TIP has been developed and certified in accordance with the requirements of 23 CFR 450 in cooperation with state and local officials, with opportunities for public involvement, review and input; and

WHEREAS, the NATS FY 2020-2023 TIP meets the principles and intent of Environmental Justice; and

WHEREAS, the Federal and non-federal programmed expenditures in the NATS FY 2020-2023 TIP are constrained with the amount of revenues expected to be available during the four-year period;

NOW, THEREFORE BE IT RESOLVED, this the 18th day of June, 2019, that the Southwest Michigan Planning Commission finds the NATS FY 2020-2023 TIP consistent with the goals of the NATS 2045 Long Range Transportation Plan, fiscally constrained, conforms with Air Quality Standards and hereby approves the FY 2020-2023 NATS Transportation Improvement Program.

ATTEST:

Don Hanson, Chair
Southwest Michigan Planning Commission

ATTEST:

John Egelhaaf, Executive Director
Southwest Michigan Planning Commission

RESOLUTION 2019 - 6
METROPOLITAN TRANSPORTATION
PLANNING PROCESS CERTIFICATION
(for Nonattainment and Maintenance Areas)

In accordance with 23 CFR 450.334, the Michigan Department of Transportation, the Niles-Buchanan-Cass Area Transportation Study (NATS), and the Southwest Michigan Planning Commission, the Metropolitan Planning Organization for South Bend, IN - MI urbanized area, Michigan urbanized area, hereby certify, as part of the STIP submittal, that the transportation planning process is addressing the major issues in the metropolitan planning area and is being conducted in accordance with all applicable requirements of:

- I. 23 U.S.C. 134 and 135, 49 U.S.C. 5303 and 5304, and this part;
- II. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21;
- III. 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity;
- IV. Section 1101(b) of the FAST Act (Pub. L. 114-357) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
- V. 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
- VI. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38;
- VII. The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
- VII. 23 U.S.C. 324, regarding the prohibition of discrimination based on gender; and
- IX. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities.

K. John Egelhaaf, Executive Director
Southwest Michigan Planning Commission

Denise Jones, Administrator
Bureau of Transportation Planning

Date

Date



SOUTHWEST MICHIGAN PLANNING COMMISSION

376 W. Main Street, Suite 130, Benton Harbor, MI 49022

Phone: 269-925-1137 • Website: www.swmpc.org

RESOLUTION 2019 – 7

TO ACCEPT THE 8-HOUR OZONE TRANSPORTATION AIR QUALITY CONFORMITY ANALYSIS FOR CASS COUNTY

WHEREAS, on April 15, 2004 the United States Environmental Protection Agency has designated Cass County as Nonattainment for the 1997 8-hour ozone standard; and

WHEREAS, on May 16, 2007 the United States Environmental Protection Agency has designated Cass County as Attainment/Maintenance for the 1997 8-hour ozone standard; and

WHEREAS, all proposed transportation projects using federal funds between 2019-2045 in Cass County were sent to the Michigan Transportation Conformity Inter-Agency Work Group for Cass County, to determine applicability for conformity analysis testing; and

WHEREAS, the Inter-Agency Work Group for Cass County has determined that no projects are adding additional capacity and thus will not contribute to increasing emissions; and

WHEREAS the results of the Conformity Analysis conducted by the Michigan Department of Transportation forecasted that VOC and NO_x emissions for Cass County are currently below the maximum levels allowed by the County's emissions budget and are predicted to remain below the allowed levels through 2045, thereby demonstrating conformity;

NOW THEREFORE BE IT RESOLVED, the Southwest Michigan Planning Commission accepts the results of the Air Quality Conformity Analysis for the Cass County.

THE FOREGOING RESOLUTION WAS ADOPTED PURSUANT TO RULES AND REGULATIONS OF THE FEDERAL HIGHWAY ADMINISTRATION AND THE MICHIGAN DEPARTMENT OF TRANSPORTATION BY A VOTE OF SOUTHWEST MICHIGAN PLANNING COMMISSION ON JUNE 18, 2019

ATTEST:

Don Hanson, Chair
Southwest Michigan Planning Commission

ATTEST:

John Egelhaaf, Executive Director
Southwest Michigan Planning Commission